

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JUNE 10, 2020

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 10th day of June 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
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** by Commissioner Smith, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – 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://wallercountytexas.com/live>.

1. DeWayne Charleston asked the court to consider changing the name of Liendo Parkway to Sandra Bland Parkway.

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 – June 3, 2020 Regular Session

3. Request to approve payment on the following:

(a) \$35.00 for invoice # 112254 to Bickerstaff Heath Delgado Acosta LLP from line item 125-411-540300 [Legal].

(b) \$85.00 for invoice # 20547406 [Courthouse, Hold-Up Alarm], and \$995.00 for invoice #20112406 [Courthouse Camera Surveillance], for a total \$1,080.00 payable to

TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].
(c) \$297.50 for invoice # NRDD-0006018 to Texas Association of Counties from line item 125-411-560300 [Ins Equip / Build / Pub Liab].

(d) \$100.00 for invoice dated 05/29/2020 to Texas Comptroller of Public Accounts from line item 125-411-562300 [County Organizational Dues].

- 4. Request by County Treasurer for approval of Treasurer’s Monthly Report.
- 5. Request by County Auditor for approval and/or ratification of Accounts Payable.
- 6. Request by County Engineer to approve a Utility Permit for San Bernard Electric Coop., Inc. to add one pole and one anchor wire within the right-of-way of Richard Frey Road.

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

Motion carried by 5-0 vote.

<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 2

- 7. Discussion regarding flooding issues at Clark Road and Reids Prairie Road.
No action required.

TAX ASSESSOR COLLECTOR

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

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

Motion carried by 5-0 vote.

<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>

COUNTY ENGINEER

- 9. **Open** Proposals for the Request For Proposals (RFP) for professional services as related to the Texas Flood Infrastructure Fund Program (FIF).

The following proposals were submitted and opened by the Court:

- 1. Received June 8, 2020 at 1:13 p.m. from LJA Engineering
- 2. Received June 8, 2020 at 10:12 a.m. from Garza EMC
- 3. Received June 8, 2020 at 1:46 p.m. from Earth Engineering
- 4. Received June 8, 2020 at 10:37 a.m. from Pacheco Koch Engineering
- 5. Received June 8, 2020 at 12:16 p.m. from Halff & Associates
- 6. Received June 8, 2020 at 1:13 p.m. from Jones Carter

- 10. Discuss and take action to approve advertising for the establishment of speed limit and the installation of speed limit signs on the following road:

- Zadelsky Road – Entire Length – 35 mph.

Advertising to be posted in the newspaper of general circulation, and to be funded from line item 125-401-544100 [Bid Notices and Printing], followed by a public hearing during the regular session of Commissioners’ Court on July 8, 2020.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

- 11. ~~Discuss and take action to accept the proposal for Administrative Services for the County Transportation Infrastructure Funds program. Item WITHDRAWN.~~
- 12. Discussion regarding Road and Bridge equipment needs as related to the 2020 and 2021 budgets. *No action required.*

Advanced to Agenda Items #30-33

- 30. Discuss and take action to deliberate business and financial issues in executive session based on determination and recommendation from the District Attorney’s Office that deliberation in an open meeting regarding business and financial issues related to the value of real property in Precinct 1 would have a detrimental effect on the position of the County in negotiations with third persons.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

- 31. Deliberate business and financial issues related to the value of real property in Precinct 1 pursuant to Government Code Sections 551.072 and 551.0725.
- 32. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 10:29 a.m.

Court reconvened from Executive Session at 11:31 a.m.

- 33. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session. *No action taken from Executive Session.*

Returned to Agenda Item #13

- 13. Discussion regarding next steps for the McAllister Road Bridge. *No action required.*
- 14. Discussion regarding finding a solution(s) to dealing with mounting tree debris at the Road and Bridge yard in Hempstead. *No action required.*

AUDITOR

- 15. Discuss and take action to certify donation of a 2015 Oce Colorwave 3000 Plotter valued at \$1,500.00 and amend the County Clerk’s 2020 budget.

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. Discuss and take action to certify the Coronavirus Relief Fund grant award in the amount of \$321,871.00 and amend the 2020 budget.

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

Motion carried by 5-0 vote.

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

17. Discuss and take action to certify Hurricane Harvey FEMA funds in the amount of \$100,000.00 and amend the 2020 budget.

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

Motion carried by 5-0 vote.

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

18. Discuss and take action to transfer \$1,000.00 from line item 125-408-582000 [DJ 506th/General Translation] to line item 125-408-468400 [DJ 506th/Miscellaneous].

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

Motion carried by 5-0 vote.

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

CONSTRUCTION MANAGER

19. Discuss and take action to approve the name of the facility, street, and buildings for the jail project.

Judge Duhon made motion that the name of the complex will be the Waller County Justice Center, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

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

MISCELLANEOUS

20. Discuss and take action to approve nomination of Siddarth Rajmohan for the June 2020 - May 2023 term to the HGAC Advisory Committee for the Area Emission Reduction Credit Organization representing Waller County Economic Development.

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

Motion carried by 5-0 vote.

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

21. Discuss and take action to approve the re-nomination of John Kremmer and Harold Barthe for the June 2020 - May 2022 term to the HGAC Advisory Committee for the Criminal Justice Advisory Committee representing Waller County Prosecution/Courts.

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

Motion carried by 5-0 vote.

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

22. Discuss and take action to approve Order prohibiting or restricting certain fireworks in unincorporated areas of Waller County.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion **WITHDRAWN**.

23. Discuss and take action to authorize County Judge to sign Certification Form for Employee Cyber Security Training.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion carried by 5-0 vote.

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

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

25. Discuss and take action to approve Administration Contract with GrantWorks and start-up forms for the CDBG-DR Hurricane Harvey Buyout/Acquisition project.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion carried by 5-0 vote.

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

Advanced to Agenda Item #29

29. Discuss and take action to approve HAVA grant resolution.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion carried by 5-0 vote.

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

Returned to Agenda Item #26

26. Discuss and take action to publish request for proposals for professional hazards preparedness, planning, consulting, and recovery services in the Waller County Express. Funding to be paid from line item 125-401-544100 [Bid Notices and Printing].

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion carried by 5-0 vote.

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

27. Discuss and take action to publish request for proposals for debris removal services in the Waller County Express. Funding to be paid from line item 125-401-544100 [Bid Notices and Printing].

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Smith.
Motion carried by 5-0 vote.

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

28. Discuss and take action to adopt procedures pursuant to Local Government Code Section 262.0245 for competitive procurement for items not subject to competitive procurement or for which the County receives no responsive bids.

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

Judge Duhon made motion to approve this as our procedure for instances in which we don't receive responsive bids on a competitive procurement situation, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

ADJOURN MEETING

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

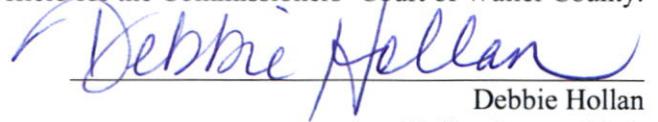
Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 1:17 p.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 17th day of June 2020.



Commissioner Jeron Barnett
Presiding Judge