

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – DECEMBER 11, 2013**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 11<sup>th</sup> day of December 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  
Stephanie Tompkins, Deputy 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 Kitzman.

**Motion carried.**

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

2. **Approval of the minutes – 1 Set**

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: December 4, 2013 Regular Session

**PUBLIC COMMENT**

Bob Gage addressed the court with concerns pertaining to Allison, Bass & Associates.

**TREASURER**

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

**Item WITHDRAWN.**

4. **Request by County Treasurer for approval of Treasurer's Report.**

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*

5. **Request by County Treasurer for approval of Investment Report.**

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*

6. Request by County Treasurer for approval of payroll.

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

**Motion carried.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – Yes*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Yes*

7. Request by County Treasurer for approval of Investment Policy.

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*

**SHERIFF**

8. Open Bids for the Jail Food Service Contract for the Waller County Jail.

**Sysco Houston Inc.** submitted bids for Produce Food Items, Non-Perishable Food Items, and Meat Product Food Items.

**COUNTY JUDGE**

9. Request approval to transfer \$300.00 from line item 125-440-568400 [Miscellaneous] to line item 125-440-530200 [Supplies and Stationery].

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*

**LIBRARY**

10. Discuss and take action to transfer \$15,200.00 from line item 125-537-510004 [Salary Administrator] to line item 125-537-510101 [Salary Part-Time/Clerical].

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*

11. Discuss and take action to transfer \$3,200.00 from line item 125-537-581800 [Furniture & Equipment] to line item 125-537-510101 [Salary Part-Time/Clerical].

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*

12. Discuss and take action to transfer \$1,000.00 from line item 125-537-544810 [Software/Updates] to line item 125-537-535000 [Books, Etc.].

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

**Motion carried.**

**COUNTY ENGINEER**

- 13. Award 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.

Motion to **award** bids as recommended by the Road & Bridge Department by Commissioner Pokluda, seconded by Commissioner Barnett.

**Motion carried.**

**COUNTY COURT AT LAW**

- 14. Request approval to transfer \$75.00 from line item 125-412-535000 [Books, Etc.] to line item 125-412-562310 [Bar Dues] for membership dues to the National Council of Juvenile and Family Court Judges.

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

**Motion carried.**

**506<sup>th</sup> DISTRICT COURT**

- 15. Discuss and take action to approve the Contract for Indigent Defense attorneys for Waller County for Calendar Year 2014, and authorize the County Judge to sign contracts on behalf of the County.

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

**Motion carried.**

**MISCELLANEOUS**

- 16. Discuss and take action to approve payment of invoice # 8681 to SIG/McDonald & Wessendorff for \$2,320.00 from line item 125-411-560300 [Ins Equip/Build/Pub Liab] for directors and officers liability insurance, employee blanket crime insurance, and directors position bond for the Waller County Transportation Authority.

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

**Motion carried.**

17. Discuss and take action to approve payment of Waller County Property Taxes on Recycling Center Lease for \$1,873.60 to be taken from line item 125-411-540400 [Taxes/Recycle Center].

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*

18. Discuss and take action to approve Order Prohibiting Certain Fireworks in Unincorporated Areas of Waller County, Texas.

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

**Motion FAILED.**

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

19. Award Bid for 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 **award** bid to **C.F. McDonald Electric** 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*

20. Discuss and take action to approve the payment to Texana for \$35,933.00 as allocated in the 2013 Budget from line item 125-411-542254 [Texana Center Behavioral Healthcare].

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*

### **COMMISSIONER, PRECINCT 3**

21. Authorize the retention of Allison, Bass & Associates, LLP, of Austin, Texas, to assist the County with the development of one or more County Energy Transportation Reinvestment Zones (CETRZ), pursuant to §222.1071 of the Texas Transportation Code.

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*

22. Authorize the publication of a Notice of Public Hearing in The Hotline Press, News Citizen, Times Tribune, and Waller Times to advertise a public meeting to be held on the topic of the possible creation of one or more CETRZ, pursuant to §222.1071 of the Texas Transportation Code.

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*

23. Schedule for a regular or special meeting of the Commissioners Court, and as the first item of business, conduct a Public Hearing **on January 2, 2014 at 9:00 a.m.** to receive public comment on the formation of one or more CETRZ, pursuant to §222.1071 of the Texas Transportation Code.

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

Motion to **amend** by Commissioner Pokluda, seconded by Commissioner Barnett by inserting "January 2, 2014 at 9:00 a.m." for public hearing.

**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*

## **AUDITOR**

24. Request by County Auditor to approve and/or ratify accounts payable.

Motion to **approve and/or ratify** by Commissioner Kitzman, seconded by Commissioner Amsler.

**Motion carried.**

*Judge Glenn Beckendorff – Yes*

*Commissioner Amsler – Yes*

*Commissioner Pokluda – Yes*

*Commissioner Barnett – Yes*

*Commissioner Kitzman – Yes*

## **EXECUTIVE SESSION**

25. ~~Consultation with attorney about pending or contemplated litigation.~~

**Item WITHDRAWN.**

## **ADJOURN MEETING**

Motion to **adjourn** meeting 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*

Meeting was **ADJOURNED** at 10:02 a.m.

**APPROVED** this the 20<sup>th</sup> day of December 2013.

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

ATTEST:

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

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

