

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MARCH 6, 2013

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 6th day of March 2013 at its meeting place in the Waller County Courthouse, 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
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 Amsler.

Motion carried.

<i>Judge Glenn Beckendorff – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Pokluda – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Kitzman – Yes</i>

2. Approval of the minutes – 1 Set

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

Motion carried.

<i>Judge Glenn Beckendorff – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Pokluda – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Kitzman – Yes</i>

Minutes approved: February 21, 2013 Special Session

PUBLIC COMMENT

Wayne Dolcefino – Commented on Open Records request he submitted to court on February 12, 2013.

Pat Chernosky – Concerns regarding the proposed Pintail Landfill.

Stan Kitzman – Recognized the Royal High School Boys Basketball team for making it to the State Playoff games.

John A. Amsler – Concerns regarding the proposed Pintail Landfill.

Jackie Craver – Concerns regarding the proposed Pintail Landfill.

Cynthia Rasdale – Presented “We the People” Petition with 711 signatures against the proposed Pintail Landfill for Commissioners’ Court records.

Becky Gage – Advised she is not in favor of Agenda Item #9.

TREASURER

3. Request by County Treasurer for approval of Treasurer's Reports.

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

4. Request by County Treasurer for approval of Investment 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

5. Request by County Treasurer for approval of payroll.

Motion to approve by Commissioner Amsler, 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 and/or release of securities pledged by First National Bank and authorize the County Judge to sign.~~

~~Item WITHDRAWN.~~

COUNTY CLERK

7. Request to approve the contract between Texas Department of State Health Services and Waller County for the Birth Certificate System utilized in the County Clerk's Office and authorize the County Judge 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

JUSTICE OF THE PEACE, PRECINCT 4

8. Discuss and take action authorizing the County Judge to sign a Memorandum of Understanding between the County of Waller, Prairie View A & M University and Precinct Four Justice Court of Waller County to implement the program entitled "Effective Parent & Child Engagement" to Juvenile Defendant's in the Precinct 4 Justice Court.

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

9. Discuss and take action to purchase an Apple iPad for the Precinct Four Justice Court on State Contract for \$604.00, a keyboard and cover for \$99.95 and insurance for \$99.00. Total of \$802.95 to be taken from line item 119-429-581815 [Justice Court Technology].

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

10. Discuss and take action to amend the Verizon agreement to add an iPad at \$37.99 a month per state contract. Payments to be taken from line item 119-429-581815 [Justice Court Technology].

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

11. Discuss and take action on pricing and selling surplus case file cabinets to the Brookshire Municipal Court **for \$1.00 each**.

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

Motion to amend agenda item by Commissioner Barnett to sell the surplus case file cabinets to the Brookshire Municipal Court for \$25.00 each.

Amendment FAILED due to lack of second.

Motion to amend agenda item by Commissioner Pokluda, seconded by Commissioner Amsler to sell the surplus case file cabinets to the Brookshire Municipal Court for \$1.00 each.

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

COUNTY ENGINEER

12. **Public Hearing**– Establishment of 25 mph speed limit and the installation of speed limit signs on Country Lane Estates.

Public Hearing began at 9:36 a.m.

JR Woolley spoke in favor of the speed limit signs to be installed.

Public Hearing ended at 9:40 a.m.

13. Discuss and take action on the establishment of 25 mph speed limit and the installation of speed limit signs ~~on~~ **in** Country Lane Estates.

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 “on” and inserting “in”.

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

14. Discuss and take action to approve Plat and Dedication of Willow Creek Farms, Section 5.

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

15. Discuss and take action to approve Plat and Dedication of Willow Creek Farms, Section 6.

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

CONSTABLE, PRECINCT 3

16. Request by Constable, Precinct 3 for approval to accept donation of surplus furniture from the Alabama Coushatta Police Department.

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. Discuss and take action to sell donated furniture from the Alabama Coushatta Police Department as surplus property.~~

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

~~**Motion and second WITHDRAWN.**~~

~~**Item WITHDRAWN.**~~

TAX ASSESSOR COLLECTOR

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

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

19. Discuss and take action to approve Resale Agreement for the Resale of Tax Foreclosed Property with Waller ISD 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

MISCELLANEOUS

20. Discuss and take action to approve the agreement between Waller County and the Melanee Smith Memorial Library and authorize the County Judge to sign.

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*

21. Discuss and take action to approve the payment of \$4,000.00 to Melanee Smith Memorial Library from line item 125-411-547340 [Melanee Smith Library] as allocated in the 2013 Budget.

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*

22. Discuss and take action to approve the payment of \$2,000.00 to Navasota Soil and Water Conservation District from line item 125-411-547330 [Soil & Water Conservation] as allocated in the 2013 Budget.

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. Discuss and take action to approve the payment of \$300.00 to the South Texas County Judges' and Commissioners' Association to be taken from line item 125-411-562300 [County Organizational Dues] for 2013 Annual Membership dues.

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*

24. ~~Discuss and take action to approve the payment of \$15,000.00 to the Waller County Historical Commission to be taken from line item 125-538-568400 [Waller County Historical Commission – Miscellaneous].~~

Item WITHDRAWN.

AUDITOR

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

Motion to approve and/or ratify 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*

EXECUTIVE SESSION

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

Item WITHDRAWN.

ADJOURN MEETING

Motion to adjourn meeting 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

Meeting was **ADJOURNED** at 10:03 a.m.

APPROVED this the 20th day of March 2013.



Glenn Beckendorff

Glenn Beckendorff
County Judge

Debbie Hollan

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