

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – FEBRUARY 8, 2023**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 8<sup>th</sup> day of February 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 9:02 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  
Kendric D. Jones, Commissioner Precinct 3  
Justin Beckendorff, Commissioner Precinct 4  
Stephanie Tompkins, Chief Deputy 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. Bill Parks    2. Nathaniel Gjesdal    3. Scott Saenger/Sean Burch    4. Larry Parr    5. Alan Younts

**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** – February 1, 2023 Regular Session

3. **Request by County Treasurer for approval of Payroll.**

4. **Request to approve payment on the following:**

(a) \$679.00 for Invoice # 202216053 to National Association of Counties (NACO) from line item 125-411-562300 [County Organizational Dues].

(b) \$35.00 for Invoice dated January 26, 2023 to Employees Retirement System of Texas from line item 125-411-562300 [County Organizational Dues].

(c) \$1,161.00 for Invoice # 11337, \$2,887.00 for Invoice # 11338 and \$2,887.00 for Invoice # 11362 for a total of \$6,935.00 from line item 125-423-540702 [Autopsy].

(d) \$7,500.00 for Invoice # 7761 to Brazos Valley Council of Governments from line item 125-525-546900 [BVCOG] for Quarterly Payment as allocated in the 2023 Budget.

5. Request by County Auditor for approval and/or ratification of Accounts Payable.
6. Request by County Engineer to approve the advertising for Requests for Proposals (RFPs) for Software Application Services for the Road and Bridge Department.
7. Request by County Engineer to approve the Final Plat of Kingsland Ranch Logistics Park and accept the Construction Bond (Pct. 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*

### **COMMISSIONER, PRECINCT 3**

8. Discuss and take action on the appointment of a representative to the South East Texas Housing Board.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Beckendorff made motion to appoint Commissioner Jones, seconded by Commissioner Amsler.

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

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

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

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Smith – Yes*

*Commissioner Jones – Yes*

*Commissioner Beckendorff – Yes*

### **SHERIFF**

9. **Open** responses to RFP for Body Cam Systems.

The following responses were submitted and opened by the Court:

1. Received February 1, 2023 at 2:34 p.m. from Utility Associates.
2. Received January 31, 2023 at 1:43 p.m. from Axon Enterprise Incorporated.

10. **Open** responses to RFP for Inmate Phone System.

The following responses were submitted and opened by the Court:

1. Received January 30, 2023 at 9:52 a.m. from IC Solutions Advanced Technologies.

11. Discuss and take action to approve reimbursement process with TDCJ for transporting inmates.

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*

12. Discuss and take action to grant an exemption to Local Government Code Section 262.023 and select vendor to provide all medical services to the Waller County jail pending budget and contract approval.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Judge Duhon made motion to amend to grant the exemption to B&S Correctional Medical Services, seconded by Commissioner Jones.

**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.

<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>

## **CONSTABLE, PRECINCT 1**

13. Discuss and take action to authorize the Waller County Auditor to conduct the Constables Precinct 1 Annual Chapter 59 Asset Forfeiture/Seizure Audits.

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>

## **COUNTY ENGINEER**

14. ~~Discuss and take action to approve the Preliminary Infrastructure Development Plan of Lantana Ranch (South) Mobile Home Park. Item WITHDRAWN.~~

15. Discuss and take action to approve the Interlocal contract for licensing SCPDC Software (MyGovernmentOnline).

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>

16. **Discussion** regarding establishing a formal process related to Proposed Amendments to the Major Thoroughfare Plan/Map.

*No action required.*

### ***Returned to Agenda Item #14***

14. Discuss and take action to approve the Preliminary Infrastructure Development Plan of Lantana Ranch (South) Mobile Home Park.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

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

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

<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>

## GRANT MANAGER

17. Discuss and take action to authorize the County Grant Manager to submit a ~~FY23 Bullet-Resistant Shield~~ **FY24 Rifle-Resistant Body Armor** Grant Program application to the Criminal Justice Division of the Office of the Governor, Public Safety Office.

Judge Duhon made motion to discuss and take action to authorize the County Grant Manager to submit a FY24 Rifle-Resistant Body Armor Grant Program application to the Criminal Justice Division of the Office of the Governor, Public Safety Office, 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 authorize the County Grant Manager to submit a FY24 Residential and Community Based Services for Victims of Commercial Sexual Exploitation Grant Program application to the Criminal Justice Division of the Office of the Governor, Public Safety Office. Item WITHDRAWN.~~

## DIRECTOR OF POLICY AND ADMINISTRATION

19. Discuss and take action to approve possible membership with Transportation Advocacy Group – Houston (TAG). Membership fee of \$5,000.00 for Invoice # 2070 to paid from line item 125-411-562300 [County Organizational Dues].

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

20. Discuss and take action to approve the following debt payments due February 15, 2023: WC Certificates of Obligation, Series 2014 totaling \$555,054.31, payable to Truist Governmental Finance.

WC General Obligation Bonds, Series 2017 totaling \$516,000.00, payable to Amegy Bank.

WC General Obligation Bonds, Series 2018 totaling \$1,605,503.13, payable to Amegy Bank.

WC Tax Notes, Series 2020 totaling \$18,805.25, payable to JP Morgan Chase.

WC Tax Notes, Series 2022 totaling \$948,303.94, payable to Regions Equipment Finance Corporation.

To be paid from the following line items:

\$2,872,000.00 from 515-635-575000 [Principal]

\$771,366.63 from 515-635-576000 [Interest]

\$300.00 from 515-635-577000 [Fees]

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*

21. **Spread** upon the minutes the certification of the Juvenile Probation, TJJD Grant R award in the amount of \$14,607.00 and amend the 2023 budget, WC 2023-03.  
*No action required.*

## MISCELLANEOUS

22. Discuss and take action to publish Foreign Trade Zone Board notice as part of application to expand service area of Foreign Trade Zone 84 under the Alternative Site Framework for the Port of Houston. Notice to be published in the Waller County Express with funds to be paid from line item 125-401-544100 [Bid Notices and Printing].

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*

23. 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 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*

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 contract negotiations for it 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*

## EXECUTIVE SESSION

25. 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.
26. Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725.
27. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

Court convened to Executive Session at 10:42 a.m.

Court reconvened from Executive Session at 11:06 a.m.

28. ~~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 11:06 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 15<sup>th</sup> day of February 2023.

*Trey Duhon*  
Carbett “Trey” J. Duhon, III  
County Judge