

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – MAY 5, 2021**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 5<sup>th</sup> day of May 2021 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  
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 – Yes*

*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** – April 28, 2021 Regular Session

3. **Request by County Treasurer for approval of Payroll.**

4. **Request to approve payment on the following:**

(a) \$1,015.00 for Invoice dated April 21, 2021 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].

(b) \$1,245.00 for Invoice dated April 21, 2021 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].

(c) \$225.00 for Invoice # 119347JDH to Fritz, Byrne, Head & Gilstrap, PLLC from line item 125-411-540300 [Legal].

5. Request by County Auditor for approval and/or ratification of Accounts Payable.
6. Request by County Auditor for approval and/or ratification of Accounts Payable for Construction Projects.
  - a) \$16,380.00 from line item 602-602-581000 [Bldg Purch. Const. or Improv. Jail-Judicial].
  - b) \$1,991.00 from line item 125-600-587526 [Library].
7. Request by County Treasurer to approve Fixed Asset Transfers.
8. Request by County Engineer to re-advertise for RFP Grant Administration Services for the CDBG-MIT funding program. Advertising to be paid from line item 125-401-544100 [Bid Notices and Printing].
9. Request by County Engineer to accept Right-of-Way and/or Exclusive Easement dedications along Woods Rd., from IH-10 southward, necessary to expand the roadway.

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

**Motion carried** by 5-0 vote.

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

## **PROCLAMATION**

10. Discuss and take action to approve the Proclamation recognizing May as Elder Abuse Awareness Month in Waller County.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

*(Judge Duhon read Proclamation)*

**Motion carried** by 5-0 vote.

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

## **ENVIRONMENTAL DEPARTMENT**

11. Discuss and take action to approve a variance request to the Subdivision Development Regulations, Section 2-Lot Size, regarding the minimum lot size per dwelling, by Maria Jimenez.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote. Variance **DENIED**.

*Judge Trey Duhon – No*

*Commissioner Amsler – No*

*Commissioner Smith – No*

*Commissioner Jones – No*

*Commissioner Beckendorff – No*

## **TAX ASSESSOR COLLECTOR**

12. Discuss and take action to authorize the County Judge to sign one resale deed for the private resale of property currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

**TREASURER**

- 13. Discuss and take action to approve amending the 2021 Salary Order to add 4 new security deputy positions effective 05/30/21.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

**AUDITOR**

- 14. **Spread** upon the minutes the certification of the Juvenile Probation Department, TJJJ Grant R award of an estimated \$35,000.00, and amend the 2021 budget, WC 2021-16.  
*No action required.*

- 15. Discuss and take action to certify \$50.00 Animal Control donation and amend the 2021 budget, WC 2021-17.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

- 16. Discuss and take action to approve the Sheriff Department 2021 budget line item transfer, WC 2021-18.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

**CONSTRUCTION MANAGER**

- 17. Discuss and take action to approve payment of \$1,155.00 for Invoice # E0321WCA1801 and \$2,794.95 for Invoice # 0321WCA1801 for a total of \$3,949.95 to Blueline from line item 125-600-581610 [Precinct 4 Building].

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

- 18. Discuss and take action to approve payment of \$2,269.22 for Invoice # 43 to Brinkley Sargent Wiginton Architects from line item 601-601-545405 [Professional Services Jail].

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

**MISCELLANEOUS**

19. Discuss and take action to approve termination of contract with AccessHealth for COVID-19 testing services. *(No backup submitted)*

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

**Motion carried** by 5-0 vote.

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

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

*(No backup submitted)*  
*No action taken.*

**EXECUTIVE SESSION**

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

**Court convened to Executive Session at 9:35 a.m.**  
**Court reconvened from Executive Session at 9:45 a.m.**

22. ~~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 Beckendorff.

**Motion carried** by 5-0 vote.

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

Meeting was **ADJOURNED** at 9:46 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*  
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Debbie Hollan  
Waller County Clerk

**APPROVED this the 12<sup>th</sup> day of May 2021.**

*Justin Beckendorff*  
\_\_\_\_\_  
Commissioner Justin Beckendorff  
Presiding Judge