

COMMISSIONERS COURT DOCKET  
September 12, 2017  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 12<sup>th</sup> day of September, 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 Patrick Lopez

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

THE COURT RECOGNIZED PATRICK LOPEZ AND PATRICK BLACK. THEY BROUGHT A TRUCK IN TO SERVE VETERANS.

THE JUDGE ALSO STATED THAT THERE ARE MANY PEOPLE THAT NEED TO BE THANKED FOR THEIR HELP DURING THE HURRICANE. HE ASKED THE COURT TO BRING NAMES TO THE COURT OF ANY ONE WHO NEEDS TO BE RECOGNIZED OVER THE NEXT FEW MONTHS.

AGENDA ITEM 7A – MONTGOMERY COUNTY EMPLOYEES COMMITTEE

MIKE HOLLEY PRESENTED DARLA FAULKNER, WITH THE DISTRICT ATTORNEY'S OFFICE WITH EMPLOYEE OF THE MONTH FOR SEPTEMBER 2017.

1. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated August 22, 2017. Motion carried.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Public Hearing of Commissioners Court dated August 22, 2017. Motion carried.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-L

Motion by Commissioner Noack, seconded by Commissioner Meador, 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 9A1-3

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. REQUEST APPROVED of Justice of the Peace Pct. 2 to use \$313.68 for education and training for the Juvenile Case Manager from the Juvenile Case Manager Fund.
- A3. BUDGET AMENDMENTS FY2017 APPROVED:
  - a. 221<sup>st</sup> District Court: To adjust line items.
  - b. 284<sup>th</sup> District Court: To adjust line items for office/computer equipment.
  - c. 359<sup>th</sup> District Court: To correct revenue account.
  - d. 410<sup>th</sup> District Court: To adjust line items.
  - e. Adult Probation: To set up FY 18 In-House Counselor Budget, set up FY 18 Basic Supervision Budget, set up FY 18 Community Corrections Budget, and set up FY 18 Mental Impairments Budget.
  - f. Airport Maintenance: To adjust line items M16/08.22.17.
  - g. Animal Shelter: To adjust line items and adjust line items M21/08.22.17.
  - h. Commissioner Pct 1: To adjust line items.
  - i. Commissioner Pct 2: To recognize and allocate revenue M3/08.08.17 and adjust line items.
  - j. Commissioner Pct 3: To adjust line items.
  - k. Commissioner Pct 4: To adjust line items.
  - l. Constable Pct 1: To recognize and allocate revenue and adjust line items.
  - m. Constable Pct 3: To adjust line items for vehicle purchase awarded CCT 08/08/17 and recognize and allocate revenue.
  - n. Constable Pct 4: To adjust line items and recognize and allocate revenue.
  - o. Contingency: To adjust line items M10/08.22.17, M13/08.22.17, M14/08.22.17, M15/08.22.17, and M23/08.22.17.
  - p. County Auditor: To transfer funds for Adobe Pro.
  - q. County Clerk/Records Management: To adjust line items M5/07.25.17 and M5/08.22.17.
  - r. County/District Court Technology: To recognize and allocate revenue.
  - s. County Extension: To recognize and allocate revenues and adjust line items.
  - t. County Treasurer: To adjust line items.
  - u. Court Reporter Service Fund: To adjust line items.

- v. Emergency Management: To adjust line items for PO 55174600, adjust line items, and adjust line items for PO 55174609.
- w. Forensic Services: To adjust line items M9/08.22.17.
- x. Historical Commission: To recognize and allocate revenues.
- y. Information Technology: To adjust line items.
- z. J Corley Detention Facility: To recognize and allocate revenue for Joe Corley Detention Facility.
- aa. Justice of the Peace Pct 5: To adjust line items.
- bb. Juvenile Probation: To set up budget for 17-D0274 for Juvenile RDA Program, adjust line items, set-up "A" grant as awarded by TJJD for FY18, adjust line items for cell phone allowance, set up "P" grant as awarded by TJJD for FY18 and recognize and allocate reimbursement received National School Lunch Program for July/17.
- cc. MCCD: To adjust line items.
- dd. Mental Health Court Services: To adjust line items.
- ee. MCTRA: To recognize and allocate revenue for Utilities.
- ff. Non-Departmental: To adjust line items for remainder of FY17 utilities and adjust line items for utilities.
- gg. Purchasing: To adjust line items.
- hh. Risk Management: To adjust line items.
- ii. Sheriff: To transfer Crime Lab building, adjust line items, adjust line items for IT computer purchase-South Cty Fleet, recognize and allocate revenue, adjust line items for IT monitor purchase, adjust line items for IT purchase-IPad Pros, and adjust line items and allocate revenue.
- jj. Sheriff-Academy: To recognize and allocate revenue June & July/2017.
- kk. Sheriff-Auto Theft Yr24: To set up grant portion of FY17 Auto Theft Year 24 Grant M15/08.22.17.
- ll. Sheriff-Jail: To recognize and allocate revenue for the Joe Corley Detention Facility and adjust line items.

