

COMMISSIONERS COURT DOCKET
July 25, 2017
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 25th day of July, 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 Bill Kleiber

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 Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

2. PROCLAMATION APPROVED – SIMONE BILES

Motion by Commissioner Noack, seconded by Commissioner Meador, to recognize July 25, 2017 as "Simone Biles Day" and encourage all residents and businesses in Montgomery County to recognize this outstanding athlete and her achievements. Motion carried.

3. PROCLAMATION APPROVED – PAROLE OFFICER APPRECIATION DAY

Motion by Commissioner Noack, seconded by Commissioner Meador, to proclaim great pride in recognizing local Parole Officers. Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated July 11, 2017. Motion carried.

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

Motion by Commissioner Meador, seconded by Commissioner Clark, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge 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 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY2017 APPROVED:
- a. Airport Maintenance: To adjust line items, allocate funds for Parallel Taxiway Project, and set-up Parallel Taxiway Project from TxDot. (M9/06/27/17)
 - b. Animal Shelter: To adjust line items.
 - c. Building Maintenance: To adjust line items.
 - d. Child Welfare: To recognize and allocate revenue FY 16 Q3 and recognize and allocate revenue FY17 Q1.
 - e. Commissioner Precinct 1: To adjust line items, create new line item for Orphan Care Solutions Program M4/07.11.17, and adjust line items per HGAC for June report and final report.
 - f. Commissioner Precinct 3: To recognize and allocate revenue and to adjust line items.
 - g. Commissioner Precinct 4: To adjust line items.
 - h. Constable Precinct 1: To recognize and allocate revenue M9/07.11.17 and recognize and allocate revenue.
 - i. Constable Precinct 2: To recognize and allocate revenue.
 - j. Constable Precinct 3: To adjust line items and recognize and allocate revenue.
 - k. County Attorney: To transfer funds for Title IV-E grant for County Attorney for QTR ending 03/31/17 and fund 3rd floor buildout.
 - l. County Engineer: To adjust line items.
 - m. Court Reporter Service Fund: To recognize and allocate revenue and adjust line items.
 - n. Debt Service: To adjust line items.
 - o. District Attorney: To transfer for DA laptop, adjust line items to increase Dmst Violence Prosecutor Budget per CCT 06.27.17/M8, to adjust line items for the purchase of a docking station for George Napier's Laptop, to create new lines and adjust line items.
 - p. District Clerk: To adjust line items.
 - q. Drug Court/DWI Court: To transfer funds for Drug Court software.
 - r. Emergency Management: To correct budget, de-obligate remaining funds, adjust line items for BA, adjust line items, adjust line items for 06/29/17 CJD Budget Adjustment, and adjust line items for 06/15/17 CJD Budget Adjustment.
 - s. Juvenile Probation-NSLP: To recognize and allocate reimbursement received National School Lunch Program for June/17, allocate NSLP revenue Carryover for the 2017-2018 School Year M5/06.27.17, and allocate funds to Capital Improvement Fund for HVAC project at Juvenile Detention Center M10/05.23.17.

- t. Library: To adjust line items.
 - u. MCCD: To adjust line items and 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).
 - v. MCTRA: To recognize and allocate toll revenue May 2017.
 - w. Office of Court Admin: To adjust line items.
 - x. Permits: To adjust line items.
 - y. Road Bonds 2006B: To adjust line item.
 - z. Sheriff: To adjust line items for Sheriff Reorg FY 2017, adjust line items and transfer funds for position changes due to Sheriff Reorganization.
 - aa. Sheriff-Academy: To recognize and allocate revenue FY 16Q1, Q2, Q3, Q4, recognize and allocate revenue for FY17 Q1, and Q2.
 - bb. Sheriff-Dispatch Upgrades: To set up grant budget as awarded by MCECD M7/06.27.17.
 - cc. Sheriff-OCDETF-Noble Virtue: To deobligate funds for OCDETF-Noble Virtue Initiative M5/06.27.17.
 - dd. Tax Assessor: To adjust line items and adjust line items for the purchase of phones for call center.
- A3. REPORT OF OFFICIALS' FEES ACCEPTED as audited for May, 2017.
- A4. COMPLETED AUDIT REPORTS ACCEPTED for the following:
- Cash Counts-Qtr 3 FY 2017
 - County Clerk-Monthly Compliance Audit
 - District Clerk-Monthly Compliance Audit
 - Justice of the Peace 1-Monthly Compliance Audit
 - Justice of the Peace 2-Monthly Compliance Audit
 - Justice of the Peace 3-Monthly Compliance Audit
 - Justice of the Peace 4-Monthly Compliance Audit
 - Justice of the Peace 5-Monthly Compliance Audit
- A5. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of June, 2017.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9B1-2

- B1. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending June 30, 2017.
- B2. EXCESS TAX COLLECTIONS ACCEPTED for 2016 Debt Service and Certification of 2017 anticipated collection rate in accordance with Section 26.012 (2) and Section 26.04(b), Texas Property Tax Code.

