

COMMISSIONERS COURT DOCKET

September 26, 2017
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 26th 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 Judge Doyal

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

2. PROCLAMATION APPROVED – NATIONAL 4-H WEEK

Motion by Commissioner Meador, seconded by Commissioner Noack, to proclaim October 1-7, 2017 as National 4-H Week in Texas. Motion carried.

AGENDA ITEM 7A – PROCLAMATION FALLEN FIREFIGHTERS MEMORIAL WAS
DEFERRED.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Special Session of Commissioners Court dated September 1, 2017, Regular Session of Commissioners Court dated September 5, 2017, and Regular Session of Commissioners Court dated September 12, 2017. Motion carried.

AGENDA ITEM 9L2 WAS MOVED TO THE OPEN AGENDA. SEE MOTION #5 FOR COURT
ACTION.4. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS
9A-O

Motion by Commissioner Noack, 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 9A1-3

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of August, 2017.
- A3. BUDGET AMENDMENTS FY2017 APPROVED:
 - a. 284th District Court 2nd Region: To adjust line items for payroll.
 - b. 359th District Court: To adjust line items.
 - c. Adult Probation: To adjust line items.
 - d. Animal Shelter: To adjust line items.
 - e. Commissioner Pct 1: To adjust line items and adjust line items for M19/20/09.13.17.
 - f. Commissioner Pct 3: To adjust line items.
 - g. Constable Pct. 1: To recognize and allocate revenue and adjust line items.
 - h. Constable Pct. 3: To recognize and allocate revenue.
 - i. Constable Pct 4: To adjust line items and recognize and allocate revenue.
 - j. Contingency: To adjust line items M13/08.22.17; adjust line items-Harvey vehicle replacement-M7/09.01.17 Special Session, and adjust line items Special Session M3/09.01.17.
 - k. County Court at Law #2: To adjust line items.
 - l. County/District Court Tech: To adjust line items.
 - m. Court Reporter Service Fund: To adjust line items.
 - n. Custodial Services: To adjust line items for purchase of 2018 Ford F-150.
 - o. District Attorney: To adjust line items-IT monitor purchase, adjust line items, and set up DA Domestic Violence Investigator Grant as awarded by CJD M3/09.12.17.
 - p. Elections: To recognize and allocate revenue.
 - q. Emergency Management: To adjust line items.
 - r. Fire Marshal: To adjust line items.
 - s. Information Technology: To adjust line items for IT equipment, adjust line items for IT purchase and adjust line items.
 - t. J Corley Detention Facility: To recognize and allocate revenue for Joe Corley Detention Facility.
 - u. Justice of the Peace Pct 2: To adjust line items and recognize and allocate revenue M3/09.12.17.
 - v. Justice of the Peace Pct 5: To adjust line items.

- w. MCCC: To adjust line items for 09/1/17 PR and 9/15/17 PR .
- x. Memorial Library: To recognize and allocate revenue and adjust line items.
- y. Non-Departmental: To adjust line items for remainder of Fy17 utilities.
- z. Office of Court Administration: To adjust line items.
- aa. Sheriff: To adjust line items.
- bb. Sheriff-Jail: To adjust line items.

TREASURER – AGENDA ITEMS 9B1-5

- B1. MONTHLY STATEMENT OF BALANCES REPORT APPROVED for July 2017.
- B2. PLEDGED SECURITIES REPORT APPROVED for August 2017.
- B3. INVESTMENTS PURCHASED REPORT APPROVED for August 2017.
- B4. PLEDGES AND/OR RELEASE OF DEPOSITORY COLLATERAL REPORT APPROVED for August 2017.
- B5. RESOLUTION APPROVED for BBVA Compass Bank regarding Officers Certificate.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9C1

- C1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending August 31, 2017.

PURCHASING – AGENDA ITEMS 9D1-10

- D1. ADVERTISING APPROVED for the following bids/proposals:
 - a. Project #2017-0066 McCaleb Road widening for Precinct 2.
 - b. Project #2018-0004-RFP-Employee Assistance Program for Risk Management.
- D2. ACTION TAKEN on the following contract(s):
 - a. Auction services from Rene' Bates Auctioneers, Inc. Buyboard contract #541-14 for Various Departments. Local Gov't Code §271.102
 - b. Copier equipment and supplies from Sharp Electronics Corporation Buyboard contract #537-17 for Various Departments. Local Gov't Code §271.102
 - c. Products and related services from Hewlett Packard Enterprise Company and its reseller Datavox, Inc. Department of Information Resources contract #DIR-TSO-3359 for IT. Local Gov't Code §271.083
 - d. Products and related services from Datavox, Inc. Department of Information Resources contract #DIR-TSO-3321 for IT. Local Gov't Code §271.083
 - e. Products and related services from Datavox, Inc. Department of Information Resources contract #DIR-TSO-3737 for IT. Local Gov't Code §271.083

