



**STATE OF TEXAS
COUNTIES OF WALLER AND HARRIS
CITY OF WALLER**

BE IT REMEMBERED THAT ON THIS THE 16th day of May 2022 at 6:00 p.m. the City Council of the City of Waller, Texas held a meeting in Regular Session at 1218 Farr St. with the following present:

Mayor Danny Marburger
Mayor Pro Tem Dwayne Hajek
Councilmember Nancy Arnold
Councilmember Edna Eaton
Councilmember Mike McCormick (Absent)
Councilmember Jason Tones

Cynthia Ward, City Secretary
Kim Dickey, Deputy City Secretary
Maryann Carl, Finance Officer
Gene Schmidt, Public Works Director
Michael Lopez, Police Captain
Art Pertile, City Attorney

Mayor called the Meeting to order at 6:00 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE

*Prayer by Councilmember Arnold
Pledge led by Mayor Pro Tem Hajek*

COMMUNICATIONS FROM THE PUBLIC

Please fill out a "Citizen Registration Card" form in order to address the Council. Turn in the form prior to Communications from the Public to the City Secretary. Speakers are limited to three minutes. The purpose of this item is to allow the public an opportunity to address the Mayor and City Council on issues that are not on the agenda. The Council cannot take action but may refer this item to a department head or direct that this item be placed on a future regular Council agenda.

Any interested person may appear before City Council to speak on an item on the agenda. Before the start of the meeting, the person must request such appearance in writing and identify the agenda item on which he/she wishes to speak. The person will be called to speak when the agenda item comes before City Council for discussion or action. Comments are limited to 3 minutes.

PRESENTATION

Mayor Danny Marburger presented Sandy Parker a plaque for fifteen years of service with the City of Waller.

PRESENTATION

Captain Mike Lopez presented a plaque to Assistant Fire Chief Dwayne Hajek & EMS Chief Rhonda Getshman.

CONSENT AGENDA ITEMS

This agenda consists of non-controversial, or "housekeeping" items required by law. Items may be removed from the Consent Agenda by any Councilmember making such a request prior to a motion and vote on the Consent Agenda.

1. Approval of Minutes for April 18, 2022, Regular Meeting.
2. Tax Refund for Novel Hospitality Group LLC per HCAD for year 2020.
3. Tax Refund for Petroquip Energy per HCAD for year 2020.
4. Tax Refund for Petroquip Energy per HCAD for year 2021.
5. Tax Refund for Petroquip Threading per HCAD for year 2020.
6. Tax Refund for Petroquip Threading per HCAD for year 2021.
7. Approval of audit engagement letter with Belt Harris Pechacek, for Fiscal Years ending September 30, 2022, and 2023.

Councilmember Nancy Arnold motioned to approve the consent agenda. Mayor Pro Tem Dwayne Hajek seconded the motion. Motion passed.

REGULAR AGENDA ITEMS

8. Swearing in of Mayor and Councilmembers.

City Secretary Cynthia Ward swore in Mayor Marburger, Councilmember Nancy Arnold, and Councilmember Edna Eaton.

9. Discussion and possible action to review a request for approval of Beacon Hill Capital Parkway Street Dedication Section One Final plat.

Public Works Director Gene Schmidt addressed Council regarding the request for approval of the Beacon Hill Capital Parkway Street Dedication Section One Final Plat.

Mayor Pro Tem Dwayne Hajek motioned to approve the request. Councilmember Mike McCormick seconded the motion. Motion passed.

10. Discussion and possible action to review a request for approval of Beacon Hill Section Four Final plat.

Public Works Director Gene Schmidt addressed Council regarding a request to approve the Beacon Hill Section Four Final Plat.

Councilmember Mike McCormick motioned to approve the request. Councilmember Edna Eaton seconded the motion. Motion passed.

11. Discussion and possible action regarding a proposal from Fugro USA Land, Inc. for the City of Waller and to approve the mayor's execution of this agreement for a roadway pavement assessment and management plan at the cost of \$30,000.

Public Works Director Gene Schmidt addressed Council regarding this agenda item and stated City Engineer Travis Sellers recommended we move forward with the proposal and approve the mayor to execute this agreement.

Councilmember Nancy Arnold motioned to approve the proposal and execute the agreement. Councilmember Jason Tones seconded the motion. Motion passed.

12. Discussion and possible action to award Finishes Solutions LLC the bid proposal for construction of the restroom project for the City of Waller Town Plaza.

Public Works Director Gene Schmidt addressed Council regarding the bid proposal from Finishes Solutions LLC. Chuck Cates with Finishes Solutions answered questions about the project from Council.

