

COMMISSIONERS COURT DOCKET
OCTOBER 9, 2018
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 9th day of October, 2018, 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
Also County Clerk's Office	Amber Twiddy

ABSENT:

Commissioner, Precinct 4	Jim Clark
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INVOCATION GIVEN BY Jeff Williams.

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.

AGENDA ITEM 7A – THE MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED EMPLOYEE OF THE MONTH TO DESTINY SWATZEL WITH JUVENILE PROBATION FOR THE MONTH OF OCTOBER 2018.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated September 25, 2018. Motion carried.

AGENDA ITEM 9J2a WAS DEFERRED.

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

Motion by Commissioner Meador, seconded by Commissioner Noack, 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. BUDGET AMENDMENTS FY2018 APPROVED:

- a. Various: To recognize and adjust line items for payroll; adjust line items to pay claims, adjust lines, to prefund vehicles, and allocate vehicle dollars.
- b. 284th District Court: To transfer funds to cover additional travel.
- c. 410th District Court: To adjust line items.
- d. 435th District Court: To adjust line items.
- e. Adult Probation: To adjust line items, recognize and allocate revenue, adjust line items as required by CJAD.
- f. Airport: To adjust line items
- g. Alternate Dispute Resolution: To recognize and allocate revenues.
- h. Building Maintenance: To recognize and allocate revenues M18/05.05.14
- i. Capital Projects: To allocate bond proceeds M9/08.28.18, transfer funds, allocate funds for PO#2018231, and properly allocate funds for road projects by type.
- j. Commissioner Precinct 2: To allocate revenue.
- k. Commissioner Precinct 3: To transfer funds and adjust line items.
- l. Commissioner Precinct 4: To adjust line items and allocate line items to cover pending claims.
- m. Constable Precinct 1: To recognize and allocate revenue and adjust line items.
- n. Constable Precinct 2: To adjust budget lines and recognize revenue.
- o. Constable Precinct 4: To reverse FY18 EMCID mini grant set-up, to correct grant revenue line, to fund additional match, to fund Const 4 Tahoes, and recognize and allocate revenue.
- p. County Attorney: To transfer funds for Title IV-E grant for County Attorney for QTR ending 06/30/2018.
- q. County Auditor: To adjust line items.
- r. County Court of Law #4: To transfer line items to Building Maintenance.
- s. County/District Court Tech Fund: To recognize and allocate revenue CCT09.25.18/M5.
- t. County Judge: To pay claims.
- u. Court Ops: To allocate line items to cover additional expenses in Court Ops.
- v. Court Reporter Service Fund: To recognize and allocate revenue.
- w. District Attorney: To set up DA Domestic Violence Investigator Grant and recognize and allocate revenue.
- x. DWI and Drug Court: To adjust line items.

- y. FEMA-DR-4332-TX: To set-up budget for Hurricane Harvey Cat C, Hurricane Harvey Cat B, and Hurricane Harvey DAC and adjust line items.
- z. Fire Marshal: To adjust line items.
- aa. Forensic Services: To adjust line items.
- bb. IT: To adjust line items.
- cc. JP Technology Fund: To recognize and allocate revenue CCT08/14/18 M3.
- dd. Justice CT Technology: To recognize and allocate revenue CCT09.25.18/M5.
- ee. Justice of Peace Pct. 4: To recognize and allocate JP Collection Fees-August 2018.
- ff. Juvenile: To set up budget for 17-D0274 for Juvenile RDA Program, adjust line items, and recognize and allocate reimbursement received National School Lunch Program for Sept/18.
- gg. MCCD: To recognize and allocate PI for HOME Yr12 Draw 25.
- hh. MCTRA: To recognize and allocate revenue for utilities, recognize trust funds for Debt Service payment, and recognize and allocate toll revenue August 2018.
- ii. Mental Health Court Services: To adjust line items.
- jj. Risk Management: To transfer funds.
- kk. Sheriff: To adjust line items and recognize and allocate revenue, adjust line items, and transfer funds.
- ll. Sheriff-Auto Theft Yr 24: To adjust line items for additional Grimes County match funds, Walker County match funds, DPS match funds, NICB match funds and correct line items for NICB match funds.
- mm. Sheriff-Jail: To recognize and allocate revenue.
- nn. Sheriff-Patrol South: To adjust line items.
- A2. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A3. REPORT OF OFFICIALS' FEES ACCEPTED as audited for July, 2018.
- A4. REPORTS ACCEPTED that comply with Local Government Code Chapter 114.024 as follows: Dept/Div Revenue Summary and Dept/Div Expenditure Summary.
- A5. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of August 31, 2018.

TREASURER – AGENDA ITEM 9B1

- B1. STATEMENT OF BALANCES REPORT APPROVED for August 2018.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9C1

- C1. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of Surety Bond #RSB2005529 for Willis Business Inc. dba Willis Supermarket in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.

PURCHASING – AGENDA ITEMS 9D1-5

D1. RENEWALS AWARDED:

- a. Liability and workers compensation coverage for property and casualty for a ninety day extension with York Risk Services, Inc. for Risk Management.
- b. Project #2015-0015 paper recycling and document destruction services with Global Waste Services LLC and Texas Shred Solutions LLC for Various Departments (Exercising the second of three renewal options).
- c. Project #2012-0063 roads/asphaltic emulsions for a ninety day extension with Cleveland Asphalt Products, Inc. for Various Precincts.
- d. Project #2013-0052 roads/emulsified asphalt for a ninety day extension with Cleveland Asphalt Products, Inc. for Various Precincts.