- f. Products and related services from Carahsoft Technology Corporation and its reseller Datavox, Inc. Department of Information Resources contract #DIR-TSO-2660 for IT. Local Gov't Code 271.083
- g. Products and related services from Carahsoft Technology Corporation and its reseller Datavox, Inc. Department of Information Resources contract #DIR-TSO-3129 for IT. Local Gov't Code §271.083
- h. Vehicles, heavy duty trucks, police motorcycles, parts and service labor from Silsbee Ford Buyboard contract #521-16 for Various Departments. Local Gov't Code §271.102
- i. 9-1-1 equipment and emergency notification software and services from Evans Consoles Incorporated Houston Galveston Area Council contract #EC07-16 and include the purchase of consoles and chairs in the amount of \$65,855.02 for Sheriff's Office. Local Gov't Code §271.102
- j. Grounds maintenance equipment, irrigation parts, supplies and installation from Tiger Corporation Buyboard contract #529-17 and include the purchase of one (1) Tiger Bengal 22 reach mower in the amount of \$59,265.12 for Precinct 1. Local Gov't Code §271.102.

D3. REJECTING AND READVERTISING APPROVED for the following:

- a. Project #2018-0003 Legal Notice Advertising for Various Departments.

D4. RENEWALS AWARDED:

- a. Department of Information Resources contract #DIR-TSO-2681 for products and related services with M&S Technologies, Inc. and add amendments #2 and #3 for IT. (Exercising the second of two renewal options) Local Gov't Code §271.083
- b. Project #2014-0065 for cement stabilized base delivered and picked up with Pavers Supply Company for Various Precincts. (Exercising the third of five renewal options)
- c. Library automation resources with Lone Star College System for Library. (Exercising annual renewal options)
- d. Project #2013-0047 for hardware IBM maintenance and software (AIX) support with Strategy 7 Corporation with additional items and price changes for IT. (Exercising the fourth of five renewal options)
- e. Project #2015-0009 for parking lot(s) layout and striping with each of the following vendors: Texas Lone Star Pavement Services and Stripes & Stops Company, Inc. for Various Departments. (Exercising the third of five renewal options)
- f. Project #2016-0015 for paper recycling services with each of the following vendors: Texas Shred Solutions, LLC and Global Waste Services, LLC for Various Departments. (Exercising the first of three renewal options)
- g. Project #2016-0040 for supplying audio visual materials with Recorded Books, LLC for Library. (Exercising the first of three renewal options)
- h. Project #2013-0009 for additional tree and tree limb removal from right-of-ways, county roads and county buildings with each of the following vendors: All Around Tree Service, Inc. and Rothco Tree Service, LLC for Various Pcts/Departments. (Exercising the fifth of five renewal options)

