

COMMISSIONERS COURT DOCKET
NOVEMBER 13, 2018
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 13th day of November, 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
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Jerilyn Williams.

Kelley Anne Rolland made a presentation concerning the Pledge of Allegiance for Veterans Day.

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 Riley, to approve Commissioners Court Agenda for discussion and necessary action with Agenda Item 21A being deferred. Motion carried.

AGENDA ITEM 7A – MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED
EMPLOYEE OF THE MONTH TO KAYCE BUCKS, WITH CONSTABLE PRECINCT 1
OFFICE FOR THE MONTH OF DECEMBER 2018.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated October 23, 2018. Motion carried.

AGENDA ITEMS 9A2, 9B1, 9B2, 9B3, 9B4, 9B6, 9B7, 9D2, 9E1 4TH BULLET POINT, 9E5, 9E6, 9I1 AND 9R1 WERE REMOVED FROM THE CONSENT AGENDA AND DISCUSSED INDIVIDUALLY AFTER THE APPROVAL OF THE CONSENT AGENDA.

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

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 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. AGENDA ITEM 9A2 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
- A3. REPORTS ACCEPTED that comply with Local Government Code Chapter 114 Section 024; Dept/Div Revenue Summary and Dept/Div Expenditure Summary.
- A4. REPORT OF OFFICIALS' FEES ACCEPTED as audited for September, 2018.
- A5. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of October, 2018.

BUDGET OFFICE – AGENDA ITEMS 9B1-7

- B1. AGENDA ITEM 9B1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.
- B2. AGENDA ITEM 9B2 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.
- B3. AGENDA ITEM 9B3 WAS MOVED TO THE OPEN SESSION. SEE MOTION 7 FOR COURT ACTION.
- B4. AGENDA ITEM 9B4 WAS MOVED TO THE OPEN SESSION. SEE MOTION 8 FOR COURT ACTION.
- B5. LINE ITEM TRANSFERS AND ADJUSTMENTS AUTHORIZED for Fiscal Year 2019 as follows:

Department Name Type of Change Reason for Chang

Sheriff's Office	Transfer	Setup different budget line items for special OT codes
Sheriff's Office	Transfer	Reallocate OT and benefits budgets
Purchasing	Transfer	Transfer supplies to equipment rental and aircards
Commissioner 2	Adjustment	Transfer to IT for Equipment
Permits	Transfer	Transfer supplies to association dues
Constable 5	Transfer	Transfer for COBAN Equipment originally in Vehicle Maint
County Attorney	Transfer	Close a LEOSE line item
District Attorney	Adjustment	Transfer to IT for Equipment
Sheriff's Office	Transfer	Setup Professional Development & Travel budgets
Tax Assessor	Adjustment	To purchase security hardware
Constable 5	Adjustment	Transfer to BM for office furniture build
District Attorney	Adjustment	Transfer to IT for Equipment (scanner)
Commissioner 2	Adjustment	Transfer to BM for office furniture build/remodel

- B6. AGENDA ITEM 9B6 WAS MOVED TO THE OPEN SESSION. SEE MOTION 9 FOR COURT ACTION.

- B7. AGENDA ITEM 9B7 WAS MOVED TO THE OPEN SESSION. SEE MOTION 10 FOR COURT ACTION.

TREASURER – AGENDA ITEMS 9C1-3

- C1. MONTHLY STATEMENT OF BALANCES REPORT APPROVED for September 2018.
- C2. ANNUAL STATEMENT OF BALANCES APPROVED for October 2017-September 2018.
- C3. ANNUAL INVESTMENTS REPORT APPROVED for October 2017-September 2018.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9D1-2

- D1. ANNUAL COUNTY COLLECTION REPORT ACCEPTED for October 1, 2017-September 30, 2018.
- D2. AGENDA ITEM 9D2 WAS MOVED TO THE OPEN SESSION. SEE MOTION 11 FOR COURT ACTION.

PURCHASING – AGENDA ITEMS 9E1-6

E1. RENEWALS AWARDED:

- a. Project #2017-0007 job order contract for minor construction trades with Horizon International Group, LLC, Nash Industries, Inc., TAS Mechanical, Inc. dba Total Air Service, and Emcor - Gowan, Inc. for Various Departments. (Exercising the 1st of three renewal options)
- b. Project #2015-0007 crushed concrete with Century Asphalt for Various Departments. (Exercising the 4th of five renewal options)
- c. Auto parts and supplies through the Interlocal Agreement with Buyboard contract #551-17 from O'Reilly Auto Enterprises LLC dba O'Reilly Auto Parts for Various Departments. (Exercising the 1st of two renewal options)
- d. Agenda item 9E1 4th bullet point was moved to the open session. See motion 12 for
- e. Project #2015-0023 exterminating/pest control services with GNJ Preferred Solutions, LLC dba Branded Pest Defense, LLC for Various Departments. (Exercising the 4th of five renewal options)
- f. Project #2014-0068 post and related hardware for traffic signs with Trantex for Various Departments. (Exercising the 4th of four renewal options)

E2. CHANGE ORDERS APPROVED:

- a. CO #4 to Triple B Services LLP for Project #2017-0063 Woodlands Parkway Widening-Grogans Mills Road to IH 45 to modify storm water drainage and add revised plan sheets for an increase of \$5,335.00 for Precinct 3.
- b. CO #6 to Strategy 7 Corporation for Project #2013-0047 hardware IBM maintenance and software (AIX) support for price changes to existing contract for IT.

E3. UTILIZATION APPROVED of the following contracts:

- a. Services and support through the State of Texas Department of Information Resources contract #DIR-TSO-3886 from Ford Audio Video Systems LLC for IT. Local Gov't Code §271.083(b)

- b. Midwest Tape Librarians #1 Media Source as an item that can be obtained from only one source from Midwest Tape, LLC for Library. Local Gov't Code §262.024(a)(7)(A).

