

COMMISSIONERS COURT DOCKET
April 11, 2017
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 11th day of April, 2017, the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners Courtroom of the Alan B. Sadler Commissioners Court Building, 501 North Thompson, Conroe, Texas, with the following members of the Court present:

County Judge	Craig Doyal
Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Don Fullen.

THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA RECITED.

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

2. PROCLAMATION APPROVED – NATIONAL LIBRARY WEEK

Motion by Commissioner Noack, seconded by Commissioner Meador, to proclaim April 9-15, 2017 as National Library Week in Montgomery County. Motion carried.

3. PROCLAMATION APPROVED – VOLUNTEERS OF AMERICA

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim that the Commissioners Court of Montgomery County recognizes and congratulates Volunteers of America Texas on its 100 years of service. Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the Minutes from Regular Session of Commissioners Court dated March 28, 2017. Motion carried.

AGENDA ITEMS 9I1 (SEE MOTION 7), 9K1a(DEFERRED), AND 9O1(SEE MOTION 6) WERE MOVED TO THE OPEN AGENDA FOR DISCUSSION.

5. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9 A-R

Motion by Commissioner Meador, seconded by Commissioner Riley, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge or Commissioner Precinct 1 Mike Meador is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown

on the Consent Agenda save and except the items removed from the consent agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-8

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY2017 APPROVED:
 - a. Various: To carryover funds for PO 509553.
 - b. Animal Shelter: To adjust line items.
 - c. Commissioner Precinct 1: To adjust line items and adjust line items for BA #1.
 - d. Commissioner Precinct 3: To adjust line items.
 - e. Commissioner Precinct 4: To recognize and allocate revenue and adjust line items.
 - f. Constable Precinct 1: To recognize and allocate revenue.
 - g. Constable Precinct 3: To recognize and allocate revenue.
 - h. Constable Precinct 4: To recognize and allocate revenue and adjust line items.
 - i. Constable Precinct 5: To recognize and allocate revenue M16/03.28.17.
 - j. County Extension: To recognize and allocate revenues.
 - k. County Judge: To recognize underwriters discount.
 - l. Court Operations: To adjust line items.
 - m. District Clerk: To adjust line items.
 - n. Elections: To recognize and allocate revenue.
 - o. Emergency Management: To adjust line items, adjust line items for PO 520147, adjust line items for PO 55171870, and transfer funds for purchase of an emergency portable generator connection for the Montgomery County Courthouse as approved M9/06.28.16.
 - p. Fairgrounds Facility: To allocate funding for Fairground project M17/12.20.16.
 - q. MCCD: To recognize and allocate PI received for Willis Building (PI-1.1), Lonestar Building (PI-1.2), Magnolia Building (PI-2.1), Mag Medical Building (PI-2.2), and Splendora Building (PI-4.1).
 - r. Mental Health Court Services: To adjust line items.
 - s. Road and Bridge Fund: To carryover unspent funds from 2016 budget.
 - t. Sheriff: To transfer funds for buildout of Captain Hall's Office at EOC and adjust line items.
- A3. COMPLETED AUDIT ACCEPTED for signature cards for bank accounts for departments throughout the County.

- A4. REPORT OF OFFICIAL'S FEES ACCEPTED as audited for February, 2017.
- A5. PAYMENT APPROVED of an invoice for \$14,625.00 received from Joint Commission for fees required by the Agreement between Montgomery County and Texas Department of State Health Services.
- A6. REQUEST APPROVED from Justice of the Peace Pct. 1 to use \$5,000.00 from the Justice of the Peace Technology Fund.
- A7. REQUEST APPROVED from Justice of the Peace Pct. 4 to use \$5,000.00 from the Justice of the Peace Technology Fund.
- A8. FINAL ARBITRAGE REBATE ANALYSIS ACCEPTED for Montgomery County, Texas Limited Tax Refunding Bonds, Series 2007.

TREASURER – AGENDA ITEMS 9B1-4

- B1. MONTHLY INVESTMENT REPORT APPROVED for March 2017.
- B2. WEEKLY REPORT OF INVESTMENTS PURCHASED APPROVED for week ending March 3, 2017.
- B3. PLEDGES AND/OR RELEASES OF DEPOSITORY COLLATERAL REPORT APPROVED.
- B4. MONTHLY STATEMENT OF BALANCES REPORTS APPROVED for October 2016, January 2017, and February 2017.