- i. Buyboard contract #493-15 for fire and security systems and monitoring services with Stanley Convergent Security Solutions for Various Departments. (Exercising the second of two renewal options) Local Gov't Code §271.102
 - j. Buyboard contract #490-15 for custodial supplies and equipment with Staples Contract and Commercial, Inc. for Various Departments. (Exercising the second of two renewal options) Local Gov't Code §271.102
 - k. Forensic scientists to perform analysis on substances submitted by law enforcement agencies in Montgomery County with the Texas Department of Public Safety for Various Departments. Local Gov't Code §771
 - l. Property, casualty, liability, worker's compensation and third party administration with Arthur J. Gallagher Risk Management Services, Inc. for Risk Management. (Exercising the seventh of nine renewal options).
- D5. CONTRACT APPROVED with the highly qualified provider per Gov't Code Chapter 2254 for:
- a. Engineering design services for Spring Branch Road Rehabilitation Project with Costello, Inc. for a total maximum sum of \$192,123.20 for Precinct 1.
- D6. CHANGE ORDERS APPROVED:
- a. CO #1 to Fisher & Arnold, Inc. for engineering services for the widening of Birnham Woods Road to add 800 feet to north of project limits with additional surveying and design plan sheets in the amount of \$15,720.00 for Precinct 3.
 - b. CO #1 to Fisher & Arnold, Inc. for engineering services for Richards Road/Hanna Road traffic signal to include bid documents to existing contract in the amount of \$6,000.00 for Precinct 3.
- D7. REQUEST APPROVED to accept the funding from the Governor's Office for the Child Victim Coordinator Grant in the amount of \$160,363.94 with a match of \$40,092.00 from the District Attorney's budget. The application was previously approved in Commissioners Court on 02/14/2017.
- D8. REQUESTS APPROVED for the Parallel Taxiway Construction Project from the TxDOT Participation Agreement for the Conroe North Houston Regional Airport in the amount of \$7,078,590.00. The Resolution was previously approved in Commissioners Court on 06/27/2017 that allowed \$633,800.00 for match. The additional \$152,710.00 match will be funded by Precinct 1 Commissioner Meador's budget. The Airport Director is designated as the County's authorized official to receive correspondence and acquire approval and disapproval for the grant on behalf of the County.
- D9. REQUEST APPROVED to rescind the purchase of one Tiger Bengal 22 Reach Mower from Deere and Company in the amount of \$59,265.12 for Precinct 1. This was previously approved in Commissioners Court 09/12/17.
- D10. DISCRETIONARY EXEMPTION APPROVED for Third Party Administration Services for Property, Casualty, Liability and Workers Compensation Program as a personal or professional Service from York Services Group, Inc. for Risk Management as authorized by Local Government Code §262.024(a)(4).

COMMISSIONERS – AGENDA ITEMS 9E1-2

E1. PRECINCT 1

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

E2. PRECINCT 4

- a. CHECK ACCEPTED in the amount of \$389.51 from Montgomery County Emergency Services District #7 for fuel reimbursement. This will be deposited into line item no. 615.7926. Check has been forwarded to the Auditor for further processing.
- b. CHECK ACCEPTED in the amount of \$1,500.42 from City of Roman Forest for fuel reimbursement. This will be deposited into line item no. 615.7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. FINAL PLAT APPROVED for Mize Meadow; 13.018 acres; Jose Maria De La Garza Survey, A-15.

F2. PRECINCT 2

- a. REQUEST APPROVED to acknowledge fully executed agreement to contribute right of way funds for right of way improvements to FM 1488 with Texas Department of Transportation approved in Commissioners Court on 06/27/2017.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Fosters Ridge, Section 9.

F3. PRECINCT 3

- a. FINAL PLAT APPROVED for Northgrove, Section 8; 35.8716 acres; Joseph Miller Survey, A-27 and James Brown Survey, A-78.
- b. FINAL PLAT APPROVED for Northgrove Parkway Street Dedication Section 1; 2.49 acres; Joseph Miller Survey, A-27 and James Brown Survey, A-78.
- c. FINAL PLAT APPROVED for Brumbelow Property; 3.1080 acres; Caddo Allen Survey, A-45.
- d. FINAL PLAT APPROVED for Birnham Woods Drive Lift Station and Reserves; 16.71 acres; Montgomery County School Land Survey, A-351.
- e. FINAL PLAT APPROVED for Birnham Woods Drive Street Dedication, Section 1; 3.327 acres; Montgomery County School Land Survey, A-351.
- f. FINAL PLAT APPROVED for Harmony Village, Section 6; 16.72 acres; Montgomery County School Land Survey, A-351.
- g. FINAL PLAT APPROVED for Harmony Village, Section 9; 26.74 acres; Montgomery County School Land Survey, A-351.

F4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodridge Forest, Section 11.

- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodridge Forest, Section 12.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodridge Forest, Section 15.
- d. FINAL PLAT APPROVED for Grable Acres; 13.609 acres; W.C.R.R. Co. Survey, A-645.
- e. FINAL PLAT APPROVED of Cumberland Crossing Commercial Reserves, Section 2; 2.750 acres; P. Hunter Survey, A-273.
- f. FINAL PLAT APPROVED of Harper's Preserve, Section 10; 4.92 acres; Richard Vince Survey, A-583.
- g. FINAL PLAT APPROVED of Azalea District, Section 4; 5.169 acres; Erastus Perkins Survey, A-425.
- h. FINAL PLAT APPROVED of Azalea District, Section 5; 7.785 acres; Erastus Perkins Survey, A-425.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Airport to place Paul Tollison III, Supervisor-Airport Ops & Maintenance, on payroll, effective September 25, 2017.

