

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – APRIL 24, 2019**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 24<sup>th</sup> day of April 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 9:03 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 Smith – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT** – None

**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 17, 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 5, 2019 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].

(b) \$2,065.00 for invoice dated April 1, 2019 to Schmidt Funeral Home from line item 125-411-561502 [Pauper Burial Expense].

(c) \$1,087.50 for invoice # 114454 to Fritz, Byrne, Head & Gilstrap, PLLC from line item 125-411-540300 [Legal].

(d) \$33,315.05 for Invoice # 21 to Brinkley Sargent Wiginton Architects from line item 601-601-545405 [Professional Services Jail].

(e) \$14,703.00 for Invoice # 39917 to HTS, Inc. Consultants from line item 601-601-545405 [Professional Services Jail].

(f) \$7,500.00 for Invoice # 05548 to Brazos Valley Council of Governments from line item 125-525-546900 [BVCOG] as allocated in the 2019 Budget.

- 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 Lori Walker for cleaning outfall ditch on Laneview Road.
- 7. Request by County Engineer for the approval of an Access Easement from Judith Daniels for cleaning outfall ditch on Laneview Road.
- 8. Request by County Engineer to approve a Utility Easement for AMP Intrastate Pipeline, LLC., to place a 30 inch Natural Gas Pipeline and bore under Harpers Church Road, Hartman Road, Sunny Side Road, Kerr Road, Buller Road, Adams Flat Road, McGregor Lane, Neuman Road and Schlipf Road.

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

**Motion carried.**

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

**WALLER COUNTY CHILD WELFARE**

- 9. **Presentation** by Katina Harris on the status of the Child Welfare Board.  
*No action required.*

**COUNTY JUDGE**

- 10. Discuss and take action to approve quotes from Troxell for lapel microphones, charging stations and relocation of controls for \$14,478.50 and for ceiling microphone unit for \$5,870.75 for the Commissioners Courtroom. ***Funds to be paid from line item 114-427-545512.***

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

Motion to **amend** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett to add funds to be paid from line item 114-427-545512.

**Amendment carried.**

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

**Amended Motion carried.**

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

**COMMISSIONER, PRECINCT 1**

- 11. Discuss and take action to approve advertising for a public hearing on the installation of No Parking signs on Joe Loggins Road in the Times Tribune. Funding to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

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

**Motion carried – Item TABLED.**

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

**Returned to Agenda Item #11 upon approval of agenda item #14**

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

Motion to **amend** by Judge Duhon, seconded by Commissioner Beckendorff to include ***The Waller Times, The Hotline, and The Waller County Express.***

**Amendment carried.**

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

**Amended Motion carried.**

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

**Proceeded to Agenda Item #15**

**DISTRICT ATTORNEY**

12. **Spread** upon the minutes of the Court the District Attorney’s 2019/2020 State Fiscal Year Chapter 59 Forfeiture Budget. *No action required.*

13. Discuss and take action to temporarily convert the part-time Investigator position in the District Attorney’s Office to a full-time position ***ending June 15, 2019.***

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

Motion to **amend** agenda item by Commissioner Beckendorff, seconded by Commissioner Amsler to end June 15, 2019.

**Amendment carried.**

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

**Amended Motion carried.**

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

14. **Discuss** recent complaints regarding mass gatherings on FM 1098. *No action required.*

**Returned to Agenda Item #11**

**COUNTY ENGINEER**

15. ~~Discuss and take action to approve advertising for the sale of scrap metal. Advertising to be posted in the following newspaper of general circulation: The Brookshire Times Tribune. Payment to be funded from line item 125 401 544100 [Bid Notices and Printing]. Item WITHDRAWN.~~

**TAX ASSESSOR COLLECTOR**

16. Discuss and take action to authorize the County Judge to sign three resale deeds for the private tax resale of three properties currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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 |

## AUDITOR

17. Discuss and take action to approve official documents and all monthly reports.

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*

## MISCELLANEOUS

18. Discuss and take action to approve a Resolution for a public tax resale of trust property as set forth on Exhibit “A” of the Resolution, and authorize the County Judge to sign the Resolution authorizing a public tax resale.

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*

19. Discuss and take action to approve the following private tax resale bid:
- Lot 44, of Block 2, Deerwood East, Section 1, Waller County, Texas, tax account R16508, in the amount of \$1,048.09 from William J. Kuoh, and authorize the County Judge to sign a resale deed for said property to William J. Kuoh.

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*

20. Discuss and take action to approve Resolution for the Nomination for a Board of Director for the Waller County Appraisal District to replace the recently vacated position by Michael Glover.

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

Motion to **appoint Rick Welch** by Judge Duhon, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## EXECUTIVE SESSION

**Court convened to Executive Session at 10:37 a.m.**

21. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
22. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

**Court reconvened from Executive Session at 10:53 a.m.**

**No action taken from Executive Session.**

## ADJOURN MEETING

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

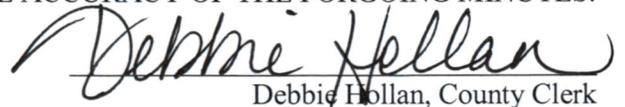
Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

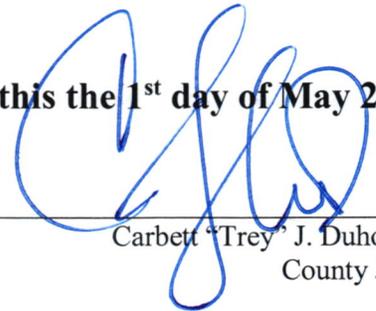
Meeting was **ADJOURNED** at 10:54 a.m.

I ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:



Debbie Hollan, County Clerk  
And Ex-Officio Clerk of the Commissioners'  
Court of Waller County, Texas

**APPROVED this the 1<sup>st</sup> day of May 2019.**



Carbett "Trey" J. Duhon, III  
County Judge

