

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MAY 26, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 26th 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 9:03 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
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 Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

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

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://wallercountytx.swagit.com/live>.

Commissioner Amsler announced next Wednesday, 2nd of June at 2:00 in the afternoon there will be an Open House at the newly renovated Waller County Library.

Judge Duhon discussed the heavy rain recently received.

Commissioner Beckendorff announced the Memorial Day Parade on Monday in Hempstead.

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 19, 2021 Regular Session
3. Request to approve payment on the following:

- (a) \$1,065.00 for invoice dated May 12, 2021 and \$1,590.00 for invoice dated May 14, 2021 for a total of \$2,655.00 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].
 - (b) \$1,720.00 for invoice dated May 17, 2021 to Schmidt Funeral Home from line item 125-411-561502 [Pauper Burial Expense].
 - (c) \$1,195.00 for invoice dated May 14, 2021 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
 - (d) \$136,928.25 for invoice # 021521GWA to Waller County Appraisal District from line item 125-437-540500 [Tax Appraisal District] for 3rd quarterly payment as allocated in the 2021 budget.
 - (e) \$452.67 for invoice # 202101558 to National Association of Counties from line item 125-411-562300 [County Organizational Dues].
4. Request by County Auditor for approval and/or ratification of Accounts Payable.
 5. 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)*

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

Motion carried by 5-0 vote.

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

ECONOMIC DEVELOPMENT

6. Discuss and take action to approve Tax Abatement Agreement with Duro Hilex Poly, LLC. Duro Hilex Poly, LLC is the tax abatement applicant and owner of the property located at 35270 Cooper Road, Brookshire, Texas 77423, which has been designated as City of Brookshire Reinvestment Zone 21.01. Duro Hilex will install fixed machinery and production equipment at an estimated cost of \$8,300,000.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

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

EXTENSION SERVICE

7. **Presentation** of Certificate to Commissioner Kendric Jones by Candace Moeller, Extension Agent for completion of 12-hour of Educational Training during the Commissioners Court Leadership Academy Class 1X-Session 1. *(no backup submitted)*
No action required.

COUNTY ENGINEER

8. Discuss and take action to approve the advertising for the installation of Speed Limit signs on Pine Ridge Rd. for the entire length (Pct. 2) – 30 MPH.

Advertising to be posted in a newspaper of general circulation, payment for advertising to be funded from 125-401-544100 [Bid Notices and Printing], followed by a public hearing during the regular session of Commissioners' Court on June 23, 2021.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

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

9. Discuss and take action to approve the advertising for the installation of a Stop Sign at the following roads:

- Pine Ridge Rd. at S Clear Creek Rd.
- Domino Rd. at Blinka Rd.

Advertising to be posted in a newspaper of general circulation, payment for advertising to be funded from 125-401-544100 [Bid Notices and Printing], followed by a public hearing during the regular session of Commissioners' Court on June 23, 2021.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

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

10. Discuss and take action to approve the Resolution and Waiver Request Letter with the Texas Department of Transportation (TXDOT) for the replacement of bridges at Morton Rd at Buffalo Bayou Draw and Down Rd at Bonnie Lake (Gladdish Creek) and authorize the County Judge to sign forms.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

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

11. Discuss and take action to award bid for Robin Hood Ln. Bridge Replacement over Brushy Creek.

Commissioner Smith made motion to accept JD Abrams bid for \$646,244.00, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

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

12. Discussion regarding No Thru truck signs and general heavy truck traffic in Waller County. *(no backup submitted)*

No action required.

DISTRICT ATTORNEY

13. Discuss and take action to modify the 2021 Salary Order for the District Attorney's Office to change "Investigator 1" to "Legal Assistant V" and to reduce the pay rate to \$20.78 per hour effective May 30, 2021. *(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

DISTRICT CLERK

14. Discuss and take action to approve Lease Agreement with Xerox for a Xerox C8155H2 Copier Multifunction Printer at the District Courtroom located in the Waller County Court Annex. Monthly rate of \$155.81 for 48 months to be paid from line item 125-413-581813 (Copier/Printer).

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

15. Discuss and take action to approve the District Court budgetary line item transfer, WC 2021-21.

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

16. Discuss and take action to certify the STEP CMV grant award from TxDot, in the amount of \$25,032.00, and amend the 2021 budget, WC 2021-22.

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

17. Discuss and take action to certify the STEP Comprehensive grant award from TxDot in the amount of \$27,994.00, and amend the 2021 budget, WC 2021-23.

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

18. Discuss and take action to approve the designation of a representative as an agent for voting at the Annual Membership Meeting of the San Bernard Electric Cooperative, Inc., on June 12, 2021.

Judge Duhon made motion to appoint Commissioner Jones as our agent for voting at the Annual Membership Meeting of the San Bernard, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

19. Discuss and take action to approve the submission of the Unclaimed Property Capital Credits for Counties form to the Texas Comptroller.

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 nominate a representative as the alternate to the HGAC Regional Air Quality Planning Advisory Committee for the remainder of the July 2020 – June 2022 term.

Judge Duhon made motion to nominate Ananth Sundareshwar as the Waller County representative (Alternate) on the Air Quality Planning Advisory Committee, seconded by Amsler.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

21. Discuss and take action to approve the appointment of members to the Waller County Transportation Authority. *(no backup submitted)*

Commissioner Smith made motion to nominate Peyton Rawlins as his representative on the Transportation Authority, seconded by Judge Duhon.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

22. Discuss and take action to approve the re-appointment of Sue Fagan to for position #8 representing Waller County on Texana Center Board of Trustees for a two-year term beginning September 1, 2021.

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

23. Discuss and take action to amend County policies in relation to COVID-19.
(no backup submitted)
No action taken.

EXECUTIVE SESSION

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

Meeting was **ADJOURNED** at 10:33 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 2nd day of June 2021.

Carbett "Trey" J. Duhon, III

Carbett "Trey" J. Duhon, III
County Judge