D2. CHANGE ORDERS APPROVED:

- a. CO #2 to Zarinkelk Engineering Services, Inc. for engineering design services for Calvary Road bridge in the amount of \$13,608.00 for Precinct 1.
- b. CO #1 to Zarinkelk Engineering Services, Inc. for engineering design services for the bridge at Shepard Hill Rd in the amount of \$13,608.00 for Precinct 1.
- c. CO #1 to Weisser Engineering Co. for surveying, engineering and design services for the construction of Firehouse Road in the amount of \$47,806.00 for Precinct 4.

D3. ADVERTISING APPROVED for the following:

- a. Project #19-05 RFP Inmate Commissary Services and System for Sheriff's Office.

D4. REQUEST APPROVED to correct project #18-68 for bulk road materials previously approved in Commissioners Court on 09/25/18 to project #18-62 and extend expiration date of contract to 09/30/19 for Various Precincts.

D5. UTILIZATION APPROVED of the following contracts:

- a. Auction services through the Interlocal Agreement with Buyboard contract #541-17 from Rene' Bates Auctioneers, Inc. for Purchasing. Local Gov't Code §271.102.
- b. Library books, used textbooks & other books through the Interlocal Agreement with Buyboard Contract #531-17 from W.T. Cox Information Services for Library §271.102.

RISK MANAGEMENT – AGENDA ITEMS 9E1-4

- E1. PAYMENT ACCEPTED in the amount of \$2,730.73 from TML Intergovernmental Risk Pool for Claim #U-18-0025 and the Director or Risk Management is authorized to settle on behalf of Montgomery County.
- E2. PAYMENT ACCEPTED in the amount of \$2,124.68 from GEICO Insurance for Claim #U-18-0034.
- E3. ANNUAL ELECTION APPROVED that allows the Montgomery County Employees Benefit Plan to be exempt from section of the Health Insurance Portability and Accountability Act (HIPAA) as allowed by the Federal Law for

Plan year beginning January 1, 2019 and ending December 31, 2019. The Director of Risk Management is authorized to process, sign and submit electronically through the Health Insurance Oversight System Services (HIOS) to Department of Health and Human Services/Center for Medicare and Medicaid Service (CMS)/Center for Consumer Information and Insurance Oversight (CIIO) all necessary documents on behalf of Montgomery County.

E4. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63788176	St. John, Scott/Const Pct 5	\$5,000	Reserve/New
13397681	Adams, Craig/Const Pct 1	\$5,000	Reserve/Cont Cert
62173012	Mayo, Edward/Library	\$3,000	Renew/Cont Cert
62184334	Potter, Trevor/Const Pct 4	\$5,000	Renew/Cont Cert
15486582	Williams, James/Fire Marshal	\$5,000	Renew/Cont Cert
15214474	Cross, Brian/Fire Marshal	\$5,000	Renew/Cont Cert
61499182	Jaimes, Michael/Const Pct 4	\$5,000	Renew/Cont Cert
62191190	Espinosa, Roberto/Const Pct 3	\$5,000	Renew/Cont Cert
61491346	Weis, David/Const Pct 3	\$5,000	Renew/Cont Cert
16041478	Clendennen, Buck/Const Pct 4	\$5,000	Renew/Cont Cert
16041473	Welch, Barry/Const Pct 4	\$5,000	Renew/Cont Cert
62222046	Slack, James/Const Pct 4	\$5,000	Renew/Cont Cert
14454538	Warwick, Ricky/Const Pct 4	\$5,000	Renew/Cont Cert
61176069	Mast, Eileen/Tax Assessor	\$100,000	Renew/Cont Cert
	Jones, Christopher/ Const Pct 5		Statement of Officer
	Jones, Christopher/ Const Pct 5		Oath of Office
63815225	Jones, Christopher/ Const Pct 5	\$10,000	New

COMMISSIONERS – AGENDA ITEMS 9F1-2

F1. PRECINCT 1

- a. USE AGREEMENT APPROVED with NXT LVL Baseball to use the baseball fields at the Gene Campbell Sports Park now thru November 11, 2018.

F2. PRECINCT 4

- a. CHECK APPROVED from Montgomery County Committee on Aging-Meals on Wheels in the amount of \$800.71 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- b. CHECK APPROVED from Montgomery County Emergency Services District #7 in the amount of \$332.60 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Sorrento Bay, Section 1; 4.80 acres; William Weir Survey, A-42.

G2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 73.
- b. PUBLIC HEARING DATE SET for November 13, 2018 to install “No Parking Anytime” signs along the south side of street at 17521 St. Luke’s Way.
- c. FINAL PLAT APPROVED of The Woodlands United Methodist Church Woodforest Campus; 12.76 acres; Thomas Curry Survey, A-136.
- d. FINAL PLAT APPROVED of Williams Trace, Section 2; 58.594 acres; David C. Dickson Survey, A-180.