PURCHASING – AGENDA ITEMS 9C1-7

C1. CHANGE ORDERS APPROVED:

- a. CO #1 to Refuge Trauma And Counseling Center for counseling services on an as needed basis to cover court staffing of mental health therapists at \$100.00 an hour with a maximum of 20 hours per grant year effective 10/25/16 for Veterans Treatment Court.
- b. CO #2 to Mark W. Todd Architects, Inc. for architectural services for the Empowerment Resource Center to add additional mechanical engineering and plumbing (MEP) services in the amount of \$900.00 with a credit of \$7,500.00 for the cancelation of refrigeration engineering for MCCD.
- c. CO #1 to Fairweather Group, LLC for design-build of the North Montgomery County Recycling Facility to provide and install 6 inch sewer line and 1 inch water line for Precinct 1.
- d. CO #2 to Willow City Sign and Rail, Inc. for guardrail materials, installation and repair to add miscellaneous items for Various Departments.
- e. CO #7 to Bryant, Shona dba Bryant's Signs for vehicle striping kits and installation to add miscellaneous items needed for new patrol car design for Various Departments.
- f. CO #1 to Fisher and Arnold, Inc. for engineering services for the widening of Woodlands Parkway and left turn lane extension of Kuykendahl Road to add additional outside third lane along the eastbound Woodlands Parkway in the amount of \$28,350.00 for Precinct 3.
- g. CO #1 to Southern Tire Mart, LLC for tires and tubes for medium trucks and off road equipment picked-up/delivered to add additional miscellaneous items for Various Departments.

C2. RENEWALS AWARDED:

- a. Lease of tower at FM 1097 East Willis, Texas with Wireless Towers, Inc. to add section 15 on signage and security for Sheriff's Office. (Exercising the first of five renewal options)
 - b. Office supplies and miscellaneous items with Hitouch Business Services, LLC dba Myofficeproducts, LLC for Various Departments. (Exercising the first of five renewal options)
 - c. School, office, science, library and dormitory furniture with Library Interiors of Texas, LLC Buyboard contract #503-16 for Various Departments. (Exercising the first of two renewal options) Local Gov't Code §271.102(a)
 - d. Processing, printing and mailing of jury summons with Data Integrators, Inc. for District Clerk. (Exercising the first of three renewal options)
 - e. Products and related services with Dell Marketing, LP DIR contract #DIR-SDD-1951 and add amendment #9 to extend contract to 07/09/17 for Various Departments. Local Gov't Code §271.083(b)
- C3. MISCELLANEOUS ITEMS APPROVED as salvage for Various Departments per Local Gov't Code §263.152.
- C4. ADVERTISING APPROVED for the following:
- a. Cude Cemetery Road reconstruct and widen in sections for Precinct 1.
 - b. Bois D' Arc Road widen and reconstruct for Precinct 1.
 - c. Longstreet Road widen and reconstruct for Precinct 1.
 - d. Willis-Waukegan Road widen and reconstruct for Precinct 1.
 - e. Lone Star Parkway construction for Precinct 1.
 - f. Walden Road widening for Precinct 1.
 - g. Security guard services for Various Departments.
 - h. RFP - Court ordered alcohol ignition interlock device for Adult Probation.
- C5. DISCRETIONARY EXEMPTIONS APPROVED:
- a. Automated fingerprint identification system (AFIS) as an item that can be obtained from only one source from Safran USA, Inc. dba Morphotrak, LLC for Various Departments. Local Gov't Code §262.024(a)(7)
 - b. Residential services as a personal or professional service from Father Flanagan's Boys Home for Juvenile. Local Gov't Code §262.024(a)(4)
 - c. Counseling services to the jail population as a personal or professional service from Refuge Trauma & Counseling Center for Sheriff's Office. Local Gov't Code §262.024(a)(4)
 - d. Trap-neuter-return services as a personal or professional service from Texas Litter Control for Animal Shelter. Local Gov't Code §262.024(a)(4)
 - e. 1Mage user license maintenance as an item that can be obtained from only one source from 1Mage Software, Inc. for Various Departments. Local Gov't Code §262.024(a)(7)
- C6. CONTRACTS APPROVED for the following:
- a. Maintenance, repair and operations job order contract through the Interlocal Agreement with Conroe Independent School District RFP #16-07-07 from G.T.T. General Contractors, Inc. for Various Departments. Local Gov't Code §271.102(a)

- C7. PURCHASE APPROVED of one new 2017 Chevrolet 1500 Silverado 4x2 crew cab LWB CC15743 through the Interlocal Agreement with Buyboard contract #521-16 from Caldwell Country Chevrolet in the amount of \$29,815.00 with a Buyboard fee of \$400.00 for a total amount of \$30,215.00 for Precinct 1.

RISK MANAGEMENT – AGENDA ITEMS 9D1-3

- D1. REVISIONS APPROVED to the Montgomery County Employee Benefit Plan Document.
- D2. SALE OF TOTAL LOSS VEHICLE ACKNOWLEDGED AND RECORDED INTO THE MINUTES to S&B Storage for sum of \$100.00 to be applied for deduction of storage fees in reference to Claim #A-16-0119; DOL 10/23/16.
- D3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63058635	Alexander, Michael/Const Pct1	\$5,000.00	Reserve/New Cert
14952797	Gage, Ollie Nell/Const Pct 1	\$5,000.00	Reserve/Cont Cert