TREASURER – AGENDA ITEMS 9B1-2

- B1. PLEDGED SECURITIES REPORT APPROVED for the month of July 2017.
- B2. PLEDGES AND/OR RELEASES OF DEPOSITORY COLLATERAL REPORTS APPROVED.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9C1

- C1. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of Surety Bond #105329863 for AAA Texas LLC in the amount of \$25,000.00

PURCHASING – AGENDA ITEMS 9D1-10

D1. RENEWALS APPROVED:

- a. Project #2011-0068 service for supplying periodicals with W.T. Cox Information Resources for Library. (Exercising the sixth of six renewal options)
- b. Project #2013-0045 demolition and site clearing with Inland Environment, LTD for Various Departments. (Exercising the fourth of five renewals)
- c. State of Texas Department of Information Resources contract #DIR-TSO-2634 products and related services with EMC Corporation dba System Peripherals, Inc. and include amendment #2 for Various Departments. Local Gov't Code §271.083(b)
- d. Project #2013-0044 probation tracking system software with Corrections Software Solutions, LP for Adult Probation. (Exercising the fourth of five renewal options)

D2. REJECTION APPROVED:

- a. Project #2017-0043 Meal Delivery for Emergency Management.

D3. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Dark fiber & gigabit ethernet maintenance as an item that can be obtained from only one source and add additional location for monthly recurring charge: Metro Dark Fiber-A: 2 strands each 21675 & 21679 McClesky Rd, New Caney TX -Z:21130 US 59 Wavemedia FDP New Caney from Wavemedia, Inc. for Various Departments. Local Gov't Code §262.024(a)(7)(a)
- b. Autopsy services as a personal or professional service on an as needed basis from Tracy Dyer, MD for Forensic Services Department. Local Gov't Code §262.024(a)(4)
- c. Telephone/local lines and miscellaneous services as an item that can be obtained from only one source for electric power, gas, water and other utility services from Consolidated Communications for Various Departments. Local Gov't Code §262.024(a)(7)(c).

D4. ACTION TAKEN on the following contract(s):

- a. IDIQ on-call trades through the Interlocal Agreement with Harris County Department of education (HCDE) and Choice Partners Contract #17/020CG-14 from Nash Industries, Inc. effective through 02/27/19 with three one year renewal options for Various Departments. Local Gov't Code §271.102
- b. Equipment and tool rental services through the Interlocal Agreement with the cooperative purchasing network contract #R151501 from Sunbelt Rentals, Inc. effective through 10/31/18 with two year renewal option for Various Departments. Local Gov't Code §271.102
- c. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-3632 from Preferred Technologies, LLC through 09/12/18 with two one-year renewal options for Various Departments. Local Gov't Code §271.083(b)
- d. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-2542 from Cisco Systems, Inc. and its reseller CDW, LLC and Datavox, Inc. through 05/05/18 and include amendments number 1-4 for IT. Local Gov't Code §271.102

- e. Vehicles, heavy duty trucks, police motorcycles, parts and service labor through the Interlocal Agreement with Buyboard contract #521-16 from Rockdale Country Ford effective 12/01/16 through 11/30/17 offering two one-year renewal options for Various Departments. Local Gov't Code §271.102.

D5. PURCHASES APPROVED of the following:

- a. One (1) new 2018 Chevrolet 2500 HD Silverado 4x2 crew cab through the Interlocal Agreement with Buyboard contract #521-16 new vehicles from Caldwell Country Chevrolet in the amount of \$30,628.00 for Precinct 1. Local Gov't Code §271.102
- b. Seven (7) new vehicles various makes and models through the Interlocal Agreement with Buyboard contract #521-16 new vehicles from Grapevine Dodge Chrysler Jeep for a combined total of \$156,978.00 for Sheriff's Office. Local Gov't Code §271.102.

D6. CHANGE ORDERS APPROVED:

- a. CO #4 to Triple B Services, LLP for project #2016-0050 Rayford Road at IH 45 intersection improvements to adjust final quantities for an increase of \$2,245.08 for Precinct 3.
- b. CO #3 to Carrier Corporation for Buyboard contract #458-14 HVAC equipment, supplies & install of HVAC equipment to extend contract through 11/30/17 for Various Departments.
- c. CO #2 to Variverge, LLC for project #2015-0041 processing, printing and mailing of tax statements for price increases and decreases of various items for Tax Office.
- d. CO #1 to TAS Mechanical, Inc. for project #2017-0005 replacement of existing DX HVAC system for additional exhaust fan ductwork in the amount of \$5,000.00 for Building Maintenance/Animal Shelter.
- e. CO #10 to Motorola Solutions, Inc. for providing infrastructure and subscriber equipment along with associated services and peripheral equipment to join the Harris County Regional Radio System through the Interlocal Agreement with H-GAC to amend providing intelligence-led public safety solutions for Sheriff's Office.