G3. PRECINCT 3

- a. FINAL PLAT APPROVED of Northgrove, Section 7; 28.91 acres; Joseph Miller Survey, A-27.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson’s Reserve, Section 12.
- c. FINAL PLAT APPROVED of Allegro at Harmony, Section 4; 16.413 acres; Montgomery County School Land Survey, A-351.

G4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola, Section 13 and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola, Section 16 and bond is released.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 21.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 25.
- e. FINAL PLAT APPROVED of Conroe ISD Flex 19; 17.67 acres; Richard Vince Survey, A-583.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Custodial to place Jelen Mejia, Custodian, on payroll as replacement for Amanda Craig, effective October 8, 2018.

Request of Traffic Operations to place Michael Campos, Signal Technician I, on payroll as replacement for John Bowen, effective September 24, 2018.

Request of Commissioner Precinct 3 to place Juan Noyola Correa, Operator I, on payroll as replacement for Richard Gambino, effective October 1, 2018.

Request of Commissioner Precinct 3 to promote Andrew Dubois, Manager-Projects & Logistics, effective October 1, 2018.

Request of Commissioner Precinct 4 to accept the resignation of Stephen Davis, Operator I, effective September 27, 2018. [21.56 hours or balance vacation; 5.625 hours or balance compensatory time]

Request of Commissioner Precinct 4 to accept the retirement of Darrell Jones, Operator III, effective September 30, 2018. [No benefits due]

Request of Commissioner Precinct 4 to place Jaime Torres Rodriguez, Operator I, on payroll as replacement for Stephen Davis, effective October 1, 2018.

Request of Commissioner Precinct 4 to increase salary of Jaime Torres Rodriguez, Operator I, effective October 6, 2018. [Not part of salary increase]

Request of Constable Precinct 1 to place Michael Austin Gay, Deputy Constable, on payroll, effective October 8, 2018.

Request of Constable Precinct 1 to place Sydney Mendoza, Clerk II, on payroll, effective October 8, 2018.

Request of Constable Precinct 1 to place Miguel Rosario III, Deputy Constable, on payroll as replacement for Elizabeth Hollan, effective October 1, 2018.

Request of Constable Precinct 1 to increase salary of Jerry Serratt, Investigator II, due to step increase, effective October 8, 2018.

Request of Constable Precinct 2 to place Jose Luis Torres, Deputy Constable, on payroll, effective October 1, 2018.

Request of Constable Precinct 4 to promote Jesse Bullinger, Sergeant Constable, as replacement for Trevor Potter, effective October 6, 2018.

Request of Constable Precinct 4 to increase salary of Michael Jaimes, Deputy Constable, due to step increase, effective October 6, 2018.

Request of Constable Precinct 4 to correct PCR of Trevor Potter, Deputy Constable, to reflect changes from salary schedule, effective October 6, 2018.

Request of Constable Precinct 4 to increase salary of Pedro Rodriguez, Deputy Constable, due to step increase, effective October 6, 2018.

Request of Constable Precinct 5 to place Robert Bodden Jr., Deputy Constable, on payroll, effective October 6, 2018.

Request of Constable Precinct 5 to promote Christopher Jones, Constable, as replacement for David Hill, effective October 1, 2018.

Request of Constable Precinct 5 to place Blake McElhaney, Deputy Constable, on payroll as replacement for Mike Silvio, effective October 1, 2018.

Request of Constable Precinct 5 to transfer Pedro Rodriguez, Deputy Constable, from Constable Precinct 4, effective October 11, 2018.

Request of Constable Precinct 5 to correct PCR of Chris Tally, Deputy Constable, to correct spelling of last name on PCR approved 7-24-2018, effective July 28, 2018.

Request of Lone Star Convention & Expo Center to transfer Edward A. Mayo, Manager-Civic Ctr, effective October 6, 2018.

Request of County Attorney to place Shannon Perkins, Attorney I, on payroll, effective October 1, 2018.

Request of County Auditor to remove Lukas Gilbreath, Budget Analyst, from payroll due to lay off, effective September 30, 2018. [64.47 hours or balance vacation]

Request of County Auditor to remove Katelyn M. Van Putten, Part-time Clerk, from payroll due to lay off, effective September 30, 2018. [No benefits due]

Request of County Engineer to place Diane F. Cooper, Flood Plain Administrator, on payroll, effective October 6, 2018.

Request of County Treasurer to accept the resignation of Lindsey N. Doyal, Coordinator Payroll, effective November 2, 2018. [168.59 hours or balance vacation]

Request of County Treasurer to place Deneen Marcella Shreve, Part-time Accountant, on payroll, effective September 24, 2018.

Request of Elections to place Suzana Bell, Voter Clerk, on payroll, effective October 8, 2018.

Request of Elections to place Heather Bellamy, Voter Clerk, on payroll, effective October 9, 2018.

Request of Elections to increase salary of Tommie Herrick, Voter Clerk, due to increase of responsibilities, effective October 6, 2018.

Request of Elections to increase salary of James Martelon, Voter Clerk, due to increase of responsibilities, effective October 6, 2018.

Request of Elections to accept the resignation of Desi Pesina, Voter Clerk, effective September 20, 2018. [No benefits due]

Request of Elections to place Michelle Deanne Sahr-Pitts, Voter Clerk, on payroll, effective October 8, 2018.

