

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MAY 11, 2022

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 11th day of May 2022 at its meeting place in the Commissioners Courtroom of the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Presiding Judge Commissioner Justin Beckendorff at 9:01 a.m. with the following members of the Court present to-wit:

John A. Amsler, Commissioner Precinct 1
Walter Smith, Commissioner Precinct 2
Justin Beckendorff, Commissioner Precinct 4 – *Presiding Judge*
Debbie Hollan, County Clerk
Absent: Carbett "Trey" J. Duhon III, County Judge
Kendric Jones, Commissioner Precinct 3

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

1. **Approval of Agenda.**

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

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

PUBLIC COMMENT

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>.

1. Bill Parks
2. Lesha Roberts
3. Rhonda Jordan

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 – May 4, 2022 Regular Session**
3. **Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 of the Texas Tax Code.**
4. ~~**Request by County Treasurer for approval of accounts payable for retiree insurance.**~~
Item REMOVED.

5. Request by County Treasurer for approval of Treasurer's Monthly Report.
6. Request by Constable, Precinct 3 for approval of Fixed Asset Transfers.
7. Request by County Auditor for approval and/or ratification of Accounts Payable.
8. 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.
(no backup submitted)
9. Request by County Engineer to approve a Utility Permit for American Communications Construction, Inc. (Comcast) to place underground fiber cable within the right-of-way of Betka, Charter Lane, Penick, Mathis & Crayton Road in Precincts 2 & 3.
10. Request by County Engineer to approve a Utility Permit for EPCOR Gas Texas, Inc. to place a 4" & 6" HDPE natural gas pipeline within the right-of-way of Murrell & Magnolia Road.
11. Request by County Engineer to approve the Final Plat of Dieselcore Twinwood Business Park.
12. Request by County Engineer for the approval of the Final Plat of Sunterra Section 14 and accept the Construction Bond (Pct 3).
13. Request by County Engineer for the approval of the Final Plat of Sunterra Section 15 and accept the Construction Bond (Pct 3).
14. Request by County Engineer for the approval of the Final Plat of Sunterra Section 16 and accept the Construction Bond (Pct 3).

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

Commissioner Smith made motion to remove Item #4 from the Consent Agenda, seconded by Commissioner Amsler.

Amendment carried by 3 to 0 vote.

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

Amended Motion carried by 3 to 0 vote.

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

PROCLAMATION

15. Discuss and take action to approve Proclamation Declaring May 15th through May 21st, 2022 as National Police Week and May 15th, 2022 as National Peace Officers Memorial Day in Waller County.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

(Commissioner Beckendorff read Proclamation)

Motion carried by 3 to 0 vote.

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

ECONOMIC DEVELOPMENT

16. Discuss and take action to approve Tax Abatement Agreement with Clay Partners – Twinwood Distribution #2, L.P., the tax abatement applicant and owner of the property located south of I-10, east of FM 359, and west of Woods Road, in the reinvestment zone known as Waller County Twinwood Business Park Reinvestment Zone 12. Clay Partners will construct a building of approximately 545,000 square feet and accompanying driveways and parking areas at an estimated cost of \$20,000,000.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

TREASURER

17. Discuss and take action to approve policies and invoices through Texas Association of Counties for Law Enforcement and Public Officials Liability coverages effective 07/01/22. Total premium of \$112,043.00 to be paid from line item 125-411-560300 [Ins Equip/Build/Pub Liab].

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

COUNTY ENGINEER

18. **Public Hearing:** Regarding the establishment of a controlled intersection and the installation of Stop Signs at the following roads:

- North Franklin at Mikeska Road
- South Franklin at Hamilton Road
- Pattison Road at Morrison Road (All Way Stop)

Public Hearing began at 9:24 a.m.

No public comments received.

Public Hearing ended at 9:24 a.m.

19. Discuss and take action to approve the establishment of a controlled intersection and the installation of Stop Signs at the following roads:

- North Franklin at Mikeska Road
- South Franklin at Hamilton Road
- Pattison Road at Morrison Road (All Way Stop)

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

20. Discuss and take action to approve the price Increase from Waller County Asphalt for (ASPPM) Cold Mix. ~~and (HMAC) Hot Mix Asphalt.~~

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

MISCELLANEOUS

- 21. Discuss and take action to approve Interlocal Agreement for Cooperative Purchasing Services with Purchasing Cooperative of America (PCA).

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

- 22. Discuss and take action to designate a representative as an agent for voting at the Annual Membership meeting of the San Bernard Electric Cooperative, Inc., on May 21, 2022.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Commissioner Smith made motion to designate Commissioner Kendric Jones, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

- 23. Discuss and take action to approve Order Authorizing Memorial Day Fireworks Sales.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

- 24. Discuss and take action to approve proposal from Weisser Engineering and Surveying to survey the GSV property.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 3 to 0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

- ~~25. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071. Item WITHDRAWN.~~

- ~~26. 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 Smith.

Motion carried by 3-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

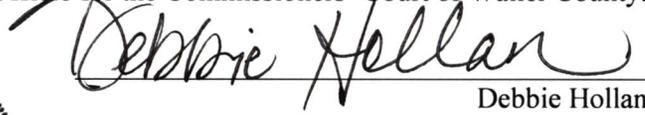
Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 9:46 a.m.

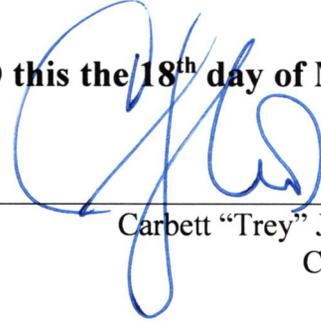
I **ATTEST** that the above proceedings are the true and correct minutes taken in my capacity as
Ex-Officio for the Commissioners' Court of Waller County.



Debbie Hollan
Waller County Clerk



APPROVED this the 18th day of May 2022.



Carbett "Trey" J. Duhon, III
County Judge