D7. GRANTS ACCEPTED for the following:

- a. Award for the Veterans Court Program in the amount of \$77,317.50 funded by the Governor's Office for Veteran's Treatment Court. Application previously approved in Commissioners' Court 02/14/17.
- b. Domestic violence investigator in the amount of \$67,276.00 funded by the Governor's Office for District Attorney's Office. Application previously approved in Commissioner's Court 02/14/17.
- c. Spotlight thermal image cameras in the amount of \$49,485.00 funded by the Governor's Office for Sheriff's Office. Application previously approved in Commissioners' Court 02/14/17.
- d. Panic button security in the amount of \$21,250.00 funded by the Governor's Office for Office of Court Administration. Application previously approved in Commissioners' Court 06/13/17.
- e. Fiscal Year 2018 No Refusal Grant in the amount of \$143,603.47 funded by the Texas Department of Transportation for District Attorney's Office.

Application previously approved in commissioners' court 12/13/16. Tyler Dunman is authorized to sign grant electronically on behalf of Montgomery County.

- f. Fiscal Year 2018 Step Grant in the amount of \$105,084.12 funded by The Texas Department of Transportation for Sheriff's Office. Application previously approved In Commissioners' Court 04/13/17. LT. Scott Spencer is authorized to sign grant electronically on behalf of Montgomery County.

D8. CONTRACTS APPROVED with the following highly qualified providers per government code chapter 2254:

- a. Engineering services on Grogans Mill Road at North and South Millbend and Crystal Lake Lane with LJA Engineering, Inc. for a total maximum sum of \$180,662.50 for Precinct 3.
- b. Construction materials engineering and testing for Woodlands Parkway Widening with DAE & Associates , LTD dba Geotech Engineering and testing for a total maximum sum of \$146,593.00 for Precinct 3.
- c. Fuel system engineering services with Morris + Associates Engineers, Inc. for a total maximum sum of \$54,000.00 for Sheriff's Office.

D9. ADVERTISING APPROVED for the following bids/proposals:

- a. RFP-Emergency Bulk Fuel.

D10. ACTION TAKEN on the following contract(s):

- a. Vehicles, heavy duty trucks, police motorcycles, parts and service labor through the Interlocal Agreement with Buyboard Contract #521-16 from Chastang Chrysler Dodge Jeep Ram effective 12/01/16 through 11/30/17 offering two one year renewal options and include the purchase of one (1) new 2017 Ram 5500 4x2 Reg Cab and service body in the amount of \$95,898.75 for Various Departments. Local Gov't Code §271.102
- b. Grounds maintenance equipment, irrigation parts, supplies and installation through the Interlocal Agreement with Buyboard Contract #529-17 from Deere & Company and include the purchase of one (1) new John Deere 6120e Cab Tractor in the amount of \$65,592.39 and one Tiger Bengal 22 Reach Mower in the amount of \$59,265.12 for a combined total of \$124,857.51 for Precinct 1. Local Gov't Code §271.102

COMMISSIONERS – AGENDA ITEM 9E1

E1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Willis Cyclones 11 U to use the baseball fields at Charles Traylor Sports Park for practices as scheduled by W.Y.A.A. now through December 31, 2017.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. FINAL PLAT APPROVED of Conroe (Williams) DTP Addition; 1.752 acres; Wiley G. Vesey Survey, A-585.

F2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Central Pine Street and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Fosters Ridge Parkway Dedication Plat and bond is released.
- c. ROAD IMPROVEMENTS ACCEPTED for Honea Egypt and Sendera Ranch Drive. These improvements were constructed by the Westwood Magnolia Parkway Improvement District (WWMPID).
- d. FINAL PLAT APPROVED of Shops at Woodforest; 2.2457 acres; Thomas Curry Survey, A-136.
- e. FINAL PLAT APPROVED of Woodforest Deerbourn Ridge Drive Extension and Taylor Crossing Street Dedication; 6.293 acres; Archibald Hodge Survey, A-18 and James Hodge Survey, A-19.
- f. FINAL PLAT APPROVED of Woodforest, Section 66; 6.800 acres; James Hodge Survey, A-19.

F3. PRECINCT 3

- a. REQUEST APPROVED to acknowledge that the roads in Woodmill Creek, Section 1 have been built to County standards and have completed the one year maintenance period. The bond is released. These roads are private and will not be maintained by Montgomery County.
- b. REQUEST APPROVED to acknowledge that the roads in Grogans Crest at Silver Creek, Section 1 have been built to County standards and have completed the one year maintenance period. The bond is released. These roads are private and will not be maintained by Montgomery County.
- c. REQUEST APPROVED to acknowledge that the roads in Solstice at Harmony, Section 1 have been built to County standards and have completed the one year maintenance period. The bond is released. These roads are private and will not be maintained by Montgomery County.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Lake Front Circle Extension.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls Lake Drive and bond is released.
- f. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 21 and bond is released.
- g. FINAL PLAT APPROVED of Allegro at Harmony, Section 3; 33.125 acres; Montgomery County School Land Survey, A-351.
- h. FINAL PLAT APPROVED of First Dane Hanna Road; 4.192 acres; Montgomery County School Land Survey, A-350.

F4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM for certain roads in the Goode City Subdivision as indicated by map on file.

- b. FINAL PLAT APPROVED of Sonic 1314; 0.712 acre; P. Hunter Survey, A-273.
- c. FINAL PLAT APPROVED of Tavola, Section 14; 13.332 acres; A.P. Frederick Survey, A-211.
- d. FINAL PLAT APPROVED of Tavola, Section 17; 12.973 acres; A.P. Frederick Survey, A-211.