Request of Juvenile to place Ashley Nicole Abramski, Juvenile Probation Officer, on payroll due to Return from unpaid Leave of Absence, effective October 1, 2018.

Request of Juvenile to change status of Justin Marquie Bray, Juvenile Supervision Officer Substitute, from full time to part time, due to employee request, effective October 6, 2018.

Request of Juvenile to place Dedrick De Andre Carter, Juvenile Supervision Officer, on payroll as replacement for Brian Perez, effective October 1, 2018.

Request of Juvenile to place William Christopher Jackson, Juvenile **Supervision Officer**, on payroll as replacement for Shawn Arnold, effective October 1, 2018.

Request of Juvenile to place Dion Terrell McKinney, Juvenile Supervision Officer, on payroll as replacement for Torian Wyatt, effective October 1, 2018.

Request of Juvenile to place Ginka V. Vasileva, Counselor, on payroll as replacement for Joseph Ingram, effective October 8, 2018.

Request of Juvenile to accept the resignation of Justin Parris Troy Zimmer, Juvenile Supervision Officer, effective September 29, 2018. Is eligible for re-hire. [56.05 hours or

balance vacation; 0.755 hours or balance compensatory time; 16.50 hours or balance holiday time]

Request of Library to place Kimberly Birdsong, Library Assistant II, on payroll, effective October 8, 2018.

Request of Library to transfer Julie Ann Ybarra, Reference Librarian, as replacement for Amanda Abright, effective October 6, 2018.

Request of Purchasing to transfer Andreea Kovacs Lester, Construction Project Coord, from Building Maintenance, effective October 6, 2018.

Request of Sheriff to increase salary of Richard R. Ashmore, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to increase certification pay of Carolyn A. Butemeyer, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to increase salary of Justin Wayne Carl Campbell, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to accept the resignation of Xaria Samone Cheatum, Dispatcher, effective September 30, 2018. [No benefits due]

Request of Sheriff to increase salary of Jonathan Chase Combs, Specialist, due to step increase, effective October 6, 2018.

Request of Sheriff to transfer Michael Roy Dietrich, Comm Spec/Radio Tech II, effective October 6, 2018.

Request of Sheriff to place Tamara Domingue, Dispatcher, on payroll as replacement for Ruthie Fay Pilkington, effective September 29, 2018.

Request of Sheriff to increase salary of Brandon J. Evans, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to transfer Jeremy J. Freeman, Deputy, as replacement for Christopher Garner Voris, effective October 6, 2018.

Request of Sheriff to increase certification pay of Rudy Garza II, Dispatcher II, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to increase salary of Jake-Paul Gonzales, Sergeant, due to step increase, effective October 6, 2018.

Request of Sheriff to increase certification pay of Ashleigh Nicole Greenan, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to transfer Katherine Elizabeth Gregory, Dispatcher, effective September 22, 2018.

Request of Sheriff to increase certification pay of Christopher Michael Grier, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to transfer Todd Roger Hoff, Sergeant, effective October 6, 2018.

Request of Sheriff to increase certification pay of Christina Marie Hollen, Investigator CR Scene, due to certificate pay not being included in salary upload due to TCOLE delays, effective October 6, 2018.

Request of Sheriff to increase salary of Konrad Aleksei Janke, Deputy Patrol, due to step increase, effective October 6, 2018.

Request of Sheriff to transfer Jermaine Dashion Jenkins, Sergeant, effective October 6, 2018.

Request of Sheriff to accept the resignation of Ali Kamali, Deputy Patrol, effective September 19, 2018. [No benefits due]

Request of Sheriff to transfer Justin Brent Kellas, Deputy, as replacement for Thomas J. Smith, effective October 6, 2018.

Request of Sheriff to increase salary of David Aaron Kelman, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to transfer Lee Erik Knudsen, Specialist, effective October 6, 2018.

Request of Sheriff to increase salary of Jerry Daniel Lafferty, Deputy Detention, due to step increase, effective October 6, 2018.

Request of Sheriff to discharge Ethan Wayne Martin, Deputy, effective September 19, 2018. [60.49 hours or balance vacation; 0.29 hours or balance compensatory time]

Request of Sheriff to transfer Richard G. Meredith, Deputy Detention, as replacement for Troy K. Johnson, effective October 6, 2018.

Request of Sheriff to increase salary of Jonathan Ali Merlos, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to accept the resignation of Jayson E. Morris, Officer Civilian Deten, effective September 19, 2018. [40.04 hours or balance vacation; 72.53 hours or balance compensatory time; 24.00 hours or balance holiday time]

Request of Sheriff to transfer Magdalena Strong Moseley, Specialist, effective October 6, 2018.

Request of Sheriff to increase certification pay of Pamela Ann Neibarger, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to increase salary of Donald James Nichols III, Deputy Patrol, due to step increase, effective October 6, 2018.

Request of Sheriff to transfer Daniel Q. Morris, Lieutenant, effective October 6, 2018.

Request of Sheriff to increase certification pay of Kaleigh Rae Nunn, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to accept the resignation of Teresa Eddings Peterson, Deputy-Detention, effective October 5, 2018. [59.9 hours or balance vacation; 48.56 hours or balance compensatory time]

Request of Sheriff to transfer Thomas J. Smith, Specialist, effective October 6, 2018.

