

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JUNE 12, 2019

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 12th day of June 2019 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 Jeron Barnett at 9:00 a.m. with the following members of the Court present to-wit:

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

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

1. **Approval of Agenda.**

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

Motion carried.

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

PUBLIC COMMENT

1. Kim Mathis Goodrum discussed Focusing Families and thanked the Court for their continued support.
2. Commissioner Beckendorff reminded everyone that next Wednesday is a holiday therefore Commissioners Court will be held on Tuesday - June 18, 2019.

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 5, 2019 Regular Session
3. **Request to approve payment on the following:**
 - (a) \$1,700.00 for invoice to Singleton & Sons Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
 - (b) \$80.00 for invoice #19547406 [Courthouse, Hold-Up Alarm], and \$995.00 for invoice # 19112406 [Courthouse Camera Surveillance], for a total of \$1,075.00 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].
 - (c) \$104,870.00 for invoice # 25543 and \$57,437.00 for invoice # 25466 for a total of \$162,307.00 to Texas Association of Counties Risk Management Pool from line item 125-411-560300 [Ins Equip/Build/Pub Liab].

- (d) \$2,735.05 for invoice # 47753 to H-GAC from line item 125-401-540900 [Professional Consultant Services] for Hazard Mitigation Plan.
- (e) \$801.75 for invoice #109454 to Alpha Testing Inc. from line item 601-601-545405 [Professional Services Jail].
- (f) \$2,343,841.73 for invoice # 10966 to Sedalco, Inc. from line item 601-601-581000 [Bldg Purch. Cons, or Improv].

- 4. Request by County Auditor for approval and/or ratification of Accounts Payable.
- 5. Request by County Engineer for the approval of an Access Easement from Diana Wolfe for cleaning outfall ditch on Bonnie Lake Drive South.
- 6. Request by County Engineer for the approval of an Access Easement from Diana Tatum for cleaning outfall ditch on Bonnie Lake Drive South.
- 7. Request by County Engineer for the approval of an Access Easement from Scott Ashton for cleaning outfall ditch on West Brooks Road.

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

Motion carried.

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

COMMISSIONER, PRECINCT 4

- 8. **Spread** upon the minutes the resignation of Charles Neuman, Recycle Center Clerk effective June 5, 2019. *No action required.*
- 9. Discuss and take action to approve the hiring of a Recycle Center Clerk effective June 17, 2019.

Commissioner Beckendorff made recommendation to court to hire Brian Derrick who is currently the assistant at the Recycle Center.

Motion made by Commissioner Amsler, seconded by Commissioner Smith to hire Brian Derrick effective June 17, 2019.

Motion carried.

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

COUNTY ENGINEER

- 10. Discuss and take action to approve the acceptance from TxDot of approximately 1,207 Cubic Yards of RAP (with a value of \$20/CY) and \$6,708.00 worth of Hot Mix, Hot Laid Type D, or Asphalt Treated Base.

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

Motion carried.

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

- 11. **Open and Award Bids for: Scrap Metal**

The following bids were submitted and opened by the Court:

- 1. Terry Toliver \$1,500.00 without cars, \$2,000.00 with cars.
- 2. Leonard Wilson \$800.00

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith to award bid to Terry Toliver in the amount of \$1,500.00 without cars.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

12. **Recognition** of Mr. DeWayne Davis of the Road and Bridge Department for his time of service to Waller County. *No action required.*

SHERIFF

13. Discuss and take action to approve the donation to the Waller County Sheriff's Department from the National Rifle Association Foundation in the amount of \$3,042.30. Funds to be deposited into line item 125-516-563000 [Training/Sheriff].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

14. Discuss and take action to approve the seeking of a grant-funded "Victims Assistance Specialist" position by the Sheriff's Office in the amount of \$79,950 from the Office for Victims of Crime, the Department of Justice, and Office of Justice Programs.

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

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

15. Discuss and take action to switch Waller County Sheriff's Office phone communications carrier from Sprint to FirstNet for patrol and animal control deputies for the purpose of increasing geographic coverage and benefits during emergencies and disasters.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

CONSTRUCTION MANAGER

16. **Update** on Justice Center Project. *No action required.*
17. Discuss and take action to approve Architects Compensation Adjustment for Brinkley Sargent Wiginton Architects for the justice center project.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

18. Discuss and take action to approve Agreement between Waller County and Focusing Families and payment of \$15,000.00 from line item 125-411-5472310 [Focusing Families] as allocated in the 2019 Budget.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

19. ~~Discuss and take action to approve Order prohibiting or restricting certain fireworks in unincorporated areas of Waller County. Item WITHDRAWN.~~

20. Discuss and take action to approve resolution for the sale of the Waller County School Lands to Gieb Land & Cattle, LLC and authorize the County Judge to execute the deed of conveyance and all closing documents.

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

Motion to **amend** agenda item by Commissioner Beckendorff, seconded by Commissioner Smith to appoint Commissioner John Amsler to sign closing documents.

Amendment carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

AUDITOR

21. **Spread** upon the minutes Certification of Funds for donations to the Waller County Library in the amount of \$100.00. *No action required.*

22. Discuss and take action to approve to amend the 2019 Budget to accommodate donations to the Waller County Library.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

23. **Spread** upon the minutes Certification of Funds for the Texas Book Festival Grant to the Waller County Library in the amount of \$2,500.00. *No action required.*

24. Discuss and take action to approve to amend the 2019 Budget to accommodate the Texas Book Festival Grant to the Waller County Library.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

25. **Spread** upon the minutes Certification of Funds for the capital lease proceeds to purchase a fuel truck and pneumatic compactor for the Road and Bridge Department. *No action required.*

26. Discuss and take action to approve to amend the 2019 Budget to increase revenue and expenditure lines to accommodate the capital lease proceeds to purchase a fuel truck and pneumatic compactor for the Road and Bridge Department.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

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

- 27. Deliberate the appointment of a Recycle Center Clerk pursuant to Government Code Section 551.074.
- 28. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
- 29. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court reconvened from Executive Session at 10:56 a.m.

No action taken from Executive Session.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

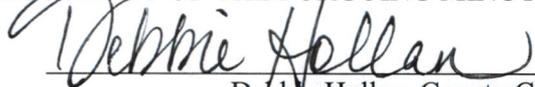
Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:56 a.m.

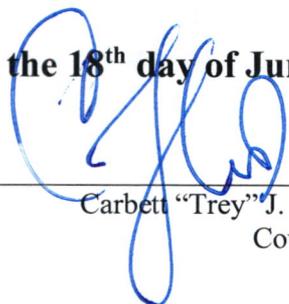
I ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:



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



APPROVED this the 18th day of June 2019.



 Carbett "Trey" J. Duhon, III
 County Judge