

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – APRIL 23, 2014

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 23rd day of April 2014 at its meeting place in the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Waller County Judge Glenn Beckendorff at 9:04 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
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 Barnett.

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 Pokluda, seconded by Commissioner Barnett.

Motion carried.

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

Minutes approved: April 16, 2014 Regular Session

PUBLIC COMMENT

1. Bob Gage commented to the court his concerns regarding Allison, Bass and Magee LLP.

JUSTICE OF THE PEACE, PRECINCT 4

3. Request approval to pay TAC Security Systems \$200.00 to install and connect a security monitor in the Precinct 4 Constable's office. Cost includes monitor cable, splitter, installation and setup. Total of \$200.00 to be taken from line item 123-431-568425 [Miscellaneous Security].

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

TREASURER

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

Item WITHDRAWN.

JUVENILE PROBATION

5. Request approval of the Lease and Maintenance Agreement with Precision Printing for Toshiba Estudio 256 Copier in the amount of \$142.01 per month for 60 months. Funds to be paid from line item 125-506-581813 [Equipment Rental].

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

MAINTENANCE

6. Open and award bid for Salvaged Furniture.

No bids received.

7. Discuss and take action to dispose of surplus property either through destruction or charitable donation, **County Judge has the authority to dispose to a charitable organization.**

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

Motion to **amend** item by Commissioner Pokluda, seconded by Commissioner Amsler by inserting: County Judge has the authority to dispose to a charitable organization.

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

8. Recommend the approval of a price increase requested by Lehigh Hanson for the bid for Crushed Limestone delivered to the job site in Waller County.

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

9. Recommend the approval for the acceptance from MPG Pipeline Contractors approximately 425 tons of high performance cold patch material. This material is valued at \$37,500.00, and will be picked up by Waller County trucks at Waller County Asphalt located at 22010 Fairgrounds Road, Hempstead, Texas.

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

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

Motion carried – item TABLED.

Judge Glenn Beckendorff – Yes

Commissioner Amsler – Yes

Commissioner Pokluda – Yes

Commissioner Barnett – Yes

Commissioner Kitzman – Yes

10. Recommend the approval to advertise in the newspaper and payment for advertising to be funded from line item 125-401-544100 [Bid Notices and Printing] for the installation of stop signs at the following locations: Two (2) at Joseph Road and Oak Hollow Blvd. One (1) at Kerr Road and Mt. Zion Road and give notice of a public hearing during the regular session of Commissioners' Court on May 7, 2014.

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 for the approval of a variance request from Brian and Jessica Stokes for McAllister Road.

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

12. Discuss and take action for the approval of a variance request from Lisa and Russell Metcalfe for Ray Wright Road.

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

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

Motion carried – item TABLED.

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

13. Discuss and take action for the approval of a variance request within Sport Flyers Estates.

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

Motion to **table** 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

TAX ASSESSOR COLLECTOR

14. 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 Barnett.

Motion carried.

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

MISCELLANEOUS

15. Discuss and take action to approve the reappointment of Orval Rhoads to the HGAC Area Emission Reduction Credit Organization Committee.

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

16. Discuss and take action to approve the agreement between Waller County and the Navasota Soil and Water Conservation District No. 440.

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

17. Discuss and take action to approve payment of \$2,000.00 to Navasota Soil and Water Conservation District from line item 125-411-547330 [Soil and Water Conservation] as allocated in the 2014 Budget.

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 payment for the following invoices:

- \$2,250.00 to Harris County for Invoice # AH007172 from line item 125-423-540702 [Autopsy].
- \$675.00 to Waukesha-Pearce Industries, Inc. for Invoice # 12142524 from line item 125-411-545001 [Maintenance Contracts].

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

19. Discuss and take action to approve payment to Allison, Bass & Magee, and LLP from line item 125-411-540300 [Legal] for the following invoices:

- \$3,022.14 for Invoice # 12129 for Waller County – Environmental Issues.
- \$16,112.20 for Invoice # 12130 for Waller County: City of Hempstead & CALH v. Waller County.
- \$408.00 for Invoice # 12131 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

AUDITOR

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

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

EXECUTIVE SESSION

21. Consultation with attorney about pending or contemplated litigation.

Court convened to Executive Session pursuant to Government Code, Section 551.071 at 10:21 a.m.

Court reconvened from Executive Session at 10:40 a.m.

No action taken from Executive Session.

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 10:41 a.m.

APPROVED this the 7th day of May 2014.



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