COMMISSIONERS – AGENDA ITEMS 9E1

- E1. PRECINCT 4
- a. CHECK ACCEPTED in the amount of \$545.22 from Montgomery County Emergency Services District No. 7. This check will be deposited into line item 615-7926. Check has been forwarded to the Auditor for further processing
 - b. CHECK ACCEPTED in the amount of \$647.06 from Montgomery County Committee on Aging, Inc. This check will be deposited into line item 615-7926. Check has been forwarded to the Auditor for further processing.
 - c. RESIGNATION ACCEPTED from Mike Berry, Emergency Service District #12 Board of Commissioners, effective April 4, 2017.
 - d. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED for ESD #12 (Emergency Service District) with fiscal year ending September 30, 2016.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

- F1. PRECINCT 1
- a. PUBLIC HEARING DATE SET for May 9, 2017 to set a 25 MPH speed limit on Brushwood and Overstreet Drive.
- F2. PRECINCT 2
- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 64.
 - b. FINAL PLAT APPROVED of Public Storage Store No. TX 15101; 3.001 acres; Thomas Taylor Survey, A-546.
- F3. PRECINCT 3
- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Wrights Landing at Legends Trace, Section 3.

- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM AND BOND IS RELEASED for Vivace at Harmony, Section 1.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Cathedral Lakes.
- d. FINAL PLAT APPROVED of Black Oak, Section 1; 52.336 acres; James Brown Survey, A-78.

F4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Montgomery Creek Ranch, Section 18.
- b. FINAL PLAT APPROVED of Tavola, Section 13; 11.436 acres; A.P. Frederick Survey, A-211.
- c. FINAL PLAT APPROVED of Northeast Christian Academy; 14.49 acres; H.T. & B.R.R. Co. Survey Section 3, A-283.
- d. FINAL PLAT APPROVED of Northeast Christian Academy, Section 2; 16.99 acres; H.T. & B.R.R. Co. Survey Section 3, A-283.
- e. FINAL PLAT APPROVED of New Caney ISD Multi Purpose Campus; 60.09 acres; William Massey Survey, A-387.
- f. FINAL PLAT APPROVED of Deer Trail Two, Section 4; 138.124 acres; T. Davy Survey, A-162.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to correct PCR of Amy Anderson, Volunteer Coordinator, approved in Commissioners Court on 3/14/17 to have an effective date of February 24, 2017. [No benefits due]

Request of Animal Shelter to place Aaron DeNoble, Kennel Technician, on Unpaid Leave of Absence, effective March 22, 2017.

Request of Animal Shelter to place Aaron DeNoble, Kennel Technician, on payroll due to Return from Unpaid Leave of Absence, effective March 30, 2017.

Request of Animal Shelter to change status of Emma Isaacks, Clinic/Vet Tech, effective April 8, 2017.

Request of Animal Shelter to place Macheal Ita, Volunteer Coordinator, on payroll as replacement for Amy Anderson, effective March 31, 2017.

Request of Animal Shelter to change status of Kathryn Matte, Clinic/Vet Tech, effective April 8, 2017.

Request of Animal Shelter to change status of Anne-Marie Myers, Clinic/Vet Tech, effective April 8, 2017.

Request of Animal Shelter to increase salary of Christian Perez, Kennel Technician, due to completion of probationary period, effective April 8, 2017.

Request of Animal Shelter to place Mariela Rivera, Clerk III, on Unpaid Leave of Absence, effective February 18, 2017.

Request of Animal Shelter to place Mariela Riveria, Clerk III, on payroll due to return from Unpaid Leave of Absence, effective April 2, 2017.

Request of Animal Shelter to place Katie Voiter Crabbe, Veterinarian, on payroll due to Return from Unpaid Leave of Absence, effective Januray 2, 2017.

Request of Animal Shelter to change status of Preston White, Clinic/Vet Tech, effective April 8, 2017.

Request of Animal Shelter to accept the resignation of Donna Wilson, Kennel Technician, effective March 6, 2017. This will correct the PCR approved in Commissioners Court 3/28/2017. [No benefits due]

Request of Custodial to place Kendal A. Edge, Custodian, on payroll as replacement for Estella Montes, effective April 3, 2017.

Request of Custodial to place Guillermo Hernandez, Custodian, on payroll as replacement for Ann Cheatham, effective March 29, 2017.

Request of Custodial to promote Ludivina Mateos, Custodian I, as replacement for Judy Everett, effective March 13, 2017.

Request of Commissioner Precinct 3 to promote Christopher Dempsey, Foreman, as replacement for James R. Johnson, effective March 27, 2017.

Request of Commissioner Precinct 4 to accept the retirement of Larry W. Beaird, Operator III, effective May 31, 2017. [235.085 hours or balance vacation; 239.995 hours or balance compensatory time; 0.25 hours or balance holiday]

Request of Commissioner Precinct 4 to place Scott Thomas Brogan, Operator II, on payroll as replacement for Thomas Ivey, effective March 27, 2017.

Request of Commissioner Precinct 4 to place Curtis Michael Smith, Operator I, on payroll as replacement for Devin C. Underwood, effective March 27, 2017.