PURCHASING – AGENDA ITEMS 9C1-12

- C1. RENEWAL OPTIONS APPROVED:

- a. HVAC items and miscellaneous supplies with each of the following vendors: Century Air Conditioning Supply, LP and Johnson Supply & Equipment Corporation for Various Departments. (Exercising the third of three renewal options)
 - b. Jail services through the interlocal agreement with the county of San Jacinto, Texas for Sheriff's Office. (Exercising annual renewal options)
 - c. Products and related services through the State of Texas Department of Information Resources contract #DIR-SDD-1951 with Dell Marketing, L.P. and add amendment #10 for IT. (Exercising the extension of contract through 01/10/2018)
 - d. Law enforcement uniforms through the interlocal agreement with the City of Frisco with Red the Uniform Tailor with revised pricing for Various Law Enforcement Departments. (Exercising the fourth of four renewal options)
 - e. Fueling systems and equipment through the interlocal agreement with buyboard contract #510-16 from fuel control solutions for Various Departments.
 - f. DNA testing with Sorenson Forensics, LLC with a 2% price increase for Various Departments. (Exercising the third of five renewal options)
- C2. CONTRACT APPROVED for RFP-Disaster Recovery (Debris) Management Services to 1st alternate vendor CERES Environmental Services, Inc. for Various Departments. This was previously approved in Commissioners Court 04/25/17.
- C3. AWARDS APPROVED for the following:
- a. Temporary manual labor to prime -VTEMP, LLC and alternate FW Services, Inc. dba Pacesetter Personal Services for Various Departments.
 - b. Lawn Maintenance Services to PVW Services, LLC for Conroe North Houston Regional Airport/ The Lonestar Convention and Expo Center.
 - c. RFP-Court ordered alcohol ignition interlock device to 1A Smart Start LLC multi-vendor award price package and Draeger Diagnostics Inc. for Adult Probation.
- C4. ADVERTISING APPROVED for the following:
- a. Meal delivery for Emergency Management.
- C5. CANCELLATION OF THE CONTRACT APPROVED for inmate phone and associated system services with Global Tel*Link Corporation effective 06/13/18 for Various Departments.
- C6. CHANGE ORDERS APPROVED:
- a. CO #1 to Total Energy Solutions Company, LLC for Preventative Maintenance on standby generators to add three (3) additional generators for Various Departments.
 - b. CO #3 to Mark W. Todd Architects, Inc. for architectural services for the Empowerment Resource Center to add additional structural engineering in the amount of \$1,200.00 for MCCD.
- C7. MISCELLANEOUS ITEMS APPROVED for the next online auction and or salvage for Various Departments. Local Gov't Code 263.152.
- C8. CONTRACTS APPROVED for the following:

- a. Total solutions for law enforcement, security, facilities management, fire, rescue, clothing, marine craft and emergency/disaster response through GSA schedule 84 contract #GS-07F-0403X with Garner Environmental Services, Inc. for Various Departments. Local Gov't Code §271.103
 - b. Highway safety and traffic control products through the interlocal agreement with Buyboard contract #534-17 with Texas Highway Products, LTD for Various Departments. Local Gov't Code §271.102
- C9. REQUEST APPROVED for the rejecting and re-advertising of roadway and traffic signal intersection improvements Hardin Store Rd/Dobbin Huffsmith Rd for Precinct 2.
- C10. CONTRACTS APPROVED with the highly qualified provider per Government Code Chapter 2254 for the following:
- a. Architectural services for jail basement renovation with Ryden Architecture for a total maximum sum of \$27,239.00 for Sheriff's Office.
 - b. Engineering services for traffic improvements at Decker Prairie Elementary School with Amani Engineering, Inc. for a total maximum sum of \$71,095.00 for Precinct 2.
 - c. Engineering services for existing traffic signal operations along Rayford Road corridor with Advanced Traffic Solutions, LLC for a total maximum sum of \$50,000.00 for Precinct 3.
- C11. REQUEST APPROVED for the cancellation of the month to month contract effective 08/08/17 for automotive original equipment manufactured parts for Ford and Chevrolet for each of the following vendors: Gullo Ford of Conroe and Buckalew Chevrolet, LP for Various Departments.
- C12. RESCINDING THE AWARD APPROVED for the following:
- a. RFP - lease and development of +/- .82 acre parcel of property to Conservair, Inc. for Conroe-North Houston Regional Airport. Previously approved in commissioners' court 07/25/16.
 - b. RFP - lease and development of +/- .49 acre parcel of property to Texas Air Shuttle, LLC for Conroe-North Houston Regional Airport. Previously approved in commissioners' court 07/14/15.

