

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – NOVEMBER 20, 2013

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 20th day of November 2013 at its meeting place in the Waller County Courthouse, Hempstead, Texas. The meeting was called to order at 9:00 a.m. by Waller County Judge Glenn Beckendorff 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
Debbie Hollan, County Clerk

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

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 – 2 Sets**

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

Motion carried.

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

Minutes approved: November 13, 2013 Regular Session, November 13, 2013 Workshop.

PUBLIC COMMENT – None

COMMISSIONER, PRECINCT 4

3. **Request approval to transfer the following vehicles:**

- 1995 Chevy Pickup with VIN # ending in 9267 from the IT Department to the Maintenance Department
- 2003 Ford Explorer with VIN # ending in 9567 from the IT Department to the Road and Bridge Department.

Motion to **approve** by Commissioner Kitzman, seconded by Commissioner Barnett.

Motion carried.

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

JUSTICE OF THE PEACE, PRECINCT 1

4. Discuss and take action to transfer \$800.00 from line item 125-418-563000 [Training & Conference Expense] and \$400.00 from line item 125-418-568400 [Miscellaneous] to line item 125-418-581800 [Furniture & Equipment].

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

CONSTABLE, PRECINCT 3

5. Discuss and take action to transfer \$1,750.00 from line item 125-513-563000 [Training and Conference] and \$300.00 from line item 125-513-581816 [Air Card/Wireless] to line item 125-513-581700 [Equipment].

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. Discuss and take action to approve Official Bond and Oath for Iesha L. Holland and Alfred Jackson as Reserve Deputy Constables for Precinct 3.

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

Motion carried.

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

JUSTICE OF THE PEACE, PRECINCT 3

- ~~7. Discuss and take action to approve proposal from Skelton Business Equipment for the following item AR-M317N 31 PPM B&W Multifunctional Digital Copier/Printer/Scanner/Fax, leasing for \$80.00 monthly for 36 months, and services & supplies for \$30.00 a month to be paid from line item 119-429-581815 [Technology Fund].~~

Item WITHDRAWN.

8. Discuss and take action to approve proposal from TAC Security for the following: 2 4-programmable 199 code single entry keyless digital door lock with 2 emergency override keys for \$400.00 and 1-outside high resolution color camera in weatherproof housing for \$200.00 (includes outright sale and installation) to be paid from line item 117-428-568425 [Miscellaneous Security].

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

Motion to **amend** agenda item by Commissioner Pokluda, seconded by Commissioner Barnett by striking out “1” and insert “2” before programmable.

Amendment carried.

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

Amended Motion carried.

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

9. Discuss and take action to approve to pursue contract amendment to exclude Justice of the Peace, Precinct 3 from the Delinquent Fee Collection contract with Perdue, Brandon, Fielder, Collins & Mott.

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

Motion to **table** agenda item by Commissioner Barnett, seconded by Commissioner Pokluda.

Motion carried – Item TABLED.

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

TREASURER

10. ~~Request by County Treasurer for approval and/or release of securities pledged by First National Bank.~~

Item WITHDRAWN.

ELECTION ADMINISTRATOR

11. Discuss and take action to transfer \$3,500.00 from line item 125-434-544200 [Publications] to line item 125-434-563000 [Training and Conference.

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

TAX ASSESSOR COLLECTOR

12. Discuss and approve refunds in excess of \$500.00 in accordance with Article 31.11 State Property Tax Code.

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

COUNTY JUDGE

13. Discuss and take action to approve advertising for the RFQ to select a firm to conduct facility condition assessments on county buildings. Advertising to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

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 Gulf Coast State Planning Region Mutual Aid Agreement for emergency aid.

Motion to **approve** by Commissioner Barnett, seconded by Commissioner Kitzman.

Motion carried.

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes

Commissioner Pokluda – Yes

Commissioner Barnett – Yes

Commissioner Kitzman – Yes

COUNTY ENGINEER

15. **Public Hearing:** The establishment of speed limit and the installation of speed limit signs on the following road: Morrison Road - Entire Length - 30 mph, and the installation of stop signs, making it a 3-way Stop at the following location: Intersection of Morrison Road and Peregrine Drive.

Public Hearing began at 9:24 a.m.

No public comments received.

Public Hearing ended at 9:25 a.m.

16. Discuss and take action to approve the establishment of speed limit and the installation of speed limit signs on the following road: Morrison Road - Entire Length - 30 mph., and the installation of stop signs, making it a 3-way Stop at the following location: Intersection of Morrison Road and Peregrine Drive.

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

Motion carried.

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes

Commissioner Pokluda – Yes

Commissioner Barnett – Yes

Commissioner Kitzman – Yes

17. Request approval to open an account with Doggett Heavy Machinery Services, and authorize the County Judge to sign credit application.

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

18. **Open bids for:** Cold Mix Asphaltic Pavement, Construction Equipment Rental, Crushed Concrete, Crushed Limestone, Debris Removal, Reduction & Disposal, Emulsified Asphalt & Hauling, Gasoline and Diesel Fuels, Gravel Aggregate, Hauling Services for Gravel & Aggregate Material, High Density Polyethylene (HDPE) Pipe, High Performance Cold Patch Material, Hot Mix Asphaltic Concrete Pavement (HMAC) & Hauling, Pct. 1 and Pct. 2, Hot Mix Asphaltic Concrete Pavement (HMAC) & Hauling, Pct. 3 and Pct. 4, Hydrated Lime, Mowing Contract, Noncoated Aggregate, Precoated Aggregate, Reinforced Concrete Pipe, Used Tank Cars.

