

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

**BE IT REMEMBERED THAT ON THIS THE 21st day of December 2020 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  
Gene Schmidt, Supt. of Public Works (*Absent*)  
Marcus Benoit Field Supervisor Public Works  
William Llewellyn, Chief of Police  
John Isom, EDC Director  
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.

*(No public comments)*

**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.

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1. Approval of Minutes for Regular Meeting November 16, 2020.
2. Refund for 2019 Tax Adjustment Petroquip Energy Services.
3. Refund for 2019 Tax Adjustment for Mechanical Testing Services LLC.

*Mayor Pro Tem Hajek made the motion to approve the Consent Agenda items. The motion was seconded by Councilmember Tones. Motion passed.*

#### **REGULAR AGENDA ITEMS**

4. Discussion and possible action regarding an Agreement for an Electric Easement between the City of Waller and District No. 33 to be executed by the District.

*Marcus Benoit and Art Pertile addressed the Mayor and Councilmembers to let them know that the agreement has been signed by the District No. 33 MUD and the document was ready to be signed with Council approval.*

*Mayor Pro Tem Hajek made the motion to approve the Agreement for an Electric Easement between the City of Waller and District No. 33. The motion was seconded by Councilmember Eaton. Motion passed.*

5. Discussion and possible action regarding an Electric Easement to be conveyed from the City of Waller to CenterPoint Energy Houston Electric LLC.

*Art Pertile addressed the Mayor and Councilmembers to let them know that the agreement has been meets all legal requirements in the City of Waller’s interests.*

*Mayor Pro Tem Hajek made the motion to approve the Agreement with CenterPoint Energy for an Electric Easement. The motion was seconded by Councilmember Arnold. Motion passed.*

6. Discussion and possible action of a variance to the Ordinance No. 275 that will allow Alegacy Business Park to build a 200 foot tall cellular tower on their property

*Art Pertile addressed the Mayor and Councilmembers and let them know that this ready to go, but there will need to be an amendment passed in the future to change the Ordinance to include the 200 foot tower height requirement.*

*Councilmember Arnold made a motion to approve a variance to this Ordinance for the Alegacy business Park to erect a cell tower on their property. Seconded by Mayor Pro Tem Hajek. Motion passed.*

7. Discussion and possible action to renew gas contract with Upstream Energy.

*Marcus and the Mayor addressed Councilmembers to make them aware the City has an annual agreement with Up-Stream Energy, and we are asking that Council allow the agreement to go to a two-year agreement.*

*Mayor Pro Tem Hajek made a motion to renew the City’s gas agreement with Upstream Energy for 2 years. Motion seconded by Councilmember Tones. Motion passed.*

8. Discussion and possible action regarding **Ordinance # 568**, to amend the 2020-21 budget to allow for the purchase of office furniture for the Police department.

*Chief addressed Mayor and Councilmembers to ask that they approve the lowest bid.*

*Motion to approve Ordinance # 568, an amendment to the 20-21 Budget for needed furnishings in the amount of \$12,829.87 from Councilmember Arnold. Motion seconded by Councilmember Tones. Motion passed.*

9. Discussion and possible action regarding **Ordinance # 569**, to amend the 2020-21 budget to allocate \$8,281.93 from the Police Department Forfeiture funds to pay for a computer server.

*Motion to approve Ordinance # 569, an amendment to the 20-21 Budget for needed a computer server in the amount of \$8,281.93 from Councilmember Arnold. Motion seconded by Councilmember Eaton. Motion passed.*

10. Discussion and possible action regarding the WEDC adopting the City of Waller Investment Policy as the governing document for EDC fund investments & rescinding the EDC Investment Policy.

*John Isom stated that the auditors made a recommendation to Maryann Carl to resend the EDC Investment Policy and EDC could adopt the City of Waller Investment Policy. The EDC Board approved the motion to resend in the last meeting.*

*Mayor Pro Tem made a motion to adopt the City of Waller Investment Policy as the governing document for EDC fund investments & rescinding the EDC Investment Policy. Councilmember Eaton seconded the motion. Motion passed.*

## **MAYOR-COUNCIL REPORTS**

*Councilmember Arnold – had the opportunity to speak to the newly elected City Officials group.*

*City Staff and Councilmember Tones decorated the Christmas Tree in front of City Hall*

## **STAFF REPORTS**

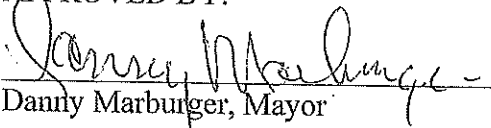
- Cynthia Ward, City Secretary
  - *Written Reports Submitted*
- Marcus Benoit for Gene Schmidt, Public Works Director
  - *Drinking Water Watch yearly report and Waller is 100% with TCEQ*
  - *Railroad Commission audit completed in a day and a half*
  - *Electric Aerators working and period for correction – reporting .1 ammonia*
  - *Field Store Road and Waller Road ditch being repaired*
  - *Washington St. washouts being fixed*
  - *Waller-Tomball Mainline repair*
  - *New Team Members*
  - *Water Tower on West Side of City nearly completed*
  - *Trash pickup will be Saturday after Christmas*
- William Llewellyn, Chief of Police
  - *Sgt. Lopez Addressed the Class A Dress Uniform*

- John Isom, WEDC Director
  - *Project Prometheus-we submitted in early in the year and Waller still in the running for that*
  - *Project Titian*
  - *ESD and City Council combined Meeting*

**ADJOURNMENT**

*With no further business Mayor adjourned the meeting at 6:43 p.m.*

APPROVED BY:

  
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Danny Marburger, Mayor

ATTEST:

  
\_\_\_\_\_  
Cynthia Ward, City Secretary