E4. AMENDMENTS APPROVED for the following contracts:

- a. Amendment #1 to Rods Surveying, Inc. for surveying services for FM 1097 from Bentwater Drive to IH-45 to approve additional surveying services in the amount of \$33,457.00 for Precinct 1.
- b. Amendment #2 to Rods Surveying, Inc. for surveying services for FM 1097 from Bentwater Drive to IH-45 to approve additional surveying services in the amount of \$41,955.70 for Precinct 1.

E5. AGENDA ITEM 9E5 WAS MOVED TO THE OPEN SESSION. SEE MOTION 13 FOR COURT ACTION.

E6. AGENDA ITEM 9E6 WAS MOVED TO THE OPEN SESSION. SEE MOTION 14 FOR COURT ACTION.

RISK MANAGEMENT – AGENDA ITEMS 9F1-2

F1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63810928	Ledee, Alicia H./ Const Pct 2	\$5,000	Reserve/New
63810902	Fox, Thomas Russell/ Const Pct 5	\$5,000	Reserve/New
63810902	Fox, Thomas Russell/ Const Pct 5		Rider/Change to Active Duty
15227717	Rauen, Raymond/ Const Pct 1	\$5,000	Renew/Cont Cert
63439435	Bane, Erica/ Tax Assessor	\$100,000	Renew/Cont Cert
15227699	Mack, Wesley/ Const Pct 1	\$5,000	Renew/Cont Cert
15227682	Burnett Jr., Billy/ Const Pct 1	\$5,000	Renew/Cont Cert
15227707	Cade, Timothy/ Const Pct 1	\$5,000	Renew/Cont Cert
15227738	Delacruz, Jacqueline/Const Pct 1	\$5,000	Renew/Cont Cert
15227677	Durrenberger, Jerry/ Const Pct 1	\$5,000	Renew/Cont Cert
15227726	Faught, Richard/ Const Pct 1	\$5,000	Renew/Cont Cert
15227723	McCaffrey III, Wayne/Const Pct1	\$5,000	Renew/Cont Cert
15227710	Rhodes, Jarrett/ Const Pct 1	\$5,000	Renew/Cont Cert
15227690	Traylor, Tracy/ Const Pct 1	\$5,000	Renew/Cont Cert
15227714	Wiese, Matthew/ Const Pct 1	\$5,000	Renew/Cont Cert
15227712	Bostick, Paul/ Const Pct 1	\$5,000	Renew/Cont Cert
15227733	Serratt, Jerry/ Const Pct 1	\$5,000	Renew/Cont Cert
63012096	Smith, Carmen Michelle/Const Pct 4	\$5,000	Renew/Cont Cert
15227734	Barrett Jr., Bob/ Const Pct 1	\$5,000	Renew/Cont Cert
15227556	Ford, Richard/ Const Pct 4	\$5,000	Renew/Cont Cert
15227581	McCown, Janie/ Const Pct 2	\$5,000	Renew/Cont Cert
15227576	Hubbard, Paul/ Const Pct 2	\$5,000	Renew/Cont Cert
15227593	Sprague, Steven/ Const Pct 3	\$5,000	Renew/Cont Cert
61523018	McGee, Lloyd Wesley/Const Pct 1	\$5,000	Renew/Cont Cert
61891554	Washington, Jomo K./Const Pct 3	\$5,000	Renew/Cont Cert
61891579	Martinez, Jason A./ Const Pct 3	\$5,000	Renew/Cont Cert
62612703	Ryan, Brent/ Const Pct 3	\$5,000	Renew/Cont Cert
62612719	Randall, Alexander/ Const Pct 3	\$5,000	Renew/Cont Cert
15071457	Reaves, Patricia/ Treasurer	\$25,000	Renew/Cont Cert
63437084	Jalomo Jr., Gilbert/ Purchasing	\$5,000	Renew/Cont Cert

62612584	Jensen, Tanner/ Const Pct 4	\$5,000	Renew/Cont Cert
14460323	White, Charles Michael/ Const Pct 2	\$5,000	Renew/Cont Cert

- F2. PAYMENT ACKNOWLEDGED to Juanita Hadley in the amount of \$711.00 in reference to claim #A-18-0070 DOL 08.17.18.

COMMISSIONERS – AGENDA ITEMS 9G1-3

G1. PRECINCT 1

- a. REQUEST APPROVED from Sanford, Kuhl, Hagan, Kugle, Parker, Kahn, LLP for the creation and naming of the next available Montgomery County Municipal Utility District No. 173 per memo on file.

G2. PRECINCT 2

- a. ASSIGNMENT APPROVED of the number 174 for the Montgomery County Municipal Utility District to be reserved in the name of Allen Boone Humphries Robinson LLP.

G3. PRECINCT 4

- a. CHECK ACCEPTED in the amount of \$880.88 from Montgomery County Emergency Services District #7 for the purchase of Fuel. This will be deposited into line item 615-7926. Check has been forwarded to the auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9H1-5

H1. PRECINCT 1

- a. FINAL PLAT APPROVED of F.M. 1097 Commercial Plaza, Section 1; 2.805 acres; Timothy Cude Survey, A-12.

H2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Fosters Ridge, Section 11.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 69.

H3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Allegro at Harmony, Section 4.

H4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola, Section 10 and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola, Section 11 and bond is released.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola, Section 12 and bond is released.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Kings Mill, Section 11.

- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Kings Mill, Section 12 and bond is released.
- f. FINAL PLAT APPROVED of Splendora Estates Replat No. 1; 8.002 acres; William Wills Survey, A-594.

H5. ALL PRECINCTS

- a. REQUEST APPROVED form Park Construction to move heavy equipment across various county roads. This permit will expire February 25, 2019 and bond on file will expire August 14, 2019.