Numerous bids were received and opened by the court.

19. Request approval of Utility Permit request from A T & T for Joseph Road.

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

Motion carried.

- 20. Discuss and take action to accept application for replat of Forest Hills Estates Subdivision, Section 1, Lot 22 and west half of Lot 23, by Froylan Resendiz, Hermilla Perez, and Harvey and Ellen Castro and authorize the County Engineer's Office to issue public notice in the Waller County News Citizen for three consecutive weeks establishing a Public Hearing on December 20, 2013 at 9:00 am during a special session of Waller County Commissioners' Court at the Waller County Courthouse.

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

Motion carried.

- 21. Discuss and take action to approve transfer of \$12,000.00 from line item 125-526-510035 [Salary/911 Csec] to line item 125-526-540900 [Professional Consultant Services].

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

Motion carried.

MISCELLANEOUS

- 22. Discuss and take action to approve the Financial Advisory Agreement between Waller County and Government Capital Securities Corporation for the issuance of Certificates of Obligations.

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

Motion carried.

- 23. Discuss and take action to approve the Agreement for website and Email services with County Information Resources Agency (CIRA) Services with Greg Henry as contact person.

Motion to **approve** by Commissioner Kitzman, seconded by Commissioner Barnett.

Motion carried.

- 24. Discuss and take action to authorize County Judge to sign Interlocal Agreement with Harris County for Performance of Postmortem Examinations by Harris County Medical Examiner.

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

Motion carried.

25. Discuss and take action to approve transfer of \$30,000.00 from line item 125-411-545001 [Maintenance Contracts] to the following: \$20,000.00 to 125-401-540900 [Prof Consultant Services] and \$10,000.00 to 125-401-544100 [Bid Notices and Printing].

Motion to **approve** by Commissioner Kitzman, seconded by Commissioner Barnett.

Motion carried.

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

26. Discuss and take action to approve payment to Bickerstaff Health Delgado Acosta LLP for Invoice # 92585 for \$14,927.06 from line item 125-401-540900 [Prof Consultant Services].

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

27. Discuss and take action to approve the payment of \$3,621.39 to Allison, Bass & Associates, L.L.P. for Invoice # 11820 from line item 125-411-540300 [Legal] for Waller County – Environmental Issues.

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

Motion carried.

Judge Glenn Beckendorff – Yes Commissioner Amsler – No Commissioner Pokluda – Yes
Commissioner Barnett – Yes Commissioner Kitzman – Yes

28. Discuss and take action to approve the payment of \$13,602.58 to Allison, Bass & Associates, L.L.P. for Invoice # 11821 from line item 125-411-540300 [Legal] for Waller County: City of Hempstead & CALH v. Waller County.

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

Motion carried.

Judge Glenn Beckendorff – Yes Commissioner Amsler – No Commissioner Pokluda – Yes
Commissioner Barnett – Yes Commissioner Kitzman – Yes

29. Discuss and take action to approve the payment of \$748.60 to Allison, Bass & Associates, L.L.P. for Invoice # 11819 from line item 125-411-540300 [Legal] for Waller County – DOJ Complaint.

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

Motion carried.

Judge Glenn Beckendorff – Yes Commissioner Amsler – No Commissioner Pokluda – Yes
Commissioner Barnett – Yes Commissioner Kitzman – Yes

30. Discuss and take action to approve the payment to TAC Security & Video from Line Item 117-428-568425 [Special Revenue Courthouse Security – Miscellaneous Security] for the following Invoices:

- 13547411 - \$ 80.00 for Hold-Up Alarm (Courthouse)
- 13112411 - \$ 885.00 for Camera Surveillance System (Courthouse)
- 13544911 - \$ 50.00 for Burglar Alarm (Courthouse)

- 13111611 - \$ 204.50 for Alarm & DVR System (JP 2)
- 13520111 - \$ 115.00 for Burglar & Hold Up Alarm (JP 4)
- 13522011 - \$ 105.00 for Hold-Up Alarm (JP 1)
- 13536811 - \$ 225.00 for Burglar Alarm & Surveillance (Tax Office)
- 13541911 - \$ 130.00 for Burglar Alarm & Surveillance (Tax Office/Brookshire)

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

AUDITOR

31. Request by County Auditor to **spread** upon the minutes Certification of Funds for the State Criminal Alien Assistance Program, For FY2013.

No action required.

32. Request by County Auditor to amend the 2013 Grant Budget to create expense and revenue line items to accommodate the State Criminal Alien Assistance Program Grant (SCAAP) for FY 2013.

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

33. 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

EXECUTIVE SESSION

34. Consultation with attorney about pending or contemplated litigation.

Court convened to Executive Session pursuant to Government Code, Section 551.071 at 10:01 a.m.

Court reconvened from Executive Session at 10:25 a.m.

No action taken from Executive Session.

ADJOURN MEETING


Motion to **adjourn** meeting 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

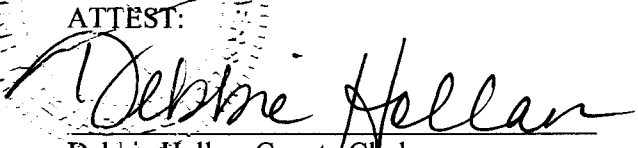
Meeting was **ADJOURNED** at 10:25 a.m.

APPROVED this the 26th day of November 2013.



Glenn Beckendorff
County Judge

ATTEST:



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