RISK MANAGEMENT – AGENDA ITEMS 9D1-3

- D1. PAYMENT ACKNOWLEDGED to Mark Lazenby and Deborah Lazenby in the amount of \$222.98 in reference to Claim #A-17-0046 and DOL 06.05.17.
- D2. PAYMENT ACKNOWLEDGED to Tommie Vaughn Motors, Inc. in the amount of \$533.90 in reference to Claim #A-17-0046 and DOL 06.05.17.
- D3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
15486577	Arnold, Christen W./Drug Court	\$5,000.00	Renew/Cont Cert
70089412	Thomas, Jerry D./Sheriff	\$5,000.00	Renew/Cont Cert

COMMISSIONERS – AGENDA ITEM 9E1

- E1. PRECINCT 4

- a. CHECKS ACCEPTED in the amount of \$3,144.14 from the City of Roman Forest for fuel reimbursement. This will be deposited into line item no. 615-7926. Checks have been forwarded to the auditor for further processing.
- b. CHECK ACCEPTED in the amount of \$679.00 from the Montgomery County Emergency Services District No. 7 for fuel reimbursement. This will be deposited into line item no. 615-7926. Check has been forwarded to the auditor for further processing.
- c. CHECK ACCEPTED in the amount of \$761.69 from the Montgomery County Committee on Aging, Inc. for fuel reimbursement. This will be deposited into line item no. 615-7926. Check has been forwarded to the auditor for further processing.
- d. USE AGREEMENT APPROVED with East Montgomery County Improvement District to use the baseball fields at Ed Rinehart Park for an event as scheduled on October 21, 2017.
- e. USE AGREEMENT APPROVED with the Axis Youth Network to use the basketball courts/pavilion at Tamina Park for an event as scheduled on August 6, 2017.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-3

F1. PRECINCT 2

- a. PUBLIC HEARING DATE CANCELLED AND NEW DATE SET for the following: Cancel the public hearing scheduled for August 8, 2017 to establish a No Parking Zone and One-way Traffic on Ivy Garden Street; and Set a Public Hearing Date for August 22, 2017 to establish a No Parking Zone on the northwest side of Ivy Garden Street and make Ivy Garden Street a one-way street with the direction of travel from Trellis Gate to Lattice Gate.
- b. FINAL PLAT APPROVED for Westgate Crossing; 10.9787 acres; Thomas Taylor Survey, A-546.
- c. FINAL PLAT APPROVED for Woodtrace, Section 8-B; 17.959 acres; B.B.B & C.R.R. Company Survey, A-111.
- d. FINAL PLAT APPROVED for Woodtrace, Section 9; 18.175 acres; B.B.B & C.R.R. Company Survey, A-111.
- e. FINAL PLAT APPROVED for Kennan Woods; 10.599 acres; Thomas Douglas Survey, A-187.
- f. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Denali Wilderness Parkway Dedication Plat.

F2. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Northgrove Parkway and Reserve and bond is released.
- b. PUBLIC HEARING DATE SET for August 22, 2017 to post a 20 mph speed limit on Acorn Oak Drive.
- c. PUBLIC HEARING DATE SET for August 22, 2017 to name a driveway Rayford Bend and a proposed spur off of the driveway Rayford Park Rd as requested by the Montgomery County Emergency Communication District.

- d. FINAL PLAT APPROVED of Meadows at Imperial Oaks, Section 7; 13.607 acres; George Lamb Survey, A-334.

F3. PRECINCT 4

- a. FINAL PLAT APPROVED of East Montgomery County Business Park; 5.000 acres; John F. Torrey Survey, A-561.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Control to transfer Kathryn D. Matte, Animal Control Officer, from Animal Shelter as replacement for Alicia Butler, effective July 29, 2017.

