

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – NOVEMBER 17, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 17th 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 9:01 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
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 Smith, 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

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.gov/swagit.com/live>.

Mr. Larry Parr – Questioned Waller County Election Rules.

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 – November 10, 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 by County Tax Assessor Collector to approve Fixed Asset Transfers.**

6. Request to approve payment on the following:
- (a) \$1,115.00 for invoice dated November 4, 2021 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].
 - (b) \$1,195.00 for invoice dated November 5, 2021 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
 - (c) \$920.00 to Lewis Funeral Home and Chapel from line item 125-423-540705 [Transport to Morgue].
 - (d) \$85.00 for Invoice # 21547411 [Courthouse, Hold-Up Alarm], and \$995.00 for Invoice # 21112411 [Courthouse Camera Surveillance], for a total of \$1,080.00 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].
7. Request by County Auditor for approval and/or ratification of Accounts Payable.
- Motion to approve Consent Agenda made by Commissioner Jones, seconded by Commissioner Smith.
- 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 |

WALLER COUNTY HISTORICAL COMMISSION/SOCIETY

8. **Presentation** by Representatives of the Waller County Historical Commission/ Society on recent events and projects.
- No action required.*

TREASURER

9. Discuss and take action to approve TCDRS Plan Agreement for Plan Year 2022.
- 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 |

10. Discuss and take action to approve TCDRS Agreement for qualified replacement arrangement.
- Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.
- Commissioner Amsler made motion to table agenda item, seconded by Commissioner Jones.
- 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 |

TAX ASSESSOR COLLECTOR

11. Discuss and take action to authorize the County Judge to sign five (5) 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 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 |

IT DEPT.

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

AUDITOR

13. Discuss and take action on 2021 budgetary line item transfers and budget amendments.
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

MISCELLANEOUS

14. Discuss and take action to approve the 2022 Appointment for the HGAC Transportation Policy Council.

Judge Duhon made motion to discuss and take action to approve the 2022 Appointment of Commissioner Beckendorff as our representative to the HGAC Transportation Policy Council with Commissioner Smith as the Alternate, 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

15. Discuss and take action to approve the 2022 Appointment for the HGAC Transportation Advisory Committee.

Judge Duhon made motion to discuss and take action to approve 2022 Appointment of Yancy Scott as our Primary Representative for the HGAC Transportation Advisory Committee with Jared Chen as the Alternate, seconded by Commissioner Jones.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Smith – Yes
Commissioner Jones – Yes Commissioner Beckendorff – Yes

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

Advanced to Agenda Item #19

COMMISSIONER, PRECINCT 3

19. Discuss and take action to approve Lakeview General Plan. *(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

Proceeded with Agenda Item #17

17. 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 Precinct 1 and Precinct 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.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Court convened to Executive Session at 11:16 a.m.

Judge Duhon dismissed from Court at 11:16 a.m.

Court reconvened from Executive Session at 12:51 p.m.

No action taken from Executive Session

CONSTRUCTION MANAGER

18. **Presentation** by SEDALCO/BSW on Courthouse programming.

No action required.

COMMISSIONER, PRECINCT 3

19. *Court addressed Agenda Item #19 earlier in the meeting. (page 3)*

EXECUTIVE SESSION

20. ~~Deliberate business and financial issues related to the purchase, exchange, lease, or value of real properties in Precinct 1 and Precinct 4 pursuant to Government Code Sections 551.072 and 551.0725.~~

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

22. ~~Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.~~

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 12:55 p.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 24th day of November 2021.

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