Request of Commissioner Precinct 4 to accept the resignation of Devin C. Underwood, Operator I, effective March 24, 2017. [35.00 hours or balance vacation; 37.91 hours or balance compensatory time]

Request of Constable Precinct 1 to promote Stewart Hightower, Detective, effective February 14, 2017.

Request of Constable Precinct 3 to accept the resignation of John Lawless, Corporal Constable, effective March 14, 2017. [227.72 hours or balance vacation; 39.25 hours or balance compensatory time; 16.00 hours or balance holiday]

Request of Constable Precinct 4 to place Zachary Beaty, Deputy, on payroll as replacement for Bryan Skero, effective April 1, 2017.

Request of Constable Precinct 4 to add cell phone allowance to Richard Ford, Deputy, effective April 8, 2017.

Request of County Auditor to place Crystal Dingley, Internal Audit Assnt, on payroll as replacement for Steven Pittman, effective May 1, 2017.

Request of District Attorney to place Melody Michelle Pena, Legal Assistant II, on Unpaid FMLA/Disability Leave, effective March 28, 2017.

Request of District Attorney to place Melody Michelle Pena, Legal Assistant II, on payroll due to Return from FMLA/Disability Leave, effective April 3, 2017.

Request of Environmental Health to place Gilberto Pedraza, Designated Representative I, on payroll as replacement for Seth Miles, effective April 24, 2017.

Request of Juvenile to place Kelsea Jeanette Baker, Juvenile Supervision Officer Substitute, on payroll, effective March 29, 2017.

Request of Juvenile to place Justin Marquie Bray, Juvenile Supervision Officer Substitute, on payroll, effective March 29, 2017.

Request of Juvenile to place Sirevalon C. Cox-Todd, Juvenile Supervision Officer, on payroll as replacement for Rodrigo Tarango Jr., effective March 29, 2017.

Request of Juvenile to place Robert Richmond Generes Jr., Juvenile Supervision Officer Substitute, on payroll, effective March 29, 2017.

Request of Juvenile to place Raina George, Juvenile Supervision Officer, on payroll as replacement for Steven Anderson Jr., effective March 29, 2017.

Request of Juvenile to discharge Lee Lemar McKinnis, Juvenile Supervision Officer Substitute, effective March 21, 2017. Is not eligible for re-hire. [No benefits due]

Request of Juvenile to place Palmer Eetion Ouzenne, Juvenile Supervision Officer Substitute, on payroll, effective March 29, 2017.

Request of Juvenile to place Sergio Manuel Salinas, Juvenile Supervision Officer, on payroll as replacement for Stephan Paras, effective March 29, 2017.

Request of Juvenile to place Stephanie Marie Soileau, Juvenile Supervision Officer Substitute, on payroll, effective March 29, 2017.

Request of Juvenile to discharge Tanya L. Young, Juvenile Supervision Officer, effective March 21, 2017. Is not eligible for rehire. [78.225 hours or balance vacation; 0.875 hours or balance compensatory time; 8.50 hours or balance holiday]

Request of Library to change status of Molly Bullard, Library Assistant II, as replacement for Dara Neyland, effective April 8, 2017.

Request of Library to place Debra H. Escudero, Library Assistant II, on Unpaid FMLA/Disability Leave, effective March 23, 2017.

Request of Library to accept the resignation of Edward Isidor Malewitz, Shelving Clerk I, effective April 7, 2017. [No benefits due]

Request of Risk Management to place Roddy Martin, Coordinator Safety, on payroll as replacement for Gary Gamble, effective April 10, 2017.

Request of Sheriff to place Joshua Averitt, Officer Civilian Deten, on payroll as replacement for Gary Tyneway Jr., effective April 15, 2017.

Request of Sheriff to place Marisa Brusuelas, Temporary Data Clerk, on payroll as replacement for Charlotte Allen, effective April 10, 2017.

Request of Sheriff to promote Katherine Elaine Campbell, Adm Assistant I, effective April 1, 2017.

Request of Sheriff to place Salina Crane, Clerk IV-CJR, on payroll as replacement for Tracy Murphy, effective April 15, 2017.

Request of Sheriff to place Lynn Davies, Clerk IV-D2, on payroll, effective April 8, 2017.

Request of Sheriff to promote Shawn Rene Dickensheets, Fleet Manager, effective March 25, 2017. [216.00 hours or balance compensatory time]

Request of Sheriff to place Alexis Douglass, Dispatcher, on payroll, effective April 1, 2017.

Request of Sheriff to place William Edens, Officer Civilian Deten, on payroll as replacement for Michael Moote, effective April 1, 2017.

Request of Sheriff to change status of Chad Ray Jamieson, Supervisor-Jail Maint, as replacement for William Coskrey, effective April 1, 2017.

Request of Sheriff to promote Michael J Landrum, Lieutenant (D1), as replacement for Gary Welch, effective April 8, 2017.

Request of Sheriff to place Kevin Leach, Officer Civilian-Deten, on payroll as replacement for Noe Torres, effective April 1, 2017.

