



MINUTES

WALLER COUNTY COMMISSIONERS COURT REGULAR SESSION WEDNESDAY – JUNE 26, 2024

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 26th day of June 2024 at its meeting place at the Waller County Joe Kuciemba Annex, Hempstead, Texas.

CALL TO ORDER

The meeting was called to order by Presiding Judge Commissioner Justin Beckendorff at 9:08 a.m. with the following members of the Court present to-wit:

John A. Amsler, Commissioner Precinct 1
Walter Smith, Commissioner Precinct 2
Kendric D. Jones, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4 – *Presiding Judge*
Debbie Hollan, County Clerk
Absent: Carbett "Trey" J. Duhon III, County Judge

Delivery of Invocation by: Commissioner Amsler
Pledge to the American Flag and Texas Flag led by: Commissioner Smith

Commissioner Smith made motion to approve agenda, 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

PUBLIC COMMENT

1. Melissa Henderson

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 Minutes – June 12, 2024 Regular Session
3. Request by County Treasurer for approval of Payroll disbursements.
4. Request by County Treasurer for approval of Election Payroll disbursements.
5. Request by County Treasurer to approve disbursement of funds for Retiree Insurance Premiums.

6. Request by County Treasurer for approval of Stale Dated check list.
7. Request by County Treasurer for approval of Monthly Report.
8. Request by County Auditor to approve official documents and all monthly reports.
9. Request to approve payment on the following:
\$1,987.38 for Invoice # 34 to King Architectural Consulting Services from line item # 604-604-545405 [Professional Services].
10. \$75,000.00 for Invoice # 2479 to Waller County Economic Development from line item 125-411-547200 [Economic Development].
11. \$6,591.00 to Harris County Accounts Receivable Invoice # 17519 from line item # 125-422-541600 [Pro Rata Share Court Expense].
12. \$15,600.00 for Invoice # 1358 to Fort Bend Medical Examiner from line item 125-423-540702 [Autopsy].
13. \$500.00 for Invoice dated May 26, 2024 to Clay's Mortuary & Cremations from line item 125-423-540705 [Transport to Morgue].
14. \$1,295.00 for two Invoices dated June 10, 2024 and \$1,295.00 for one Invoice dated June 4, 2024 for a total of \$3,885.00 to Magnolia Funeral Home from line item # 125-423-540705 [Transport to Morgue].
15. \$2,016.00 for Invoice dated June 7, 2024 to Magnolia Funeral Home from line item 125-411-561502 [Pauper Burial Expense].
16. Request by County Auditor to approve and/or ratify accounts payable.
17. Ratify Amendment No. 1 to the contract between the County and DRC Emergency Services, LLC relative to disaster debris removal.
18. Ratify Amendment No. 1 to the contract between the County and Thompson Consulting Services, LLC relative to all hazards preparedness, planning, consulting, and recovery services.
19. Request by County Engineer to approve a Permit to Construct Utility within Waller County Right of Way by Ansco & Associates, LLC for installation of a fiber optic cable on Betka and Penick Rd. (24.UP.016).
20. Request by County Engineer to approve a Permit to Construct Utility within Waller County Right of Way by Ansco & Associates, LLC for installation of a fiber optic cable on Penick Rd. (24.UP.017).
21. Request by County Engineer to approve the Final Plat of Oak Hills Estates in Precinct 2.
22. ~~Request by County Engineer to approve the Final Plat of Sunterra Commercial Development Section 1 in Precinct 3.~~ **Item WITHDRAWN.**

Commissioner Jones made motion to approve Consent Agenda with agenda item #22 withdrawn, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

DIRECTOR OF POLICY & ADMINISTRATION

23. **Presentation** by Ryan Fortner, President of Revenue Management Services on Sales Tax Monitoring Services. *No action required.*

24. Approve engagement with Burditt Consultants, LLC for a feasibility analysis on potential land acquisition in Precinct 2. *(no backup submitted)*

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

COUNTY ENGINEER

25. ~~Approve contract with Ben E. Smith Tractors, Inc., for mowing county right-of-way (All Precincts).~~ **Item WITHDRAWN.**

26. **Presentation** of Water Oaks Infrastructure Development Plan.

No action required.

27. Approve Water Oaks Infrastructure Development Plan in Precinct 3.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

28. Approve payment to Dana Safety Supply, Inc. in the amount of \$163,655.82 for Sheriff's Office Patrol Vehicle Upfitting & Installation pursuant to RFP #240417-34. Funding to be paid from line item 125-600-581400 [Vehicle].