Request of Animal Shelter to place Courtney Washington, Foster Coordinator, on payroll as replacement for Kristen Orion, effective July 15, 2017.

Request of Custodial to place Kendal A. Edge, Custodian, on payroll, effective July 5, 2017.

Request of Custodial to place Estella Montes, Custodian, on payroll as replacement for Evelyn Valdez, effective July 17, 2017.

Request of County Court at Law 2 to accept the resignation of Kristin Bays, Staff Attorney, effective July 21, 2017. [25.02 hours or balance vacation]

Request of Commissioner Precinct 1 to accept the resignation of Jesse Mooneyham, Seasonal Worker, effective July 8, 2017. [No benefits due]

Request of Commissioner Precinct 1 to increase salary of Juan Fernando Ramos Montero, Laborer, due to completion of probationary period, effective August 7, 2017.

Request of Commissioner Precinct 1 to place Richard Woychesin, Laborer, on payroll as replacement for Porfirio Hinojosa, Jr., effective July 10, 2017.

Request of Commissioner Precinct 2 to place John W. Dalzell, Operator I, on payroll due to Return from Unpaid FMLA/Disability Leave, effective July 17, 2017.

Request of Commissioner Precinct 4 to place Jaime Alfonso Leos, Operator I, on payroll as replacement for Luis Angel Perez, effective July 10, 2017.

Request of Constable Precinct 1 to transfer Daniel B. Cain Jr., Lieutenant, from Constable Pct. 1 SJRA to Constable Pct. 1, effective July 22, 2017.

Request of County Attorney to place Sara Gonzalez, Legal Assistant III, on payroll, effective July 17, 2017.

Request of County Clerk to increase salary of Brittney A. Vargas, Clerk II, due to completion of probationary period, effective July 29, 2017.

Request of District Attorney to bridge time of Echo Estelle Coleman, Attorney II, to have a revised leave anniversary date of 10/8/2011, effective July 5, 2017.

Request of District Attorney to place Mary Nan Huffman, Chief Prosecutor, on payroll, due to Return from Unpaid FMLA/Disability Leave, effective July 24, 2017.

Request of District Attorney to accept the resignation of Tara L. Oliphant, Investigator II, effective July 28, 2017. [28.40 hours or balance vacation; 4.75 hours or balance compensatory time]

Request of District Clerk to increase salary of Elizabeth Casso, Court Clerk II, due to completion of probationary period, effective July 17, 2017.

Request of District Clerk to promote Catherine Gant, Court Clerk III, for a new position, effective July 12, 2017.

Request of District Clerk to promote Michelle Meurer, Court Clerk IV, as replacement for Shari Hudson, effective July 10, 2017.

Request of District Clerk to increase salary of Megan Shiflett, Court Clerk II, due to completion of probationary period, effective July 3, 2017.

Request of District Clerk to transfer Ramona Smidt, Court Clerk II, as replacement for Michelle Meurer, effective July 10, 2017.

Request of District Clerk to place Stephanie Womack, Court Clerk II, on payroll as replacement for Catherine Gant, effective July 12, 2017.

Request of HSGP Regional Planner to place Clayton Matthys, Homeland Security Planner, on Unpaid Leave of Absence, due to extended unpaid military leave, effective July 10, 2017.

Request of Juvenile to change status of Richard Coleman Bryant III, Juvenile Supervision Officer-JJAEP, from part time to full time as replacement for Ashley Gaffney Abramski, effective July 24, 2017.

Request of Juvenile to change status of Darcie Amanda Glade, Juvenile Supervision Officer-JJAEP, from part time to full time as replacement for Mary Kipness, effective July 24, 2017.

Request of Library to place Jacqueline De Santamaria, Library Assistant II, on payroll, as replacement for Susan Daniels, effective August 8, 2017.

Request of Library to promote Roberta L.R. Droddy, Reference Librarian, as replacement for William Brogdon, effective July 15, 2017.

Request of Library to change status of Haley Renae Evans, Library Assistant II, as replacement for Roberta Droddy, effective July 15, 2017.

Request of Library to accept the resignation of Carter D. Jamison, Shelving Clerk, effective August 11, 2017. [No benefits due]

Request of Library to change status of Evangeline Schneider, Shelving Clerk I, as replacement for Whitney Meissner, effective July 15, 2017.

Request of Library to accept the retirement of June Fleming Smith, Library Assistant II, effective August 4, 2017. [249.725 hours or balance vacation]

Request of Sheriff to place Samantha Alvarez, Officer Civilian Deten, on payroll, effective July 15, 2017.

