

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 18, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 18th day of August 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 9:00 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
Kendric D. Jones, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Jenifer Deutrich, Deputy 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 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>

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>.

The following individual(s) made public comment:

1. Kathy Carpenter

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 11, 2021 Regular Session
3. Request to approve payment on the following:
 - (a) \$920.00 for Invoice from Lewis Funeral Home and Chapel from line item 125-423-540705 [Transport to Morgue].
 - (b) \$450.00 for Invoice # 3020055 to Husch Blackwell from line item 125-411-540300 [Legal].

4. Request by County Auditor for approval and/or ratification of Accounts Payable.
5. Request by County Auditor for approval and/or ratification of Accounts Payable for Construction Projects.
 - (a) \$3,853.82 from line item 602-602-581000 [Bldg Purch, Const, or Improv/Jail-Judicial].
 - (b) \$34,125.47 from line item 125-600-581618 [Waller County Courthouse Renovation & Annex].
6. Request by County Engineer to accept Right-of-Way and/or Exclusive dedications along Woods Rd., from IH-10 southward, necessary to expand the roadway.
(no backup submitted)

Motion made to approve consent agenda by Commissioner Beckendorff, 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

COUNTY ENGINEER

7. **Open** bids for Hot-Mix Asphaltic Concrete Pavement (HMAC) Installation.
The following bids were submitted and opened in Court:
 1. Waller County Construction submitted August 16, 2021 11:22 a.m.
 2. MC2 Main Lane submitted August 16, 2021 1:47 p.m.
 3. Triple A Paving submitted August 16, 2021 at 12:51 p.m.
 4. Texas Materials Group dba Gulf Coast a CRH Company August 16, 2021 1:11 p.m.
 5. Forde Construction Company submitted August 16, 2021 12:39 p.m.

IT

8. Discuss and take action to approve internet services at Precinct 3 from Atron Solutions, LLC /AT & T for a three year term, installation of \$250.00 and monthly recurring fee of \$686.00 for an annual costs of \$8,232.00.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

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

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

<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

Court addresses agenda item #8 again further in meeting (page 3).

ENVIRONMENTAL

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 Ms. Nelly Hernandez.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote. **Variance Approved.**

<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

10. Discuss and take action to approve a variance request regarding plat exemption to the Subdivision Development Regulations, Engineering Design Standards, Section 2-Lot size, regarding the minimum lot size dwelling, by Mr. Carlos Guerrero.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote. **Variance DECLINED.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Returned to Agenda Item #8 (previously tabled)

8. Discuss and take action to approve internet services at Precinct 3 from Atron Solutions, LLC /AT & T for a three year term, installation of \$250.00 and monthly recurring fee of \$686.00 for an annual costs of \$8,232.00.

Motion to approve 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

SHERIFF

11. Discuss and take action to approve payment of ~~\$17,054.34~~ for Invoice # 660106 is for \$16,558.76, and ~~\$17,054.34~~ Invoice # 663836 is for a credit of \$79.63, total to be approved to pay of ~~\$34,108.68~~ is \$16,479.13 from line item 236-516-540920 (Professional Services).

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

12. Discuss and take action to approve Agreement for Professional Services with Justice Benefits, Incorporated.

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

AUDITOR

13. Discuss and take action to approve Sheriff Administration Department line item budget transfer, WC 2021-31.

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

CONSTRUCTION MANAGER

14. Discuss and take action to approve leveling of Library parking lot by Uretex ICR Gulf Coast at a cost of \$15,200.00.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Judge Duhon made motion to amend to pay it out of Capital Outlay 125-600-587526, seconded by Commissioner Jones.

Amendment 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

Amended 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

MISCELLANEOUS

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

(no backup submitted)

No action taken.

16. 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.

<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

EXECUTIVE SESSION

17. 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.

18. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 10:01 a.m.

Court reconvened from Executive Session at 10:27 a.m.

19. ~~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 Jones.

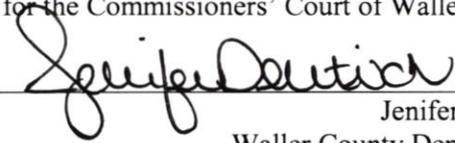
Motion carried by 5-0 vote.

<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 10:27 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.





Jenifer Deutrich
Waller County Deputy Clerk

APPROVED this the 25th day of August 2021.



Commissioner Justin Beckendorff
Presiding Judge