#### HUMAN RESOURCES – AGENDA ITEM 9G1

##### G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of 284<sup>th</sup> District Court to place Robin Cooksey, Court Reporter, on payroll as replacement for Kenneth Carl Cramer, effective September 11, 2017.

Request of 284<sup>th</sup> District Court to accept the retirement of Kenneth Carl Cramer, Court Reporter, effective August 31, 2017. [No benefits due]

Request of Custodial to increase salary of Helen N. Castillo Martinez, Custodian, due to completion of probationary period, effective August 28, 2017.

Request of Custodial to increase salary of Esperanza Lopez, Custodian, due to completion of probationary period, effective August 28, 2017.

Request of Custodial to place Selva Mendoza, Custodian, on payroll as replacement for Autumn Trott, effective September 1, 2017.

Request of Custodial to transfer Juan F. Ramos Montero, Custodian II, from Commissioner Precinct 1 as replacement for Jose Cruz Fuentes, effective September 18, 2017.

Request of Custodial to promote Juan J. Rios, Custodian, as replacement for Ron Riley, effective August 21, 2017.

Request of Custodial to increase salary of Mario Rubio, Custodian, due to completion of probationary period, effective September 1, 2017.

Request of Custodial to increase salary of Michael Troiano, Custodian, due to completion of probationary period, effective September 1, 2017.

Request of County Court at Law 2 to place Colleen Rice, Staff Attorney, on payroll as replacement for Kristin Bays, effective August 28, 2017.

Request of Commissioner Precinct 4 to place Tamon Lloyd Nesbitt, Operator II, on payroll as replacement for Shannon E. Hopson, effective August 30, 2017.

Request of Constable Precinct 2 to remove salary supplement of Larry R. Bonds, Sergeant Constable, due to the use of a county vehicle, effective September 23, 2017.

Request of County Attorney to accept the resignation of Tanya Pino Craig, Attorney II, effective September 1, 2017. [27.93 hours or balance vacation]

Request of County Attorney to accept the resignation of John Lockwood, Attorney II, effective August 28, 2017. [219.72 hours or balance vacation]

Request of County Auditor to place Carol Lyon, Part-time Clerk, on payroll, effective September 5, 2017.

Request of County Clerk to accept the retirement of Beverly Ann Smythe, Clerk II, effective September 30, 2017. [78.17 hours or balance vacation]



Request of District Attorney to accept the resignation of Jason Tyler Larman, Attorney II, effective September 22, 2017. [257.16 hours or balance vacation]

Request of District Attorney to correct the PCRf of Todd G. Lehn, Attorney I, previously approved in Commissioners Court on 8/22/2017 to have an effective date of September 1, 2017. [37.00 hours or balance vacation]

Request of District Clerk to increase salary of Pamela Hosking, Court Clerk II, due to completion of probationary period, effective October 7, 2017.

Request of District Clerk to increase salary of Ramona Smidt, Court Clerk II, due to completion of probationary period, effective October 7, 2017.

Request of District Clerk to increase salary of Stephanie Womack, Court Clerk II, due to completion of probationary period, effective October 7, 2017.

Request of Elections to accept the resignation of Adrienne Marder Cadik, Voter Clerk, effective August 21, 2017. [No benefits due]

Request of Information Technology to promote Steve Allen, Business System Coord II, as replacement for Eric Lowry, effective August 25, 2017.

Request of Information Technology to add cell phone allowance for Dawn Becker, Lead Business System Coordinator III, effective August 26, 2017.

Request of Information Technology to transfer James Curtis II, Operations Specialist II, as replacement for Steve Allen, effective September 11, 2017.

Request of Information Technology to promote Eric Lowry, Systems Administrator III, as replacement for Robert Long, effective August 21, 2017.

Request of Information Technology to correct PCRf of Michael Najera, Lead Business System Coordinator II, as replacement for Marianna Lambrecht, by removing cell phone allowance, effective August 14, 2017.

Request of Information Technology to promote Mark Ruenes, Network and Operation Asst Mgr, effective August 26, 2017.

Request of Justice of the Peace Precinct 1 to transfer Kenneth Flores Fernandez, Court Clerk II, as replacement for Maria Raya-Rojas, effective September 9, 2017.

Request of Library to place Kelly J. Gallo, Shelving Clerk I, on payroll as replacement for Patricia Robson, effective September 5, 2017.

Request of Library to place Kenneth Whitenton, Library Assistant II, on payroll as replacement for Haley Evans, effective August 22, 2017.

Request of Mental Health Court Services to place Brandon L. Morgan, Counselor, on payroll as replacement for Demetricia DeMent, effective August 28, 2017.

Request of Sheriff to transfer Michael Merrill Berry Jr, Deputy (D6), as replacement for Ryan John Stanhope, effective August 26, 2017.

Request of Sheriff to place Benjamin Blacklock, Officer Civilian Detention, on payroll as replacement for Coby Maddox, effective September 9, 2017.