Request of Sheriff to place Amanda Carpenter-Wall, Dispatcher, on payroll, effective July 15, 2017.

Request of Sheriff to place Samson Clark, Officer-Civilian Deten, on payroll as replacement for Samuel Sheldon Harrison, effective July 15, 2017.

Request of Sheriff to place Dudley Diuguid, Maintenance Tech III, on payroll as replacement for William B. Slocumb, effective July 15, 2017.

Request of Sheriff to accept the resignation of Travis Wade Godwin, Officer-Civilian Deten, effective July 3, 2017. [No benefits due]

Request of Sheriff to place Jennifer R. Hathaway, Officer-Civilian Deten, on Unpaid Leave of Absence, effective July 1, 2017.

Request of Sheriff to accept the resignation of Christopher Gage Herrera, Officer-Civilian Deten, effective July 25, 2017. [140.66 hours or balance vacation; 267.42 hours or balance compensatory time; 40.00 hours or balance holiday]

Request of Sheriff to place Angelique Hollier, Dispatcher, on payroll, effective July 15, 2017.

Request of Sheriff to accept the resignation of Coby Lee Maddox, Officer-Civilian Deten, effective August 4, 2017. [92.72 hours or balance vacation; 189.705 hours or balance compensatory time; 24.25 hours or balance holiday]

Request of Sheriff to place Alyssa McCaffrey, Officer-Civilian Deten, on payroll as replacement for Travis Wade Godwin, effective July 15, 2017.

Request of Sheriff to correct effective date of PCR of Natalie C. Miguel, Alarm Detail Specialist, as replacement for Suzanne Shirer, effective July 15, 2017.

Request of Sheriff to accept the resignation of William C. Oatis II, Officer-Civilian Deten, effective July 14, 2017. [106.88 hours or balance vacation; 225.77 hours or balance compensatory; 8.00 hours or balance holiday]

Request of Sheriff to place Donald Justin Rooney, Officer-Civilian Deten, on Unpaid FMLA/Disability Leave, effective June 18, 2017.

Request of Sheriff to place Donald Justin Rooney, Officer-Civilian Deten, on Unpaid Leave of Absence, effective July 1, 2017.

Request of Sheriff to accept the resignation of Jordan Paul Silvertooth Dugas, Officer-Civilian Deten, effective August 4, 2017. [100.14 hours or balance vacation; 265.05 hours or balance compensatory time]

Request of Sheriff to increase salary of Bennie M. Spaulding Jr., Manager-Inventory Control, due to completion of probationary period, effective July 15, 2017.

Request of Sheriff to correct employee number on PCR of James E. Sprayberry, Deputy-Patrol (TWT), as replacement for Errett C. Leck, effective June 24, 2017.

Request of Sheriff to transfer Jessica Heard Stover, Clerk IV, from Sheriff/Westwood Mag ID to Jail, effective July 8, 2017.

Request of Sheriff to accept the retirement of Stephen M. Thompson, Deputy-Detention, effective July 31, 2017. [235.425 hours or balance vacation; 368.64 hours or balance compensatory time; 45.00 hours or balance holiday]

Request of Sheriff to accept the resignation of Derek Dean Trott, Officer-Civilian Deten, effective July 8, 2017. [116.943 hours or balance vacation; 269.76 hours or balance compensatory time]

Request of Sheriff to accept the resignation of Sara E. Vallie, Temporary Data Clerk, effective July 28, 2017. [No benefits due]

Request of Sheriff to place Kody Wall, Officer-Civilian Deten, on payroll, effective July 15, 2017.

Request of Sheriff to place Gayla Willis, Records Specialist I, on payroll as replacement for Courtney B. Moore, effective July 15, 2017.

Request of Spring Creek Greenway NC to place Stacey Plever, Nature Center Assist, on payroll as replacement for Judy Newcomer, effective July 17, 2017.

Request of Tax Assessor-Collector to promote Amy Atkinson, Deputy Specialist III, due to employee meeting education and tenure requirements, effective July 29, 2017.