HUMAN RESOURCES – AGENDA ITEM 9I1

- I1. AGENDA ITEM 9I1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 15 FOR COURT ACTION.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9J1-8

- J1. ORDER APPROVED to release lien and acknowledge receipt of check in the amount of \$42,699.90 as payment in full of assessment lien to recover cost to the County for demolition of a public nuisance for property located at 15428 Delores Lane Conroe, TX 77384. Check has been forwarded to the Auditor for further processing.
- J2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 481 Camwood Magnolia, TX 77355. Clear Creek Forest Section 11 Block 7 Lot 5.
- J3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 11253 Hwy 242 Conroe, TX 77385.
- J4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 28311 Foxwood Drive Pinehurst, TX 77362. Foxwood Block 1, lot 41.
- J5. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 21448 Pirates Cove New Caney, TX 77357. Tanglewood Manor Lot 423.
- J6. ORDER APPROVED to abate a public nuisance on the following property that is abandoned, deemed unsafe, or unlivable: 31434 Ashlyn Timbers Ct. Magnolia, TX 77355 with an estimated total cost of \$3,300 to be funded by CDBG.
- J7. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 yr flood plain located at 29914 Roberts Rail Magnolia, TX 77354. Highland Estates Lot 7.
- J8. ORDER APPROVED to abate a public nuisance on the following property that is abandoned, deemed unsafe, or unlivable: 10709 E. Hammon, Montgomery, TX 77316 with an estimated total cost of \$3,600 to be funded by CDBG.

COUNTY JUDGE – AGENDA ITEMS 9K1-4

- K1. REQUEST APPROVED to change the meeting date of Commissioners court for Tuesday, January 15, 2019 to Tuesday, January 8, 2019. This will allow the newly elected County Judge and Precinct 4 Commissioner to attend a seminar/training for newly elected Judge's and Commissioners in Austin January 14-17, 2019.

- K2. REQUEST APPROVED to allow a two hour lunch (11:30A.M.-1:30 P.M.) on Tuesday, December 4, 2018 for County Employees to attend the annual County Christmas Luncheon at the Lone Star Convention Center.
- K3. AUTHORIZATION APPROVED for County Judge to sign EB-5 Designation of Targeted Employment Area for Project located at 20130 US-59 New Caney, TX 77357.
- K4. AUTHORIZATION APPROVED for County Judge to sign EB-5 Designation of Targeted Employment Area for Project located at 23830 FM 1314 Porter, TX 77365.

SHERIFF – AGENDA ITEM 9L1

- L1. REQUEST APPROVED for the purchase of coffee and supplies from the 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 9M1-3

M1. PRECINCT 1

- a. ORDER APPROVED authorizing notice of public hearing on December 18, 2018 for partial revision to subdivision lots/plats being described as lot 18 and part of Lot 17, Block 2, Point Aquarius Section 2 to be known as Point Aquarius Section 2, Replat No. 1.
- b. AMENDMENT APPROVED to lease agreement between Montgomery County and Conroe Symphony Orchestra.
- c. WATER UTILITY EASEMENT APPROVED for a 10 foot permanent water utility easement fronting on State Highway 75 North along the western property line of a 5.758 acre tract of land located in the George W. Lonis Survey, A-313.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the funding of the acquisition, purchase and funding of the acquisition of Parcel 54 of the expansion of FM 1097 from Edward P. Wong for the total sum of \$229,948.75 and to accept the executed or to be executed deed.
- e. RESOLUTION AND ORDER TO PAY APPROVED for the funding of the acquisition, purchase and funding of the acquisition of Parcel 55 of the expansion of FM 1097 from Butler Billboards for the total sum of \$100,000.00 and to accept the executed or to be executed deed.
- f. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for the FM 1097 Road Expansion project for Parcel 39 owned by GSG&T and being 13.63 acre parcel of land out of the Neil Martin Survey, A-26.
- g. RESOLUTION AND ORDER TO PAY APPROVED for the funding of actual moving costs relating to the acquisition of Parcel 59 for the expansion of FM 1097 payable to Buehler Transfer & Storage in the amount of \$5,265.00.

M2. PRECINCT 2

- a. ORDER APPROVED authorizing notice of public hearing December 18, 2018 for partial revision to subdivision lots/plats being described as part of

Lot 1, Block 1, and Lot 19 of Fosters Ridge, Section 4 to be known as Fosters Ridge Section 4, Partial Replat No. 1.

- b. INTERLOCAL AGREEMENT APPROVED between Montgomery County and City of Conroe for preliminary design services for Old Conroe Road.
- c. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for the McCaleb Road Expansion Project for Tract IA being 0.87 acres of land in the James Smith Survey, A-37; Tract IIA being 0.9615 acres of land in the James Smith Survey, A-37; and Tract IIIA being 1.1263 acres of land in the James Smith Survey, A-37.
- d. AGREEMENT APPROVED for road acceptance and repair between Montgomery County and Lake Creek Ranchettes HOA.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM based upon prescriptive right of 400 feet of Country Forest Dr. in Lake Creek Ranchettes beginning at the current end of County Maintenance pursuant to petition for acceptance submitted by Lake Creek Ranchettes HOA.

M3. PRECINCT 4

- a. INTERLOCAL AGREEMENT APPROVED between Montgomery County and Conroe Independent School District for extension of Firehouse Road from Harpers School Road to south entrance of Suchma Elementary School.
- b. ORDER APPROVED acknowledging receipt of check in the amount of \$1.00 from Tracy Lirette for lease of real property described as Tract 18F, being 5 acres in the William Bridges Survey, A-73. Check has been forwarded to the Auditor for further processing.
- c. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 1 for the widening of Old Houston Road from Texas Annual Conference of the United Methodist Church for the total sum of \$39,616.86. The executed or to be executed deed is accepted.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 40 for the widening of Old Houston Road from Southside Bank, f/k/a First Bank & Trust East Texas, Trustee of the Robert Wayne Sanchez Trust for the total sum of \$15,023.86. The executed or to be executed deed is accepted.
- e. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 43 for the widening of Old Houston Road from Julio O. Mejia and Olga Mejia for the total sum of \$2,074.86. The executed or to be executed deed is accepted.
- f. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 9 for the widening of Sorters Road from Cornerstone Baptist Church of Porter, Texas f/k/a New Testament Baptist of Porter, Texas Inc. for the total sum of \$1,831.75. The executed or to be executed deed is accepted.
- g. DONATION DEED AND ROADWAY CONSTRUCTION AGREEMENT ACCEPTED AND RECORDED between Montgomery County and GT Operating Company for Speed Street North ROW. This was previously approved in Commissioners Court on 8-28-2018.

