

# MINUTES

## WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – DECEMBER 2, 2020

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 2<sup>nd</sup> day of December 2020 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 9:02 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  
Jeron Barnett, Commissioner Precinct 3 – *dismissed court at 10:16 a.m.*  
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 Barnett

### 1. Approval of Agenda.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

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

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

### **PUBLIC COMMENT** – None

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>.

### **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 25, 2020 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. ~~Request by County Treasurer for approval of Elections Payroll.~~ **Item WITHDRAWN.**
5. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
6. ~~Request to approve payment on the following:~~ **Item WITHDRAWN.**
7. Request by County Auditor for approval and/or ratification of Accounts Payable.

8. Request by County Auditor for approval and/or ratification of Accounts Payable for Construction Projects.

\$9,116.65 from line item 602-602-581005 [Misc. Const. Costs/Jail-Judicial]

Motion made to approve consent agenda with 4 and 6 withdrawn by Commissioner Beckendorff, seconded by Commissioner Smith.

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

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## FIRE MARSHAL

9. Discuss and take action to approve vendor for debris removal services.

Motion made by Commissioner Smith, seconded by Commissioner Beckendorff.

Commissioner Beckendorff made motion to select Aftermath Disaster Recovery on recommendation of our Fire Marshal, seconded by Commissioner Amsler.

**Amendment carried** by 5-0 vote.

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**Amended Motion carried** by 5-0 vote.

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

10. ~~Discuss and take action on Burn Ban. Item WITHDRAWN.~~

## AUDITOR

11. Discuss and take action to approve Maintenance Department line item budget transfer, WC 2020-47.

Motion 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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

12. Discuss and take action to approve Extension Office Department line item budget transfer, WC 2020-54.

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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

13. Discuss and take action to approve Tax Office Department line item budget transfer, WC 2020-55.

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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

## CONSTRUCTION MANAGER

14. **Update** on Library Project.

*No action required.*

15. Discuss and take action to approve payment of \$41,325.10 for Application # 7 to Dahvar Construction and Design from line item 125-600-587526 [Library].

Motion 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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

## **MISCELLANEOUS**

16. Discuss and take action to approve Engagement Agreement and related documents for redistricting services with Bickerstaff Heath Delgado Acosta LLP.

Motion 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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

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

*No action taken.*

18. Discuss and take action to amend agreement with AccessHealth for COVID-19 testing services.

Motion 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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

19. 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 property in Precinct 2 would have a detrimental effect on the position of the County in negotiations with third persons.

Motion 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 Barnett – Yes*

*Commissioner Beckendorff – Yes*

## **EXECUTIVE SESSION**

20. Deliberate business and financial issues related to the purchase, exchange, lease, or value of real property in Precinct 2 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.

**Court convened to Executive Session at 9:45 a.m.**

*Commissioner Barnett dismissed from court at 10:16 a.m.*

**Court reconvened from Executive Session at 10:24 a.m.**

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

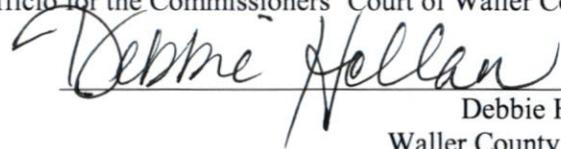
**ADJOURN MEETING**

Motion to **adjourn** meeting by Commissioner Beckendorff, seconded by Commissioner Smith.  
**Motion carried** by 5-0 vote.

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

Meeting was **ADJOURNED** at 10:24 a.m.

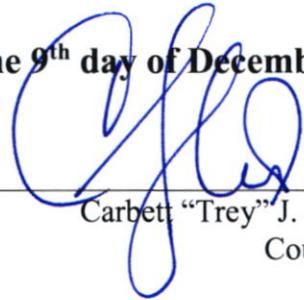
I **ATTEST** that the above proceedings are the true and correct minutes taken in my capacity as  
Ex-Officio for the Commissioners' Court of Waller County.



Debbie Hollan  
Waller County Clerk



**APPROVED** this the 9<sup>th</sup> day of December 2020.



Carbett "Trey" J. Duhon, III  
County Judge