

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JULY 14, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 14th day of July 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 9:04 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 – *arrived at 9:10 a.m.*
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 Smith.

Motion carried by 4-0 vote.

<i>Judge Trey Duhon – Yes</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>.

Dr. Denise Mattox addressed the court regarding Diemer Road.

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 – July 7, 2021 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. Request to approve payment on the following:
(a) \$85.00 for Invoice # 21547407 [Courthouse, Hold-Up Alarm], and

\$995.00 for Invoice # 21112407 [Courthouse Camera Surveillance], for a total of \$1,080.00 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].

(b) \$37,500.00 for Invoice # 2069 to Waller County Economic Development from line item 125-411-547200 [Economic Development] as allocated in the 2021 Budget.

5. Request by County Auditor for approval and/or ratification of Accounts Payable.
6. Request by County Treasurer for approval of Treasurer's Monthly Report.
7. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
8. Request by County Engineer to accept Right-of-Way and/or Exclusive Easement dedications along Woods Road, from IH-10 southward, necessary to expand the roadway. *(no backup submitted)*
9. Request by County Engineer to approve a Utility Permit for San Bernard Electric to place 10 power poles and 1 anchor guy wire in the right-of-way of Robichaux Road in Precinct 4.
10. Request by County Engineer to approve a Utility Permit for San Bernard Electric to place 7 power poles and 2 guy wires in the right-of-way of Baker Road in Precinct 2.
11. Request by County Engineer to approve a Utility Permit for American Communications Construction, Inc. (Comcast) to place a fiber cable within the right-of-way of Kingsland Blvd. in Precinct 4.
12. *Removed from Consent Agenda.*
13. *Removed from Consent Agenda.*
14. *Removed from Consent Agenda.*
15. *Removed from Consent Agenda.*
16. Request by County Engineer for the approval of the Final plat of Bartlett Road (Street Dedication Plat) and accept the Construction Bond.

Motion to approve Consent Agenda with items #12 thru #15 removed made by Commissioner Beckendorff, seconded by Commissioner Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Absent

Commissioner Beckendorff – Yes

Commissioner Jones arrived to meeting.

One motion was made to approve the following Items #12 thru #15:

12. Request by County Engineer for the approval of the Final Plat of Sunterra Section One Subdivision Plat and accept the Construction Bond.
13. Request by County Engineer for the approval of the Final Plat of Sunterra Section Two Subdivision Plat and accept the Construction Bond.
14. Request by County Engineer for the approval of the Final Plat of Sunterra Section Three Subdivision Plat and accept the Construction Bond.

15. Request by County Engineer for the approval of the Final Plat of Sunterra Section Four Subdivision Plat and accept the Construction Bond.

Motion made to approve items #12 thru #15 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

COMMISSIONER PRECINCT 3

17. **Presentation** by Jonathan Campbell, Southeast Texas Housing Finance Corporation Director, on program opportunities. *(no backup submitted)*
No action required.

TREASURER

18. **Presentation** by Ashley Cureton and Terry Pickering from Texas Association of Counties (TAC) on the Healthy County Readiness for Duty Program. *(no backup submitted)*
No action required.

19. Discuss and take action to approve County policies related to the Healthy County Readiness for Duty Program.

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 approve Services Agreement with Catapult Health.~~
Item WITHDRAWN.

COUNTY ENGINEER

21. **Public Hearing:**

(a) On the establishment of Controlled Intersections and the installation of Stop Signs, and

(b) On the establishment of Speed Limits and the installation of Speed Limit signs, in the following neighborhood:

- Rolling Hills Colony Subdivision – All County Maintained Roads, Entire Lengths – 30 mph.

Public Hearing began at 9:40 a.m.

No Public Comments received.

Public Hearing ended at 9:40 a.m.

22. Discuss and take action to approve the establishment of Controlled Intersections and Speed Limits and the installation of Stop Signs and Speed Limit Signs throughout Rolling Hills Colony Subdivision. *(no backup submitted)*

- All County Maintained Roads, Entire Lengths – 30 mph.