- h. INTERLOCAL AGREEMENT APPROVED between Montgomery County and the City of Shenandoah for David Memorial Drive Extension.
- i. ORDER APPROVED to accept Kings Road into Montgomery County Road Maintenance System upon finding of prescriptive right based on public use and petition is accepted.

COUNTY ATTORNEY– AGENDA ITEMS 9N1-2

- N1. 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. 18-06-07490 and styled Ronald Edwin “Eddie” Duncan vs. Allen Booher, et al in the 284th District Court of Montgomery County under Claim No. D-17-0135. The County Attorney is authorized to incur expenses as necessary for the proper defense of said case with funding of said expenses from the Risk Management Budget with the approval of the Director of Risk Management or designee.
- N2. RESOLUTION AND ORDER APPROVED to approve the settlement offer of \$26,967.00 to be paid to Montgomery County by Zurich American Insurance Company in exchange for a full release of all property claims in connection with in the demand letter provided under Claim No. U-18-0031. The County Auditor is authored to accept checks in accordance with the settlement offer contingent upon receipt of a full release of all claims.

CONSTABLE PRECINCT 4– AGENDA ITEM 9O1

- O1. AGREEMENT APPROVED for Law Enforcement Services between Montgomery County and Riverwalk Property Owners Association.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9P1-3

- P1. RESOLUTION APPROVED for the Montgomery County Homeland Security Grant Program Projects for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division for the 2018 grant year. Darren Hess is authorized to execute as the authorized official. The application process was previously approved in Commissioners Court.
- P2. DE-OBLIGATION APPROVED of funds from the Office of the Governor for the HSGP 2016 Montgomery County Emergency Operation Center Enhancement Grant in the amount of \$76.97 and the HSGP 2016 Montgomery County Structural Collapse Sustainment Grant in the amount of \$500.
- P3. SUPPLEMENTAL GRANT AWARD APPROVED from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management. The supplemental awards are for grant 2976902 in the amount of \$115,365.73 and grant 2976402 in the amount of \$94,963.47. Darren Hess is authorized to execute acceptance as the authorized official.

LIBRARY– AGENDA ITEM 9Q1

- Q1. REQUEST APPROVED to authorize closing library facilities at 5 p.m. December 31, 2018 in keeping with policies enacted in previous years.

AGRILIFE EXTENSION OFFICE – AGENDA ITEM 9R1

- R1. AGENDA ITEM 9R1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 16 FOR COURT ACTION.

Motion carried.

END OF CONSENT AGENDA

4. BUDGET AMENDMENTS APPROVED – FY18 – AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the Budget Amendments and line item transfers from FY2018 as follows:

- a. Various: To allocate restricted, move variances to fund balance for CYFY18, carryover M5/10.23.18, transfer line items/carryovers, and recognize and allocate revenues Sept 18.
- b. 359th District Court: To de-obligate VTC/FVA Grant funds M3/10.09.18 and transfer line items.
- c. 410th District Court: To transfer line items.
- d. Airport: To transfer line items to pay claims.
- e. Alternate Dispute Resolution: To recognize and allocate revenues.
- f. Animal Shelter: To transfer line items PO 551953 accrual and transfer line items PO 551971 accrual.
- g. Building Maintenance: To transfer line items.
- h. Commissioner Precinct 1: To allocate restricted.
- i. Commissioner Precinct 3: To transfer line items.
- j. Commissioner Precinct 4: To adjust line items.
- k. Constable Precinct 4: To transfer line items and de-obligate remaining funds.
- l. Constable Precinct 5: To fund Constable 5 deputy approved with M18/09.11.18.
- m. County Attorney: To transfer line items to pay claims.
- n. County Judge: To transfer funds.
- o. Custodial: To transfer line items.
- p. District Attorney: To recognize and allocate revenue, transfer funds, and deobligate remaining funds.
- q. District Clerk: To transfer line items.
- r. Emergency Management: To transfer line items, transfer line items for grantor adjustment, transfer funds to EM for supplies, and adjust line item.
- s. FEMA-DR-4272-TX: To adjust line items for Woodforest Bridge expenditures (Cat C)
- t. Fire Marshal: To transfer line items
- u. IT: To transfer line items to pay claims.
- v. Juvenile: To correct original budget set up
- w. Purchasing: To correct revenue.
- x. Sheriff: To allocate revenue.
- y. Sheriff-FBI-JTTF: To deobligate remaining funds
- z. Sheriff-Fleet Ops: To transfer line items.
- aa. Sheriff-HIS Human Trafficking: To deobligate remaining funds.
- bb. Sheriff-ICE-Homeland Security Investigations: To deobligate remaining funds.
- cc. Sheriff-Jail: To recognize and allocate revenue, recognize and allocate revenue for J. Corley, and to transfer budget lines.
- dd. Sheriff-MOCONET: To deobligate remaining funds.
- ee. Sheriff-US Marshals-JLEO: To deobligate remaining funds.
- ff. Sheriff-Vehicle Maintenance: To transfer line items.

Motion Carried.

5. REQUEST APPROVED – EXCEPTION TO MOTION 25/01.14.13 – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an exception to Motion 31 from January 14, 2013 for equipment leases and copier leases.

The previous motion limited an outgoing elected official to 25% of their line item budget.
Motion carried.

