

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – DECEMBER 13, 2023**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13<sup>th</sup> day of December 2023 at its meeting place at the Waller County Joe Kuciemba Annex, 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 – *Arrived at 9:06 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 Beckendorff

1. **Approval of Agenda.**

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

**Motion carried** by 4-0 vote.

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

**PUBLIC COMMENT**

1. DeWayne Charleston    2. Byron Johnson    3. Brooke Bacuetes    4. Claire Zadow    5. Larry Parr  
6. Vince Yokom

***Commissioner Jones arrived to meeting during Public Comment.***

**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** – December 6, 2023 Regular Session
3. **Request by County Treasurer for approval of Payroll.**
4. **Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.**
5. **Request to approve payment on the following:**
  - (a) \$2,932.00 for invoice # 15261 to Harris County from line item 125-423-540702 [Autopsy].
  - (b) \$2,400.00 for invoice # 479863 to W.L. Simon Mortuary Transport from line item 125-423-540705 [Transport].
6. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

7. Request by County Engineer to approve the Final Plat of Sunterra Section 54 Subdivision in Precinct 3.  
 Motion to approve Consent Agenda made by Commissioner Smith, 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*

**PRESENTATION**

8. **Presentation** by Memorial-Hermann Hospital for recognition to the Waller County EMS for their efforts and assistance during the recent Mass Gathering event.  
*No action required.*

**PROCLAMATION**

9. Discuss and take action to approve Proclamation recognizing the assistance of Waller County EMS during the recent Mass Gathering event.  
 Motion made by Commissioner Smith, 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**

10. **Public Hearing:** On notice of application for replat of Twinwood Commerce Center Subdivision, to revise Reserve 15, Block 1, to create 3 separate commercial reserves by Urban Twinwood, LP A Texas Limited Partnership in Pct. 4.  
**Public Hearing began at 9:41 a.m.**  
 County Engineer Ross McCall explained request.  
 No public comments received.  
**Public Hearing ended at 9:43 a.m.**
11. **Public Hearing:** On notice of application for partial replat of West Magnolia Forest Subdivision, to revise Section 11, Lot 62, to create 2 residential 1 acre lots by Juan Plata in Pct. 2.  
**Public Hearing began at 9:43 a.m.**  
 County Engineer Ross McCall explained request.  
 1. Larry Parr    2. Sean Connolly  
**Public Hearing ended at 10:08 a.m.**
12. **Presentation** of Grange conditional General Plan by Ross McCall.  
*No action required.*
13. Discuss and take action to approve Grange conditional General Plan.  
 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 JUDGE**

14. ~~Discuss and take action to advertise for RFQ for Program Manager for the Mobility Bond Project.~~ **Item WITHDRAWN.**

**COMMISSIONER, PRECINCT 3**

15. Discuss and take action to approve Subdivision Development Agreement with LGI Homes-Texas, LLC for Dewberry Hills Subdivision.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Judge Duhon made motion to amend to approve subject to those exhibits, seconded by Commissioner Jones.

**Amendment carried** by 4-0 vote with 1 Abstained.

Judge Trey Duhon – Yes                      Commissioner Amsler – Yes                      Commissioner Smith – Abstained  
Commissioner Jones – Yes                      Commissioner Beckendorff – Yes

**Amended Motion carried** by 4-0 vote with 1 Abstained.

Judge Trey Duhon – Yes                      Commissioner Amsler – Yes                      Commissioner Smith – Abstained  
Commissioner Jones – Yes                      Commissioner Beckendorff – Yes

16. Discuss and take action to approve the creation of County Assistance Districts.

*Discussion only – No action taken.*

17. Discuss and take action on Mobility Bond Legal counsel.

Commissioner Jones made motion to add Judge Duhon, Brooke (Bacuetes), Robert (Pechukas), Ross (McCall), and Liz (Dorsey) to a Committee to review the submittals, 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 Jones recessed from meeting at 11:22 a.m.***

**506<sup>th</sup> DISTRICT JUDGE**

18. Discuss and take action to approve the Felony Contract Indigent Defense Attorneys for Waller County for Calendar year 2024, and authorize the County Judge to sign the contracts on behalf of the County.

Motion made by Commissioner Smith, seconded by Commissioner Beckendorff.

**Motion carried** by 4-0 vote.

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

**FIRE MARSHAL**

19. Discuss and take action to approve payment of \$21,419.30 for Invoice # 15299318 to ONSOLVE (CodeRed) from line item 125-411-545001 [Maintenance Contracts].

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

***Commissioner Jones returned to meeting at 11:25 a.m.***

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

Judge Trey Duhon – Yes                      Commissioner Amsler – Yes                      Commissioner Smith – Yes  
Commissioner Jones – Yes                      Commissioner Beckendorff – Yes

**IT**

- 20. Discuss and take action to approve the proposal and Agreement with Granicus for audio recording for Commissioners Court meetings. Annual fee of \$16,627.80 to be paid from line item 125-401-540900 [Prof Consultant Services].

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

- 21. Discuss and take action to approve the quote from Atron Solutions for the installation of fiber for the Juvenile Probation building to serve Juvenile Probation and the Tax Office. Monthly fee of \$275.00 to be paid from line item 125-411-542502 [Internet Service].

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

**GRANT MANAGER**

- 22. Discuss and take action to authorize the County Grant Manager to schedule walk-throughs and request fee proposals from potential home demolition firms relative to the County’s CDBG-DR Buyout Program (CDBG-DR Project 20-066-011-C074).

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

**DIRECTOR OF POLICY AND ADMINISTRATOR**

- 23. **Presentation** of Classification and Compensation Study.

*No action required.*

- 24. ~~Discuss and take action on Classification and Compensation Study.~~

**Item WITHDRAWN.**

- 25. ~~Discuss and take action on County Purchasing Agent.~~

**Item WITHDRAWN.**

- 26. ~~Discuss and take action on appointing County Purchasing Board.~~

**Item WITHDRAWN.**

- 27. ~~Discuss and take action on funding for County Purchasing Agent.~~

**Item WITHDRAWN.**

**AUDITOR**

- 28. Discuss and take action to approve 2023 budget amendments and departmental line item transfers.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

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

**MISCELLANEOUS**

- 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 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.~~
- 30. ~~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**

- 31. ~~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.~~
- 32. ~~Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725. Item WITHDRAWN.~~
- 33. ~~Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071. Item WITHDRAWN.~~
- 34. ~~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 12:23 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 20<sup>th</sup> day of December 2023.

*Trey Duhon*  
Carbett "Trey" J. Duhon, III  
County Judge