

MONTGOMERY COUNTY BAIL BOND BOARD
SYLVIA OLSZOWY, PRESIDING OFFICER
MINUTES
TUESDAY, AUGUST 16, 2016

THE MONTGOMERY COUNTY BAIL BOND BOARD CONVENED AT 12:01 P.M. ON THE DATE LISTED AT THE TOP OF THIS AGENDA, IN THE ALAN. B SADLER, COMMISSIONERS COURT BUILDING, 501 N. THOMPSON, 4TH FLOOR, CONROE, TEXAS.

1.0. **CALL TO ORDER** **TIME: 12:01P.M.**

2.0 **ROLL CALL**

Board Members present: Sr. Sgt. Mike Weinzettle, Designee for Sheriff Tommy Gage, Sylvia Olszowy, Chair, and Designee for Craig Doyal, County Judge, Bradlee Thornton, Designee for Brett Ligon, District Attorney, Alexis van de Ven, Vice Chair, and Surety Representative, Judge Wayne Mack, Justice of the Peace, Pct. 1, Designee for Justice of the Peace Courts and Judges, Stacie Wheeler, Designee for Barbara Adamick District Clerk, Stephanie Davenport, County Treasurer, Judge Tracy Gilbert, 418th District Court, Designee for District Courts and Judges.

Board members not present: Rick Brass, Defense Attorney Representative, Darin Bailey, Designee for Mark Turnbull, County Clerk, Judge Michael Davis, Conroe Municipal Court, Judge Claudia Laird, County Court at Law #2, Designee for County Courts and Judges.

Non Board members present: Daniel Plake, Asst. County Attorney, Legal Counsel to the Board, Jan Avery, Bail Bond Board Administrator.

3.0 **PUBLIC COMMENT**

There were no public comments

(Public must sign registration prior to the beginning of meeting in order to address the Board. Comments are limited to 3 minutes per speaker.)

4.0 Read and approve minutes for the meeting July 19, 2016.

Judge Wayne Mack moved to approve the minutes for the July 19, 2016 meeting, Alexis van de Ven seconded. All were in favor, the motion passed.

5.0. **TREASURER**

a) Consider acceptance and take action on Treasurer's Report.

Stephane Davenport moved to accept the Treasurer's report, Judge Wayne Mack seconded. All were in favor, the motion passed.

6.0. ADMINISTRATOR'S REPORT

- 1) Review funds received for the month of July 2016.
- 2) Consider:
 - a) Updated List of Licensed Surety companies for Posting and Updated
 - b) License Expiration Report

7.0. PRESIDING OFFICER

- A)** Consider, discuss, review and take action on the request by Bradlee Thornton to have the County Attorney's office do some preemptive investigating on background of the Judgment NISI for Daisy Bail Bonds that the complaint was filed on by Jefferson County.

Alexis van de Ven made a motion for the County Attorney's office to investigate the background on the complaint from Jefferson County against Daisy Bail Bonds as well as the forms and documents supplied by Jefferson County to the Bail Bond Board and Daisy Real.

After discussion Bradlee Thornton stated he would like to amend the motion that all facts of matter surrounding the judgment including any applications and statements made by Daisy Real are investigated and the County Attorney's office present a report.

Alexis van de Ven accepted the amendment to the motion. Bradlee Thornton seconded the motion. All were in favor, the motion passed.

- B)** Consider, discuss, review and take action on the following recommendations by the Local Rules Committee:

1. The Board asked the Local Rules Committee to review and discuss procedures for the election of the Defense Attorney Representative to the Board.

Discussion: The Local Rules Committee in discussing procedures referred to Occupations Code 1704.0535.

Changes had previously been approved and made to the Local Rules for the election procedures of the Surety Representative to the Board allowing notarized ballots to be mailed, emailed, faxed or hand delivered to the Administrator.

The Code states 1704.0535 (a) The board shall annually conduct a secret ballot election to elect the members of the board who serve

as the representative of licensed bail bond sureties and the representative of the criminal defense attorney.

Recommendation: The Committee recommends changes to the Local Rules Section VIII – Election of Surety Representative (***and Criminal Defense Attorney***) – ***change back to Election office***

See Section VIII – Surety Representative and Criminal defense Attorney.

Alexis van de Ven presented the Local Rules Committee recommendation that the Surety Representative and Criminal Defense Attorney election section VIII of the Local Rules is changed back to the election office by secret ballot. Bradlee Thornton seconded the motion. All were in favor, the motion passed.

2. The Board asked the Local Rules Committee to further review the procedures for the election of the Presiding Officer (Chair) and Vice Presiding Officer (Vice Chair) to the Board.

Recommendation: The Committee recommends not changing the current procedure as it is written in Section X of the Local Rules.

No action was taken on this item.

C) Hearing on License Application: License Application of Sunya Rachell Claiborne, dba All About Bail Bonds, agent for Allegheny Casualty Company.

After swearing in Sunya Rachell Claiborne and representative for Allegheny Casualty proceed to 1.

Judge Tracy Gilbert swore in Sunya Rachell Claiborne.

- 1) Conduct hearing on license application of Sunya Rachell Claiborne, agent for Allegheny Casualty Company. Consider, discuss, review and take action.
- 2) 1704.159 – Enter an order on action taken on the license application of Sunya Rachell Claiborne agent, Allegheny Casualty Company.

Alexis van de Ven moved to accept the license application of Sunya Rachell Claiborne, agent for Allegheny Casualty Company. Judge Wayne Mack seconded. All were in favor, the motion passed.

D) EXECUTIVE SESSION:

The board will recess for executive session pursuant to section 551.071 of the Texas Government Code to consider and discuss any of the following issues

The Board adjourned for executive session at 12:32

1. Alvin D. Jones v. Montgomery County Bail Bond Board;
Cause No. 16-03-02805 in the 284th District Court.
Montgomery County, Texas.

E) Adjourn Executive Session and return to open court.

The Board reconvened in open court at 12:40p.m.

F) Take action on items discussed in executive session.

No action taken by the Board.

8.0. ADJOURN

Judge Wayne Mack motioned to adjourn the meeting, Bradlee Thornton seconded. All were in favor, the meeting adjourned at 12:40 p.m.