Request of Custodial to remove Gamaliel Agosto Arvelo, Custodian, from payroll due to job abandonment, effective August 31, 2017. [No benefits due]

Request of Custodial to place Maria L. Duck, Custodian I, on payroll as replacement for Kenneth A. Flores Fernandez, effective September 18, 2017.

Request of Custodial to place Zulema Gomez, Custodian, on payroll as replacement for Juan Rios Tapia, effective September 11, 2017.

Request of Custodial to accept the resignation of Zulema Gomez, Custodian, effective September 14, 2017. [No benefits due]

Request of Custodial to accept the retirement of Barbara Martin, Custodian II, effective September 29, 2017. [166.23 hours or balance vacation]

Request of Custodial to place Alan Mendoza Alcocer, Custodian II, on payroll as replacement for Gamaliel Agosto Arvelo, effective September 11, 2017.

Request of Custodial to remove Michael Troiano, Custodian, from payroll due to job abandonment, effective September 7, 2017. [No benefits due]

Request of Custodial to place Chad Willcot, Custodian I, on payroll as replacement for Ramiro Garcia, effective September 11, 2017.

Request of Commissioner Pct. 4 to remove Juanita Marie Moore, Administrative Manager II, from payroll, effective September 4, 2017. (deceased)[186.33 hours or balance vacation; 8.00 hours or balance holiday]

Request of Constable Pct. 1 to accept the retirement of Daniel B. Cain Jr., Lieutenant, effective September 30, 2017. [46.165 hours or balance vacation; 24.75 hours or balance compensatory time]

Request of Constable Pct. 1 to increase salary of Jerry Daniel Lafferty, Lieutenant-Constable, due to STEP increase, effective October 7, 2017.

Request of Constable Pct. 3 to transfer Tori E. Lowe, Crime Analyst II, from Sheriff/Narcotic Task, effective October 7, 2017.

Request of Constable Pct. 5 to transfer Kristina Ramirez Abila, Deputy-Constable, as replacement for Joshua Carley, effective September 11, 2017.

Request of Constable Pct. 5 to transfer Joshua Carley, Deputy, as replacement for Kristina Ramirez Abila, effective September 11, 2017. [77.00 hours or balance vacation; 16.00 hours or balance holiday time]

Request of County Attorney to place John McKinney Jr., Attorney II, on payroll as replacement for Tanya Pino Craig, effective September 11, 2017.

Request of District Attorney to correct PCRF of Michael Earl Wright, Investigator II, to reflect correction to base pay for Inv. II, effective October 7, 2017.

Request of Human Resources to accept the resignation of Cynthia Carevic, HR Assistant II, effective September 13, 2017. [20.42 hours or balance vacation]

Request of Human Resources to promote Mandy Lynn Pyle, HR Assistant II, as replacement for Cynthia Carevic, effective September 25, 2017.

Request of Justice of the Peace Pct. 1 to place Rosa J. Cabrera, Court Clerk IV, on Unpaid FMLA/Disability Leave, effective August 29, 2017.

Request of Justice of Peace Pct. 2 to place Helen E. Caldwell, Court Clerk II, on payroll as replacement for Kristen K. Campbell, effective September 25, 2017.

Request of Library to place Jennifer Austin, Librarian III, on payroll as replacement for Jennifer Wigle, effective September 26, 2017.

Request of Library to place Shannon Schoppe, Shelving Clerk I, on payroll as replacement for Marjorie Maske, effective September 19, 2017.

Request of Sheriff to place Hector Del Castillo Jr., Officer Civilian Deten, on payroll as replacement for Brian Leslie Fisher, effective October 2, 2017.

Request of Sheriff to accept the resignation of Brian Leslie Fisher, Officer-Civilian Deten, effective September 8, 2017. [122.96 hours or balance vacation; 133.53 hours or balance compensatory time; 15.25 hours or balance holiday time]

Request of Sheriff to place Jennifer Gafford, Dispatcher, on payroll as replacement for Sonia Marie Parson, effective September 2, 2017.

Request of Sheriff to place Benigno Gonzales III, Officer Civilian Deten, on payroll as replacement for Sean M. Cyr, effective October 2, 2017.

Request of Sheriff to accept the resignation of Christopher R. Haines, Mechanic III, effective September 1, 2017. [35.12 hours or balance vacation; 3.00 hours or balance compensatory time]

Request of Sheriff to place Lane Lumpkin, Officer-Civilian Deten, on payroll as replacement for Jeremy Caleb Smith, effective September 23, 2017.

Request of Sheriff to place Drew Maclellan, Officer-Civilian Deten, on payroll as replacement for Cameron Chad Evans, effective September 9, 2017.