6. EXCEPTION APPROVED – BUDGET POLICY – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve an exception to the FY 2019 Budget Policy, Part 3, Section C for the IT department. Motion carried.

7. REQUEST APPROVED – SUPPLEMENTAL SALARY SCHEDULE – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve supplement to salary schedule to provide additional information for departments 406, 499, 56019, and 612. Motion carried.

8. REQUEST APPROVED – FY2019 BUDGET – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Clark, to memorialize previous actions taken on changes to the fiscal year 2019 budget in prior Commissioners Court meetings as follows:

Department Name	Type Of Change	Reason For Change	Date Previously Approved
Constable 5	Adjustment	Removal of Salary Supplement	10/23/18
Lone Star Convention Center	Adjustment	Insurance for Temporary Position	10/23/18
Various	Amendment	Carryovers	10/23/18
Commissioner 1, 2,3,4	Adjustment	Contribution Veterans Memorial	08/28/18
CIP	Adjustment	Allocate FY19 CIP	09/25/18
Sheriff	Transfer	To reflect to Budget Document	09/05/18

Motion carried.

9. AMENDMENT AUTHORIZED – GRANT DEPARTMENT – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to authorize the amendment for the grant department as follows:

- a. Sheriff/HIDTA MOCONET: To accept grant increase from HIDTA M4/07.24.18.

Motion carried.

10. AMENDMENTS AUTHORIZED – SPECIAL REVENUE DEPARTMENTS – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to authorize the amendment for Special Revenue Departments as follows:

Department Name	Type Of Change	Reason For Change
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Constable 3	Amendment	To setup vehicle maintenance budget for contracts
JP 1,2,4,5	Amendment	To set up pass-through budget for JP Collection
Library	Amendment	To setup budget for Library donation
County Attorney	Amendment	To setup budgets for County Attorney State Funds
District Attorney	Amendment	To setup budgets for District Attorney State Funds
Sheriff's Office	Amendment	To setup budgets for Jail Commissary

Motion carried.

11. TERMINATION APPROVED – TAX ABATEMENT – TAX ASSESSOR/COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the Termination of Tax Abatement Agreement by Mutual Consent between Montgomery County and Chicago Bridge & Iron (Delaware). Motion carried.

12. RENEWAL OPTION APPROVED – CARRIER COPORATION – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the renewal option for HVAC Equipment, supplies, and installation of HVAC equipment with Buyboard contract #552-17 from Carrier Corporation for Various Departments. This is exercising the 1st of two renewal options. Commissioner Noack abstained from the vote. Motion carried.

13. REQUEST APPROVED – CONTRACT EXTENSION – LIBRARY

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve a contract extension with Coin Copiers for 180 day for Library. Motion carried.

14. AGREEMENT RECORDED – PROFESSIONAL DESIGN SERVICES – FORENSICS CENTER

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the request to record the PGAL Agreement to provide professional design services for the Forensics Center Project #18-64. This was previously approved in Commissioners Court on 10/23/18. Motion carried.

A MOTION WAS MADE BY COMMISSIONER NOACK TO REMOVE #41, 52, AND 53 FROM THE PAYROLL CHANGE REQUEST FORMS AND APPROVE THE REST. MOTION DIED FOR LACK OF A SECOND.

15. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of District Judge to accept the retirement of Cara C. Wood, District Judge, effective December 31, 2018.

Request of Animal Control to accept the resignation of Sarah Jean Coleman, Officer Animal Control, effective November 8, 2018. [50.55 hours or balance vacation; 23.5050 hours or balance compensatory time; 10.75 hours or balance holiday]

Request of Animal Shelter to place Amber Curran, Clerk III, on Unpaid FMLA/Disability Leave, effective October 31, 2018.

Request of Animal Shelter to increase salary of Glynda Holden, Animal Care Technician, due to merit increase, effective October 6, 2018.

Request of Animal Shelter to remove Christian Hutchins, Kennel Technician, from payroll due to job abandonment, effective October 3, 2018. [No benefits due]

Request of Animal Shelter to increase salary of Kyle Moorhead, Animal Care Technician, due to merit increase, effective November 3, 2018.

Request of Animal Shelter to increase salary of Mariela Rivera, Clerk III, due to merit increase, effective November 3, 2018.

Request of Animal Shelter to increase salary of Morgan Roe, Clerk III, due to merit increase, effective November 3, 2018.

Request of Budget Office to place Luisa Bowers, Budget Analyst, on payroll, effective October 29, 2018.

Request of Custodial to promote Mariana Guzman, Custodian I, as replacement for Reina Reed, effective November 3, 2018.

Request of Custodial to accept the retirement of James Luman, Custodian II, effective November 30, 2018. [39.24 hours or balance vacation]

Request of Custodial to transfer Darla McBee, Custodian, as replacement for Mariana Guzman, effective November 3, 2018.

Request of Custodial to place Amsiri Nolasco Sosa, Custodian, on Unpaid FMLA/Disability Leave, effective October 8, 2018.

Request of Custodial to discharge Reina Reed, Custodian I, effective October 23, 2018. [36.96 hours or balance vacation; 4.00 hours or balance compensatory time]

Request of Commissioner Precinct 1 to transfer John Seigle, Operator I, as replacement for Justin Rogers, effective November 5, 2018.

Request of Commissioner Precinct 1 to place William Riley Sallas, Park Attendant, on payroll as replacement for John D. Seigle, effective November 5, 2018.

Request of Commissioner Precinct 2 to accept the resignation of Christopher Decuir, Sr. Foreman, effective October 29, 2018. [79.775 hours or balance vacation; 0.50 hours or balance compensatory time; 2.00 hours or balance holiday]

Request of Commissioner Precinct 2 to demote Mason Ramsay, Operator II, effective October 29, 2018.

