

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – DECEMBER 14, 2022

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 14th day of December 2022 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 – *arrived at 9:12 a.m.*
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 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

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. Deanna Warzon *via teleconference*

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 7, 2022 Regular Session

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

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

(a) \$1,050.00 and \$1,100.00 for Invoices dated December 2, 2022 for a total of \$2,150.00 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].

(b) \$4,183.00 for Invoice # 10977 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 506th District Judge for approval of Fixed Asset Transfer to the IT Department.
8. Request by County Engineer to approve the Final Plat of Park at Anserra Section 1 in Precinct 4.
9. Request by County Engineer to approve the Final Plat of Park at Anserra Section 2 in Precinct 4.
10. *Item #10 removed from Consent Agenda to vote on separately (page 3).*
11. *Item #11 removed from Consent Agenda to vote on separately (page 3).*
12. *Item #12 removed from Consent Agenda to vote on separately (page 3).*
13. *Item #13 removed from Consent Agenda to vote on separately (page 3).*
14. Request by County Engineer to approve a Utility Permit for Centerpoint Energy, to install a 2" HP Stl, within the right-of-way of Woods Rd.

Motion to approve Consent Agenda with 10, 11, 12, and 13 removed made by Commissioner Smith, seconded by Commissioner Beckendorff.

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>

Commissioner Jones arrived to meeting at 9:12 a.m.

ELECTIONS

15. Discuss and take action to approve resolution appropriating funds to replace/retrofit DRE voting systems purchased since 2014 with auditable voting systems as required as a result of Senate Bill 598, which added Section 129.003 to the Texas Election Code, and authorize County Judge to execute grant application and vendor quote. The retrofit was completed in June of 2022.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

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>

GRANT MANAGER

16. Discuss and take action to advertise in the Katy Times and The Waller County Express the Request for Qualifications (RFQ) for professional home demolition services relative to the County's CDBG-DR Buyout Program (Project 20-066-011-C074). Funding to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

- 17. Discuss and take action to advertise a public notice in the Katy Times and The Waller County Express relative to the public comment period associated with the County’s two (2) applications pursuant to the Texas Community Development Block Grant Mitigation Method of Distribution/Regional Mitigation Program. Funding to be paid from line item 125-401-544100 [Bid Notices and Printing].

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Judge Duhon made motion to amend to add the Waller Times and the Hotline Press, seconded by Commissioner Smith.

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

Returned to Items #10-13 previously removed from the Consent Agenda.

- 10. Request by County Engineer to approve the Final Plat of Sunterra Section 22 and accept the Construction Bond in Precinct 3.

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

- 11. Request by County Engineer to approve the Final Plat of Sunterra Section 49 and accept the Construction Bond in Precinct 3.

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

- 12. Request by County Engineer to approve the Final Plat of Sunterra Section 50 and accept the Construction Bond in Precinct 3.

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

- 13. Request by County Engineer for the approval of the Final Plat of Tantara Bend Drive Street Dedication & Reserves and accept the Construction Bond in Precinct 3.

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

Proceeded with Agenda Item #18

506th DISTRICT JUDGE

18. Discuss and take action to approve Services Operations Contract with Recovery Monitoring Solutions for Global Positioning System Monitoring Continuous Alcohol Monitoring Drug Patch Testing for the 506th District Court.

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 approve the Contract Indigent Defense attorneys for Waller County for Calendar Year 2023 and authorize the County Judge to sign the contracts on behalf of the County.

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 COURT AT LAW

20. Discuss and take action to approve the Contract Indigent Defense attorneys for Misdemeanor and Juvenile cases for Waller County for Calendar Year 2023 and authorize the County Judge to sign the contracts on behalf of the County.

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

21. Discuss and take action for annual review and approval of Waller County Investment Policy.

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

22. Discuss and take action to approve various 2022 departmental 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*

23. Discuss and take action to approve Lease Agreement with Xerox for a Xerox C8055 Copier Multifunction Printer. Monthly rate of \$187.93 for a term of 48 months to be paid from line item 125-435-581813 [Copier/Printer].

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

- 24. Discuss and take action approve renewal of Waller County Twinwood Business Park Reinvestment Zone 12.

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

- 25. Discuss and take action to offer the Veteran’s Service Officer part-time position at the rate of pay of \$26.31 per hour and start date of January 22, 2023.

Commissioner Beckendorff moved to offer Mr. Everett Kelly the Veteran’s Service Officer part-time position at a rate of pay at \$26.31 per hour to start on the date of January 22, 2023, 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

- 26. ~~Discuss and take action to approve Order prohibiting or restricting certain fireworks in unincorporated areas of Waller County.~~ **Item WITHDRAWN.**

EXECUTIVE SESSION

- 27. ~~Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.~~ **Item WITHDRAWN.**

- 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 10:07 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 21st day of December 2022.

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