

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 3, 2022

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 3rd day of August 2022 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 9:02 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 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

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.swagit.com/live>.

1. Larry Parr
2. Rhonda Jordan
3. Denise Mattox

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 27, 2022 Regular Session
3. Request to approve payment on the following:
 - (a) \$1,195.00 for Invoice dated July 19, 2022 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
 - (b) \$1,150.00 for Invoice dated July 25, 2022 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].

(c) \$3,202.00 for Invoice # 9537 to Harris County from line item 125-423-540702 [Autopsy].

4. Request by County Auditor for approval and/or ratification of Accounts Payable.
5. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.

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

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>

ECONOMIC DEVELOPMENT

6. Discuss and take action to approve Tax Abatement Agreement with APEX Ag Chem, Inc., Peninsula Development, Inc., and Plateau Products, Inc., the tax abatements applicants and owners of 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. Peninsula Development, Inc. will construct a warehouse and office building of approximately 50,000 square feet with accompanying driveways, parking lots, and fences for an estimated cost of \$5,000,000.

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>

COUNTY JUDGE

7. Discuss and take action to accept the Certification of the 2022 Waller County Appraisal Roll as required under Property Tax Code 26.04(b).

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>

Advanced to Agenda Item #9

ENVIRONMENTAL

9. Discuss and take action to approve the purchase of a 2022 CAN-AM ATV with defender flip windshield from Pro Powersports of Conroe for \$24,981.71 and a 2022 4' lowboy trailer with ramp gate from T3 Truck N Trailer Ltd for \$3,189.00 for a total cost of \$28,170.71.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Judge Duhon made motion to amend #9 to be paid from equipment line item 125-443-581800, seconded by Commissioner Jones.

Amendment 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>

Amended Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Proceeded with Agenda Item #8

SHERIFF

8. Discuss and take action to adopt a Waller County Alarm System Policy.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Beckendorff made motion to amend it to have it start effective January 1, 2023, 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

ENVIRONMENTAL

9. Court addressed Agenda Item #9 previously in meeting. (page 2)

DIRECTOR OF POLICY AND ADMINISTRATION

10. Discuss and take action on the creation of county assistance districts within Waller County.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Jones moved to amend to instruct County staff and consultants to proceed with preparing scenario 3 for the November ballot, seconded by Commissioner Beckendorff.

Amendment carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Amended Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

COMMISSIONER, PRECINCT 3

11. Discuss and take action on County mobility options. (no backup submitted)

Commissioner Jones moved to appoint a Procurement Committee for County mobility to include Liz, Mike, Allen, Yancy, Robert, Commissioner Smith, and myself, 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

GRANT MANAGER

12. Discuss and take action to authorize the County Judge to accept the County's proposed allocation pursuant to H-GAC's Method of Distribution for the Regional Mitigation Program.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

FIRE MARSHAL

13. ~~Discuss and take action on Burn Ban.~~ Item WITHDRAWN.

AUDITOR

14. Discuss and take action to approve the following debt payments due August 15, 2022:
- (a) WC Certificates of Obligation, Series 2014 totaling \$13,054.30, payable to Truist Governmental Finance.
 - (b) WC General Obligation Bonds, Series 2017 totaling \$120,700.00, payable to Amegy Bank.
 - (c) WC General Obligation Bonds, Series 2018 totaling \$490,503.13, payable to Amegy Bank.
 - (d) WC Tax Notes, Series 2018 totaling \$101,370.00, payable to Truist Governmental Finance.
 - (e) WC Tax Notes, Series 2020 totaling \$702,443.25, payable to JP Morgan Chase.

To be paid from the following budget line items:

\$780,000.00 from 515-635-575000 [Principal]

\$648,070.68 from 515-635-576000 [Interest].

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

15. Discuss and take action to approve the Road & Bridge department line item transfer, WC 2022-33.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

16. **Spread** upon the minutes the Juvenile Probation Department, TJJD State Grant budget line item transfer, JP 2022-03.

No action required.

MISCELLANEOUS

17. Discuss and take action to approve Imposition of Optional Fees for Calendar Year 2023.

Motion made by Commissioner Beckendorff to elect with no changes from last year, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

EXECUTIVE SESSION

- 18. Discuss the duties of the County Engineer and Shop Foreman pursuant to Government Code Section 551.074.
- 19. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 11:14 a.m.
Court reconvened from Executive Session at 11:45 a.m.

- 20. ~~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 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

Meeting was **ADJOURNED** at 11:45 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 10th day of August 2022.

Trey Duhon

 Carbett "Trey" J. Duhon, III
 County Judge