Request of Commissioner Precinct 2 to accept the resignation of Philip Scott, Foreman, effective October 30, 2018. [235.53 hours or balance vacation; 39.50 hours or balance compensatory time; 36.00 hours or balance holiday]

Request of Commissioner Precinct 2 to accept the resignation of Rowdy Scott, Mechanic II, effective October 30, 2018. [104.92 hours or balance vacation; 0.50 hours or balance compensatory time; 13.00 hours or balance holiday time]

Request of Commissioner Precinct 2 to place Gregory Weaver, Sr. Foreman, on payroll as replacement for Christopher Decuir, effective October 31, 2018.

Request of Traffic Operations to place Jonathan Boutte, Signal Technician I, on payroll effective November 5, 2018.

Request of Constable Precinct 1 to increase salary of Lloyd Wesley McGee, Deputy Constable, due to step increase, effective November 17, 2018.

Request of Constable Precinct 3 to transfer Bradley Mixon, Deputy Constable, as replacement for Marisela Diaz, effective November 3, 2018.

Request of Constable Precinct 3 to transfer Steven Terrell, Sergeant Constable, as replacement for Michael Traylor, effective November 3, 2018.

Request of Constable Precinct 3 to place Paul Hudson, Deputy Constable, on payroll as replacement for Glen Arnold, effective November 3, 2018.

Request of Constable Precinct 3 to transfer Garrett B. Kelso, Deputy Constable, as replacement for Ryan Wolsey, effective November 3, 2018.

Request of Constable Precinct 3 to accept the resignation of Yalexia Martinez, Deputy Constable, effective October 25, 2018. [45.00 hours or balance vacation]

Request of Constable Precinct 3 to transfer Jomo Kenyatta Washington, Sergeant Detectives, as replacement for Steven Terrell, effective November 3, 2018.

Request of Constable Precinct 3 to place Donald Ethredge, Deputy Constable, on payroll as replacement for Marisela Diaz, effective November 3, 2018.

Request of Constable Precinct 3 to promote Glen Arnold, Sergeant, as replacement for Jomo K. Washington, effective November 3, 2018.

Request of Constable Precinct 3 to transfer Marisela Diaz, Deputy Constable, as replacement for Justin Bratton, effective November 3, 2018.

Request of Constable Precinct 3 to transfer Ryan Wolsey, Deputy Constable, as replacement for Garrett Kelso, effective November 3, 2018.

Request of Constable Precinct 3 to transfer Justin Bratton, Deputy Constable, as replacement for Bradley Mixon, effective November 3, 2018.

Request of Constable Precinct 4 to increase salary of Jesse Bullinger, Sergeant Constable, due to step increase, effective November 3, 2018.

Request of Constable Precinct 5 to accept the retirement of William Masden, Captain Constable, effective December 31, 2018. [265.29 hours or balance vacation; 8.00 hours or balance holiday]

Request of County Auditor to discharge Ashlee Santos, General Ledger Assnt, effective October 24, 2018. [64.68 hours or balance vacation]

Request of County Clerk to discharge Betty J. Sanders McCollough, Court Clerk II, effective October 19, 2018. [No benefits due]

Request of District Attorney to place Donald A. Jensen, Intern, on payroll effective October 29, 2018.

Request of District Attorney to accept the resignation of Neel Kapur, Attorney II, effective December 3, 2018. [51.90 hours or balance vacation; 16.00 hours or balance holiday]

Request of District Clerk to place Cindy Benitez, Part Time Clerk, on payroll, effective October 23, 2018.

Request of Elections to place Deborah K. Bledsoe, Voter Clerk, on payroll, effective November 5, 2018.

Request of Elections to accept the resignation of Timothy Cook, Voter Clerk, effective October 24, 2018. [No benefits due]

Request of Elections to increase salary of Jack Edwards, Voter Clerk, due to COLA increase, effective November 3, 2018.

Request of Elections to place Patricia G. Miller, Voter Clerk, on payroll, effective November 5, 2018.

Request of Elections to increase salary of Brenda Moore, Voter Clerk, due to COLA increase, effective November 3, 2018.

Request of Elections to place Betty A. Revis, Voter Clerk, on payroll, effective November 3, 2018.

Request of Elections to place Audrey Christine Sahr, Voter Clerk, on payroll, effective November 5, 2018.

Request of Elections to place Mary R. Sahr, Voter Clerk, on payroll, effective November 5, 2018.

Request of Environmental Health to accept the resignation of Charles Johnson, Designated Rep I, effective November 2, 2018. [11.40 hours or balance vacation]

Request of Justice of the Peace Precinct 3 to accept the retirement of Mary Edie Connelly, Justice of the Peace, effective December 31, 2018. [No benefits due]

Request of Justice of the Peace Precinct 3 to place Lauren Pain, Court Clerk III, on payroll as replacement for Kimberly Hobbs, effective November 5, 2018.

Request of Justice of the Peace Precinct 3 to place Vanessa Villalobos, Court Clerk II, on payroll as replacement for Delia Baker, effective October 29, 2018.

Request of Justice of the Peace Precinct 3 to place Judy Wall, Court Clerk II, on payroll due to Return from Unpaid FMLA/Disability Leave, effective November 5, 2018.

Request of Justice of the Peace Precinct 5 to accept the retirement of Mary Gilbreath, Collection Spec II, effective December 31, 2018. [231.575 hours or balance vacation; 6.595 hours or balance compensatory time]

Request of Juvenile to place Michael Wayne Black, Juvenile Supervision Officer, on payroll as replacement for Lerrad Rainey, effective October 31, 2018.

Request of Juvenile to place Lisa Noble Buller, Juvenile Supervision Officer Substitute, on payroll, effective October 31, 2018.

Request of Juvenile to accept the resignation of Mary Margaret Fisher, Juvenile Probation Officer, effective October 15, 2018. [64.58 hours or balance vacation; 73.75 hours or balance compensatory time; 39.53 hours or balance holiday]

Request of Juvenile to place Robert Richmond Generes Jr., Juvenile Supervision Officer, on payroll due to return from Unpaid FMLA/Disability Leave, effective October 26, 2018.

