### **MINUTES**

# WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – MAY 8, 2019

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 8<sup>th</sup> day of May 2019 at its meeting place in the Commissioners Courtroom of the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Waller County Judge Trey Duhon at 9:01 a.m. with the following members of the Court present to-wit:

Carbett "Trey" J. Duhon III, County Judge John A. Amsler, Commissioner Precinct 1 Walter Smith, Commissioner Precinct 2 Jeron Barnett, Commissioner Precinct 3 Justin Beckendorff, Commissioner Precinct 4 Debbie Hollan, County Clerk

Delivery of Invocation by: Commissioner Amsler

Pledge to the American Flag and Texas Flag led by: Commissioner Barnett

1. Approval of Agenda.

Motion to approve agenda by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Smith – Yes Commissioner Beckendorff – Yes

## **PUBLIC COMMENT**

 DeWayne Charleston commented on Sandra Bland and the recent release of her phone video.
 Mr. Charleston also stated he wanted to put the court on notice that they plan on doing a march in January, a Sandra Bland March on January 23, 2020 and they will not be getting a Mass Gathering Permit.

# **CONSENT AGENDA**

Items identified within the consent agenda are of a routine nature, and will be passed with one vote without being discussed separately. If a member of the court or public requests that a particular item be discussed, that agenda item will be pulled from the Consent Agenda and discussed as part of the regular agenda at the appropriate time. One vote will approve the remaining items on the Consent Agenda.

- 2. Approval of the minutes May 1, 2019 Regular Session
- 3. Request by County Treasurer for approval of Payroll.
- 4. Request to approve payment on the following:
  - (a) \$1,065.00 for invoice dated April 26, 2019 to Schmidt Funeral Home from line Item 125-423-540705 [Transport to Morgue].
- 5. Request by County Auditor for approval and/or ratification of Accounts Payable.
- 6. Request by County Engineer for the approval of an Access Easement from Robert Grein for cleaning outfall ditch on Laneview Road.
- 7. Request by County Engineer for the approval of an Access Easement from Jon T. Groce for cleaning outfall ditch on Addie Gee Road.

Motion to approve consent agenda items by Commissioner Beckendorff, seconded by Commissioner Barnett.

#### Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes Commissioner Barnett - Yes

Commissioner Smith Commissioner Beckendorff - Yes

- Yes

## **PROCLAMATION**

Discuss and take action to approve the Proclamation recognizing May as Older 8. American's Month in Waller County.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

## **CONSTRUCTION MANAGER**

9. **Update** on Jail Center Project. No action required.

### Advanced to agenda item #12

10. Discuss and take action to approve Replacement Roofing for the Hospital Building.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion to table agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried - Item TABLED.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

11. Discuss and take action to approve Structural Engineering study for the Hospital Building.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion to table agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried - Item TABLED.

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

### Proceeded to Agenda Item #13

\$1,910,287.30 for invoice #10945 to Sedalco from line item 601-601-581000 [Bldg. 12. Purch, Cons, or Improv].

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Returned to Agenda Item #10

## **COUNTY ENGINNER**

Discuss and take action to approve the Master Plan for the proposed Kingsland Ranch 13. development along Jordan Ranch Boulevard and Kingsland Boulevard.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried.

Judge Trey Duhon - Yes	Commissioner Amsler – Yes	Commissioner Smith – Yes
	Commissioner Barnett - Yes	Commissioner Beckendorff - Yes

14. **Award Bid** for: City of Hempstead Street paving around the Waller County Courthouse.

Motion made by Commissioner Amsler, seconded by Commissioner Barnett to **award** bid to Waller County Asphalt in accordance to the bid sheet presented to us by Mr. Yancy Scott.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith – Yes Commissioner Barnett – Yes Commissioner Beckendorff – Yes

## **JUSTICE OF THE PEACE, PRECINCT 3**

15. Discuss and take action to increase the JP3 office Part-Time hourly rate to \$15.00 and amend the 2019 Salary Order effective 05/08/19.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith – Yes Commissioner Barnett – Yes Commissioner Beckendorff – Yes

## **MAINTENANCE**

16. Discuss and take action to increase the Maintenance Department Part-Time hourly rate to \$10.16 and amend the 2019 Salary Order effective 05/08/19.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith – Yes Commissioner Barnett – Yes Commissioner Beckendorff – Yes

## **TREASURER**

17. Discuss and take action to approve 2 year continuation agreement with Wells Fargo Bank NA to provide banking services for Precinct Four offices.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Beckendorff – Yes

## **MISCELLANEOUS**

18. Discuss and take action to approve the Agreement between Fort Bend Senior Citizens, Inc. and Waller County and the payment of \$40,000.00 from line item 125-411-547315 [Ft. Bend Seniors Meals on Wheels] as allocated in the 2019 Budget.

Item WITHDRAWN.

Advanced to Agenda Item #20

19. Award bid for: Waller County School Lands

Motion made by Judge Duhon, seconded by Commissioner Beckendorff to **award** the bid of \$750,000.00 by Gieb Land and Cattle LLC.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith – Yes Commissioner Barnett – Yes Commissioner Beckendorff – Yes

20. Discuss and take action to approve the designation of an agent for voting at the Annual Membership Meeting of the San Bernard Electric Cooperative, Inc. on May 18, 2019.

Motion to **table** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Smith

- Yes

21. Discuss and take action to approve Order Authorizing Memorial Day Fireworks Sales.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Commissioner Beckendorff - Yes

22. Discuss and take action to deliberate business and financial issues in executive session based on determination and recommendation from the District Attorney's Office that deliberation in an open meeting regarding business and financial issues related to a contract to sell the Waller County School Lands would have a detrimental effect on the position of the County in negotiations with third persons.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

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Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

## **EXECUTIVE SESSION**

Court convened to Executive Session at 10:55 a.m.

- 23. Deliberate business and financial issues related to a contract to sell the Waller County School Lands pursuant to Government Code Sections 551.072 and 551.0725.
- 24. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
- 25. Reconvene in Open Session to take any action necessary on matters1 discussed in Executive Session.

Court convened from Executive Session at 11:13 a.m.

Returned to Agenda Item #19.

#### ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Meeting was **ADJOURNED** at 11:14 a.m.

I ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:

Debbie Hellan, County Clerk

And Ex-Officio Clerk of the Commissioners'

Court of Waller County, Texas

APPROVED this the 15th day of May 2019.

Carbett "Trey" J. Duhon, III County Judge