

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – JANUARY 25, 2023**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 25<sup>th</sup> day of January 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 9:08 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.

*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://wallercountytx.swagit.com/live>.

1. Deann Warzon – *via teleconference*
2. Paige Martin – *via teleconference*
3. Larry Parr

**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** – January 18, 2023 Regular Session
3. **Request by County Treasurer for approval of Payroll.**
4. **Request to approve payment on the following:**
  - (a) \$995.00 for invoice dated January 16, 2023 to Schmidt Funeral Home to be paid from line item 125-423-540705 [Transport to Morgue].

5. Request by County Auditor for approval and/or ratification of Accounts Payable.
6. Request by County Auditor for approval of official documents and all monthly reports.
7. Request by County Engineer to approve the Final Plat of Sunterra Section 46 and accept the Construction Bond (Pct. 3).
8. Request by County Engineer to approve the Final Plat of Sunterra Lift Station #3 (Pct. 3).

Motion to approve Consent Agenda 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 JUDGE

9. Discuss and take action to appoint Commissioner Kendric Jones to the Gulf Coast Rail District Board of Directors as Waller County representative for a two year term through January 23, 2025.

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*

## COUNTY ENGINEER

10. ~~Discuss and take action to approve the Final Plat of Lakeview Section 1 and accept the Letter of Credit. (Pct. 3). Item WITHDRAWN.~~
11. ~~Discuss and take action to approve the Final Plat of Lakeview Section 2 and accept the Letter of Credit. (Pct. 3). Item WITHDRAWN.~~
12. ~~Discuss and take action to approve the Final Plat of Lakeview Section 3 and accept the Letter of Credit. (Pct. 3). Item WITHDRAWN.~~
13. ~~Discuss and take action to approve the Final Plat of Lakeview Section 4 and accept the Letter of Credit. (Pct. 3). Item WITHDRAWN.~~

## GRANT MANAGER

14. **Open** proposals/statements of qualifications received pursuant to the County's Request for Qualifications (RFQ's) solicitation seeking professional home demolition services associated with the County's CDBG-DR Buyout Program (Project 20-066-011-C074).

The following proposals/statements were submitted and opened by the Court:

1. RIND Companies    2. MCB Environmental & Demolition    3. James Turner Construction

15. Discuss and take action for approval to accept grant funds in an amount not to exceed \$99,750.36 provided to the County pursuant to the H-GAC's Rural County Coronavirus Reimbursement Project.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

- 16. Discuss and take action to authorize the County Grant Manager to submit a Local Community Grants application to Walmart for \$1,000.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

- 17. Discuss and take action to authorize the County Grant Manager to submit a State Criminal Alien Assistance Program (SCAAP) grant application to the Bureau of Justice Assistance, United State Department of Justice in an amount not to exceed \$25,000.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

- 18. Discuss and take action to authorize the County Grant Manager to submit preliminary application(s) to the Texas Department of Transportation relative to its 2023 Transportation Alternatives (TA) Call for Projects.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

**DIRECTOR OF POLICY AND ADMINISTRATION**

- 19. ~~Discuss and take action to approve agreement for Classification and Compensation Study services between Waller County and Evergreen Solutions, LLC.~~  
**Item WITHDRAWN.**

**CONSTRUCTION MANAGER**

- 20. Discuss and take action to approve quote from Harrelson Construction, LLC for \$12,250.00 for the installation of a New Septic System for the Recycle Center.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Commissioner Beckendorff made motion to table, seconded by Commissioner Jones.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

**MISCELLANEOUS**

- 21. Discuss and take action to approve the members for the 2023-2024 Waller County Historical Commission.

Commissioner Smith made motion to approve, seconded by Commissioner Jones.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Jones – Yes

Commissioner Smith – Yes  
Commissioner Beckendorff – Yes

22. Discuss and take action to approve the 2023 Appointment for the HGAC Transportation Policy Council.

Judge Duhon made motion to appoint you (Commissioner Beckendorff) to continue as our Representative with Commissioner Smith as the Alternate, 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*

23. Discuss and take action to approve the 2023 Appointment for the HGAC Transportation Advisory Committee.

Judge Duhon made motion to appoint Yancy as the Primary Representative with Jared Chen as the Alternate, 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*

24. ~~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.~~

25. ~~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. Item WITHDRAWN.~~

## **EXECUTIVE SESSION**

26. ~~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.~~
27. ~~Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725. Item WITHDRAWN.~~
28. Deliberate the evaluation and duties of the Recycling Center Manager to Government Code Section 551.074.
29. ~~Deliberate the evaluation and duties of the Maintenance Supervisor to Government Code Section 551.074. Item WITHDRAWN.~~
30. ~~Deliberate the evaluation and duties of the Construction Manager to Government Code Section 551.074. Item WITHDRAWN.~~
31. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

**Court convened to Executive Session at 10:22 a.m.**

***Judge Duhon dismissed from Court.***

**Court reconvened from Executive Session at 10:58 a.m.**

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

*No further action to be taken.*

**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 10:58 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



By: *Stephanie Tompkins*  
Stephanie Tompkins, Chief Deputy Clerk

**APPROVED this the 1<sup>st</sup> day of February 2023.**

*Justin Beckendorff*  
Commissioner Justin Beckendorff  
Presiding Judge