Request of Sheriff to transfer Justin Tyler Burk, Deputy, as replacement for Michael Wright, effective August 26, 2017.

Request of Sheriff to promote Sean M. Cyr, Deputy-Patrol (TWT), as replacement for Bryan Patrick Flynn, effective August 26, 2017.

Request of Sheriff to transfer David E. Eason, Detective, from Autotheft YR 23 to Sheriff Patrol West, effective September 1, 2017.

Request of Sheriff to accept the resignation of Catherine F. Eaves, Records Specialist I, effective August 25, 2017. [32.92 hours or balance vacation; 4.00 hours or balance compensatory time]

Request of Sheriff to accept the resignation of Cameron Chad Evans, Officer Civilian Deten, effective September 1, 2017. [210.08 hours or balance vacation; 359.31 hours or balance compensatory time; 28.00 hours or balance holiday]

Request of Sheriff to transfer Wafaa Rustom Evey, Crime Analyst I, due to closing position in grant, effective September 1, 2017.

Request of Sheriff to transfer David Lawrence Foreman, Detective, due to closing position in grant, effective September 1, 2017.

Request of Sheriff to promote Christopher Arron Gutierrez, Deputy-Patrol (TWT), as replacement for Richard D. Jackson, effective August 26, 2017.

Request of Sheriff to transfer Angelique Hollier, Records Specialist I, effective August 12, 2017.

Request of Sheriff to transfer Curtis Ray Johnson Jr., Deputy Patrol (TWT), as replacement for Clifford A. Maduzia, effective August 26, 2017.

Request of Sheriff to transfer Dawn Lynnette Lara, Deputy Patrol (TWT), as replacement for Michael Darrell Evans, effective August 26, 2017.

Request of Sheriff to transfer Riaco R. Leverston, Deputy (D1), as replacement for Jarrod W. Bruce, effective August 26, 2017.

Request of Sheriff to place Clayton Lewis, Officer Civilian Detention, on payroll as replacement for Kyle Ray, effective September 2, 2017.

Request of Sheriff to transfer Luis Macias, Deputy, as replacement for William Brent Steward, effective August 26, 2017.

Request of Sheriff to accept the resignation of Melissa S. Morris, Officer Civilian Deten, effective August 25, 2017. [30.80 hours or balance vacation; 4.50 hours or balance compensatory]

Request of Sheriff to transfer Alton Earl Neeley, Detective, due to closing position in grant effective September 1, 2017.

Request of Sheriff to transfer Jordan Morris Pankratz, Deputy-Patrol, as replacement for Michael Merrill Berry Jr., effective August 26, 2017.

Request of Sheriff to increase salary of Kimberly Kay Pardue, Civilian Detention Sergeant, due to job re-evaluation, effective August 12, 2017.

Request of Sheriff to discharge Sonia Parson, Dispatcher, effective August 21, 2017. [No benefits due]

Request of Sheriff to transfer Wesley G. Sage, Deputy Patrol (TWT), as replacement for Justin Ray Lappin, effective August 26, 2017.

Request of Sheriff to place Ramiro Salazar III, Officer Civilian Detention, on payroll as replacement for Derek Trott, effective September 2, 2017.

Request of Sheriff to transfer John Sanchez Jr., Lieutenant, due to closing position in grant, effective September 1, 2017.

Request of Sheriff to discharge Logan Duane Schneider, Officer Civilian Deten, effective August 25, 2017. [No benefits due]

Request of Sheriff to transfer Riley Schuster Jr., Deputy Patrol (TWT), as replacement for John Michael Niquette, effective August 26, 2017.

Request of Sheriff to accept the resignation of Tyler R. Seibel, Officer Civilian Deten, effective August 11, 2017. [20.22 hours or balance vacation; 1.00 hour or balance compensatory time; 8.00 hours or balance holiday time]

Request of Sheriff to promote Jeremy Caleb Smith, Deputy Patrol (TWT), as replacement for Mark Alan Farrell, effective August 26, 2017.

Request of Sheriff to transfer Kelley Ray Smith, Sergeant, due to 2018 grant opening on 9/1/17, effective September 1, 2017.

Request of Sheriff to transfer Thomas J. Smith, Deputy (D2), as replacement for Cristian Roman Perez, effective August 26, 2017.

Request of Sheriff to transfer Michael Emory Sparks, Deputy Patrol (TWT), as replacement for Jason Marlin Prince, effective August 26, 2017.

Request of Sheriff to transfer Ryan John Stanhope, Deputy (D5), as replacement for Jordan Morris Pankratz, effective August 26, 2017.

Request of Sheriff to accept the resignation of Trevor Dane Stone, Officer Civilian Detention, effective August 30, 2017. [158.80 hours or balance vacation; 382.31 hours or balance compensatory time; 28.00 hours or balance holiday time]

Request of Sheriff to transfer Kristy Winters Veith, Detective, due to closing position in grant, effective September 1, 2017.

Request of Sheriff to place Tracy V. Wade, Deputy Bailiff, on payroll, for pooled position, effective September 5, 2017.

Request of Sheriff to transfer Justin Lane Wilkerson, Sergeant, as replacement for Jason Salter, effective August 26, 2017.

