

# MINUTES

## WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – OCTOBER 13, 2021

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13<sup>th</sup> day of October 2021 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 Justin Beckendorff at 9:01 a.m. with the following members of the Court present to-wit:

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  
Absent: Carbett "Trey" J. Duhon III, County Judge

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

### 1. Approval of Agenda.

Motion made by Commissioner Smith, seconded by Commissioner Jones.

**Motion carried** by 4-0 vote.

*Judge Trey Duhon – Absent*

*Commissioner Amsler – Yes*

*Commissioner Jones – Yes*

*Commissioner Smith – Yes*

*Commissioner Beckendorff – 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>.

Greg Henry, IT Administrator announced this month is Cyber Security Awareness Month and provided additional information about Cyber Security Awareness.

## 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 – October 8, 2021 Regular Session

### 3. Request to approve payment on the following:

- (a) \$1,115.00 for Invoice dated September 26, 2021 and \$1,015.00 for Invoice dated September 27, 2021 for a total of \$ 2,130.00 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].

(b) \$85.00 for Invoice # 21547410 [Courthouse, Hold-Up Alarm], and \$995.00 for Invoice # 21112410 [Courthouse Camera Surveillance], for a total of \$1,080.00 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].

4. Request by County Auditor for approval and/or ratification of Accounts Payable.
5. Request by County Engineer to accept Right-of-Way and/or Exclusive Easement dedications along Woods Rd, from IH-10 southward, necessary to expand the roadway. *(no backup submitted)*
6. Request by County Engineer to approve the application for Partial Replat of Pine Ridge Subdivision, Section 5 No. 1, by Mr. Roy Nelson and Mrs. Dorothy Mae Nelson, and authorize the Road and Bridge Department to issue a public notice in the Katy Times, for three consecutive weeks, establishing a public hearing during the regular session of Commissioners' Court on November 24, 2021.
7. Request by County Engineer for the approval of the Final Plat of Sunterra Section Seven Subdivision Plat and accept the Construction Bond.
8. Request by County Engineer for the approval of the Final Plat of Sunterra Section Eight Subdivision Plat and accept the Construction Bond.
9. Request by County Engineer for the approval of the Final Plat of Sunterra Section Nine Subdivision Plat and accept the Construction Bond.

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

**Motion carried** by 4-0 vote.

*Judge Trey Duhon – Absent*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

## **COUNTY ENGINEER**

10. Discuss and take action to approve the price increase with Three L for 2021.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

**Motion carried** by 4-0 vote.

*Judge Trey Duhon – Absent*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

11. Discuss and take action to terminate gasoline and diesel fuels contract and award to new vendor. *(no backup submitted)*

Motion made by Commissioner Smith, seconded by Commissioner Jones.

Commissioner Smith made motion to table agenda item, seconded by Commissioner Jones.

**Motion carried** by 4-0 vote. **Item TABLED.**

*Judge Trey Duhon – Absent*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

## **IT DEPT.**

12. ~~Discuss and take action regarding Smarsh Proposal for 2021 Archival fees and future costs.~~ **Item WITHDRAWN.**

## SHERIFF

13. Discuss and take action to approve request for out of state travel/lodging for (3) employees to attend the Southern Software User Conference.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

**Motion carried** by 4-0 vote.

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

## DISTRICT ATTORNEY

14. Discuss and take action to approve Lease Agreement with Woodhead Legacy, LLC.

Motion made by Commissioner Smith, seconded by Commissioner Jones.

**Motion carried** by 4-0 vote.

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

## CONSTRUCTION MANAGER

15. Discuss and take action to approve design costs for a macerator (debris grinder) at the Jail sewage system. BSW/MD Engineering/LJA Engineering Costs of \$12,400.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

**Motion carried** by 4-0 vote.

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

## MISCELLANEOUS

16. Discuss and take action to approve Resolution for the Nomination for Board of Directors of the Waller County Appraisal District.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Commissioner Smith made motion to table agenda item, seconded by Commissioner Amsler.

**Motion carried** by 4-0 vote. **Item TABLED.**

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

*Court returns to Agenda Item #16 further in the meeting. (Page 3)*

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

*(no backup submitted)*

*No action taken.*

### ***Returned to Agenda Item #16***

16. Discuss and take action to approve Resolution for the Nomination for Board of Directors of the Waller County Appraisal District.

Commissioner Beckendorff made motion to amend by nominating Bill Parks, Holly Holmes-Williams, Leisha Roberts, Paulette Barnett, and re-appointing Rick Welch, seconded by Commissioner Smith.

**Amendment carried** by 4-0 vote.

<i>Judge Trey Duhon – Absent</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 4-0 vote.

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

**EXECUTIVE SESSION**

- 18. ~~Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071. Item WITHDRAWN.~~
- 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 Amsler, seconded by Commissioner Jones.

**Motion carried** by 4-0 vote.

*Judge Trey Duhon – Absent*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

Meeting was **ADJOURNED** at 10:14 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 20<sup>th</sup> day of October 2021.

*Trey Duhon*

Carbett "Trey" J. Duhon, III  
County Judge