Request of Sheriff to place Kenneth Radcliff, Officer-Civilian Deten, on payroll as replacement for Christopher Arron Gutierrez, effective September 23, 2017.

Request of Sheriff to place Cody Rademacher, Officer-Civilian Deten, on payroll as replacement for Logan Duane Schneider, effective September 23, 2017.

Request of Sheriff to place Derek Ragon, Officer-Civilian Deten, on payroll as replacement for Trevor Dane Stone, effective October 2, 2017.

Request of Sheriff to accept the resignation of Kyle Jonathan Ray, Mechanic II, effective September 8, 2017. [48.80 hours or balance vacation; 200.74 hours or balance compensatory time; 8.00 hours or balance holiday time]

Request of Sheriff to place Sandi Walker, Officer-Civilian Deten, on payroll as replacement for Tyler R. Seibel, effective September 23, 2017.

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

Request of Traffic Operations to accept the resignation of Devin Turner, Signal Technician I, effective September 19, 2017. [6.155 hours or balance vacation]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-2

- H1. REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 11253 Hwy 242 Conroe, TX 77385.
- H2. REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 11765 Calvary Road Willis, TX 77378.

COUNTY JUDGE – AGENDA ITEM 9I1

- I1. REQUEST APPROVED from Friends of Conroe, Inc. to use the following County Properties before and during the Catfish Festival:
 - Road closures beginning Thursday, October 12, 2017 at 5:00 P.M. include Main Street at Davis to Pacific; Thompson from Davis to Metcalf; Metcalf from San Jacinto to Pacific; Simonton from Frazier to Pacific and Newton from Davis to Simonton.
 - Use of Courthouse Square including Courthouse steps, lawn area, curbs and plaza beginning Thursday, October 12th at 5:00 P.M. through Sunday, October 15th at 12:00 midnight. However, nothing will impede pedestrian traffic into the Courthouse until Friday, October 13th at 5:00 P.M.
 - All vehicles to exit garage on Simonton Street by 4:00 p.m. Friday, October 13th via Simonton and travel west to San Jacinto and south to Metcalf.

SHERIFF – AGENDA ITEM 9J1-3

- J1. REQUEST APPROVED to grant Sheriff Rand Henderson authorization to move employee positions between Sheriff Sub-ledgers at his discretion. There will be no increase in current salary and all benefits associated with the employee position will be moved.
- J2. INTERLOCAL AGREEMENT APPROVED for the Human Trafficking Rescue Alliance Task Force between the Montgomery County Sheriff and the City of Houston. The Interlocal Agreement will commence on the countersignature date and terminate no later than September 30, 2019.
- J3. REQUEST APPROVED for the purchase of coffee and supplies from the 2018 MCSO Academy Budget Line 56018-7390 for students attending training classes at the MCSO Academy as mandated by TCOLE.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-2

K1. PRECINCT 2

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 20 of the expansion of McCaleb Road from Ann Yates, aka/Ethel Ann Willy Yates for the total sum of \$210,960.88 and accept the deed executed or to be executed by Owner.

K2. PRECINCT 4

- a. ORDER APPROVED for the partial revision to subdivision lots/plats being described as a 14.639 acres tract of land situated in the Peter Whitaker Survey, A-598 and being all of Lot 49 in Block 2 of Peach Creek Plantation Section 1 to be known as Peach Creek Plantation Section 1, Partial Replat No. 1.

COUNTY ATTORNEY –AGENDA ITEMS 9L1-3

- L1. RESOLUTION AND ORDER APPROVED supporting the need for The Montgomery County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 4:17-cv-2332 and styled Herman Hoffman et al. v Gordon Welch et al. The Montgomery County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case with the funding of said expenses from the Risk Management budget with the approval of the Director of Risk Management or designee.
- L2. AGENDA ITEM 9L2 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.
- L3. REQUEST APPROVED for the renewal contracts with the Texas Department of Family and Protective Services for funding for the County to Provide Legal and Child Welfare Services necessary for Child Protection. County Judge is authorized to execute appropriate documents related to same.

FIRE MARSHAL – AGENDA ITEM 9M1-2

- M1. APPLICATION APPROVED for ongoing participation in the LESO Program with the State of Texas. MCFMO has participated in the program for the last 5 years. County Judge is authorized to sign related documents on behalf of Montgomery County.
- M2. INTERGOVERNMENTAL AGREEMENT APPROVED between Montgomery County Fire Marshal and Bureau of Alcohol, Tobacco, Firearms and Explosives for continued participation in the accelerant detection canine program. Fire Marshal Jimmy Williams is authorized to sign on behalf of Montgomery County.