Request of Tax Assessor-Collector to place Deborah Lee, Quality Assurance Manager, on Unpaid FMLA/Disability Leave, effective August 29, 2017.

Request of Tax Assessor-Collector to place Mikka Thiem, Deputy Specialist II, on Unpaid FMLA/Disability Leave, effective August 28, 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 5211 Leo Circle New Waverly, TX 77358.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 26400 Lori Lane Porter, TX 77365.
- H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 10219 Lost Path Lane Magnolia, TX 77355.
- H4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 19403 Country Lake Magnolia, TX 77355

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9I1-3

11. PRECINCT 1

- a. EASEMENT GRANTED to Entergy across a portion of a 61.149 acre tract in the W.S. Allen Survey, A-2.

12. PRECINCT 2

- a. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for Parcel 33 of the McCaleb Road Expansion.
- b. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for Parcel 34 of the McCaleb Road Expansion.
- c. RESOLUTION AND ORDER APPROVED for the funding of additional closing costs for the shortage in previous funding relating to the acquisition of Parcel 17 of McCaleb Rd. from Prentiss G. Crowe, et. al.
- d. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 55 of the expansion of Keenan Cut-Off Road from Deborah E. Coley for the total sum of \$27,002.95 and to accept the Deed executed or to be executed by the owner.
- e. ORDER APPROVED acknowledging receipt of check no. 2260 in the amount of \$1.00 from Holly Springs Maintenance, Inc. for lease of real property, described as Lot 1, Block 1, Holly Springs Section 5 and Tract 2, Block 1 of Holly Springs Section 5. Check has been forwarded to the Auditor for further processing.

13. PRECINCT 3

- a. ORDER APPROVED acknowledging receipt of check no. 2071 in the amount of \$20.00 from Walter E. Vars for lease of real property described as 1.330 acres known as Lot 7 Skylight Timbers. Check has been forwarded to the Auditor for further processing.
- b. RESOLUTION AND ORDER APPROVED to authorize notice pursuant to Texas Utility Code §181.025 to Centerpoint Energy to relocate its gas facilities from its current location in the Rayford Road right-of-way to a new location on the Rayford Road right-of-way. B.D. Griffin and Matt Beasley (acting solely and without joinder of the other) are appointed to prepare and send the notice to Centerpoint Energy.
- c. RESOLUTION AND ORDER APPROVED to authorize notice pursuant to Texas Utility Code §181.025 to Centerpoint Energy to relocate its electric utility lines from its current location in the Rayford Road right-of-way to a new location on the Rayford Road right-of-way. B.D. Griffin and Matt Beasley (acting solely and without joinder of the other) are appointed to prepare and send the notice to Centerpoint Energy.
- d. RESOLUTION AND ORDER APPROVED to authorize notice pursuant to Texas Utility Code §181.025 to AT&T or related entity to relocate its telephone and fiber optic lines from its current location in the Rayford Road right-of-way to a new location on the Rayford Road right-of-way. B.D. Griffin and Matt Beasley (acting solely and without joinder of the other) are appointed to prepare and send the notice to AT&T.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS  
9J1-7

- J1. RESOLUTION AND ORDER APPROVED for the Health and Human Services Commission Contract No. 2016-048567-001A Amendment No. 1 between Montgomery County and HHSC in the form on file and B.D. Griffin in authorized to execute the Agreement on behalf of Montgomery County.
- J2. MINUTES ACCEPTED of the July 19, 2017 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- J3. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for July 2017 as recommended by the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- J4. REAPPOINTMENT APPROVED of Dr. Melissa White, PSY. D. to the medical staff of Correct Care Recovery Solutions/Montgomery County Mental Health Treatment Facility as an active status member with requested privileges in psychology. The appropriate recommendations were made to the MCMHTF Advisory Board on August 16, 2017 from the Medical Executive Committee.
- J5. REAPPOINTMENT APPROVED of Dr. Sarahi Torres, PSY. D. to the medical staff of Correct Care Recovery Solutions/Montgomery County Mental Health Treatment Facility as an active status member with requested privileges in psychology. The appropriate recommendations were made to the MCMHTF Advisory Board on August 16, 2017 from the Medical Executive Committee.
- J6. REAPPOINTMENT APPROVED of Lisa Vatani Taylor, Physician's Assistant as an Allied Health Professional. The appropriate recommendations were made to the MCMHTF Advisory Board on August 16, 2017 from the Medical Executive Committee.
- J7. REAPPOINTMENT APPROVED of Wanda Kaye Brazeal, APRN, Psychiatric Mental Health Nurse Practitioner-Certified (PMHNP-C) as an Allied Health Professional. The appropriate recommendations were made to the MCMHTF Advisory Board on August 16, 2017 from the Medical Executive Committee.

EMERGENCY MANAGEMENT – AGENDA ITEM 9K1-3

- K1. CARRYOVER OF FUNDS APPROVED from grant funded auction items in the amount of \$4,813.49 from line 406-7997.
- K2. BILL OF SALE APPROVED between the FAA and Montgomery County for a radio tower located at the Montgomery County Office of Homeland Security and Emergency Management. County Judge is authorized to sign on behalf of the County.
- K3. RESOLUTION AND ORDER APPROVED to memorialize and clarify the employee compensation approved during and subsequent to Hurricane Harvey as stated on Resolution and Order on file.