Request of Sheriff to transfer Jerry Douglas Thomas, Sergeant, effective October 6, 2018.

Request of Sheriff to transfer Christopher Garner Voris, Deputy Detention, as replacement for Jeremy J. Freeman, effective October 6, 2018.

Request of Sheriff to increase salary of Kenneth Andrew Wakefield, Detective, due to step increase, effective October 6, 2018.

Request of Sheriff to increase salary of John Kevin Warren Jr., Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to increase salary of Malissa Marie Westerfield, Deputy, due to step increase, effective October 6, 2018.

Request of Sheriff to increase certification pay of Joy Christine Williams, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Sheriff to increase certification pay of Tracey K. Williams, Dispatcher, due to certificate pay not being included in salary upload, effective October 6, 2018.

Request of Tax Assessor-Collector to place Kelley Anne Bohanon, Accounting Analyst, on payroll, effective October 6, 2018.

Request of Tax Assessor-Collector to place Brent Carter, Deputy Specialist I, on payroll as replacement for Alexa McKenzie, effective October 15, 2018.

Request of Tax Assessor-Collector to place Joni Parker, Deputy Specialist I, on payroll, effective October 9, 2018.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1-6

11. ORDER APPROVED to release lien and acknowledge receipt of check in the amount of \$5,080.77 as payment in full of assessment lien to recover cost to the County for demolition of a public nuisance for property located at 19753 Espinosa Lane New Caney, TX 77357. Check has been forwarded to the Auditor for further processing.
12. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 21711 Dan Drive Magnolia, TX 77355.
13. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 20070 Crystalwood Estates Drive New Caney, TX 77357.
14. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 16899 Pioneer Trails Conroe, TX 77302.
15. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 25738 A&B Tall Pines Court Magnolia, TX 77355.
16. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 18569 Wakefield Way Conroe, TX 77306.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9J1-3

J1. PRECINCT 1

- a. ORDER APPROVED declaring the existence of a public necessity and authorizing in institution of eminent domain proceedings for the FM 1097 Expansion Project for Parcel 112 owned by John B. Williamson.
- b. RESOLUTION AND ORDER TO PAY APPROVED for actual moving costs relating to the acquisition of Parcel 71 for the expansion of FM 1097 payable to Rentacrate Enterprises, LLC in the amount of \$350.00.
- c. ORDER APPROVED authorizing Notice of Public Hearing on November 13, 2018 for partial revision to subdivision lots/plats being described as part of Lot 7 and all of Lots 8, 9, and 10 Rancho Escondido, Section 2 to be known as Rancho Escondido Section 2, Partial Replat No. 1.

J2. PRECINCT 2

- a. ORDER APPROVED authorizing Notice of Public Hearing on November 13, 2018 for partial revision to subdivision lots/plats being described as portions of Lots 9 and 10 Block 1, Woodforest Section 72 to be known as Woodforest Sec 72 Partial Replat No. 1.
- b. ORDER APPROVED authorizing Notice of Public Hearing on November 13, 2018 for partial revision to subdivision lots/plats being described as portions of Lots 42 and 43, Block 1 Phase 1A Bluejack National Partial Replat 1A to be known as Phase 1A Bluejack National Partial Replat No. 2.
- c. ORDER APPROVED acknowledging receipt of amendment to letter of credit for the account of Ranch Crest Subdivision Section III.
- d. ORDER APPROVED acknowledging receipt of amendment to letter of credit for the account of Ranch Crest Subdivision Section IV.
- e. ORDER APPROVED acknowledging receipt of amendment to letter of credit for the account of Street Dedication Atascosa Trail, Wichita Trail and Lavaca Trail.
- f. ORDER APPROVED acknowledging receipt of assumption of liability certificate for the account of Woodtrace Section 8-A.
- g. AGENDA ITEM 9J2g – CONSENT TO ENCROACHMENT IPON DRAINAGE EASEMENT WAS DEFERRED.

J3. PRECINCT 4

- a. ORDER APPROVED authorizing Notice of Public Hearing on November 13, 2018 for partial revision to subdivision lots/plats being described as portions of Lots 12, 13, and 188 Dogwood Forest Section One to be known as Replat of Dogwood Forest Section 1 Portions of Lots 12, 13, and 188.
- b. ORDER APPROVED authorizing Notice of Public Hearing on November 13, 2018 for partial revision to subdivision lots/plats being described as portion of Lot 188 Dogwood Forest Section One to be known as JW Hemi Subdivisions including Partial Replat of Lot 188 Dogwood Forest Section 1.
- c. ORDER APPROVED acknowledging receipt of amendment to letter of credit for the account of White Oak Crossing Section IV.
- d. ORDER APPROVED acknowledging receipt of amendment to letter of credit for the account of White Oak Crossing Section V.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-2

- K1. RESOLUTION AND ORDER APPROVED to approve the settlement offer of \$565.95 to be paid to Service Provider for Consumers County Mutual, FBO Travelers Claims Hartford in exchange for a full Release of all property claims in connection with in the demand letter provided under Claim No. A-18-0026. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims with funding from 40220 74838.
- K2. RESOLUTION AND ORDER APPROVED to approve the settlement offer of \$389.64 to be paid to Enterprise, DBA Damage Recovery in exchange for a full Release of all property claims in connection with in the demand letter provided under Claim No. A-18-0057. The County Auditor is ordered to issue a check in

accordance with the settlement offer contingent upon receipt of a full release of all claims with funding from 40220 748383.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS
9L1-10