ELECTIONS – AGENDA ITEM 9N1

- N1. DONATION ACCEPTED of twenty-five protective cases for electronic poll books from Rusk County.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9O1

- O1. PURCHASE APPROVED of one newly equipped patrol vehicle to be assigned to a recently surrendered vehicle stipend not to exceed \$39,000.00 and this will be funded with Contingency. The transition will take place on November 18, 2017.

Motion carried.

END OF CONSENT AGENDA

5. PUBLIC SERVICE CONTRACTS APPROVED – VARIOUS – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Public Service Contracts for the 2017-2018 fiscal year as follows: Access Builds Children, Montgomery County Children's Advocacy Center DbA Children's Safe Harbor, Crisis Assistance Center, Heritage Museum of Montgomery County, Montgomery County Historical Commission, Montgomery County Committee On Aging DbA Meals On Wheels, Montgomery County Veterans Memorial Commission, Montgomery County Women's Center, Montgomery County Youth Services, and Tri-County Behavioral Healthcare. Motion carried.

CITIZENS – AGENDA ITEM 10

Diane Lincoln, Mayor of Woodloch, addressed the court concerning emergency management. She informed the court of potential scammers that were targeting her community and FEMA not being informed of her town.

Eric Yollick addressed the court concerning the appointments to the Montgomery Central Appraisal Board. He awarded Commissioner Riley the golden hammer. He also stated the criteria he would like the person nominated to have and also stated the criteria they should not possess.

Kyle Sadler addressed the court concerning grants for the flooding victims, mitigation, and various other flood related funding from state and federal sources. He encouraged the court to take action and apply for the resources available.

John Wertz addressed the court concerning the Hurricane Harvey disaster. He discussed the fact that SJRA did not pre-release water, The Courier giving out the wrong website, and debris not being picked up in various areas.

Bill O'Sullivan addressed the court concerning rollover funds. He did not oppose all of the carryovers, but those that did not have any direction. He was also concerned with what impact the reappraisals due to the storm would have on the county.

Mark Frank addressed the court concerning the changes in polling locations. He stated that the public needs to be informed of those changes to decrease frustration and problems at polling locations.

Ginger Russell addressed the court concerning taxpayers not having a say and the appointments to the appraisal district. She would like more transparency and tax payers having a say in how the funds are spent.

AGENDA ITEM 11A – THE COURT DISCUSSED NOMINEES AS THE COUNTY'S CANDIDATES FOR ELECTION TO THE MONTGOMERY CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS 2018-2019 TERM.

COMMISSIONER MEADOR EXPRESSED INTEREST IN STAYING ON THE BOARD.

COMMISSIONER RILEY STATED HE WOULD LIKE TO STEP DOWN AND HE NOMINATED ERIC YOLICK.

COMMISSIONER NOACK NOMINATED PEGGY HAUSEMAN AND BILL O'SULLIVAN.

COMMISSIONER CLARK NOMINATED GUY HANCOCK AND BOB CASEY.

JUDGE DOYAL DIRECTED THE COURT TO COME UP WITH A PROCESS AND ANY OTHER NOMINEES AND IT WILL BE ADDRESSED AT THE NEXT COMMISSIONERS COURT MEETING.

6. APPOINTMENT APPROVED – WESTWOOD MAGNOLIA PARKWAY IMPROVEMENT DISTRICT – COUNTY JUDGE

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the appointment of Gary Squyres to the Westwood Magnolia Parkway Improvement District Board of Directors. Motion carried.

7. ORDER APPROVED – EXTENSION OF DECLARATION – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Order Extending Declaration of Local Disaster for Montgomery County for a period of 30 days. Motion carried.

8. RESOLUTION AND ORDER APPROVED – NOTICE TO PROCEED – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following Notices to proceed be issued:

- a. With Tetra Tech, Inc. for mobilization of personnel to assist County Staff with debris monitoring as a result of Hurricane Harvey with an initial estimated cost not to exceed the amount of \$250,000.00 with funding to be from fund balance and
- b. With Tetra Tech, Inc. for mobilization of personnel to assist County Staff with damage site data collection and reimbursement assistance as a result of Hurricane Harvey with an estimated cost not to exceed the amount of \$350,000.00 with funding to be from fund balance.

Motion carried.

