

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**SPECIAL SESSION**  
**THURSDAY – FEBRUARY 28, 2013**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **SPECIAL SESSION** on Thursday, the 28<sup>th</sup> day of February 2013 at its meeting place, the Waller County Annex (County Engineer/Road & Bridge Building), 775 Business 290 East, Hempstead, Texas. The meeting was called to order at 9:00 a.m. with the following members of the Court present to-wit:

Glenn Beckendorff, County Judge  
John A. Amsler, Commissioner Precinct 1  
Frank Pokluda, Commissioner Precinct 2  
Jeron Barnett, Commissioner Precinct 3  
Stan Kitzman, Commissioner Precinct 4 (*dismissed court at 9:40 a.m.*)  
Stephanie Tompkins, Deputy County Clerk

1. **Approval of Agenda.**

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

2. **Approval of the minutes – None**

**No action taken.**

**PROCLAMATIONS**

3. **Discuss and take action to approve the proclamation commending Bill Fendley on his recognition as the Greater Houston Area 2013 Engineer of the Year.**

Motion to approve by Commissioner Pokluda, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

(Judge Beckendorff read Proclamation)

4. **Discuss and take action to approve Waller County's Texas Independence Day Proclamation and authorize the County Judge and County Commissioners to sign.**

Motion to approve by Commissioner Barnett, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

(Commissioner Kitzman read Proclamation)

## TREASURER

5. Request by County Treasurer for approval of Treasurer's Report.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

- ~~6. Request by County Treasurer for approval and/or release of securities pledged by First National Bank and authorize the County Judge to sign.~~

~~Item WITHDRAWN.~~

## CONSTABLE, PRECINCT 2

7. Discuss and take action to approve the 2012 Annual Racial Profiling Report.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

## JUVENILE PROBATION

8. Request approval and authorize County Judge to sign the contract amendments relating to the PREA standards for the Montgomery County Juvenile Probation Department.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

## COUNTY ENGINEER

9. Discuss and take action for the acceptance from TxDOT of approximately 2703 cubic yards of reclaimed asphalt pavement (RAP) located at US 90, west of FM 1489, and will be hauled by Waller County trucks.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

10. Discuss and take action to approve the alteration of signs affixed to the 911 Rural Addressing Department vehicle in accordance with the Waller County Personnel Manual, Section 5.11 "Policy On Vehicle And Equipment".

Motion to approve by Commissioner Pokluda, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

11. Discuss and take action to approve proposed changes to Flood Damage Prevention Ordinance. The most significant change would expand the ordinance to apply County-wide (not only within the Special Flood Hazard Areas) thus requiring that all development secure a permit/permit exemption prior to any work being done.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

## MAINTENANCE

12. Discuss and take action to approve Inventory Transfers.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

13. Discuss and take action to transfer \$2,640.00 from line item 125-442-544910 [Service/Mechanical Equipment] to line item 125-442-545400 [Contract Labor] for a contractor to clean the Justice of the Peace, Precinct 2, building.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

14. Discuss and take action to approve the contract employing Maria L. Garcia as a contractor to clean the Justice of the Peace, Precinct 2, building and authorize the judge to sign.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

## MISCELLANEOUS

15. **Public Hearing:** Designating the following property as a reinvestment zone under Chapter 312 of the Texas Tax Code. Interested persons may speak or present evidence for or against the designation. Waller County will also consider an application for tax abatement by Composites One LLC for the following property, and Waller County will also consider entering into a tax abatement agreement with Composites One LLC for the following property:

Being a tract or parcel of land containing 4.5660 acres of land or 198,893 square feet, located in the H.& T.C.R.R. Company Survey, Section 107, Abstract 170, Waller County, Texas, Said 4.5660 acre tract being out of and a part of Restricted Reserve "A" of Stonegate Business Center, Partial Replat No. 2, a subdivision duly of record in Volume 51, Page 1143, Waller County Deed Records

(W.C.D.R.), said Reserve "A" being of record in the name of C-2 Stonegate, LLC in Volume 1042, page 833 in W.C.D.R

**Public Hearing began at 9:18 a.m.**

Comments received from Mr. Ray Gulick with Composites One LLC

**Public Hearing ended at 9:22 a.m.**

16. Discuss and take action to approve the Reinvestment Zone for Composites One LLC and authorize County Judge to sign Order Establishing the Reinvestment Zone.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

17. Discuss and take action to approve Tax Abatement Agreement for Composites One, LLC and authorize the County Judge to sign.

Motion to approve by Commissioner Amsler, seconded by Commissioner Pokluda.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

18. Discuss and take to approve the Criminal Justice Assistance Program Grant resolution and authorize the County Judge to sign.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

19. Discuss and take action to approve amending the Verizon agreement to add three (3) air cards at \$37.99 a month each. Funds to be taken from line items 125-401-531001 [Misc. Supplies/Commissioner Pct. 1], 125-401-531002 [Misc. Supplies/Commissioner Pct. 2] and 125-401-531003 [Misc. Supplies/Commissioner Pct. 3].

Motion to approve by Commissioner Kitzman, seconded by Commissioner Pokluda.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

20. Discuss and take action to approve the payment of Invoice # AH004575 for \$5,690.00 to Harris County to be taken from line item 125-422-541600 [Pro Rata Share Court Expense].

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

## AUDITOR

21. Request by County Auditor for approval and/or ratification of Accounts Payable.

Motion to approve and/or ratify by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

22. Request by County Auditor for approval of official documents and all monthly reports.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Yes*

23. Request by County Auditor for approval of Waller County Inventory transfers and removals.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Kitzman.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Absent*

*(Commissioner Kitzman dismissed court at 9:40 a.m.)*

24. Request by County Auditor to **spread** upon the minutes Certification of Funds for the 2013 Formula Grant Program #212-13-237.

**No action required.**

25. Request by County Auditor for approval to create revenue and expense line items to accommodate the 2013 Formula Grant Program #212- 13-237.

Motion to approve by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Glenn Beckendorff – Yes      Commissioner Amsler – Yes      Commissioner Pokluda – Yes*  
*Commissioner Barnett – Yes      Commissioner Kitzman – Absent*

- ~~26. Request by County Auditor to spread upon the minutes the Amended 2013 Annual Budget and the Amended 2013 Salary Order for the Waller County Auditor's Office.~~

~~Item WITHDRAWN.~~

## EXECUTIVE SESSION

- ~~27. Consultation with attorney about pending or contemplated litigation.~~

~~Item WITHDRAWN.~~

**ADJOURN MEETING**

Motion to adjourn meeting by Commissioner Barnett, seconded by Commissioner Pokluda.

**Motion carried.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – Yes*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Absent*


Meeting was **ADJOURNED** at 9:41 a.m.

**APPROVED** this the 13<sup>th</sup> day of March 2013.



**ATTEST:**

Debbie Hollan, County Clerk  
And Ex-Officio Clerk of the Commissioners'  
Court of Waller County, Texas

  
\_\_\_\_\_  
Glenn Beckendorff  
County Judge

By:   
\_\_\_\_\_  
Stephanie Tompkins, Deputy County Clerk