

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – APRIL 24, 2013

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 24th day of April 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
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 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 – 2 Sets**

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: April 17, 2013 Regular Session, April 17, 2013 Workshop

PUBLIC COMMENT – None

TREASURER

3. **Request by County Treasurer for approval and/or release of securities pledged by First National Bank and authorize the County Judge to sign.**

Motion to **approve** by Commissioner Barnett, 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>

COUNTY JUDGE

4. **Discuss and take action to approve the transfer of \$30.00 from line item 125-440-568400 [Miscellaneous] to line item 125-440-581800 [Furniture & Equipment].**

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

TAX ASSESSOR COLLECTOR

5. Request by County Tax Assessor Collector to discuss and take action to approve personnel changes within the County Tax Assessor Collector's Office and amend the 2013 Salary Order to reflect pay rate changes.

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

Motion FAILED. (voted on each position separately)

Administrative Assistant Position:

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

Voter Registration Clerk Position:

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

COUNTY ENGINEER

6. Open and Award bids on the sale of scrap metal.

Motion to **award bid** to **Alan Freeman at \$800.00** 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

7. Discuss and take action to approve utility permit request from CenterPoint Energy to place natural gas line along Cardiff Road and McAllister Road.

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

8. Discuss and take action to approve a variance request from the Waller County Subdivision and Development Regulations, items 3.4.8 and A4.3

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

MISCELLANEOUS

9. Open Bids for Brown County Land Lease.

The following Bids were **submitted and opened** in Court:

1. **Bob Prince % Prince Enterprises**

Court convened to Executive Session pursuant to Government Code, Section 551.071 at 9:26 a.m.

Court reconvened from Executive Session at 9:42 a.m.

10. Discuss and take action to authorize the County Treasurer to seek TAC preclaim assistance on employment issue involving former county employee, and also on claim received under the Texas Tort Claims Act.

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 authorize the County Treasurer to seek preclaim assistance from TAC on issues that arise with the consent of the District Attorney's Office.

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*

12. Discuss and take action to approve the payment of \$762.50 to Tyler Technologies for Universe Software Maintenance Renewal to be taken 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*

13. Discuss and take action to approve the transfer of \$3,399.00 from line item 125-530-510012 [Salary Other] under Road and Bridge Maintenance & Construction to line item 110-524-510004 [Salary Administrator] under Road & Bridge Admin.

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*

14. Discuss and take action to approve a personnel change within the Road and Bridge Department and amend the 2013 Salary Order to reflect a pay rate change.

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*

AUDITOR

15. **Spread** upon the minutes the 2012 Waller County Financial Report.

No action required.

16. Approval of official documents and all monthly reports.
 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. Request by County Auditor for approval of quarterly reimbursement of Juror Payments.
 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

AUDITOR

18. Request by County Auditor for approval to amend the 2013 Grant Budget to accommodate the TJJD-A-2013-237 Grant 1/1/13 through 8/31/13.
 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
19. Request by County Auditor for approval and/or ratification of Accounts Payable.
 Motion to **approve and/or ratify** 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

EXECUTIVE SESSION

20. Consultation with attorney about pending or contemplated litigation.
 Court convened to Executive Session pursuant to Government Code, Section 551.071 at 9:52 a.m.
 Court reconvened from Executive Session at 10:01 a.m.
 No action taken from Executive Session.
21. ~~Discuss and take possible action, pursuant to §157.901, Texas Local Government Code regarding the authorization to retain legal counsel to defend county officials or employees who may be subject to claims or litigation for an action arising from the performance of a public duty in which the public interest requires a defense of such matters. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].~~
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 10:01 a.m.

APPROVED this the 1st day of May 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