Motion made by Commissioner Smith, 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

29. Rescind approval of award made by Waller County Commissioners' Court on May 29, 2024 to Caldwell Country Chevrolet for the purchase of a 2024 Chevrolet 2500HD 2WD and reject bid received from Legacy Brothers for a 2024 Silverado 2500 Crew Cab LT 4WD pursuant to RFP 240403-21.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

30. Approve advertisement of Resolicited RFP for a fleet vehicle for the Sheriff's Office to be published in the Waller County Express. Funds to be paid from line item 125-401-544100 [Bid Notices and Printing].

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

31. Approve payment to Sames Automotive Group, LLC in the amount of \$163,110.00 for six (6) 2024 Chevrolet Equinox vehicles pursuant to RFP #240403-21 Funding to be paid from line Item 125-600-581400 [Vehicle].

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

COMMISSIONER, PRECINCT 3

- ~~32. Approve the creation of a Waller County Workforce Development Committee and appoint members to the committee. Item WITHDRAWN.~~

33. Approve Due Diligence Agreement with City of Houston for potential park space in Waller County.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

34. Approve discretionary exemption pursuant to Local Government Code Section 262.024 for park feasibility study services in Precinct 3.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

COMMISSIONER, PRECINCT 4

35. Award bid for a vehicle for Commissioner, Precinct 4 pursuant to RFP #240515-32.

Commissioner Smith stepped away from meeting (9:49 a.m.)

Commissioner Beckendorff made motion to award the bid for Commissioner Precinct 4 vehicle pursuant to RFP #240515-32 to Pegasus Chevrolet Bid Alternate #2 for \$54,268.75, seconded by Commissioner Jones.

Motion carried by 3-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Absent
Commissioner Beckendorff – Yes

Advanced to Agenda Item #45

45. Approve Agreement between Waller County and Focusing Families and payment of \$15,000.00 from line item 125-411-547310 [Focusing Families] as allocated in the 2024 Budget.

Motion made by Commissioner Jones, seconded by Commissioner Amsler.

Motion carried by 3-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Absent
Commissioner Beckendorff – Yes

Commissioner Smith returned to meeting (9:52 a.m.)

CONSTABLE, PRECINCT 2

36. Approve payment of \$1,700.00 to Ultimate Lighting Solutions for the installation of video cameras in two Pct. 2 Constable patrol vehicle *to be paid from line item 241-595-561209. (no backup submitted)*

Motion made by Commissioner Jones, seconded by Commissioner Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

TREASURER

37. Approve 2024.8 Salary Order amendment effective 07/07/24.

Motion made by Commissioner Jones, seconded by Commissioner Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

GRANT MANAGER

38. Authorize the County Grant Manager to submit a FY24 State Criminal Alien Assistance Program grant application in an amount not to exceed \$35,000.00 to the U.S. Department of Justice, Bureau of Justice Assistance.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

FIRE MARSHAL

39. Severe Storms **update** by Waller County Fire Marshal Brian Cantrell.

No action required.

AUDITOR

40. Approve 2024 budget adjustments and departmental line-item transfers.

Motion made by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

DIRECTOR OF FACILITIES

41. **Update** on Courthouse Project. *No action required.*

42. Approve Payment of \$932,592.48 for Application #19 to Sedalco, Inc. to be paid from the following line items:

\$33,026.91 - 604-604-545045 [Professional Services].

\$899,565.57 - 604-604-581000 [Bldg Purch, Const, or Improv].

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones

– Yes

Commissioner Beckendorff

– Yes

MISCELLANEOUS

43. Discuss amount of bonds to issue for the first issuance of mobility bonds and authorize county staff to prepare for bond issuance.

Commissioner Jones made motion for the amount of \$10,000.00, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones – Yes

Commissioner Beckendorff

– Yes

44. Approve amendment to the Waller County Procurement Policies and Procedures.

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Smith

– Yes

Commissioner Jones – Yes

Commissioner Beckendorff

– Yes

45. Court addressed item #45 earlier in the meeting. (page 4)

46. ~~Approve deliberation of 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.~~

47. ~~Approve deliberation of 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

48. ~~Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071. Item WITHDRAWN.~~
49. ~~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.~~
50. ~~Deliberate business and financial issues related to contract negotiations pursuant to Government Code 551.0725. Item WITHDRAWN.~~
51. ~~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 4-0 vote.

Judge Trey Duhon – Absent

Commissioner Amsler

– Yes

Commissioner Jones

– Yes

Commissioner Smith

– Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:33 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

APPROVED this the 10th day of July 2024.

Carbett "Trey" J. Duhon, III
County Judge