

MINUTES
WALLER COUNTY COMMISSIONER’S COURT
REGULAR SESSION
WEDNESDAY – APRIL 19, 2023

BE IT REMEMBERED that the Honorable Commissioner’s Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 19th day of April 2023 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 9:03 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.

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

PUBLIC COMMENT

1. John Erwin 2. Danny Rothe 3. Larry Parr 4. Bill Parks

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** – April 12, 2023 Regular Session
- 3. **Request by County Treasurer for approval of Payroll.**
- 4. **Request to approve payment on the following:**
 - (a) \$675.00 for Invoice dated April 4, 2023 and \$1,200.00 for Invoice dated April 6, 2023 for a total of \$1,875.00 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].
 - (b) \$2,887.00 for Invoice # 12180 to Harris County from line item 125-423-540702 [Autopsy].
- 5. **Request by County Auditor for approval and/or ratification of Accounts Payable.**
- 6. **Request by County Treasurer for approval of Treasurer’s Monthly Report.**
- 7. **Request by County Treasurer for approval of payment for the State Quarterly Fuel Tax Report.**

8. Request by County Treasurer for approval of payment for the State Quarterly Fee reports.
9. Request by Elections Administrator for approval of Fixed Asset Transfers.
10. Request by Assistant County Engineer to approve the Final Plat of Peninsula ~~Twinhood~~ Twinwood Subdivision in Pct. 4.
11. Request by Assistant County Engineer to approve and accept the V-Energy Industrial Park – Pattison Road Extension into the County Maintained Road Log and Release the Maintenance Bond.

Motion to approve Consent Agenda with correction to #10 made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

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

PROCLAMATIONS

12. Discuss and take action to approve Proclamation recognizing April as Child Abuse Awareness and Prevention Month in Waller County.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

(Judge Duhon read Proclamation)

Motion carried by 5-0 vote.

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

13. Discuss and take action to approve Proclamation commemorating and celebrating the 150th Anniversary of Waller County’s Founding.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

(Judge Duhon read Proclamation)

Motion carried by 5-0 vote.

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

ASSISTANT COUNTY ENGINEER

14. Discuss and take action to approve the acceptance of roads in Twinwood Business Park Phase 2 into the Waller County Maintained Road Log.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

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

TREASURER

15. Discuss and take action to approve payment of \$12,125.00 for Invoice #1174-1 to Evergreen Solutions, LLC from line item 125-401-540900 [Prof. Consultant Services].

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

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

SHERIFF

16. Discuss and take action to reject all proposals for Body Cam Systems.

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

17. Discuss and take action to approve Customer Service Agreement for the purchase of 65 body cameras, 37 dash cameras, and 8 ALPR systems from Utility Associates, Inc. through DIR contract number DIR-CPO-4799, with additional Purchase Order Terms and Conditions, and pay the first two years payments at a total of \$396,809.00 from line item 241-595-561209 [ARPA Miscellaneous].

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

18. Discuss and take action to declare five vehicles and one boat/trailer no longer in service and list as surplus or salvage property and to retain the services of Rene Bates Auctioneers for auction of said vehicles.

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

19. Discuss and take action to authorize the County Auditor to conduct the annual audit of the Sheriff's Department Chapter 59 Asset Forfeiture/Seizure Accounts.

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

GRANT MANAGER

20. Discuss and take action to authorize the County Grant Manager to submit a Community Oriented Policing Services (COPS) Hiring Program application to the United States Department of Justice.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Beckendorff made motion to move forward and do the Option 3, seconded by Commissioner Jones.

Amendment carried by 4-1 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Court votes on the Amended Motion later in meeting. Page 4

21. Discuss and take action to approve vendor for debris removal services.
 Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.
 Commissioner Beckendorff moved to select DRC Emergency Services, seconded by Smith.
Amendment carried by 5-0 vote.

<i>Judge Trey Duhon – Yes</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 5-0 vote.
Judge Trey Duhon – Yes *Commissioner Amsler – Yes* *Commissioner Smith – Yes*
Commissioner Jones – Yes *Commissioner Beckendorff – Yes*

Court returned to Agenda Item #20 to vote on the Amended Motion.

20. Discuss and take action to authorize the County Grant Manager to submit a Community Oriented Policing Services (COPS) Hiring Program application to the United States Department of Justice.

Commissioner Beckendorff made motion to move forward and do the Option 3, seconded by Commissioner Jones.

Amended Motion carried by 4-1 vote.
Judge Trey Duhon – Yes *Commissioner Amsler – No* *Commissioner Smith – Yes*
Commissioner Jones – Yes *Commissioner Beckendorff – Yes*

22. Discuss and take action to issue a Notice to Proceed and authorize the County Judge to execute a contract with JWTC relative to the demolition of 26078 Lakeview Drive, Hockley, TX 77447 (CDBG-DR Project 20-066-011-C074).

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*

DIRECTOR OF POLICY AND ADMINISTRATION

23. Discuss and take action to approve the designation of a take-home vehicle for Robert Pechukas.

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*

AUDITOR

24. Discuss and take action to approve 2023 budget amendments and department line item transfers.

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

25. Discuss and take action to approve the Agreement between Waller County and Texana Center and payment of \$35,933.00 from line item 125-411-542254 [Texana Ctr. Behavioral Healthcare] as allocated in the 2023 Budget.

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

26. Discuss and take action to approve the Agreement with Navasota Soil and Water Conservation District No. 440 and payment of \$2,500.00 from line item 125-411-547330 [Soil & Water Conserv.] as allocated in the 2023 Budget.

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

27. Preliminary Discussion of the 2024 Budget.

No action required.

28. 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 would have a detrimental effect on the position of the County in negotiations with third persons.

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

29. 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 contract negotiations for it 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

EXECUTIVE SESSION

30. Deliberate business and financial issues related to the purchase, exchange, lease or value of real properties pursuant to Government Code Sections 551.072 and 551.0725.
31. Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725.
32. Deliberate the appointment of a County Engineer pursuant to Government Code Section 551.074.

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

Court convened to Executive Session at 11:37 a.m.

Court reconvened from Executive Session at 2:12 p.m.

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

Commissioner Smith moved to offer the position of County Engineer and Floodplain Administrator to Ross McCall at a rate of \$79.33 per hour, seconded by Commissioner Amsler.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Amsler, 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

Meeting was **ADJOURNED** at 2:13 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 26th day of April 2023.

Trey Duhon

Carbett “Trey” J. Duhon, III
County Judge