Request of Sheriff to place Ethan Wayne Martin, Deputy (D1), on unpaid military leave for 400 days of active duty, effective April 1, 2017.

Request of Sheriff to place Elizabeth Morella, Officer-Civilian Deten, on payroll as replacement for Elvinas Polatovas, effective April 15, 2017.

Request of Sheriff to place Melissa Morris, Clerk IV-CJR, on payroll as replacement for Melissa Ronquillo, effective April 15, 2017.

Request of Sheriff to accept the retirement of Michael T. Newton, Deputy-Detention, effective April 30, 2017. [236.865 hours or balance vacation; 99.99 hours or balance compensatory time; 48.00 hours or balance holiday]

Request of Sheriff to place Mayra Rodriguez, Officer-Civilian Deten, on payroll as replacement for Stephen Clough, effective April 1, 2017.

Request of Sheriff to place William Rogers, Officer Civilian Deten, on payroll as replacement for Kevin Hataway, effective April 1, 2017.

Request of Sheriff to promote Melissa Colgan Ronquillo, Manager-Inventory Control, effective April 8, 2017.

Request of Sheriff to promote Wesley G. Sage, Deputy-Detention, as replacement for Aaron Utley, effective April 1, 2017.

Request of Sheriff to place Tracy Saldivar, Officer-Civilian Deten, on payroll as replacement for Wesley Sage, effective April 15, 2017.

Request of Sheriff to accept the resignation of Steven W. Sapio Jr., Officer Civilian Deten, effective March 30, 2017.[No benefits due]

Request of Sheriff to place Tyler Seibel, Officer-Civilian Deten, on payroll as replacement for Justin Lappin, effective April 15, 2017.

Request of Sheriff to place Angela Marie Voss, Dispatcher, on payroll, effective April 8, 2017.

Request of Sheriff to place Stephen Walker, Officer-Civilian Deten, on payroll as replacement for Brannock Snellgrove, effective April 1, 2017.

Request of Sheriff to transfer Gary Lynn Welch, Lieutenant-Patrol (D6), as replacement for David Dottei, effective April 8, 2017.

Request of Sheriff to place Sandra Yoakley, Clerk IV-Records, on payroll as replacement for Margie Kindle, effective April 1, 2017.

Request of Veterans Services to promote Kathy L. Smith, Asst Veterans County Service Officer, effective February 14, 2017.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-4

- H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 107 Sherbrook Circle, Conroe, TX 77385.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 flood plain located at 19175 FM 1314 Conroe, TX 77302.
- H3. ORDER APPROVED to release lien and acknowledge receipt of check as payment in full of assessment lien to recover cost to the County for demolition of a public nuisance for property located at 25155 Sheffield Dr. New Caney, Texas 77357. The total cost of the lien has been met. The County Clerk did not receive a check for this item, but the check was received by Auditor earlier.
- H4. ORDER APPROVED to release lien and acknowledge receipt of check as payment in full of assessment lien to recover cost to the County for demolition of a public nuisance for property located at 24043 Briar Bark Lane, Porter, Texas 77365. The total cost of the lien has been met. The County Clerk did not receive a check for this item, but the check was received by Auditor earlier.

COUNTY JUDGE – AGENDA ITEMS 9I1-2

- I1. AGENDA ITEM 9I1 WAS MOVED TO THE OPEN AGENDA. SEE MOTION 7 FOR COURT ACTION.
- I2. REQUEST APPROVED to place pinwheels alongside of the Sadler Building April 24 or 25, 2017 during National Crime Victim's Rights Week.

SHERIFF – AGENDA ITEMS 9J1-2

- J1. ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE AGREEMENT ACCEPTED between the Department of Justice and the Montgomery County Sheriff's Office. The agreement is for FY2017 and associated benefits will be funded by 5601.75985 for SW-TXE-0327 Meth Monkey in the amount of \$3,000.00.
- J2. 1033 PROGRAM CONTROLLED PROPERTY REQUEST AUTHORIZATION ACCEPTED for the Montgomery County Sheriff's Office and County Judge is authorized to sign as the authorized representative for Montgomery County.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-4

- K1. PRECINCT 1
 - a. AGENDA ITEM 9K1a WAS MOVED TO THE OPEN AGENDA. IT WAS ADDRESSED AFTER MOTION 6.
- K2. PRECINCT 2
 - a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 7 of the expansion of McCaleb Road from Joyce Marcelle Chatham Cheshire for the total sum of \$53,771.36. The Memorandum of Agreement is approved and Judge Doyal and/or B.D. Griffin are authorized to approve the deed and execute the Closing Statement and all other documents necessary. The County Auditor

and Treasurer are authorized to issue payment from line item 6134015.75985827.RD 2000010 to Old Republic Title for the benefit of Joyce Marcelle Chatham Cheshire in the amount stated above.

- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 25 of the expansion of McCaleb Road from Mark Speight and Blanca Speight for the total sum of \$56,942.00. The Memorandum of Agreement is approved and Judge Doyal and/or B.D. Griffin are authorized to approve the deed and execute the Closing Statement and all other documents necessary. The County Auditor and Treasurer are authorized to issue payment from line item 6134015.75985827.RD 2000010 to Old Republic Title for the benefit of Mark Speight and Blanca Speight in the amount stated above.

K3. PRECINCT 3

- a. ORDER APPROVED authorizing payment of Special Commissioner Fees for Parcel 14 of the Rayford Road Project under Cause #17-01-01112. The County Treasurer and County Auditor are authorized and directed to make payment in the amount of \$54,123.00 into the registry of the Court and The County Treasurer and County Auditor are authorized and directed to make payment to the Special Commissioners as set out in the Award of Special Commissioners and Court Order Conditionally Granting Writ of Possession as per Order on file.
- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and exchange and funding of the exchange of property for Parcel 26 of the expansion of Rayford Road between Montgomery County and Grand Oaks Partners, LLC. The acquisition of Parcel 26 is approved by exchange of 0.30 acres of property and payment of \$1,932.00 is authorized upon the terms and conditions on file. The funding of the exchange of 0.30 acre owned by the County for the receipt of Parcel 26 for the sum of \$797.00 upon the terms and condition on file. Commissioner Noack and/or B.D. Griffin are authorized to approve the Exchange Deeds and execute the Closing Statements and all other documents necessary. The County Auditor and Treasurer are authorized to issue payment from line item 6144015-75985827 and project code RD300018 to WFG National Title Co. in the amounts stated above.
- c. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcels 25 & 27 of the expansion of Rayford Road from Grand Oaks Partners, LLC for the total sum of \$37,027.00 including closing costs upon the terms and conditions on file. Commissioner Noack and/or B.D. Griffin are authorized to approve the deed and execute the Closing Statement and all other documents necessary. The County Auditor and Treasurer are authorized to issue payment from line item 6144015-75985827 and project code RD300018 to WFG National Title Co. for the benefit of Grand Oaks Partners, LLC in the amount stated above.
- d. RESOLUTION AND ORDER APPROVED for Interlocal Agreement between Montgomery County and The Woodlands Township regarding Special Event Permitting. Commissioner Noack is authorized to execute the Agreement on behalf of Montgomery County.

K4. PRECINCT 4

- a. ORDER APPROVED acknowledging receipt of money order in the amount of \$50.00 from Michel Stamper for lease of real property described as Tracts 329, 330, and 331, Krohn Ranchettes an unrecorded subdivision out of the

S.H. Bryan Suvey, A-70. Check has been forwarded to the County Auditor for further processing.

- b. ROADWAY IMPROVEMENT AGREEMENT APPROVED between Montgomery County and Peach Creek Plantation Property Owners Association, Inc. for an improvement at the intersection of Oak Ridge Drive at the Northwest corner of Lot 70 in Sec 3 Block4.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9L1-3

- L1. SEMI-ANNUAL PERFORMANCE INDICATOR REPORT ACCEPTED for September 2016 through February 2017 as recommended by MCMHTF Advisory Board.
- L2. APPOINTMENT APPROVED of Dr. Kevin Schloneger, Psychologist for temporary privileges for 30 days not to exceed 120 days.
- L3. MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY'S (MCMHTF) EMERGENCY OPERATIONS AND SCOPE OF SERVICES PLAN APPROVED for 2017.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9M1

- M1. RACIAL PROFILING REPORT APPROVED for Constable Precinct 1.

CONSTABLE PRECINCT 4 – AGENDA ITEMS 9N1-2

- N1. INTERLOCAL AGREEMENT APPROVED between Emergency Services District No. 4 and Montgomery County Constable Pct. 4 for the permanent loan of 12 Motorola Astro/R VHF 32 channel hand held radios with batteries and two charger bases. The radios will be utilized for MCCO 4's search and rescue division. This agreement is dated March 28, 2017.
- N2. APPOINTMENT APPROVED of Robert Brown as Reserve Deputy Constable for Montgomery County Constable Precinct 4.

BUILDING MAINTENANCE – AGENDA ITEM 9O1

- O1. AGENDA ITEM 9O1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

INFORMATION TECHNOLOGY – AGENDA ITEM 9P1

- P1. REQUEST APPROVED to permit Nicole Ceranek to sign the consent letter for Dr. Andrew C. Baker of Texas A & M University to publish a county map produced by the GIS Department.

LIBRARY – AGENDA ITEMS 9Q1-2

- Q1. SUBMISSION AUTHORIZED of the annual report for fiscal year 2016 and application for accreditation in the State Library System to the Texas State Library and Archives Commission.
- Q2. REQUEST APPROVED to authorize closing the South Regional Library on Saturday, April 22, 2017 to address conditions associated with the Woodlands Ironman Competition.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9R1

- R1. CONTRACT ADJUSTMENT APPROVED to GLO#10-5115-00-5096, DRS010119 regarding the Sallas Park Show Barn Project. Payment will be made to The Texas General Land Office and will be funded from line item 615-7570.

