

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JANUARY 8, 2020

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 8th day of January 2020 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 9:02 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** by Commissioner Beckendorff, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Mr. Yancy Scott, Waller County Engineer announced the Sign Foreman and his team are in the process of doing their night inspections and asked public to be careful.
2. Mr. Danny Rothe, Waller County Construction Manager announced there will be a little party at the Library this Friday, the community is invited from 11:00 a.m.-12:30 p.m.. Contractors will be there to talk about the demo.

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** – January 2, 2020 Regular Session
3. **Request to approve payment on the following:**
 - (a) \$2,887.00 for invoice # AH021080 and \$3,967.00 for invoice # AH021081 for a total of \$6,854.00 to Harris County Treasurer from line item 125-423-540702 [Autopsy]
 - (b) \$2,766.00 for invoice # 116091 to Alpha Testing from line item 125-600-581610 [Precinct 4 Building].
 - (c) \$150.00 for invoice # 25861 to Metro Container LLC from line item 600-600-587521 (Library).
4. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

5. Request by County Engineer to approve a Utility Permit for San Bernard Electric Cooperative, Inc. to place a pole within the right-of-way of Emily Way.

Motion to **approve** consent agenda by Commissioner Smith, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

6. The **introduction** of Mr. Sherman Henderson as the Interim Road Superintendent.
No action required.

DISTRICT ATTORNEY

7. Discuss and take action to approve the following line item transfer:

\$15,000.00 from 125-416-510101 [Part Time] and

\$10,000.00 from 125-416-540925 [Prof Consult/Witness Fee]

to 125-416-510005 [Staff Salary]

And, to authorize the County Treasurer to amend the 2020 Salary Order to increase the salary of Prosecutor III an additional \$25,000.00 effective January 12, 2020.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

8. Discuss and take action to approve Agreement with Colorado Valley Transit, Inc. and approve payment of \$5,000.00 as allocated in the 2020 Budget. Funds to be paid from line item 125-411-547320 [Colorado Valley Transit].

Motion made by Judge Duhon to discuss and take action to approve Agreement with Colorado Valley Transit, Inc. and approve payment of \$5,000.00 as allocated in the 2019 and 2020 Budget, \$5,000 each year. Funds to be paid from line item 125-411-547320 [Colorado Valley Transit], seconded by Commissioner Barnett.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

9. Discuss and take action to approve payment of \$44,356.44 for invoice # 111144 to Bickerstaff Heath Delgado Acosta LLP from line item 125-411-540300 [Legal].

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

10. Discuss and take action to approve Court Order setting the pay for Jurors in 2020 and providing food and lodging for Jurors in certain cases and instances.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

11. Discuss and take action to approve Court Order setting allowances for travel outside the County in 2020.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

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 value of real property in Precinct 2 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 Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

TREASURER

13. Discuss and take action to approve updates to the Waller County Personnel Policy.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

AUDITOR

14. Discuss and take action to approve the line item transfers from the Road and Bridge Department to Environmental.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

15. Deliberate business and financial issues related to the value of real property in Precinct 2 pursuant to Government Code Sections 551.072 and 551.0725.

16. Deliberate personnel matters related to the County Engineer and certain employees in the Road and Bridge and Environmental Departments pursuant to Government Code Section 551.074

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

Court convened to Executive Session at 9:27 a.m.

Court reconvened from Executive Session at 11:25 a.m.

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

No action taken from Executive Session.

ADJOURN MEETING

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:25 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 15th day of January 2020.

Trey Duhon, III

Trey "Trey" J. Duhon, III
County Judge