

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – NOVEMBER 20, 2019

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 20th day of November 2019 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 Jeron Barnett 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
Jeron Barnett, Commissioner Precinct 3 – *Presiding Judge*
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 Beckendorff

1. **Approval of Agenda.**

Motion to **approve** by Commissioner Beckendorff, 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 Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

PUBLIC COMMENT

1. Mr. Larry Parr commended the court for appropriating funds for the renovation of the County Library.

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 13, 2019 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. Request by County Treasurer for approval of Elections Payroll.
5. Request to approve payment on the following:
 - (a) \$65.00 for Invoice # NRDD-0005315 to Texas Association of Counties from line item 125-411-560300 [Ins Equip/Build/Pub Liab].
 - (b) \$33,870.97 for Invoice # 28 to Brinkley Sargent Wiginton Architects from line item 601-601-545405 [Professional Services Jail].
 - (c) \$3,250.00 for Invoice to Singleton & Sons Funeral Home, Inc. from line item 125-411-561502 [Pauper Burial Expense].
6. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.

7. Request by County Auditor for approval and/or ratification of Accounts Payable.

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PRESENTATION

8. ~~**Presentation of the Waller County Transportation Plan by Carlene Mullins, Senior Planner, Transportation Department of Houston-Galveston Area Council.**~~
Item WITHDRAWN.

COUNTY ENGINEER

9. Discuss and take action to approve an Interlocal Agreement for Owens Road (County maintained portion) between Waller County and Waller County MUD No. 33.

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY JUDGE

10. Discuss and take action to approve the transfer of \$300.00 from line item 125-440-530200 [Supplies and Stationary] and \$300.00 from line item 125-440-568400 [Miscellaneous] for a total of \$600.00 to line item 125-440-563000 [Training and Conference Expense].

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

DISTRICT CLERK

11. Discuss and take action to approve the following line item transfer within the District Clerk's Budget:

(a) \$1,500.00 from 125-417-530200 [Supplies and Stationary] to 125-417-581800 [Furniture and Equipment] for the purchase of two (2) laptops.

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

CONSTABLE, PRECINCT 1

12. Discuss and take action to place \$1,000.00 donation from the District Attorney's office approved in Commissioners Court on November 13, 2019 into line item 125-511-581810 [Equipment].

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

CONSTABLE, PRECINCT 2

13. Discuss and take action to place \$1,000.00 donation from the District Attorney’s office approved in Commissioners Court on November 13, 2019 into line item 125-512-568400 [Miscellaneous].

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

CONSTABLE, PRECINCT 3

14. Discuss and take action to accept donation from the Waller County District Attorney’s office in the amount of \$1,000.00 and place in line item 125-513-568400 [Miscellaneous].

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

TREASURER

15. Discuss and take action to approve the following agreements with Prosperity Bank: Treasury Management Services Master Agreement, ACH Origination Agreement, Positive Pay Service Agreement, and Wire Transfer Services Agreement.

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

CONSTRUCTION MANAGER

16. **Update** on Precinct 4 Building Project. *No action required.*
17. Discuss and take action to approve payment of \$547,157.44 to Collier Construction, LLC from line item 125-600-581610 [Precinct 4 Building].

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

MISCELLANEOUS

18. Discuss and take action to approve Interlocal Agreement with Harris County for Performance of Postmortem Examinations by Harris County Institute of Forensic Sciences.

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Barnett – Yes *Commissioner Beckendorff – Yes*

EXECUTIVE SESSION

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

Court convened to Executive Session at 9:42 a.m.

Court reconvened from Executive Session at 10:17 a.m.

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

Commissioner Beckendorff made motion to opt out of the negotiating class for the opioid litigation, seconded by Commissioner Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

ADJOURN MEETING

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

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:18 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 26th day of November 2019.

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