Motion carried.

END OF CONSENT AGENDA

6. REPORT ACCEPTED – BLUEFIN, LLC – BUILDING MAINTENANCE

Motion by Commissioner Meador, seconded by Commissioner Noack, to accept the roof assessment report from Bluefin, LLC regarding 105 County buildings. The report identifies roofs in all 4 precincts with immediate corrective maintenance needs. The report also lays out a 10 year roof asset management program (RAMP), including capital, repair, and maintenance, utilizing rehabilitation instead of replacement whenever possible. Motion carried.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

AGENDA ITEM 9K1a – APPROVE RESOLUTION AND ORDER FOR THE EXTENSION OF ALL TRAFFIC RULES APPLICABLE TO MONTGOMERY COUNTY ROAD TO THE ROADS OF THE SUBDIVISIONS GOVERNED BY WALNUT COVE POA WAS DEFERRED.

7. RESOLUTION APPROVED – MENTAL HEALTH SERVICES – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a Resolution and Order supporting expansion of Mental Health Care Services offered by the Montgomery County Mental Health Treatment Facility. Motion carried.

CITIZENS – AGENDA ITEM 10

Eric Yollick presented a “golden hammer” to Judge Doyal and Commissioner Riley due to concerns over secrecy and open government concerning the invoices arising from the TOMA case.

John Wertz addressed the court concerning agenda item 9A1 and payments to Aguirre & Field and Halff & Associates. He asked what those payments are for. He also asked about the funding sources for the toll road.

Tate Gutzmeron addressed the court concerning the Animal Shelter. She asked for the new director to have character traits such as morality and integrity and who doesn’t just look at numbers. She also brought up various issues at the Animal Shelter.

8. LEASE AGREEMENT APPROVED – FAA OCCUPIED SPACE – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the lease agreement between USDOT FAA and Montgomery County reducing FAA occupied space from 1295 to 475 Sq. Ft. Darren Hess is authorized to execute the Supplemental Agreement and this supplemental lease agreement supersedes the one approved previously in court on 7/25/2016. Motion carried.

AGENDA ITEM 12A WAS ADDRESSED AFTER MOTION 10.

9. APPLICATION APPROVED – 2018 SPEED STEP GRANT – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the application for the electronic submission of the TxDot Fiscal Year 2018 Speed Step Grant in the amount of \$105,084.12 with a County match of \$38,058.57, which will be addressed in the 2018 Fiscal Year Budget Process. Individuals participating in the grant will be paid at a rate of time and half when working the program. Motion carried.

10. INTERGOVERNMENTAL AGREEMENT – HGAC – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the 2017 Intergovernmental Agreement between H-GAC and the Montgomery County Sheriff's Academy. Motion carried.

AGENDA ITEM 10 – SHERIFF HENDERSON MADE A PRESENTATION REGARDING THE MONTGOMERY COUNTY SHERIFF'S OFFICE STRATEGIC PLAN AS PER BOOKLET ON FILE.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

11. REQUEST APPROVED – COMMUNITY ACTION PARTNERS – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve allowing the Sheriff's Office to use County Funds for the Community Action Partners (CAPS) Program. Motion carried.

SCOTT SMITH, DIRECTOR OF CONROE-NORTH HOUSTON REGIONAL AIRPORT INTRODUCED ASSISTANT DIRECTOR JAMES BROWN.

12. AMENDMENTS APPROVED – RULES AND REGULATIONS – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Amendments to the Rules and Regulations for use of the Conroe-North Houston Regional Airport. The County Clerk did not receive paperwork for this item. Motion carried.

AGENDA ITEM 13B – CONSIDER AND APPROVE FUNDS FOR SURFACE CLEANING OF RUNWAY WAS DEFERRED.

13. CHANGE FUND POLICY APPROVED – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve a Change Fund Policy. Motion carried.

14. REQUEST APPROVED – CLOSE CAPITAL PROJECT FUNDS – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve closing the following Capital Project Funds:

- Certificates of Obligation, Series 2006
- Certificates of Obligation, Series 2008

Motion carried.

15. COMPLIANCE REPORT ACCEPTED – WEAVER & TIDWELL – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to accept the Compliance Report for the year ended September 30, 2016 as prepared by Weaver & Tidwell, LLP. Motion carried.

16. BUDGET PACKET APPROVED – FY2018 – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the FY 2018 Budget Packet. Motion carried.

17. REQUEST APPROVED – FUND TRANSFER – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the transfer of \$3,000.00 from Contingency to 5433.7570 for covered parking. Motion carried.

18. REQUEST APPROVED – MEDICAL COVERAGE – RISK MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to authorize the Director of Risk Management, in conjunction with the Purchasing Department to draft specifications and solicit proposals for employee, dependent and retiree medical coverage through the RFP process with effective date of January 1, 2018 and to further authorize Purchasing Agent to advertise for these services upon completion of specifications. Motion carried.