COUNTY JUDGE – AGENDA ITEM 9L1

- L1. REQUEST APPROVED to authorize County Judge Craig Doyal to sign EB-5 Designation of Targeted Employment Area.

Motion carried.

**END OF CONSENT AGENDA**

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4. COMMISSIONERS COURT AGENDA APPROVED.

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

AGENDA ITEM 12A WAS MOVED UP IN THE SESSION. SEE MOTION 5 FOR COURT ACTION.

REPRESENTATIVES FROM CROWDERGULF DISCUSSED SOME PROBLEMS THAT HAVE AROSE AND HOW IT WILL BE ADDRESSED.

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

5. REQUEST APPROVED – CHANGES TO CROWDERGULF RATES – EMERGENCY MANAGEMENT

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the modified pricing schedule for CrowderGulf and make a change to the contract with Sprint Waste Services. Motion carried.

AFTER #5 A RESOLUTION WAS APPROVED BY AN UNANIMOUS VOTE AUTHORIZING THE REAPPRAISAL OF PROPERTY WITHIN MONTGOMERY COUNTY DAMAGED BY THE RECENT FLOODING DISASTER RELATED EVENTS OF AUGUST 2017 AND PROVIDING FOR THE PRORATING OF TAXES ON SUCH DAMAGED PROPERTY AS ALLOWED UNDER SECTION 23.02 OF THE TEXAS TAX CODE.

CITIZENS – AGENDA ITEM 10

Eric Yollick addressed the court concerning property values decreasing due to flooding. He awarded a golden hammer to the 4 members of court that voted in favor of the budget.

John Webb addressed the court concerning the recent disaster. He stated that the community has come together in a positive way and thanked Commissioner Riley for his help.

Eric Carter addressed the court concerning agenda item 19B1. He stated that he is an attorney working on a matter concerning the property associated with that agenda item, but they do not have a problem with the replat.

Diane Lincoln, Mayor of Woodloch, addressed the court concerning the flooding situation. She stated that her city suffered an abundance of damage. She stated Emergency Management office needs more help. She also did not agree with SJRA release of water and she informed the court of citizens with FEMA vouchers being kicked out of hotels.

Bill O'Sullivan addressed the court in regards to the investigation of SJRA, his opposition to salaried employees receiving overtime and he stated that carryover funds need limitations.

Novaji Wind addressed the court concerning the recent flooding events. He stated that he is working with the River Oaks Community and they did not have any warning. He also stated that the residents cannot read FEMA forms and are having issues with the clean up process.

Eileen addressed the court concerning the contamination from the flooding. She stated there has not been any CDC testing. She also asked why there had been no preventative measures taken.

6. REQUEST APPROVED – SHERIFFS' AND CONSTABLES' FEES – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the 2018 Sheriffs' and Constables' Fees in accordance with Local Government Code Section 118.131. There were no changes to the fees from those adopted in 2017. Motion carried.

7. REQUEST APPROVED – CARRYOVER OF FUNDS – BUILDING MAINTENANCE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the carry-over of any unspent funds in account #510-7501 Capital Outlay-Buildings to the FY 18 Budget. Motion carried.

8. REQUEST APPROVED – CARRYOVER OF FUNDS – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the carry forward of funds in 503 cost centers for line items 7419, 7570, and 7572 from the FY 2017 to FY 2018 budget. Motion carried.

9. PURCHASE APPROVED – BOMAG – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the purchase of one BOMAG BW141AD-5 vibratory tandem roller in the amount of \$118,036.00 and one BOMAG BW11RH-5 Pneumatic roller in the amount of \$85,920.00 for a combined total of \$203,956 through the Interlocal agreement with Buyboard contract #515-16 from R.B. Everett and Company as authorized by Local Government Code §271.102 for Precinct 1. Motion carried.

10. PURCHASE APPROVED – MOTOR GRADER – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the purchase of one new 2017 140M3 Motor Grader in the amount of \$305,948.90 less trade in of unit 4360 motor grader in the amount of \$50,000.00 for a total amount of \$255,948.90 through the Interlocal Agreement with Buyboard contract #515-16 from Mustang CAT with financing to follow as authorized by Local Government Code §271.102 for Precinct 4. Motion carried.

11. AWARD APPROVED – ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award for Project #2017-0062 Roadway and traffic signal intersection improvements Hardin Store Road and Dobbin-Huffsmith Road to Forde Construction in the amount of \$499,366.82. Motion carried.

12. REQUEST APPROVED – RAMP AGREEMENT – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the FY 2018 Routine Airport Maintenance Program (RAMP) Agreement between Montgomery County and the Texas Department of Transportation for routine maintenance at the Conroe North Houston Regional Airport. County Judge is authorized to execute the same and designate the Airport Director as the County's authorized representative to receive correspondence and acquire approval and disapproval for the grant on behalf of the county. Motion carried.

