

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MAY 15, 2013

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 15th day of May 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
Debbie Hollan, County Clerk
Stan Kitzman, Commissioner Precinct 4

Delivery of Invocation by: Commissioner Amsler
Pledge to the American Flag and Texas Flag led by: Judge Beckendorff

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 – Absent

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 – Absent

Minutes approved: May 8, 2013 Regular Session

PUBLIC COMMENT

Tom Brown commented on issues pertaining to the proposed Pintail Landfill.
John Amsler displayed a letter written from the District Attorney's office.

PROCLAMATION

3. Discuss and take action to approve The Proclamation Declaring May 12th through May 18th, 2013 as National Police Week and May 15th, 2013 as National Peace Officers Memorial Day in Waller County and authorize the County Judge and County Commissioners 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 – Absent

(Commissioner Barnett read the Proclamation)

TREASURER

4. 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 Pokluda.

Motion carried.

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

5. Request by County Treasurer for approval of payroll.

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 – Absent

TAX ASSESSOR COLLECTOR

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

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 – Absent

COUNTY ENGINEER

7. ~~Notify the Commissioners Court of *Spread upon the minutes* the certification of road miles, as required by Texas Department of Transportation, to be 564 miles of County maintained roads. and authorize the County Judge to sign certification form.~~

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

Motion to **amend** agenda item by Commissioner Pokluda, seconded by Commissioner Barnett by striking out “Notify the Commissioners Court of” and “and authorize the County Judge to sign certification form” and insert “Spread upon the minutes”.

Amendment carried.

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

Amended Motion carried.

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

8. Discuss and take action to approve a variance request from the Waller County Subdivision Regulations, Items 13.1.2, 3.4.8 and A4.3.1; which require platting if a common access road is created to serve multiple tracts and minimum of 60’ for that common access road, by Florasalia Avendano Rodrigues (Buller Road).

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 – Absent

9. ~~Discuss and take action to approve Plat and Dedication of Waller Industrial Park.~~

Item WITHDRAWN.

MISCELLANEOUS

10. ~~Discuss and take action to approve the Retainer Agreement with Rusty Hardin & Associates, L.L.P., and authorize the County Judge to sign.~~

Item WITHDRAWN.

11. Open proposals for subdepository contract for banking service for the Justice of the Peace Precinct 4.

The following Bids were submitted and opened in Court:

1. Wells Fargo Bank

12. Discuss and take action to designate an agent for voting for the San Bernard Electric Cooperative Annual Membership Meeting to be held on May 18, 2013.

Motion made by Commissioner Pokluda, seconded by Commissioner Barnett to **designate** Commissioner Barnett as agent voting for San Bernard Electric Coop Annual Membership meeting.

Motion carried.

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

13. Discuss and take action to approve the transfer of \$8500.00 from line item 125-411-569600 [Contingency] to line item 125-401-540900 [Prof Consultant Services].

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

Motion carried.

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

14. Discuss and take action to approve the payment of \$3,500.00 to Bickerstaff Heath Delgado Acosta LLP for Invoice Number 90931 from line item 125-401-540900 [Prof Consultant Services].

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

Motion carried.

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

15. Discuss and take action to approve the payment of \$4,006.00 to Allison, Bass & Associates, L.L.P. on Invoice Number 11246 from line item 125-411-540300 [Legal] for Waller County: City of Hempstead & CALH v. Waller County.

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

Motion to **amend** agenda item by Commissioner Amsler, seconded by Commissioner Barnett to remove \$72.00 charge on March 25, 2013.

Motion to **table** agenda item 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 – Absent

16. ~~Discuss and take action to submit invoice number 11246 for \$4,200.00 from Allison, Bass & Associates, L.L.P. to Pintail Landfill, LLC for reimbursement per Host Agreement dated February 13, 2013 and any future invoices in reference to the City of Hempstead & CALH v. Waller County.~~

Item WITHDRAWN.

17. Discuss and take action to approve the payment to State Comptroller for \$100.00 from line item 125-411-562300 [County Organizational Dues] for Annual membership fee for State Cooperative Purchasing Program.

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 – Absent

18. Discuss and take action to approve the payment to TAC Security & Video from Line Item 117-428-568425 [Special Revenue Courthouse Security – Miscellaneous Security] for the following Invoices:

- 13547405 - \$ 80.00 for Hold-Up Alarm (Courthouse)
- 13112405 - \$ 885.00 for Camera Surveillance System (Courthouse)
- 13544905 - \$ 50.00 for Burglar Alarm (Courthouse)
- 13111605 - \$ 204.50 for Alarm & DVR System (JP 2)
- 13520105 - \$ 115.00 for Burglar & Hold Up Alarm (JP 4)
- 13522005 - \$ 30.00 for Hold-Up Alarm (JP 1)

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 – Absent

AUDITOR

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 – Absent

EXECUTIVE SESSION

20. Consultation with attorney about pending or contemplated litigation.
Court convened to Executive Session pursuant to Government Code, Section 551.071 at 9:34 a.m.
Court reconvened from Executive Session at 10:08 a.m.
No action taken from Executive Session.

ADJOURN MEETING


Motion to **adjourn** meeting by Commissioner Barnett, seconded by Commissioner Pokluda.

Motion carried.

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

Meeting was **ADJOURNED** at 10:08 a.m.

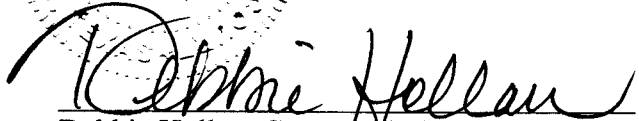
APPROVED this the 22nd day of May 2013.



Glenn Beckendorff
County Judge



ATTEST:



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