THE COURT HELD DISCUSSION ON DAMAGED HOMES AND DEBRIS PICK UP. OCTOBER 16, 2017 WILL BE THE LAST DAY DEBRIS IS PICKED UP BY THE COUNTY.

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

9. INTERLOCAL AGREEMENT APPROVED – HAZARD MITIGATION PLANNING – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Interlocal Agreement for Hazard Mitigation Planning with Houston-Galveston Area Council. The cost to the county will be \$30,188.99 and will be funded with Contingency. Motion carried.

10. REQUEST APPROVED – TRANSFER OF FUNDS – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve transferring unused salary and benefit funds to operating funds of Constable Precinct 3. Motion carried.

AGENDA ITEM 13B – CONSIDER AND AUTHORIZE DISTRIBUTION OF 51 VISA GIFT CARDS WAS DEFERRED.

11. REQUEST APPROVED – CARRY OVER OF FUNDS – CONSTABLE PRECINCT 5

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the carry-over of \$9,256.00 from line item 5551-7570 Capital Outlay Machine and Equipment to line item 5551-7570 for the 2018 Budget year. Motion carried.

12. SUBLEASE AGREEMENT APPROVED – CONROE NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Sublease agreement between CFTA, LLC and Galaxy Travellaire, Inc. Motion carried.

13. REQUEST APPROVED – CARRY OVER OF FUNDS – CONROE NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the carryover of the remaining FY 2017 funds in 6291-7573 acquisition of aircraft rescue and firefighting vehicle and equipment to 6291-7573 in FY 2018 budget in the amount of \$41,701.91. Motion carried.

14. REQUEST APPROVED – CARRY OVER OF FUNDS – CONROE NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the carry over of the remaining FY 2017 funds in 6291-7598 Major Projects to 6291-7598 in FY 2018 budget in the amount of \$14,238.21. Motion carried.

15. REQUEST APPROVED – CARRY OVER OF FUNDS – CONROE NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the carryover of the remaining FY 2017 funds in 6291-7351 Repairs and replacements to 6291-7351 in FY 2018 budget in the amount of \$132,503.56. Motion carried.

16. REQUEST APPROVED – DEFAULT TO TAX ABATEMENT – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to declare default to the Tax Abatement Agreement between Montgomery County and FROC, LLC (Forest Ridge Office Condominiums) and authorize recapture of taxes for the following: Account #00.5151.00.02500; BLDG 7, Unit 701, Account #00.5151.00.02600; BLDG 7, Unit 702, Account #00.5151.00.02700; BLDG 7, Unit 703, and Account #00.5151.00.02800; BLDG 7, Unit 704. Motion carried.

17. REQUEST APPROVED – REAPPRAISALS DUE TO HURRICANE HARVEY – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve actions regarding property reappraisal due to Hurricane Harvey and related activities. Fund Balance will be used for the costs associated including but not limited to those incurred by the Tax Office and the Montgomery Central Appraisal District. Motion carried.

THE COURT HELD DISCUSSION OF VARIOUS TOPICS REGARDING REAPPRAISALS AND PROPERTY TAX CHANGES DUE TO HURRICANE HARVEY.

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

18. APPOINTMENT APPROVED – COURT SECURITY COMMITTEE – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Noack, seconded by Commissioner Meador, to appoint County Judge Craig Doyal to the Court Security Committee as representative of the County Commissioners Court pursuant to designation by Local Administrative Judge at September Board of Judges Meeting. Motion carried.

19. REQUEST APPROVED – CARRYOVER OF FUNDS – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve carryover of all remaining funds for department 439 (359th District Court) from FY 17 to that departments FY 18 budget for the purpose of renovation to create office space for new employee in Veterans Treatment Court. Motion carried.

20. ORDER APPROVED – POLLING LOCATION – ELECTIONS

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve an Order to Change the Election day Polling Location in Voting Precinct 35 for the November 7, 2017 Election. Motion carried.

21. ORDER APPROVED – CHANGES TO ELECTION PRECINCTS – ELECTIONS

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an Order for changes to County Election Precinct Boundaries, Creation of New Election Precincts, and Polling Locations to be effective January 1, 2018. Motion carried.

22. SALARY SCHEDULES ADOPTED – FY 2018 – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to adopt the FY2018 Salary Schedules to be effective October 7, 2017. Motion carried.

23. REQUEST APPROVED – CARRY OVER OF FUNDS – ANIMAL SHELTER

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the carryover of funds in all 6331 line items from the FY2017 budget to FY 2018 budget. This will not include salaries. Motion carried.