19. CONTRACT APPROVED – ARBORLEAF ENGINEERING & SURVEYING – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the contract per Government Code Chapter 2254 for the following

- Engineering Services for Old Houston Road from SH 242 to FM 1485/3083 with Arborleaf Engineering & Surveying, Inc. for a total Maximum sum of \$136,115.00 for Precinct 4.

Motion carried.

20. APPLICANTS SELECTED – CLEARING HOUSE BANK DEPOSITORY AND PARTICIPATING BANKS – VARIOUS DEPARTMENTS

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the selection of the following applicants for RFP-Application for Clearing House Bank Depository and Participating Banks:

- Amegy Bank for the Tax Office and
- Woodforest National Bank for County Clerk, District Clerk, and Treasurer's Office.

Contracts will follow at a later date. Motion carried.

21. DISCRETIONARY EXEMPTION APPROVED – PERSONAL OR PROFESSIONAL SERVICE – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve granting a Discretionary Exemption for the following:

- Construction materials testing services for Fishcreek Thoroughfare Expansion for a personal or professional service with Terracon Consultants, Inc. for a total maximum sum of \$81,320.00 for Precinct 2. Local Gov't Code §262.024(a)(4)
- Construction materials testing services for the widening of Sendera Ranch Road from Ranch Lake to East Bluff Court for a personal or professional service with HTS, Inc. Consultants for a total maximum sum of \$95,681.00 for Precinct 2. Local Gov't Code §262.024(a)(4)

Motion carried.

COUNTY ATTORNEY ADDRESSED THE COURT CONCERNING THE APPOINTMENT OF DALE INMAN TO THE ETHICS COMMITTEE AND CONCERNS THAT WERE BROUGHT TO THE COUNTY ATTORNEY'S ATTENTION.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

22. ETHICS COMMITTEE – APPOINTMENTS – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to leave the Members of the Ethics Committee as they were appointed in Commissioners Court on March 28, 2017. Motion carried.

23. RESOLUTION AND ORDER APPROVED – PURCHASE AND SALE AGREEMENT – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase and sale agreement between Montgomery County and Bill Garrett for acquisition of unimproved property located at 205 S. Danville Street, Willis, Texas and authorize funding of escrow deposit and purchase price. Commissioner Meador is authorized to execute the purchase and sale agreement and Commissioner Meador and/or B.D. Griffin is authorized to execute all other documents necessary to effect the acquisition of the property. The County Auditor and County Treasurer are authorized to issue payments from line item 60260001 and project code 7500 to Old Republic Title for the benefit of Bill Garrett in the amounts of \$1,000.00 and \$224,000.00. Motion carried.

24. MOTION FAILED – WORKSHOP MEETINGS – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to establish and set open “workshop” meetings prior to the regular session of Commissioners Court for discussion of regular session agenda items and public comment. Judge Doyal, Commissioner Meador, and Commissioner Riley voted “No”. Motion failed.

COMMISSIONERS COURT RECESSED FOR A MEETING OF MONTGOMERY COUNTY TOLL ROAD AUTHORITY.

COMMISSIONERS COURT RECONVENED.

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLES 551.071 AND 551.074.

EXECUTIVE SESSION – AGENDA ITEM 20A: CONSIDER AND DISCUSS APPOINTMENT OF MEMBER TO THE CIVIL SERVICE COMMISSION. (551.074)

EXECUTIVE SESSION – AGENDA ITEM 20B: DISCUSS AND DELIBERATE THE EMPLOYMENT AND DUTIES OF SELECTED PUBLIC EMPLOYEES INCLUDING POTENTIAL ANIMAL SHELTER DIRECTOR. (SECTION 551.074)

EXECUTIVE SESSION – AGENDA ITEM 20C: CONSIDER, DISCUSS AND TAKE APPROPRIATE ACTION ON MONTGOMERY COUNTY EMPLOYEE BENEFIT PLAN CLAIM #PY2017-010603-A. (SECTION 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH THE EXCEPTION OF COMMISSIONER MEADOR.

25. APPOINTMENT APPROVED – CIVIL SERVICE COMMISSION

Motion by Commissioner Riley, seconded by Commissioner Noack, to appoint Skip Oliver as a member of the Civil Service Commission. Motion carried.

AGENDA ITEM 20B – JUDGE DOYAL DIRECTED DIRECTOR OF HUMAN RESOURCES TO READVERTISE THE POSITION OF DIRECTOR FOR THE ANIMAL SHELTER.

CITIZENS – AGENDA ITEM 22

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

MISCELLANEOUS – AGENDA ITEM 23 – NO OTHER ITEMS LISTED

26. COURT ADJOURNS

Motion by Commissioner Clark, seconded by Commissioner Noack, to adjourn this session of Court. Motion carried.

The above and foregoing minutes were read and approved by the Court.

ATTEST:

Mark Turnbull, County Clerk
Ex-Officio Clerk - Commissioners' Court
Montgomery County, Texas

BY:

Mark Turnbull

COUNTY CLERK

Craig Doyal
COUNTY JUDGE