Request of Tax Assessor-Collector to place Edlecia Pierson, Deputy Specialist II, on payroll due to Return from Unpaid FMLA/Disability Leave, effective July 5, 2017.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-6

- H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 25740 Lake Shore Drive Splendora, Texas 77372.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 8498 Miller Road Magnolia, Texas 77354.
- H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 13545 Walker Road Conroe, Texas 77302.
- H4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 11219 Bay Street Cleveland, Texas 77328.
- H5. ORDER APPROVED to abate a public nuisance on the following property that is abandoned, deemed unsafe, or unlivable: 12003 Nelwood St. Willis, Texas 77378. The estimated total cost is \$5,000.00 and will be funded by CDBG.
- H6. ORDER APPROVED to abate a public nuisance on the following property that is abandoned, deemed unsafe, or unlivable: 15078 Austin Willis, Texas 77378. The estimated total cost is \$3,500.00 and will be funded by CDBG

SHERIFF – AGENDA ITEMS 9I1-2

- I1. MEMORANDUM OF UNDERSTANDING ACCEPTED between Celebrate Recovery and the Montgomery County Sheriff's Office pertaining to volunteer drug and alcohol addiction counseling.
- I2. DONATION ACCEPTED in the amount of \$30.00 from Eric Yollick to Montgomery County Sheriff's Citizens Academy. These funds will be allocated to 5601-4364. Cash has been forwarded to the Auditor for further processing.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9J1-4

- J1. PRECINCT 1
 - a. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat for partial revision to subdivision lots/plats being described as a 0.5464 acre tract of land situated in the Timothy Cude Survey, A-12 and being all of Lots 11 and 12 Block 6 of Point Aquarius Section 2 to be known as Blanca Replat No. 1.
 - b. EXECUTED TAX ABATEMENT AGREEMENT ACCEPTED AND RECORDED between Memstar USA, Inc. and Montgomery County. This was approved on Commissioners Court on June 27, 2017.
- J2. PRECINCT 2

- a. ROADWAY IMPROVEMENT AGREEMENT APPROVED between Montgomery County and Montgomery County Municipal Utility District No. 112.
- b. RESOLUTION AND ORDER APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 54 of the expansion of Keenan Cut-Off Road from Roman Vargas Vielma and Taide Contreras for the total sum of \$46,006.45.
- c. RESOLUTION AND ORDER APPROVED for the Partial Release of Lien Processing Fee relating to the acquisition of Parcel 55 of the Keenan Cut-Off Road Project in the amount of \$250.00 to Nationstar Mortgage, LLC.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 17 of the expansion of McCaleb Road from Prentiss G. Crowe, Individually and as Sole Surviving Trustee of the Crowe Living Trust dated April 22, 2003, as amended, John H. Crowe and Betsey Lee Crowe for the total sum of \$180,705.69.
- e. RESOLUTION AND ORDER APPROVED for the Partial Release of Lien Processing Fee relating to the acquisition of Parcel 58 of the Keenan Cut-Off Road Project in the amount of \$300.00 to Loan Depot/CENLAR.

J3. PRECINCT 3

- a. ELECTRIC EASEMENT AGREEMENT APPROVED between Montgomery County and CenterPoint Energy Houston Electric, LLC on 0.97 acre in the H. DeCrow Survey, A-165.
- b. ORDER APPROVED authorizing the agreement for placement of improvements within right-of-way on Spring Trails Ridge. County Judge is authorized to sign on behalf of Montgomery County.
- c. TEMPORARY CONSTRUCTION ACCESS EASEMENT APPROVED for Bayou Land Conservancy, Inc.

J4. PRECINCT 4

- a. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat for a partial revision to subdivision lots/plats being described as a 9.084 acre tract of land situated in the George Taylor Survey, A-555 and the James McCambridge Survey, A-390 and being out of and a part of Restricted Reserve "A", Block 1 of The Woodlands Trade Center Section 6 to be known as The Woodlands Trade Center Section 11.

COUNTY CLERK – AGENDA ITEMS 9K1-2

- K1. DEPUTATION APPROVED of Jennifer Jeude, Deputy County Clerk.
- K2. TRANSFER APPROVED in the amount of \$10,000.00 from the County Clerk's Records Management Fund to line item 40311-7419 to pay the cost of converting OPR documents to microfilm

DISTRICT CLERK – AGENDA ITEM 9L1

- L1. DEPUTATIONS APPROVED of the following District Clerk Employees:
 - a. Mona Smidt
 - b. Pam Hosking
 - c. Stephanie Womack

CONROE-NORTH HOUSTON REGIONAL AIRPORT – AGENDA ITEM 9M1

- M1. ASSIGNMENT OF LAND LEASE AGREEMENT WITH CONSENT OF LESSOR CONROE-NORTH HOUSTON REGIONAL AIRPORT APPROVED between Larry Perryman, Assignor, and James and Janine Smith, Assignees.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 9N1

- N1. EXECUTED CONTRACT APPROVED for Felony Contract Defender Pilot Program in the 435th District Court for Willis Everett Smith. County Judge is authorized to sign contract on behalf of Montgomery County.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9O1

- O1. REQUEST APPROVED for a \$5.00 per hour pay increase for Reserve Deputies that provide contract labor security on Lake Conroe Dam paid 100% by San Jacinto River Authority.