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

23. Discuss and take action to select consultant in response to Request For Proposals received for CDBG-DR Harvey Program for Appraisal Services. *(no backup submitted)*

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Commissioner Beckendorff moved to amend motion to go with the recommendation of our County Engineer to award to Atrium Real Estate Services, seconded by Commissioner Jones.

Amendment carried by 5-0 vote.

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

Amended Motion carried by 5-0 vote.

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

24. Discuss and take action to approve contract with Halff Associates for On-Call Engineering Review Services. *(no backup submitted)*

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion made to table by Commissioner Beckendorff, seconded by Commissioner Jones.

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

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

Court revisits Agenda Item #24 further in the meeting (page 5).

25. ~~Discuss and take action to approve Agreement Execution Resolution, Revised Draft Contract and completion of other related documents with the Texas Water Development Board related to the Infrastructure Fund Brazos River (PN 13806) Project for Waller County. Item WITHDRAWN.~~

26. ~~Discuss and take action to approve Agreement Execution Resolution, Revised Draft Contract and completion of other related documents with the Texas Water Development Board related to the Infrastructure Fund Spring Creek (PN 13807) Project for Waller County. Item WITHDRAWN.~~

27. **Open bids for R&B Scrap Metal.**

The following Bids were submitted and opened by the Court:

1. Received July 12, 2021 at 11:34 a.m. from Lewis Williams Hagans
2. Received July 6, 2021 at 9:01 a.m. from Terry Toliver

28. Discuss and take action to award bid for R&B Scrap Metal.

Motion made by Commissioner Beckendorff to award bid to Terry Toliver for \$1,500.00, 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

SHERIFF

29. Discuss and take action to amend the Salary Order to change hourly rate of Patrol Deputy Position 16 from \$24.00 per hour to \$26.00 per hour to accommodate transfer to patrol.

(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

COUNTY CLERK

30. Discuss and take action to draw three (3) public members and three (3) alternate members to serve on the 2021 Salary Grievance Committee.

Public Members Drawn:

- 1. Justin Beckendorff
- 2. Jessica Cavnar from Waller
- 3. George Lewis from Brookshire

Alternate Public Members Drawn:

- 1. David Woods from Brookshire
- 2. Tammy Diezi from Brookshire
- 3. Brenda Pennington from Katy

Commissioner Beckendorff moved that we accept the/those members of public and the three alternates, 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

31. Discuss and take action to approve quarterly reimbursement of Juror Payments.

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

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

(no backup submitted)

No action taken.

Returned to Agenda Item #24

24. Discuss and take action to approve contract with Halff Associates for On-Call Engineering Review Services.

Motion made by Commissioner Beckendorff, 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

33. 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 purchase, exchange, lease, or value of real properties in Precincts 1 and 4 would have a detrimental effect on the position of the County in negotiations with third persons.

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

EXECUTIVE SESSION

34. Deliberate business and financial issues related to the purchase, exchange, lease, or value of real properties in Precincts 1 and 4 pursuant to Government Code Sections 551.072 and 551.0725.
35. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 10:18 a.m.

Court reconvened from Executive Session at 10:40 a.m.

36. ~~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 Amsler.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

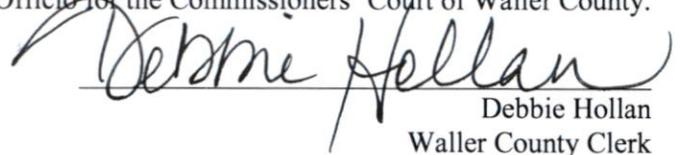
Commissioner Jones – Yes

Commissioner Beckendorff – Yes

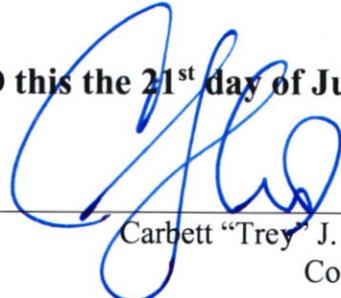
Meeting was **ADJOURNED** at 10:40 a.m.

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 21st day of June 2021.


Carbett "Trey" J. Duhon, III
County Judge