

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – APRIL 22, 2020

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 22nd day of April 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 9:00 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
Jeron Barnett, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

Absent: Walter Smith, Commissioner Precinct 2

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 Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Absent

Commissioner Barnett – 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://wallercountytexas.gov/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 – April 15, 2020 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. Request by County Treasurer for approval of Treasurer's monthly report.
5. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
6. Request by County Auditor for approval and/or ratification of Accounts Payable.

7. Request by the County Engineer to approve the Final Plat of Lake House Section 3, and the acceptance of the Maintenance Bond.
8. Request by County Engineer to approve the Final Plat of Harpers Church Road Ranchettes.
9. Request by County Engineer to accept the roads in Freeman Ranch Subdivision, Section 1 and 2 into the County Maintained Road Log.

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

Motion carried by 4-0 vote.

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

COUNTY ENGINEER

10. Discuss and take action for the approval of a variance request to remove a section of Joseph Road from the Waller County 2019 Thoroughfare Plan by Mr. Timothy Phelan.

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

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

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

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

11. Discuss and take action for the approval a variance request to have driveways that do not meet the minimum spacing requirements according to Waller County Subdivision and Development Regulations, Paragraph 1.1 by Clay Development.

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

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

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

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

12. Discuss and take action for approval of multiple variance requests to the Waller County Subdivision and Development Regulations for Sunterra Development by Land Tejas.

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

Judge Duhon made motion approving all 7 variances with the understanding that when it comes to the right of way width on the local street that will be addressed per the development agreement, it will be built into the deed restrictions and that will be subject to future Commissioners Court approval when it comes to their plat and if those items aren't addressed then we have the right to not approve the plat, our approval would be based on that, seconded by Commissioner Beckendorff.

Motion carried by 3-1 vote.

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – No</i>	<i>Commissioner Smith – Absent</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

13. Discuss and take action to remove the requirement that applicants for plat exemptions must comply with the 2019 Major Thoroughfare Plan.

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

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

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

- 14. Discuss and take action to approve a proposal for Geotechnical Engineering Services for the Pavement Reconstruction of Robin Hood Lane, Lakeside Drive, and Roehen Road for the amount of \$16,000.00, to be funded from Line Item 110-530-545800 [Professional Consultants].

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

Motion carried by 4-0 vote.

- 15. Discuss and take action to approve payment of \$74,376.00 to the Texas Division of Emergency Management for the de-obligation for funding received DR 4332, Project #784-Penick Road Bridge and to pay from line item 110-000-423826 [Federal Revenue].

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

Motion carried by 4-0 vote.

- 16. Discuss and take action to issue requests for proposals for Administrative services (RFPs) and requests for qualifications for Engineering services (RFQs) related to the 2020 Texas County Transportation Infrastructure Fund (CTIF) administered by the Texas Department of Transportation (TxDot).

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

Motion carried by 4-0 vote.

- 17. Discuss and take action to authorize the County Engineer to initiate appraisal, surveying and purchase of 20-ft of right-of-way owned by Believers Word Outreach Church in support of the Woods Rd. expansion project.

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

Motion carried by 4-0 vote.

FIRE MARSHAL

- 18. Discuss and take action for Waller County Office of Emergency Management to accept the donation of a Featherlite Incident Command Trailer from Waller County Emergency Medical Services.

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

Motion carried by 4-0 vote.

SHERIFF

19. Discuss and take action to approve Service Agreement with Motorola Solutions Inc.
Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.
Motion carried by 4-0 vote.
Judge Trey Duhon – Yes *Commissioner Amsler – Yes* *Commissioner Smith – Absent*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

CONSTRUCTION MANAGER

20. **Update** on Jail Center Project. *No action required.*
21. Discuss and take action to approve payment of \$1,156,017.04 for invoice #11191 to Sedalco, Inc. from line item 601-601-581000 [Bldg. Purch. Cons., or Improv].
Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.
Motion carried by 4-0 vote.
Judge Trey Duhon – Yes *Commissioner Amsler – Yes* *Commissioner Smith – Absent*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*
22. Discuss and take action to approve payment of \$1,544.10 for invoice # W10564A, \$6,700.00 for invoice # W10563A, and \$1,964.40 for a total of \$10,208.50 to Telomack Cabling Solutions from line item 601-601-581000 [Bldg. Purch. Const. or Improv].
Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Amsler.
Motion carried by 4-0 vote.
Judge Trey Duhon – Yes *Commissioner Amsler – Yes* *Commissioner Smith – Absent*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*
23. Discuss and take action to approve payment of \$3,407.05 for Statement # 21533 to City of Hempstead from line item 600-600-587521 [Library].
Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Amsler.
Motion to **table** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett.
Motion carried by 4-0 vote. **Item TABLED.**
Judge Trey Duhon – Yes *Commissioner Amsler – Yes* *Commissioner Smith – Absent*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

MISCELLANEOUS

24. Discuss and take action to amend County policies in relation to COVID-19.
No action taken.

EXECUTIVE SESSION

25. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
26. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.
No Executive Session needed.

ADJOURN MEETING

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:48 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 29th day of April 2020.

Trey Duhon

Carbett "Trey" J. Duhon, III
County Judge