FORENSIC SERVICES – AGENDA ITEM 9P1

- P1. RESOLUTION AND ORDER APPROVED creating the Office of Death Investigation. This will have no impact on the FY 2017 budget.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Hannelore Jones addressed the court concerning inmates at the Joe Corley Detention Center. She told the court of concerns she had about Geo Group. She also addressed ICE, inmate phone calls, and various other problems she had been made aware of at the detention center.

Dennis Tibbs addressed the court concerning the spending and salaries in the county. He stated that the spending emulates larger counties and Montgomery County shouldn't copy larger counties.

6. RENEWAL APPROVED – AUTOMATED VICTIM NOTIFICATION SYSTEM – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the renewal of the State Automated Victim Notification System Grant contract between the Office of the Attorney General and Montgomery County for the State Fiscal Year 2018. County funds are not required and County Judge is authorized to sign all paperwork related to the grant. Motion carried.

7. AMENDMENT APPROVED – LAW ENFORCEMENT TRAINING – SHERIFF

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve an amendment to the agreement between H-GAC and Montgomery County pertaining to law enforcement training. The amendment provides an additional \$43,000.00 in funding with no county match. All HGAC reimbursements will be allocated to the Academy Budget 56018 and County Judge is authorized to sign all related documents. The original agreement was approved in Commissioners Court on April 11, 2017. Motion carried.

8. REQUEST APPROVED – NOTIFICATION OF DEFAULT – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve Notification of Default, with 30 days to cure, under the tax abatement agreement between Montgomery County and FROC, LLC (Forest Ridge Office Condominiums). Motion carried.

9. APPOINTMENTS APPROVED – MCMLS RECONSIDERATION COMMITTEE – LIBRARY

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the appointments of Joanne Arnold, Dorothy Woodall, Cathy Motherwell, and Melicio Franco to the MCMLS Reconsideration Committee with the length of each appointment to be determined by the drawing of lots. Motion carried.

10. SUBMISSION ACCEPTED – SUFFICIENT QUALIFIED SIGNATURES – ELECTIONS

ORDER APPROVED – LOCAL OPTION ELECTION - ELECTIONS

Motion by Commissioner Clark, seconded by Commissioner Noack, to accept submission of Sufficient Qualified Signatures on Petition for Local Option Election to legalize “The Legal Sale of All Alcoholic Beverages including Mixed Beverages” in Justice of the Peace Precinct No. 4, which was filed on June 20, 2017. Petition is on file in the County Clerk’s Office. An Order was also approved of a November 7, 2017 Local Option Election to Legalize “The Legal Sale of All Alcoholic Beverages including Mixed Beverages” in Justice of the Peace Precinct No. 4. Motion carried.

11. REQUEST APPROVED – RELEASE OF FUNDS – ANIMAL SHELTER

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize the release of half of the funds held back in the Fiscal Year 2017 Animal Shelter Budget in the amount of \$394,000.00 that was approved in Commissioners Court on September 6, 2016 with motion 8. Motion carried.

12. CHANGE ORDER APPROVED – RAYFORD ROAD WIDENING – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve Change Order #1 to Smith and Company for Rayford Road widening and railroad grade separation from Richards Road to SH 99 for changes to Geneva Outfall Storm Sewer construction associated with Wild Rose Commercial Development for an additional amount of \$1,445,569.10 resulting in a new total amount of \$28,141,535.49 for Precinct 3. Commissioner Riley voted “No”. Motion carried.

13. REQUEST APPROVED – POSITION CHANGES – PURCHASING

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the following position changes:

- Close position #407-9535-1 Director of Purchasing and open position #407-9515-1 Purchasing Agent and to transfer funds and benefits from position #407-9535-1 Director of Purchasing to #407-9515-1 Purchasing Agent
- Close position #407-8931-1 Assistant Director of Purchasing and open position #407-8930-1 Assistant Purchasing Agent and transfer funds and benefits from #407-8931-1 Assistant Purchasing Director to #407-8930-1 Assistant Purchasing Agent.

This will not affect the FY2017 Budget. Motion carried.