- L1. QUARTERLY MINUTES ACCEPTED of the June 20, 2018 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- L2. ANNUAL PERFORMANCE IMPROVEMENT REPORT ACCEPTED for Sept 2017-August 2018 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L3. REAPPOINTMENT APPROVED for active status and privileges of Dr. Barbara Moore, Medical Executive Director as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L4. REAPPOINTMENT APPROVED of Michael Johnson, MD Tele-Radiologist for active status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L5. REAPPOINTMENT APPROVED of Reono Bertagnoli, MD, Tele-Radiologist for active status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L6. REAPPOINTMENT APPROVED of Anne Glaser, MD, Tele-Radiologist for active status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L7. REAPPOINTMENT APPROVED of Pratul Patel, MD, Tele-Radiologist for active status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L8. APPOINTMENT APPROVED of Dr. Joseph Heath, Psychiatrist for provisional status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L9. REAPPOINTMENT APPROVED of John Nichols, DO, Tele-Radiologist for active status as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L10. REAPPOINTMENT APPROVED for active status and privileges of Jennifer Kemmerer, Physician Assistant, as recommended by the Medical Executive Committee to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.

AIRPORT – AGENDA ITEM 9M1

- M1. PARTIAL ASSIGNMENT OF LAND LEASE WITH CONSENT OF LESSOR (Conroe-North Houston Regional Airport) APPROVED between Gulf Management, LLC and Mark W. and Beate C. Buchanan.

GRANTS – AGENDA ITEM 9N1-6

- N1. FY 18 INNOVATIVE PROSECUTION GRANT ACCEPTED from the U.S. Department of Justice in the amount of \$359,729 for the District Attorney's Office. The application was approved in Commissioners Court April 10, 2018.
- N2. PET RETENTION GRANT ACCEPTED from Pet Smart Charities in the amount of \$20,000 for the Animal Shelter. The application was approved in Commissioners Court on June 26, 2018.
- N3. DOMESTIC VIOLENCE INVESTIGATOR GRANT ACCEPTED from The Governor's Office for District Attorney's Office in the amount of \$73,223.50. The application was approved in Commissioners Court on February 13, 2018.
- N4. DE-OBLIGATION APPROVED of \$10,826.49 from the Texas Veterans Commission Grant for the Veterans Treatment Court.
- N5. RESOLUTION APPROVED authorizing County Grant awarded to Montgomery County Committee on Aging, dba Meals on Wheels Montgomery County. County Judge is authorized to sign resolution in support of resolution.
- N6. FY 18 BODY-WORN CAMERA JUSTICE ASSISTANCE GRANT ACCEPTED from Bureau of Justice Assistance for the Sheriff's Office in the amount of \$49,095. The application was approved Commissioners Court on August 14, 2018 and Lieutenant Fitzgerald is designated as the authorized official for grant and to sign any related paperwork.

EMERGENCY MANAGEMENT – AGENDA ITEM 901-4

- O1. DE-OBLIGATION OF FUNDS APPROVED from the Office of The Governor for the HSGP 2016 Management and Administration Grant in the amount of \$67,900.75.
- O2. DE-OBLIGATION OF FUNDS APPROVED from the Office of The Governor for the HSGP 2016 Community Preparedness Grant in the amount of \$19,699.66.
- O3. DE-OBLIGATION OF FUNDS APPROVED from the Office of The Governor for the HSGP 2016 Special Law Enforcement Sustainment Grant in the amount of \$5,683.57.
- O4. DE-OBLIGATION OF FUNDS APPROVED from the Office of The Governor for the HSGP 2016 Structural Collapse Sustainment Grant in the amount of \$14,306.20.

COUNTY JUDGE– AGENDA ITEM 9P1

- P1. AMENDMENT/MODIFICATION NO. P00003 APPROVED to the amendment of solicitation/modification of contract DROIGSA-08-0030, 70CDCR19FIGR00144, between Montgomery County and Immigrations and Customs Enforcement-Office of Acquisitions Management to adjust funding for bedspace and transportation.

DISTRICT ATTORNEY – AGENDA ITEM 9Q1

- Q1. ADDITIONAL DISTRICT ATTORNEY FORFEITURE SALARY BUDGET APPROVED for FY 18 and FY 19.

ADULT PROBATION – AGENDA ITEM 9R1

- R1. COMMUNITY SUPERVISION AND CORRECTIONS BUDGETS ACCEPTED as required under Texas Law. The Montgomery County Adult Probation Department met with the Board of Judges on July 13, 2018 to discuss and approve the proposed budgets for FY 2019.

BUDGET OFFICE – AGENDA ITEMS 9S1-2

- S1. EXCEPTION APPROVED to Adult Probation Department regarding the FY 2019 Budget Policy.
- S2. SUPPLEMENT SALARY SCHEDULE APPROVED to provide additional information for departments 560102, 613, 61485, 642020 and grants.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

CITIZENS WILL ADDRESS THE COURT WHEN THE AGENDA ITEM IS PRESENTED.

