

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
SPECIAL SESSION
MONDAY – MARCH 11, 2013

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **SPECIAL SESSION** on Monday, the 11th day of March 2013 at its meeting place at the Waller County Annex [County Engineer / Road & Bridge Building], 775 Business 290 East, Hempstead, Texas. The meeting was called to order at 2:00 p.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
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

RESOLUTION

2. **Discuss and take action to approve the Resolution advising the public of the dangerous weather conditions and to exercise extreme caution.**

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

Advanced to Agenda Items # 5, #6, & #7.

COMMISSIONER, PRECINCT 1

3. **Discuss and take possible action regarding the specific terms and the scope of services under the July 2, 2012 agreement with Allison, Bass & Associates, L.L.P. *Allison, Bass & Associates, L.L.P. to be used for all Public Information Act requests on any environmental matters and other legal matters.***

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

Motion to **amend** agenda item by Commissioner Amsler, seconded by Commissioner Pokluda by inserting "allow the reading of the Retainer Agreement to the public".

Amendment carried.

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

Amended Motion FAILED.

Judge Glenn Beckendorff – No

Commissioner Amsler – Yes

Commissioner Pokluda – No

Commissioner Barnett – Yes

Commissioner Kitzman – Abstained

Proceeded to Agenda Item #4

Agenda Item #3 reconsidered

Motion to **amend** agenda item #3 by Commissioner Kitzman, seconded by Commissioner Barnett by inserting “Allison, Bass & Associates, L.L.P. to be used for all Public Information Act requests on any environmental matters and other legal matters”.

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

4. Discuss and take possible action regarding invoices issues related to the agreement with Allison, Bass & Associates, L.L.P.

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

Motion to **amend** agenda item by Commissioner Amsler, seconded by Commissioner Barnett to allow Commissioner Precinct 1 to discuss paragraph 4 of the Retainer Agreement with Allison, Bass & Associates, L.L.P.

Motion to **amend amendment** by Commissioner Amsler, seconded by Commissioner Barnett by inserting “Allison, Bass & Associates, L.L.P. to abide by Section 4 as far as billing and invoicing”.

Motion and second WITHDRAWN.

Motion to **amend amendment** by Commissioner Amsler, seconded by Commissioner Barnett by inserting “Waller County and Allison, Bass & Associates, L.L.P. to perform duties as provided by the Retainer Agreement between Waller County and Allison, Bass & Associates, LLP.”.

Amended Amendment carried.

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes

Commissioner Pokluda – Yes

Commissioner Barnett – Yes

Commissioner Kitzman – Yes

Amended Motion FAILED.

Judge Glenn Beckendorff – No

Commissioner Amsler – Yes

Commissioner Pokluda – No

Commissioner Barnett – Yes

Commissioner Kitzman – No

Motion to **reconsider Agenda Item #3** 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

Returned to Agenda Item #3

COMMISSIONER, PRECINCT 2

5. Discuss and take action to disburse the donated gift cards for the 2011 wildfire victims *through the White Dove of Hope*.

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

Motion to **amend** agenda item by Commissioner Pokluda, seconded by Commissioner Amsler by inserting "through the White Dove of Hope".

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

MAINTENANCE

6. Discuss and take action to establish the rate of pay at \$10.00/hr. for the part time mowing position.

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

EXECUTIVE SESSION

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

Item **WITHDRAWN**.

Court recessed at 2:16 p.m.

Court reconvened at 3:02 p.m. and returned to Agenda Items #3 & #4

ADJOURN MEETING

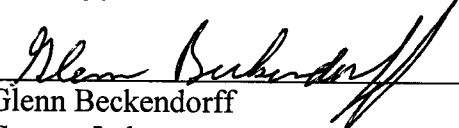
Motion to **adjourn** meeting by Judge Beckendorff, seconded by Commissioner Kitzman.

Motion carried.

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

Meeting was **ADJOURNED** at 4:01 p.m.

APPROVED this the 27th day of March 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