# MINUTES

# WALLER COUNTY COMMISSIONER'S COURT **REGULAR SESSION** WEDNESDAY – JULY 13, 2022

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13<sup>th</sup> day of July 2022 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 Kendric D. Jones, 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 Beckendorff

1. Approval of Agenda.

> Motion made by Commissioner Jones, seconded by Commissioner Beckendorff. Motion carried by 5-0 vote. Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith Commissioner Jones – Yes Commissioner Beckendorff - Yes

# **PUBLIC COMMENT** – None

To slow the spread of COVID-19, the public may make public comment at the beginning of the meeting by teleconference. Local callers should call 979-921-6212. Non-local callers should call 800-576-1131. The user code for both numbers is 14329937. Callers will be asked if they would like to make public comment. After public comment, the teleconference line will be closed. The public may continue to watch the meeting streamed online at http://wallercountytx.swagit.com/live.

# **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 – July 6, 2022 Regular Session
- 3. Request by County Treasurer for approval of Payroll.
- Request by County Treasurer for approval of Election Payroll. 4.
- Request by County Treasurer for approval of Monthly Report. 5.
- Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in 6. accordance with section 31.11 of the Texas Tax Code.

-Yes

- 7. Request to approve payment on the following:
  - (a) \$85.00 for Invoice # 22547407 [Courthouse, Hold-Up Alarm] and \$995.00 for Invoice # 22112407 [Courthouse Camera Surveillance] for a total of \$1,080.00 to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].
  - (b) \$1,087.00 for Invoice # 3181424 to Husch Blackwell from line item 125-411-540300 [Legal].
- 8. Request by County Auditor for approval and/or ratification of Accounts Payable.
- 9. Request by County Engineer for the approval of an Access Easement from James Williams and Shane Daniel for the purpose of cleaning an outfall ditch on Brook Hollow Court.
- 10. Request by County Engineer to approve lease/purchase agreement with Dahill A Xerox Company, for one (1) Xerox C8035 Multi-Function Color Printer. Monthly lease payment of \$179.00 for 60 months to be paid from line item 110-524-544900 581813 [Service Contract/Repairs/Leases Copier and Printer].
- 11. Request by County Engineer to approve the Final Plat of Waller 362 Addition.
- Request by County Engineer to approve the Final Plat of Woods Road Industrial. 12. Item WITHDRAWN.
- 13. Request by County Engineer to approve the Final Plat of Sunterra Section 20 and accept the Construction Bond.
- Request by County Engineer to approve the Final Plat of Sunterra Detention and Water 14. Plant No. 1.
- Request by County Engineer to approve the Final Plat of Kingslanding Business Park 15. No. 1.
- 16. Request by County Engineer to approve the Final Plat of Kingslanding Business Park No. 2.
- 17. Request by County Engineer to approve a Utility Permit for American Communications Construction, Inc. (Comcast) to place an aerial fiber cable within the right-of-way of multiple roads in Precinct 2.
- Request by County Engineer to approve a Utility Permit for Cabletex to place a fiber 18. optic cable within the right-of-way of Murrell Road.
- Request by County Engineer to approve a Utility Permit for Cabletex to place a fiber 19. optic cable and handholes within the right-of-way of Magnolia and Murrell Road.
- 20. Request by County Engineer to approve a Utility Permit for CenterPoint Energy to install 175' of 1" CTS PLA SVC within the right-of-way of Winding Canyon Lane.

Motion to approve Consent Agenda made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote. Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Smith Commissioner Jones – Yes Commissioner Beckendorff – Yes

-Yes

# PRESENTATION

21. **Presentation** by Susan Tietz, AIA Program Coordinator with the Courthouse Preservation Program of the Texas Historical Commission, on grant and maintenance programs. *No action required.* 

### **DIRECTOR OF POLICY AND ADMINISTRATION**

- 22. **Presentation** by Rich Muller on County Assistance Districts. *No action required.*
- 23. Discuss and take action to approve retaining Muller Law Group to consult on the creation of County Assistance Districts.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.Motion carried by 5-0 vote.Judge Trey Duhon - YesCommissioner Amsler - YesCommissioner Smith- YesCommissioner Jones - YesCommissioner Beckendorff - Yes

#### **COUNTY ENGINEER**

- 24. Discuss and take action to approve a variance request to the Waller County Subdivision and Development Regulations — Drainage Criteria Manual (Appendix E) Section VII Design Parameters, regarding use of 3:1 side slopes instead of 4:1 for Lakeview by Rebecca Griggs. Item WITHDRAWN.
- 25. **Public Hearing:** Proposed Replat of Magnolia Forest Subdivision, Section 1 partial replacement of Lot 45 and a portion of 46, by Mr. Hector Lara.

