

# MINUTES

## WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – NOVEMBER 6, 2013

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 6<sup>th</sup> day of November 2013 at its meeting place in the Waller County Courthouse, Hempstead, Texas. The meeting was called to order at 9:01 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 Pokluda, seconded by Commissioner Amsler.

**Motion carried.**

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

Minutes approved: October 30, 2013 Regular Session, October 31, 2013 Workshop

### **PUBLIC COMMENT**

Bob Gage – Commented on Agenda Item #4.

Risha Reed – Requested the status of the maintenance on the Waller County Community Center.

### **PROCLAMATION**

3. **Discuss and take action to approve The Veterans Day Proclamation and authorize the County Judge and County Commissioners to sign the same.**

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*

(Commissioner Kitzman read the Proclamation)

*Advanced to Agenda Item #16*

## COMMISSIONER, PRECINCT 4

4. Discuss and take action to approve the Resolution seeking party status in the contested case hearing concerning the permit application to drill wells in Waller County filed by Electro Purification LLC with the Bluebonnet Groundwater Conservation District.

Legal Counsel, Charlotte Kim, recommended to the court to meet in executive session pursuant to Texas Government Code 551.071.

Court convened to Executive Session at 9:20 a.m.

Court reconvened from Executive Session at 9:49 a.m.

Motion to **approve** Resolution 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*

5. Discuss and take action to approve Interlocal Agreement between Waller County and Harris County for Fire Marshal services and authorize the County Judge to sign the same.

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*

## TREASURER

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.

7. Request by County Treasurer to approve the Salary Order for Grants.

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

**Motion carried.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – Yes*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Yes*

## ELECTION ADMINISTRATOR

8. Amend the 2013 Salary Order to create an additional Elections Clerk position at the rate of \$17.96/hr. effective November 11, 2013.

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

**Motion carried.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – No*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Yes*

9. Transfer the necessary funds to support the \$17.96/hr Elections Clerk position from Line Item 125-411-569600 [Contingency] to Line Items 125-434-510062 [Election Deputy Clerk], Line Item 125-434-520100 [Social Security] and Line Item 125-434-520201 [Retirement TCDRS].

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

**Motion carried.**

**COUNTY ENGINEER**

10. Request approval to open an account with Southern Tire Mart, and authorize the County Judge to sign credit application.

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

Motion to **amend** item by Commissioner Pokluda, seconded by Commissioner Kitzman by striking out “Road & Bridge” as part of agency name on the application.

**Amendment carried.**

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Pokluda – Yes  
Commissioner Kitzman – Yes

**Amended Motion carried.**

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Pokluda – Yes  
Commissioner Kitzman – Yes

11. Discuss and take action to approve variance request from Enrique Perez to allow development within the Floodway “buffer” as established in the Flood Damage Prevention Ordinance, revised and effective February 28, 2013.

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

**Motion carried.**

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Pokluda – Yes  
Commissioner Kitzman – Yes

12. Discuss and take action for the authorization to publish notice in the newspaper and payment for advertising to be funded from Line Item 125-401-544100 [Bid Notices and Printing] the establishment of speed limit and the installation of speed limit signs on the following road: Morrison Road – Entire Length – 30 mph., and give notice of public hearing during the regular session of Commissioners’ Court on November 20, 2013.

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

**Motion carried.**

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Pokluda – Yes  
Commissioner Kitzman – Yes

13. Discuss and take action for the authorization to publish notice in the newspaper and payment for advertising to be funded from Line Item 125-401-51100 [Bid Notices and Printing] the installation of stop signs, making it a 3-way Stop at the following location: Intersection of Morrison Road and Peregrine Drive, and give notice of a public hearing during the regular session of Commissioners’ Court on November 20, 2013.

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

**Motion carried.**

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Pokluda – Yes  
Commissioner Kitzman – Yes

**MISCELLANEOUS**

14. Discuss and take action to approve Resolution that distributes votes for the Board of Directors of the Waller County Appraisal District and authorize the Court to sign the same.

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*

15. Discuss and take action to approve the 2014 Agreement between Waller County and Texana Center to provide mental health services in Waller County and authorize the County Judge to sign the same.

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*

16. Discuss and take action for the authorization to publish notice in the newspaper for two consecutive weeks and payment for advertising to be funded from Line item 125-401-544100 [Bid Notices and Printing] for the Waller County Generators for the City of Waller, City of Brookshire, City of Prairie View, and G & W Water Supply Corporation under the Grant Disaster Recovery Program.

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*

*Returned to Agenda Item #4*

17. Discuss and take action to approve the advertising for notice of Public Hearing on consideration of the below described property as designation for a reinvestment zone in The Times Tribune for two consecutive weeks. Advertising to be paid from Line Item 125-401-544100 [Bid Notices and Printing].

Located on the corner of FM 1488 and Laneview Rd with an address of 2630 Laneview Rd., Hempstead, TX 77445 and further described as:

A CERTAIN 18.00 ACRE TRACT OF LAND SITUATED IN THE B.B.B. & C. RAILROAD COMPANY SURVEY, A-88, WALLER COUNTY, TEXAS SAID 18.00 ACRE TRACT OF LAND BEING OFF OF THE WEST END AS CURRENTLY FENCED AND OCCUPIED ON THE GROUND OF A CALLED 50 ACRE TRACT OF LAND DESCRIBED IN A DEED FROM BRYON L. CLOUD, SR., ET UX TO JOHN L. CLOUD, EX UX, RECORD IN VOLUME K327, PAGE 602 OF THE DEED RECORDS OF WALLER COUNTY, TEXAS. SAID 18.00 ACRE TRACT.

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

Motion to **table** agenda item by Commissioner Amsler, seconded by Commissioner Kitzman.

**Motion carried – Item TABLED.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – Yes*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Yes*

**AUDITOR**

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

Motion to **approve and/or ratify** 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*

**EXECUTIVE SESSION**

19. ~~Consultation with attorney about pending or contemplated litigation.~~  
Item **WITHDRAWN**.

**ADJOURN MEETING**

Motion to **adjourn** meeting by Commissioner Amsler, seconded by Commissioner Barnett.

**Motion carried.**

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

Meeting was **ADJOURNED** at 11:12 a.m.

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



ATTEST:

*Debbie Hollan*

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

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