

MINUTES
WALLER COUNTY COMMISSIONER’S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 23, 2023

BE IT REMEMBERED that the Honorable Commissioner’s Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 23rd day of August 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 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>

PUBLIC COMMENT

1. Kathy Carpenter

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 – August 16, 2023 Regular Session
3. Request by County Treasurer for approval of Payroll.
4. Request by County Auditor for approval and/or ratification of Accounts Payable.
5. Request by County Treasurer to approve payment for retiree insurance.
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 Engineer to approve a Utility Permit for CenterPoint Energy Gas to install a 2”, 4”, and 6” IP PLA gas line within the right-of-way of Hegar Road and Margerstadt Road in Precinct 2.
8. Request by County Engineer to approve the Final Plat of Park at Anserra Section 4 in Precinct 4.

Motion to approve Consent Agenda 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

PROCLAMATION

9. Discuss and take action to approve proclamation recognizing Prairie View A&M University President Tomikia P. LeGrande.

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

TREASURER

10. ~~**Presentation** of TAC Services Overview by Rhita Koches, TAC County Relations Officer. Item WITHDRAWN.~~

JUSTICE OF THE PEACE, PRECINCT 2

11. **Spread** upon the minutes the designation of Waller County Justice of the Peace, Precinct 2 as a Judicial Center of Excellence by the Texas Judicial Council.

No action required.

12. Discuss and take action to authorize the County Judge to sign a Memorandum of Understanding with Brevitest for testing equipment to be used on inquests.

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

COUNTY ENGINEER

13. **Presentation** of the Road & Bridge Department's Quarterly Operations Report by the County Engineer, Ross McCall.

No action required.

COMMISSIONER, PRECINCT 3

14. Discuss and take action to approve Maple Grove Development Agreement.

Discussion only - No action taken.

SHERIFF

15. Discuss and take action to approve out of state travel request for 5 employees to attend the Southern Software User Conference, October 30-November 2, 2023.

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

Advanced to Agenda Items #17-24

17. ~~Discuss and take action to approve sole source discretionary exemption pursuant to Local Government Code Section 262.024(a)(7), authorize County Judge to sign Implementation and Service Agreement with PowerPhone for Total Response Call Handling System, and enter sole source statement into the minutes.~~
Item WITHDRAWN.

AUDITOR

18. ~~Discuss and take action to approve 2023 budget adjustments and departmental line-item transfers.~~ **Item WITHDRAWN.**

FIRE MARSHAL

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

MISCELLANEOUS

20. ~~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.~~
Item WITHDRAWN.

21. 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

22. ~~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.~~
Item WITHDRAWN.

23. Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725.

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

Court convened to Executive Session at 10:43 a.m.

Court reconvened from Executive Session at 11:09 a.m.

Returned to Agenda Item #16

16. ~~Discuss and take action to approve Interlocal Agreement for Law Enforcement Services with Waller ISD. Item WITHDRAWN.~~

Proceeded with Agenda Item #25

25. ~~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 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 11:09 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 30th day of August 2023.

Trey Duhon

Carbett "Trey" J. Duhon, III
County Judge