Public Hearing began at 11:30 a.m. No public comments. Public Hearing ended at 11:31 a.m.

26. Discuss and take action to approve price increase request from Great Southern Stabilized Sand.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith. **Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes	Commissioner Amsler – Yes	Commissioner Smith – Yes	1
	Commissioner Jones – Yes	Commissioner Beckendorff – Yes	

### **GRANT MANAGER**

27. Discuss and take action to authorize the County Judge to accept a grant award not to exceed \$20,000 from the Motor Vehicle Crime Prevention Authority pursuant to its Automatic License Plate Reader (ALPR) System Auxiliary Grant program.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff. **Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler	-Yes	Commissioner Smith – Yes
Commissioner Jones	-Yes	Commissioner Beckendorff – Yes

# **FIRE MARSHAL**

28. Discuss and take action approve Enterprise Lease Agreement for a 2022 Chevrolet Silverado.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff. Motion carried by 5-0 vote. Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Jones – Yes

Commissioner Smith -YesCommissioner Beckendorff – Yes

29. Discuss and take action on Burn Ban. Item WITHDRAWN.

#### **MISCELLANEOUS**

30. Discuss and take action to approve the re-appointment of Brian Cantrell as the Primary representative and Justin Beckendorff as the Alternate to the H-GAC Unified Area Coordination Committee.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff. Motion carried by 5-0 vote. Judg

lge Trey Duhon – Yes	Commissioner Amsler	-Yes	Commissioner Smith	-Yes
	<b>Commissioner</b> Jones	-Yes	Commissioner Beckendorff	-Yes

31. Discuss and take action to approve the re-appointment of Brian Cantrell as the Primary representative and Justin Beckendorff as the Alternate to the H-GAC Regional Homeland Security Coordinating Council for a two year term beginning June 2022-May 2024.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones. Motion carried by 5-0 vote.

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

#### **CONSTRUCTION MANAGER**

32. Discuss and take action to approve payment of \$2,850.00 for WC Courthouse Renovation Project Pay App #9 (final) to Sedalco for the Programming Phase. Funds to be paid from line item 125-600-581618 [Waller County Courthouse Renovation and Annex].

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff. Motion carried by 5-0 vote. Commissioner Amsler -

Commissioner Jones

0 /	Judge	Trey	Duhon		Yes	
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- Yes	Commissioner Smith – Y	es
- Yes	Commissioner Beckendorff – Ye	es

– Yes

33. Discuss and take action to approve payment of \$90,228.58 for WC Replacement Project Pay App #1 for the Design Phase to Sedalco. Funds to be paid from line item 603-603-545405 [Professional Services]

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones. Motion carried by 5-0 vote. Judge Trey Duhon – Yes

1	Commissioner Amsler	-Yes	Commissioner Smith	-Yes
	Commissioner Jones	-Yes	Commissioner Beckendorff	-Yes

### **EXECUTIVE SESSION**

34. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 11:57 a.m. Court reconvened from Executive Session at 12:17 p.m.

35. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session. Item WITHDRAWN.

#### **ADJOURN MEETING**

Motion to **adjourn** meeting by Commissioner Amsler, seconded by Commissioner Jones. **Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Jones – Yes Commissioner Smith – Yes Commissioner Beckendorff – Yes

Meeting was ADJOURNED at 12:17 p.m.

I **ATTEST** that the above proceedings are the true and correct minutes taken in my capacity as Ex-Officio for the Commissioners' Court of Waller County.

Debbie Hollan Waller County Clerk APPROVED this the 20<sup>th</sup> day of July 2022. Carbett "Trey" J. Duhon, III County Judge