Councilmember Jason Tones motioned to approve the bid proposal. Councilmember Mike McCormick seconded the motion. Motion passed.

13. Discussion and possible action to purchase a HX30 Ditch Witch Vacuum Excavator in the amount of \$84,355.59 with ARPA funds.

Public Works Director Gene Schmidt addressed Council regarding the purchase of a HX30 Ditch Witch Vacuum Excavator.

Councilmember Nancy Arnold motioned to approve the ARPA funds for the purchase of the HX30 Ditch Witch Vacuum Excavator. Councilmember Edna Eaton seconded the motion. Motion passed.

14. Discussion and possible action regarding the approval of **RESOLUTION #2022-11** authorizing the city's participation in the Texas Smartbuy Membership Program secured by the office of the Texas Comptroller of Public Accounts.

Captain Mike Lopez addressed Council regarding the approval of **Resolution #2022-11**, authorizing the City to purchase blood draw kits for DUI from the Department of Public Safety.

Mayor Pro Tem Dwayne Hajek motioned to approve Resolution #2022-11 authorizing the city's participation in the Texas Smartbuy Membership Program. Councilmember Nancy Arnold seconded the motion. Motion passed.

15. Discussion and possible action to change the current notification policy process Officers calling off for his/her shift from 1 hour to 6 hours.

Captain Mike Lopez addressed Council regarding changing the current call off policy from 1 hour to 6 hours, to allow enough time to cover shifts.

Councilmember Jason Tones motioned to approve the change in calling off hours. Councilmember Mike McCormick seconded the motion. Motion passed.

16. Discussion and possible action regarding the changing of the Police Departments current facial hair policy.

Captain Mike Lopez addressed Council in regard to changing the current facial hair policy and presented Council with an image of the new facial policy rules that other departments are adopting.

Councilmember Jason Tones motioned to approve the current facial hair policy. Councilmember Edna Eaton seconded the motion.

Councilmember Jason Tones, Councilmember Mike McCormick, Councilmember Nancy Arnold, and Councilmember Edna Eaton voted in favor. Mayor Pro Tem Dwayne Hajek opposed. Motion passed.

17. Discussion and possible action to approve Waller EDC funds in the amount of \$12,500 to fund Waller Freedom Fest 2022 from the EDC promotional budget.

EDC Director John Isom addressed Council in regard to funding the Waller Freedom Fest in the amount of \$12,500.00 as approved by the EDC board.

Councilmember Nancy Arnold motioned to approve the funding. Councilmember Edna Eaton seconded the motion. Motion passed.

18. Discussion and possible action regarding **RESOLUTION #2022-12** to amend the Chapter 380 agreement of Waller EDC with Marlon Davis and Black Gold Land Holdings to increase the maximum reimbursement of the utility extension for the Binford Business Park from \$313,617 to \$507,250.

EDC Director John Isom addressed Council in regard to amending the Chapter 380 agreement of Waller EDC and Marlon Davis and Black Gold Land Holdings.

Councilmember Nancy Arnold motioned to approve Resolution #2022-12 to amend the Chapter 380 agreement. Councilmember Edna Eaton seconded the motion. Motion passed.

19. Discussion and possible action regarding **RESOLUTION #2022-13** required by the City of Houston to release 5 tracts totaling approximately 318.1474 acres from its extra-territorial jurisdiction (ETJ) to the City of Waller.

EDC Director John Isom addressed the Council regarding approval of **Resolution #2022-13**.

Mayor Pro Tem Dwayne Hajek motioned to approve Resolution #2022-13. Councilmember Mike McCormick seconded the motion. Motion passed.

MAYOR-COUNCIL REPORTS

Councilmember Nancy Arnold provided information highlighting the services offered by HGAC.

Mayor Pro Tem Dwayne Hajek thanked Captain Mike Lopez for the plague and stated the Police Department should have received one as well for all their hard work.

STAFF REPORTS

- Cynthia Ward, City Secretary
Congratulated Kim Dickey for completing her TRMC certification.
- Gene Schmidt, Public Works Director
- Michael Lopez, Police Captain
- John Isom, WEDC Director
- Travis Sellers, City Engineer

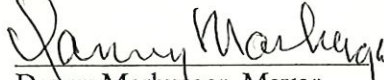
ELECTED OFFICIAL REPORTS

No report

ADJOURNMENT

With no other business, Mayor adjourned at 6:56 pm.

APPROVED BY:


Danny Marburger, Mayor

ATTEST:


Cynthia Ward, City Secretary