

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 14, 2019

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 14th day of August 2019 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 9:01 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** agenda by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. David Luther thanked the court for what they do and their hard work in preparing the upcoming budget.

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 – August 7, 2019 Regular Session

3. Request by County Treasurer for approval of Payroll.

4. Request by County Treasurer for approval of Treasurer's Monthly Report.

5. Request to approve payment on the following:

(a) \$22,588.68 for invoice # 0719WCA1801 to Turner Duran Architects from line item 125-600-581610 [Precinct 4 Building].

(b) \$14,738.00 for invoice # 40330 to HTS, Inc. from line item 601-601-545405 [Professional Services Jail].

(c) \$2,167,078.20 for invoice # 11020 to Sedalco, Inc. from line item 601-601-581000 [Bldg Purch. Cons., or Improv].

(d) \$472.50 for invoice # NRDD-0005037 and \$157.50 for invoice # NRDD-0004990 for a total of \$630.00 to Texas Association of Counties Risk Management Pool from line item 125-411-560300 [Ins Equip/Build/Pub Liab].

(e) \$12,882.35 for Invoice # 109955 to Bickerstaff Heath Delgado Acosta LLP from line item 125-411-540300 [Legal].

(f) \$80.00 for invoice #19547408 [Courthouse, Hold-Up Alarm], and \$995.00 for invoice # 19112408 [Courthouse Camera Surveillance], for a total of \$1,075.00 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].

6. Request by County Auditor for approval and/or ratification of Accounts Payable.
7. Request by County Engineer to approve the application for replat of Kickapoo Hills, Section 3, Block 1, Section 1, by Mr. and Mrs. Carl Collmorgen, and authorize the Road and Bridge Department to issue public notice in the Brenham Banner Press for three consecutive weeks, establishing a public hearing during the regular session of Commissioners' Court on September 25, 2019.
8. Request by County Engineer to approve a Utility Permit for CenterPoint Energy, for installation of IP Plastic Pipe within the right-of-way of Pappas Drive at Kingsland Blvd.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

9. Discuss and take action to approve a variance request to the Subdivision Development Regulations, Engineering Design Standards, Section 2 – Lot size, regarding the minimum lot size per dwelling, by Mr. Larry Zientek.

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

Motion made by Judge Duhon to grant a limited variance with an expiration date of August 31, 2021, seconded by Commissioner Amsler.

Motion carried – Limited Variance Granted

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY TREASURER

10. Discuss and take action to approve stale dated checks.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

FIRE MARSHAL

11. ~~Discuss and take action on Burn Ban.~~ **Item WITHDRAWN.**

JUSTICE OF THE PEACE, PRECINCT 3

12. Discuss and take action to approve the renewal of lease agreement with Neopost for the Neopost IN-360 postage meter, maintenance and rate change protection. Monthly rate of \$74.99 for 36 months to be paid from line item 125-420-581817 [Technology Enhancements].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Proceeded to Agenda Item #14

CONSTRUCTION MANAGER

13. Discuss and take action to approve contract amendment with Collier Construction, LLC for the Precinct 4 Annex project.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Advanced to Adjournment

14. 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 construction contract for the Precinct 4 Annex would have a detrimental effect on the position of the County in negotiations with third persons.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

Court convened to Executive Session at 9:13 a.m.

15. Deliberate business and financial issues related to construction contract for the Precinct 4 Annex project pursuant to Government Code Section 551.0725.
16. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
17. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court reconvened from Executive Session at 9:53 a.m.

Returned to Agenda Item #13

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

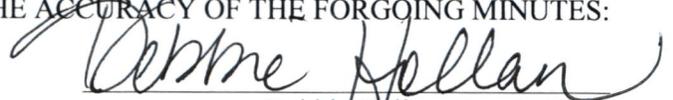
Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:07 a.m.

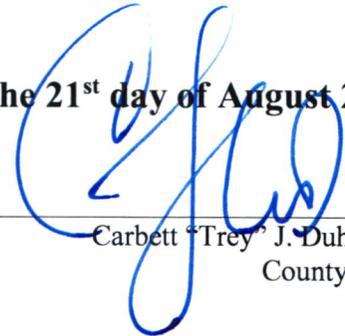
I ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:



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



APPROVED this the 21st day of August 2019.



Carbett "Trey" J. Duhon, III
County Judge