13. REQUEST APPROVED – AIRPORT PROJECT PARTICIPATION AGREEMENT – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Airport Project Participation Agreement between Montgomery County and Texas Department of Transportation Aviation Division for the 90% reimbursement of the design cost for the parallel taxi way project (TxDOT case # 1712CONRO). Motion carried.

14. RESIGNATION ACCEPTED – ADVISORY BOARD MEMBER – COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Clark, seconded by Commissioner Meador, to accept the resignation of appointed Advisory Board Member Jerry Nash effective August 17, 2017 per his request. This will leave the seven members board shy of 2 members. Motion carried.

15. APPOINTMENT APPROVED – MCMHTF ADVISORY BOARD – COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the nomination of Jimmy Beathard to replace Theresa Fawvor, who resigned on March 15, 2016, on the MCMHTF's Advisory Board. This was approved by the MCMHTF Advisory Board members on August 16, 2017. Motion carried.

AGENDA ITEM 16B – THE COURT DISCUSSED THE REMAINING VACANCY ON THE MCMHTF ADVISORY BOARD. THE COURT MEMBERS WILL BRING NAMES BACK TO COURT TO NOMINATE A PERSON FOR THE VACANCY.

16. ORDER APPROVED – WILSON'S COVE – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve an Order Closing, Abandoning, Discontinuing and Vacating Wilson's Cove (Formerly Flintlock Cove) a county maintained road in High Meadow Estates Section 1 to Robert R. Bair and Mary K. Bair in Precinct 2. Motion carried.

17. INTERLOCAL AGREEMENT APPROVED – THE WOODLANDS TOWNSHIP – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve Interlocal Agreement between Montgomery County and The Woodlands Township regarding Spring Creek Greenway. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 18A1: CONSIDER AND APPROVE THE PARTIAL REVISION OF A 0.5464 ACRE TRACT OF LAND SITUATED IN THE TIMOTHY CUDE SURVEY, ABSTRACT 12, AND BEING ALL OF LOTS 11 AND 12 IN BLOCK 6 OF POINT AQUARIUS SECTION 2, TO BE KNOWN AS BLANCA REPLAT NO. 1.

AGENDA ITEM 18B1: CONSIDER AND APPROVE THE PARTIAL REVISION OF A 9.084 ACRE TRACT OF LAND SITUATED IN THE GEORGE TAYLOR SURVEY, ABSTRACT 555, AND THE JAMES MCCAMBRIDGE SURVEY, ABSTRACT 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.

DIANE LINCOLN ASKED THE COURT ABOUT THE REPLAT. SHE WAS CONCERNED WITH THE CONTINUED DEVELOPMENT AND NEIGHBORING SUBDIVISIONS. SHE ASKED ABOUT DETENTION PONDS DUE TO FLOODING ISSUES.

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

18. FINAL PLAT APPROVED – BLANCA REPLAT NO. 1 – PRECINCT 1

FINAL PLAT APPROVED – WOODLANDS TRADE CENTER SECTION 11  
– PRECINCT 4



Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following plats:

- Final plat approved of Blanca Replat No. 1; 0.5464 acre; Timothy Cude Survey, A-12 and
- Final plat approved of Woodlands Trade Center Section 11; 9.084 acre; George Taylor Survey, A-555 and James McCambridge Survey, A-390.

Motion carried.

19. REQUEST APPROVED – SALARY INCREASE – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve a \$2,080.00 increase to position salary for 6122-3404-1 Superintendent due to completion of probationary period. The prorated amount for FY17 is \$143.91 (\$120.00 in salary and \$23.91 in benefits) to be funded from 612-7997. Motion carried.

20. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to open position 6122-2903-500 (Part-time recycle technician) and fund at \$18,638.88 to be effective 08/26/17 with funding to come from 612-7997. Prorated salary of \$1,792.20 and benefits of \$357.02 for fiscal year 2017 will be funded from 612-7997. Motion carried.

21. DONATION ACCEPTED – D.R. HORTON – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the donation from D.R. Horton check no. 636865 in the amount of \$100,000.00. Check has been forwarded to the Auditor for further processing. Motion carried.

22. 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 increase salary of William Harrison, Superintendent, due to completion of probationary period, effective September 10, 2017.

Request of Commissioner Precinct 1 to place Kathleen A. Stevenson, Recycle Technician, on payroll, effective August 28, 2017.

**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 22A: DISCUSS CLAIM OF SOUTHERN MONTGOMERY COUNTY MUD WITH COUNTY ATTORNEY. (SECTION 551.071)

**COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.**

AGENDA ITEM 23 – NO ACTION NECESSARY ON THE MATTERS IN EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 24

Eric Yollick presented golden hammer lapel pins to the department heads or elected officials that reduced their budget by 5%.

Patrick Lopez discussed the nonprofit he started to restore confidence in community. He stated that it is an all-volunteer network. He also discussed the donations they have collected. He also asked permission to plan and coordinate a process to get help to where it is needed and requested to provide a network for veterans to work.

MISCELLANEOUS – AGENDA ITEM 25 – NO OTHER ITEMS LISTED

23. 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 Doyle  
COUNTY JUDGE

