

MINUTES
WALLER COUNTY COMMISSIONER’S COURT
REGULAR SESSION
WEDNESDAY – JANUARY 5, 2022

BE IT REMEMBERED that the Honorable Commissioner’s Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 5th day of January 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
Walter Smith, Commissioner Precinct 2
Kendric D. Jones, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

Absent: John A. Amsler, Commissioner Precinct 1

Delivery of Invocation by: Commissioner Smith
Pledge to the American Flag and Texas Flag led by: Commissioner Beckendorff

1. **Approval of Agenda.**

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Absent</i>	<i>Commissioner Smith – Yes</i>
	<i>Commissioner Jones – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

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://wallercountytexas.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 – December 22, 2021 Regular Session
3. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
4. Request to approve payment on the following:
(a) \$1,966.72 to Waller County Tax Office from line item 125-411-540400 [Taxes/Recycle Center].
5. Request by County Auditor for approval and/or ratification of Accounts Payable.

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

Motion carried by 4-0 vote.

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

COMMISSIONER, PRECINCT 3

6. Discuss and take action to approve Proclamation on the tree at the Waller County Courthouse and to approve temporary and then permanent marker for the tree commemorating African American slaves in Waller County.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

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

COMMISSIONER, PRECINCT 4

7. Discuss and take action on Road and Bridge culvert permit fees. *(no backup submitted)*

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Commissioner Smith made motion to table, seconded by Commissioner Beckendorff.

Motion carried by 4-0 vote. **Item TABLED.**

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

MISCELLANEOUS

8. Discuss and take action to approve Agreement with Texana and approve payment of \$35,933.00 as allocated in the 2022 Budget. Funds to be paid from line item 125-411-542254 [Texana Center Behavioral Healthcare].

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

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

9. Discuss and take action to approve the County Information Resources Agency (CIRA) Service Agreement for County Website Service support.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

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

10. Discuss and take action to approve Court Order setting allowances for travel outside the County in 2022.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 4-0 vote.

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

11. Discuss and take action to amend County policies in relation to COVID-19.

(No backup submitted)

No action taken.

12. 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 the purchase, exchange, lease, or value of real properties in Precinct 1 and Precinct 4 would have a detrimental effect on the position of the County in negotiations with third persons.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

13. Deliberate business and financial issues related to the purchase, exchange, lease, or value of real properties in Precinct 1 and Precinct 4 pursuant to Government Code Sections 551.072 and 551.0725.
14. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 9:33 a.m.

Court reconvened from Executive Session at 10:19 a.m.

15. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Judge Duhon moved to authorize condemnation proceedings against the owners of Property ID 140297 in connection with the Woods Road Phase 2 Project, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:19 a.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

Debbie Hollan
Waller County Clerk

APPROVED this the 12th day of January 2022.

Carbett "Trey" J. Duhon, III

Carbett "Trey" J. Duhon, III
County Judge