Request of Juvenile to place Walter James Parlins III, Juvenile Supervision Officer, on payroll as replacement for Justin Zimmer, effective October 31, 2018.

Request of Juvenile to place Phillip Nathan Patton, Juvenile Supervision Officer Substitute, on payroll, effective October 31, 2018.

Request of Juvenile to place Zachary Zane Rice, Juvenile Supervision Officer, on payroll, as replacement Palmer Ouzenne, effective October 31, 2018.

Request of Library to accept the resignation of Sheryl J. Nelson, Library Assistant II, effective November 21, 2018. [No benefits due]

Request of Risk Management to discharge Christopher R. Jones, Coordinator Safety, effective November 1, 2018. [No benefits due]

Request of Sheriff to increase salary of Howard Lee Ansley, Sergeant Detention, due to step increase, effective November 3, 2018.

Request of Sheriff to transfer Joshua G. Averitt, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to increase salary of Carl Allen Blanton III, Deputy Patrol, due to step increase, effective November 3, 2018.

Request of Sheriff to transfer Caleb J. Brand, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to place Jack Brooks, Officer Civilian Deten, on payroll as replacement for Zane Christopher Hoffmeyer, effective November 3, 2018.

Request of Sheriff to correct position number of Carolyn A. Butemeyer, Dispatcher, on PCR approved 11/08/18, effective October 6, 2018.

Request of Sheriff to place Caleb Cole, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to transfer Clayton Webster Colson, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to discharge Cemetre Cormier, Officer Civilian Deten, effective October 17, 2018. [39.04 hours or balance vacation; 68.29 hours or balance compensatory time]

Request of Sheriff to correct PCRF of Rudy Garza II, Dispatcher, to correct position number on PCRF approved 10/09/18, effective October 6, 2018.

Request of Sheriff to place Kyle Gilmore, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to place Bradley Gober, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to place Bryan Gomez, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to correct PCRF of Christopher Michael Grier, Dispatcher II, to correct position number on PCR approved 10/09/18, effective October 6, 2018.

Request of Sheriff to place Samuel Heaton, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to place Cesar Hernandez Luevano, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to transfer Marquis Jerrod Hines, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to transfer Zane Christopher Hoffmeyer, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to increase salary of Michael A. Jackson, Sergeant, due to step increase, effective November 3, 2018.

Request of Sheriff to transfer Lillian Al. Jimenez, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to transfer Nathan G. Kern, Deputy, as replacement for Vicente Rafael Suarez, effective November 3, 2018.

Request of Sheriff to increase salary of Danielle Nichol Kutz, Deputy, due to step increase, effective November 3, 2018.

Request of Sheriff to increase salary of Justin Ray Lappin, Deputy Patrol, due to step increase effective November 3, 2018.

Request of Sheriff to transfer Jacoby D. Limbrick, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to correct PCRF of Pamela Ann Neibarger, Dispatcher II, to correct position number on PCR approved 10/09/18, effective October 6, 2018.

Request of Sheriff to transfer Kirsten E. Olowinski, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to transfer Breanna Ortega, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to place John Ortego II, Officer Civilian Deten, on payroll as replacement for Clayton Webster Colson, effective November 3, 2018.

Request of Sheriff to place Payton Palmer, Officer Civilian Deten, on payroll as replacement for Lillian Al Jimenez, effective November 3, 2018.

Request of Sheriff to increase salary of Joshua Glen Parker, Deputy, due to step increase, effective November 3, 2018.

Request of Sheriff to place Adam Robertson, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to increase salary of Jacob Steven Rodgers, Deputy, due to step increase, effective November 3, 2018.

Request of Sheriff to place Austin Roper, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to increase salary of Richard J. Rulong Jr., Deputy Patrol, due to step increase, effective November 3, 2018.

Request of Sheriff to transfer David B. Sallee Jr., Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to accept the resignation of Stacy Lee Sherlock, Detective, effective November 2, 2018. [16.59 hours or balance vacation; 52.17 hours or balance compensatory time; 1.00 hour or balance holiday]

Request of Sheriff to increase salary of Ryan John Stanhope, Deputy Patrol, due to step increase, effective November 3, 2018.

Request of Sheriff to transfer Vicente Rafael Suarez, Deputy Patrol, as replacement for Nathan Kern, effective November 3, 2018.

Request of Sheriff to place Lino Vargas Jr., Officer Civilian Deten, on payroll as replacement for Breanna Ortega, effective November 3, 2018.

Request of Sheriff to transfer Christopher Levi Wofford, Deputy Trainee (Cadet), effective November 3, 2018.

Request of Sheriff to place Matthew Wyatt, Deputy Trainee (Cadet), on payroll, effective November 3, 2018.

Request of Sheriff to increase salary of Shawn Michael Yates, Deputy, due to step increase, effective November 3, 2018.

Request of Tax Assessor-Collector to discharge Kristin Avalos, Deputy Specialist I, effective November 5, 2018. [25.28 hours or balance vacation; 8.00 hours or balance holiday]

Commissioner Noack voted "No". Motion carried.

16. POSITION APPROVED – ASSISTANT EXTENSION AGENT – AGRILIFE EXTENSION

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the position of an Assistant Extension Agent. This position is completely state funded and will not impact the County Budget. Motion carried.

CITIZENS – AGENDA ITEM 10

CITIZENS WILL ADDRESS THE COURT AT THE TIME THE AGENDA ITEM IS PRESENTED.

COMMISSIONER RILEY INTRODUCED DR. TODD STEPHENS, SUPERINTENDENT OF MAGNOLIA ISD AND 30 STUDENTS THAT ARE A PART OF THE LEADERSHIP PROGRAM IN MAGNOLIA HIGH SCHOOL AND MAGNOLIA WEST HIGH SCHOOL.