AGENDA ITEM 11A – THE COURT DISCUSSED GRANTING A 5 YEAR LEASE EXTENSION FOR PROPERTY LOCATED AT 1500 N. FRAZIER IN CONROE. THIS IS CURRENTLY USED BY THE CONROE SYMPHONY ORCHESTRA THROUGH JUNE 2020. THE EXTENSION WOULD BE THROUGH JUNE 2025. THE COURT WOULD LIKE TO SEE EARLY TERMINATION LANGUAGE INCLUDED. THE COUNTY ATTORNEY'S OFFICE WILL PREPARE DOCUMENTATION AND BRING THIS ITEM BACK TO COURT.

4. REQUEST APPROVED – OUTSTANDING CLAIMS – BUDGET OFFICE

Motion by Commissioner Meador, seconded by Commissioner Riley, to allow the budget transfers and adjustments from Jury Fund Departments Salary Line items to Operations for the use of paying outstanding claims for Court Operations in FY 2018. This does not include the \$7,800.00 requested from Contingency. That will be brought back to court. Commissioner Noack voted "No". Motion carried.

5. CONTRACT APPROVED – PROJECT #18-41 – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the contract for Project #18-41 armored transportation services and intelligent safe technology with Dunbar Armored, Inc. for Various Departments. Purchasing Agent is authorized to sign. Motion carried.

6. CHANGE ORDER APPROVED – LANDTECH, INC. – PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Riley, to approved CO #1 to Landtech, Inc. for additional surveying services for Sorters Rd from 1,000 feet south of Northpark Drive to FM 1314 in the amount of \$50,061.00 for Precinct 4. Motion carried.

7. AWARD APPROVED – ERP SOFTWARE – ENVIRONMENTAL HEALTH AND PERMITTING

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award for Project #2016-0038 RFP ERP Software and Implementation Services to Inspect2go, Inc. for Environmental Health and Permitting. Commissioner Noack voted "No". Motion carried.

8. AWARD APPROVED – VEHICLE STRIPING – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the award for Project #18-68 Vehicle striping kits and installation to Bryant's Signs for Various Departments. Motion carried.

9. AWARD APPROVED – NEW TRUCKS – BUILDING MAINTENANCE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award for Project #19-02 Trucks with Service Bodies and purchase quantity of four in the amount of \$145,188.00 to Gullo Ford. This is allowed by the 3% Local Preference Statute. Commissioner Noack voted “No”. Motion carried.

Bill O’Sullivan addressed the court concerning Agenda item 13D. He spoke about the AC for the Animal Control trucks. He stated he had spoke to vendors and was quoted a price of \$5,500.00 to retro fit the gas truck per unit and this would give them a box which is air conditioned for the animals. This would stop the Animal Control officers from having to lift the animals over their head also. He stated he would give the information to the Purchasing Agent.

10. PURCHASE APPROVED – NEW VEHICLES – CONSTABLE PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the purchase of two Chevrolet Tahoe PPV through TXSmartbuy contract #071-A1 from Lake Country Chevrolet in the amount of \$62,088.00. This will be purchased with the funds approved in Commissioners Court 09/25/2018. Motion carried

11. PURCHASE APPROVED – NEW VEHICLES – SHERIFF’S OFFICE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase of 30 Tahoe PPV from Caldwell Country Chevrolet, 12 Charger PPV and 1 Charger Pursuit from Grapevine DCJ for a total amount of \$1,278,045.00. This is pursuant to project #19-01 previously awarded on 09/11/18 for Sheriff’s Office. Motion carried.

12. REQUEST APPROVED – REPLACEMENT VEHICLES – PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the authorizing the Purchasing Agent to purchase replacement vehicles from project #19-01 as needed. Motion carried.

13. CONTRACT APPROVED – PROJECT #18-55 – RISK MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the contract for Project #18-55 Third Party Claims Administrations Services for the Montgomery County Medical, Cafeteria Plan and an Optional Fully Insured Group Health Plan to Boon-Chapman Benefit Administrators, Inc. Motion carried.

Dan Forney addressed the court concerning Agenda Item 14B. He stated that the neighborhood of Stonecrest Ranch has been overrun by feral hogs and he supports the grant for feral hog abatement.

14. GRANT APPLICATION APPROVED – 2019 INDIGENT DEFENSE GRANT – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Fiscal Year 2019 Indigent Defense Commission. Motion carried.

15. REQUEST APPROVED – FERAL HOG ABATEMENT GRANT – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve applying to Texas A&M Agrilife Extension Service/Wildlife Services Program for the County Feral Hog Abatement Grant. Motion carried.

16. GRANT APPLICATION APPROVED – FIREARMS AMMUNITION TRAINING – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Firearms Ammunition Training Grant Application to National Rifle Association (NRA) Foundation in the amount of \$9,578.80 for Constable Precinct 3. No match is required. Lieutenant Atkins is authorized to sign and submit grant electronically on behalf of Montgomery County. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

COMMISSIONER MEADOR LEFT THE COURTROOM.

AGENDA ITEM 15A1: CONSIDER THE PARTIAL REVISION OF RESERVE A, BLOCK 1 OF GRANITE RIDGE, TO BE KNOWN AS GRANITE RIDGE, PARTIAL REPLAT NO. 1.