24. REQUEST APPROVED – CARRY OVER OF FUNDS – ANIMAL SHELTER

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the carry over of any unspent funds in line item 510-7352 to the FY18 budget in order to complete roof repairs to various county buildings. These funds were approved during the 9/1/17 Commissioners Court with motion 8. Motion carried.

25. REQUEST APPROVED – POSITION CHANGES – PURCHASING

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the following position and salary adjustments:

Action	Positions	Title	Current Salary	New Salary
	2820-1	Senior Buyer	\$61,994.90	\$54,000.00
	2830-1	Sr. Contract Admin	\$70,110.31	\$67,000.00
	4229-2	Adm Asst II	\$54,290.56	\$54,290.60
	8033-1	Admin-Grants	\$76,014.23	\$83,616.00
	2809-1	Buyer III	\$50,711.14	\$48,831.48
	2809-2	Buyer III	\$49,349.65	\$51,542.92
	8930-1	Asst Agent	\$82,220.76	\$85,500.00

Close

	2809-3	Buyer III	\$47,093.17	
	3940-2	Clerk IV	\$38,674.07	
	2807-1	Buyer II	\$45,876.55	
	4213-1	Adm Asst I	\$46,190.14	
	4229-1	Adm Asst II	\$51,542.93	
Open	2811-1	Buyer IV		\$52,000.00
	2811-2	Buyer IV		\$52,000.00
	8036-1	Inv Mgr/Qual Assur		\$57,000.00
	8037-1	Software Specialist		\$53,788.00
			\$674,068.41	\$659,569.00

This will have no impact on Fiscal Year 2018 Budget and will be effective 10/07/17.
Motion carried

26. CHANGE ORDER APPROVED – TYLER TECHNOLOGIES – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve CO #8 to Tyler Technologies, Inc. for National Joint Powers Alliance (NJPA) Contract #113011 licensed software implementation and professional services to include amendment that adds Tyler/Brazos E-Citation ticketing solution in the amount of \$991,191.64 with an annual maintenance fee of \$125,944.00 for Various Departments as authorized by Local Gov't Code §791.025. Motion carried.

27. AWARD APPROVED – WOODLANDS PARKWAY – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the award for project #2017-0063 Woodlands Parkway widening Grogan's Mill Road to IH 45 to Triple B Services, LLP for Precinct 3. Motion carried.

28. AWARD APPROVED – WOODLANDS PARKWAY – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the award for project #2017-0052 Woodlands Parkway widening Forestgate Drive to Kuykendahl Road to DVL Enterprises, LLC for Precinct 3. Motion carried.

29. GRANT FUNDING ACCEPTED – PETCO FOUNDATION – ANIMAL SHELTER

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the acceptance of grant funding from Petco Foundation for the disaster relief grants in the amount of \$25,000.00 grant award and one \$150,000.00 grant award for Animal Shelter. The application was completed by Petco on behalf of Montgomery County. Check has been forwarded to the Auditor for further processing. Motion carried.

30. INCREASE ACCEPTED – FY2017 FORMULA GRANT – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Noack, to accept the FY2017 Formula Grant increase from Texas Indigent Defense Commission. Grant period is 10/01/2016-09/30/2017. Motion carried.

31. APPOINTMENT APPROVED – WESTWOOD MAGNOLIA PARKWAY IMPROVEMENT DISTRICT – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to appoint Tom Grayson and James Wallace to the Westwood Magnolia Parkway Improvement District Board of Directors. Motion carried.

32. DISCRETIONARY EXEMPTION APPROVED – CIBOLO SPRAYERS, INC. – COMMISSIONER PRECINT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve granting a discretionary exemption as authorized by §262.024 (a)(7)(D) for an item available from one source for herbicide spray truck repairs/upgrade from Cibolo Sprayers, Inc. Motion carried.

33. REVISIONS APPROVED – EMPLOYEE POLICY MANUAL – HUMAN RESOURCES

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve revisions to the drug free workplace policy in section 3.2 of the Montgomery County Employee Policy Manual. Motion carried.

CITIZENS – AGENDA ITEM 25

John Wertz finished reading a statement from earlier concerning the conditions citizens are living in on River Oaks Drive and other incorporated areas.

MISCELLANEOUS – AGENDA ITEM 26 – NO OTHER ITEMS LISTED

34. COURT ADJOURNS

Motion by Commissioner Meador, 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 Dwyer

COUNTY JUDGE