14. PURCHASE APPROVED – COURIER VEHICLE – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Clark, to authorize the purchase of a new courier vehicle for Library up to a \$50,000.00 purchase price. This will be funded with Contingency. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 17A1: CONSIDER AND APPROVE POSTING A 20 MPH SPEED LIMIT ON BEAR CANYON ROAD.

AGENDA ITEM 17B1: CONSIDER AND APPROVE SETTING A 25 MPH SPEED LIMIT ON STREETS IN MONTGOMERY TRACE, SECTIONS 1 - 10 WITH THE EXCEPTION OF A 30 MPH SPEED LIMIT ON LEAH DRIVE AND A 45 MPH SPEED LIMIT ON FISH CREEK THOROUGHFARE.

DENNIS TIBBS ASKED THE COURT FOR CLARIFICATION ON WHICH SECTIONS WOULD HAVE A SPEED LIMIT CHANGE ON FISH CREEK THOROUGHFARE.

THERE BEING NO FURTHER COMMENTS FROM THE PUBLIC, THE PUBLIC HEARING WAS CONCLUDED AND COMMISSIONERS COURT RECONVENED.

15. REQUEST APPROVED – SPEED LIMIT CHANGE – PRECINCT 1

REQUEST APPROVED – SPEED LIMIT CHANGE – PRECINCT 2

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the following items heard during the public hearing:

- Posting a 20 MPH Speed limit on Bear Canyon Road and
- Set a 25 mph speed limit on streets in Montgomery Trace, Sections 1 - 10 with the exception of a 30 mph speed limit on Leah Drive and a 45 mph speed limit on Fish Creek Thoroughfare.

Motion carried.

16. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the creation of position 612-2900-500 Part-time Laborer to be effective July 29, 2017 and budget it at \$22,620.00 annually at 1508 hours. The amount needed for FY 2017 is \$4,694.87 and will be funded from 7340. Motion carried.

17. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the creation of position 612-4030-505 (Part-time Clerk) budgeted at 1508 hours and \$20.00 per hour effective July 29, 2017. The prorated amount for the remainder of FY 2017 is \$6,259.83 (Salary and fringe) and will be funded from 612-8558-1. Motion carried.

18. DIRECTOR NAMED – AIRPORT – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to name James Brown as the new Director for the Conroe-North Houston Regional Airport to fill the position being vacated by the retirement of Scott Smith. Motion carried.

AGENDA ITEM 18B1 – A GROUP OF CITIZENS PRESENTED THE COURT WITH A CITIZENS BUDGET COMMITTEE REPORT. REAGAN REED, BOB BAGLEY, BILL O’SULLIVAN, AND GEORGETTE WHATLEY ALL PRESENTED VARIOUS ITEMS FROM THE REPORT

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

19. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the following Payroll Change Request Forms:

Request of Commissioner Precinct 1 to change status of Richard Woychesin, Laborer, from Full-time to Part-time, effective July 29, 2017.

Motion carried.

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, ARTICLE 551.071.

EXECUTIVE SESSION – AGENDA ITEM 20A: DISCUSS CAUSE NO. D-1-GN-11-001898; DENBURY ONSHORE LLC V TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

EXECUTIVE SESSION – AGENDA ITEM 20B: DISCUSS CAUSE NO. D-1-GN-16-000370; IN RE VOLKSWAGEN CLEAN DIESEL LITIGATION.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

AGENDA ITEM 21 – NO ACTION NECESSARY ON THE MATTERS FROM EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 22

Bob Bagley addressed the court concerning a matter that another citizen, Cheryl Langley, was going to speak on, but she had left. He told the court that she was concerned with the flooding and drainage in Walden and did not know who was responsible for helping the citizens.

Bill O’Sullivan addressed the court concerning an X-ray machine for the Animal Shelter and the spending and cutting of the budget.

Chuck Meyer addressed the court concerning the Citizens Budget Committee Report. He would have liked the librarian to be consulted on the cuts they recommended at the library.

Jody Ruonavar addressed the court concerning the budget. She wanted to remind the court that election officials do not get paid much.

AGENDA ITEM 23 – MISCELLANEOUS

SYLVIA OLSZOWY INFORMED THE COURT OF A BLOOD DRIVE HOSTED BY MONTGOMERY COUNTY AND THE CITY OF CONROE ON JULY 31, 2017 FROM 10 A.M TO 4 P.M.

20. COURT ADJOURNS

Motion by Commissioner Noack, seconded by Commissioner Meador, 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