Bruce Allegar addressed the court concerning this replat. He is the developer of the subdivision and stated an HOA has not been set up yet. The plat is not ready.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

AGENDA ITEM 15B1: CONSIDER AND APPROVE ESTABLISHING A 25-MPH SPEED LIMIT ON GREENBERRY DRIVE.

AGENDA ITEM 15B2: CONSIDER AND APPROVE ESTABLISHING A 25-MPH SCHOOL ZONE ON SORTERS ROAD FOR BROOKWOOD ELEMENTARY SCHOOL AND INFINITY EARLY COLLEGE HIGH SCHOOL.

AGENDA ITEM 15B3: CONSIDER THE PARTIAL REVISION OF LOTS 7 AND 8, BLOCK 7, SPLENDORA ESTATES, TO BE KNOWN AS SPLENDORA ESTATES, REPLAT NO. 1.

This plat is not ready yet.

AGENDA ITEM 15B4: CONSIDER THE PARTIAL REVISION OF LOTS 7 AND 8, F.M.1314 ESTATES, TO BE KNOWN AS FM 1314 ESTATES, PARTIAL REPLAT NO. 1.

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

17. REQUEST APPROVED – SPEED LIMIT – PRECINCT 4

REQUEST APPROVED – SPEED LIMIT – PRECINCT 4

FINAL PLAT APPROVED – FM 1314 ESTATES PARTIAL REPLAT NO. 1
– PRECINCT 4

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

- a. Speed limit of 25 mph established on Greenberry Drive;
- b. Speed limit of 25 mph school zone established on Sorters Road for Brookwood Elementary School and Infinity Early College High School; and
- c. Final plat approved of FM 1314 Estates Partial Replat No. 1; 15.673 acres; R.G. Hamlet Survey, A-258.

Motion carried.

18. REQUEST APPROVED – POSITION TRANSFER – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the transfer of Commissioner Precinct 2 Traffic Signal Postion 613-2510-1, Traffic Signal Tech and its associated benefits to Traffic Operations as position 6147-2510-6 Traffic Signal Tech, effective October 10, 2018. 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 18A: CONSIDER AND APPROVE TWO RESOLUTIONS AND ORDERS TO SETTLE CLAIM NO. A-16-0119, DATE OF INCIDENT 10/23/16. (ARTICLE 551.071)

EXECUTIVE SESSION – AGENDA ITEM 18B: CONSIDER AND APPROVE A RESOLUTION AND ORDER TO ACCEPT APPRAISALS FOR CLAIM NO. B-18-0071, DATE OF INCIDENT 09/15/18. (ARTICLE 551.071)

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

19. RESOLUTION AND ORDERS APPROVED – CLAIM #A-16-0119 – EXECUTIVE SESSION

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Resolution and Orders as follows:

- a. Settlement offer approved of \$23,000.00 to be paid to Cody Lucas and Stewart J. Guss, Attorney at Law in exchange for a full release of all personal injury claims in connection with in the demand letter provide under Claim No. A-16-0119. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims with funding from 40220 748383; and
- b. Settlement offer approved of \$30,000.00 to be paid to Destiny Garcia and Stewart J. Guss, Attorney at Law in exchange for a full release of all personal injury claims in connection with in the demand letter provide under Claim No. A-16-0119. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims with funding from 40220 748383.

Motion carried.

20. RESOLUTION AND ORDER APPROVED – CLAIM #B-18-0071 – EXECUTIVE SESSION

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the appraised value of \$13,181.60 for unit 5412 and appraised value of \$11,264.38 for unit 5418 under Claim #B-18-0071. The transfer of funds is approved from Risk Management line item number 40220 748381 to Contingency line item number 6957695. The County Auditor is authorized to transfer funds from Risk Management line item 40220 748381 to Contingency line item number 6957695. Motion carried.

CITIZENS – AGENDA ITEM 20

Jeff Williams addressed the court concerning Eagles Nest. He told the court of various statistics concerning inmates that have been released and the positive things happening at Eagles Nest. He invited members of the court to visit the facility.

Eric Yollick addressed the court concerning the code of ethics. He stated that the county has a watered down version just to satisfy TxDOT. He would like the county to write and implement a code that has teeth.

Bill O' Sullivan addressed the court concerning prior planning on pavement management. He presented the court with a copy the The Woodlands Township Pavement Management Plan. He stated this would help the county with the life expectancy of roads and would help with replacement and getting projects on the TIP.

MISCELLANEOUS – AGENDA ITEM 21 – Commissioner Noack told a joke.

21. COURT ADJOURNS

Motion by Commissioner Riley, seconded by Commissioner Meador, to adjourn this session of Court. Motion carried.

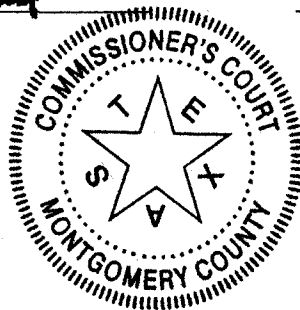
The above and foregoing minutes were read and approved by the Court.

ATTEST:

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

BY:

Mark Turnbull
COUNTY CLERK



Craig Dwyer
COUNTY JUDGE