

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – NOVEMBER 3, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 3rd day of November 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
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 Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – 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>.

1. Lesha Roberts – Thanked the Court for their work regarding Re-Districting
2. Stan Kitzman – Encouraged and thanked the Court for their efforts pertaining to Re-Districting

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 27, 2021 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
5. Request to approve payment on the following:

- (a) \$2,145.00 for Invoice # 3068001 and \$4,987.50 for Invoice # 3047370 for a total of \$7,132.50 to Husch Blackwell from line item 125-411-540300 [Legal].
 - (b) \$75.00 for Invoice # 1791 to West I-10 Chamber of Commerce from line item 125-411-562300 [County Organizational Dues].
 - (c) \$7,500.00 for Invoice # 07415 to Brazos Valley Council of Governments from line item 125-525-546900 [BVCOG] for quarterly payment as allocated in the 2021 Budget.
 - (d) \$1,417.44 for Invoice # 100400555874 to Otis Elevator Company from line item 125-411-545001 [Maintenance Contracts].
6. Request by County Auditor for approval and/or ratification of Accounts Payable.
 7. Request by County Auditor for approval and/or ratification of Accounts Payable for Construction Projects.
 - a) \$44,161.89 from line item 125-600-581610 [Pct. 4 Building]
 - b) \$34,367.53 from line item 125-600-581618 [Waller County Courthouse Renovation & Annex].

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

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

8. Discussion of redistricting plan by the Commissioners Court and drawing session with consultants for any necessary revisions to the plan for adoption.
(maps available for public viewing on the Waller County website)
No action required.

Advanced to Agenda Item #25

EXECUTIVE SESSION

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

Court convened to Executive Session at 9:12 a.m.

Court reconvened from Executive Session at 9:33 a.m.

Returned to Agenda Item #8

8. Discussion of redistricting plan by the Commissioners Court and drawing session with consultants for any necessary revisions to the plan for adoption.
(maps available for public viewing on the Waller County website)
No action required.

Map 3 placed on Courtroom wall for public to view

Court recessed at 9:36 a.m. for public to view Map 3

Court reconvened at 10:02 a.m.

The following Public Members provided comments regarding Agenda #8:

1. Frank Jackson
2. Dr. Denise Mattox
3. Tracy Sebesta

9. Discuss and take action to adopt redistricting plan.

(maps available for public viewing on the Waller County website)

Judge Duhon made motion that we adopt Plan 3 as the redistricting plan for the County, 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

506TH DISTRICT JUDGE

10. Discuss and take action to approve Interlocal Agreement with the Regional Public Defender Office Local Government Corporation (RPDO-LGC) for public defender services for capital cases.

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

TAX ASSESSOR COLLECTOR

11. Discuss and take action to authorize the County Judge to sign three (3) resale deeds for the private tax resale of properties currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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

SHERIFF

12. Discuss and take action **to approve** Lease Agreement for Scanner-Printer combination for the Control Room in the Jail at a cost of \$70.98 per month from line item 125-506 505-581813 [Copier/Printer].

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Jones revised his motion to include correct line item 125-505-581813, 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

13. ~~Discuss and take action to request authorization to design and begin planning for dog kennels.~~ **Item WITHDRAWN.**

14. ~~Discuss and take action to request authorization to design and begin planning for livestock fencing.~~ **Item WITHDRAWN.**

15. Discuss and take action to accept donation of a livestock trailer from a citizen.
(no backup submitted)

Motion made by Commissioner Jones, 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

IT DEPT.

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

FIRE MARSHAL

17. Discuss and take action to approve donations in the amount of \$3,961.17 to the Waller County Fire Marshal's Fire Investigations Scene Trailer from the following:

- \$2,200.00 from National Insurance Crime Bureau (NICB)
- \$1,761.17 from American Fire System (AFS)

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

18. Discuss and take action to approve \$5,000.00 donation from Aspen Mid-Stream Pipeline to purchase fire investigative equipment. *(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

19. Discuss and take action to approve the donation of 5 pallets of hand sanitizer donated by Medline Medical Supplies in Katy, Texas. *(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

AUDITOR

20. Discuss and take action to approve Sheriff Department, 2021 Budget line item transfer, WC 2021-44.

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

21. Discuss and take action to approve Constable Precinct 2, 2021 line item transfer, WC 2021-45.

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

22. Discuss and take action to amend County policies in relation to COVID-19.
(no backup submitted)

23. Discuss and take action to approve Resolution on the Indigent Defense Grant Program.
Motion made by Commissioner Jones, 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

24. Discuss and take action to approve Resolution that distributes votes for the Board of Directors of the Waller County Appraisal District.

Judge Duhon made motion that we approve Resolution that distributes the votes for the Board of Directors of the Waller County Appraisal District; 450 for Paulette Barnett, 450 for William Parks, and 449 for Rick Welch, 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

25. Court addressed Agenda Item #25 earlier in the meeting. (page 2)

26. ~~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 Beckendorff.

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 11:03 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 November 2021.

Trey Duhon

Carbett "Trey" J. Duhon, III
County Judge