17. APPOINTMENT APPROVED – GULF COAST RAIL DISTRICT – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to appoint Mark Keough as a Board of Director to the Gulf Coast Rail District for a 2 year term beginning January 23, 2019. Motion carried.

18. APPOINTMENTS APPROVED – HGAC GENERAL ASSEMBLY AND BOARD OF DIRECTORS – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Clark, to appoint the following: Charlie Riley as representative, General Assembly and Delegate, Board of Directors; Mark Keough as Representative, General Assembly an Alternate, Board of Directors; Mark Keough as Alternate, General Assembly; and Charlie Riley as Alternate, General Assembly. Motion carried.

AGENDA ITEM 12A: DISTRICT CLERK REQUESTS ADDITIONAL JURY FUNDS BE ALLOCATED DUE TO THE CLOSING OUT OF FORMER SUMMONS VENDOR WAS REMOVED.

AGENDA ITEM 13A – OFFICE OF COURT ADMINISTRATION MADE A PRESENTATION OF BUDGET TRENDS AND ANALYSIS OF THE COURT OPERATION BUDGET.

19. AMENDMENT APPROVED – FY 2018 CLAIMS – BUDGET OFFICE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve FY2018 amendment recognizing revenue from court fines to pay outstanding FY2018 claims. Motion carried.

20. CARRY-OVERS APPROVED – FY2018-FY2019 – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the additional carry-overs from Fiscal Year 2018 to Fiscal Year 2019 as per memo on file. Motion carried.

21. REVISED GUIDELINES AND CRITERIA APPROVED – TAX ABATEMENT – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Revised Montgomery County Guidelines and Criteria for Tax Abatement pursuant to Chapter 312 of the Texas Tax Code. Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM.

22. PURCHASE APPROVED – VEHICLES – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve the purchase of four Chevrolet Silverado 2500 HD Crew Cab 4x4 Diesel through the Interlocal Agreement with Buyboard contract #521-16 from Gunn Chevrolet, LTD in the amount of \$169,478.00 for Precinct 2 as authorized by Local Government Code §271.102. Motion carried.

23. PURCHASE APPROVED – EQUIPMENT – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the purchase of one new Mustang Cat 299D2 Track Loader from Mustang Cat with option through the Interlocal Agreement with BuyBoard contract #515-16 from Mustang Cat in the amount of \$97,847.54 for Precinct 2 as authorized by Local Gov't Code §271.102. Motion carried.

24. CHANGE ORDER APPROVED – ISANI CONSULTING – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve CO #3 to Isani Consulting, LP for design services for bridge structure on Sorters Road from FM 1314 to 1,000 feet south of Northpark Drive to provide engineering services for drainage design and preparation of construction plans for proposed retention pond in the amount of \$77,233.00 for Precinct 4. Motion carried.

25. CHANGE ORDER APPROVED – DANNENBAUM ENGINEERING – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve CO #1 to Dannenbaum Engineering Corporation for engineering services for SH 242 from FM 1314 to I-69/IH-59 to add additional scope in the amount of \$518,267.00 for Precinct 4. Motion carried.

26. CONTRACT APPROVED – ISANI CONSULTANTS – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the contract with the following highly qualified provider per Government Code Chapter 2254 for design of the Tamina Road widening with Isani Consultants, LP in the amount of \$470,495.00 for Precinct 4. Motion carried.

27. CONTRACT APPROVED – BLUEFIN LLC – BUILDING MAINTENANCE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the contract with the following highly qualified provider per Government Code Chapter 2254

for engineering evaluations and specifications development for roof management with Bluefin LLC in the amount of \$158,925 for Building Maintenance. Motion carried.

28. PURCHASE APPROVED – DUMP TRUCKS – PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the purchase of two Kenworth T880 Dump Trucks through the Interlocal Agreement with Buyboard contract #521-16 vehicles, heavy duty trucks, police motorcycles, parts and service labor from Cleveland Mack Sales, Inc. dba Performance Truck in the amount of \$290,127.18 for Precinct 1. The funding will come from a carryover approved previously in motion 20 with the check being issued to the Precinct for issuance to vendor after delivery is inspected by Precinct. As authorized by Local Government Code §271.102. Motion carried.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

29. REQUEST APPROVED – HAGERTY CONSULTING – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the proposal by Hagerty Consulting for preparation of County HMGP application for Harvey Flooding. This motion was amended to add Contingency as the funding source in the amount of \$75,000 with the funds being reimbursed as part of the process. Motion carried.

30. GRANT APPLICATION APPROVED – IDM GRANT – CONSTABLE PRECINCT 5

GRANT APPLICATION APPROVED – IDM GRANT – CONSTABLE PRECINCT 4

GRANT APPLICATION APPROVED – IDM GRANT – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the following grant applications:

- a. Impaired Driving Mobilization (IDM) grant application to Texas Department of Transportation (TxDOT) for Constable Precinct 5 office in the amount of \$9,996.90 with a match of \$2,526.39 from Constable Precinct Five budget.
- b. Impaired Driving Mobilization (IDM) grant application to Texas Department of Transportation (TxDOT) for Constable Precinct 4 office in the amount \$9,925.68 with a match of \$2,517.50 from Constable Precinct 4 budget.
- c. Impaired Driving Mobilization (IDM) grant application to Texas Department of Transportation (TxDOT) for Constable Precinct 3 office in the amount of \$9,984.71 with a match of \$2,560 from the Constable Precinct 3 Budget.

Rebecca Ansley is authorized to submit these applications on behalf of Montgomery County. Motion carried.

31. GRANT APPLICATION APPROVED – VETERANS TREATMENT GRANT – GRANTS

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize the Veterans Treatment Court Grant Application to Texas Veterans Commission in the amount of \$200,000.00 for Veterans Treatment Court. No match is required. Phyllis Rainey is authorized to submit grant electronically on behalf of Montgomery County. Motion carried.

32. RESOLUTION AND ORDER APPROVED – CITY OF WILLIS RESOLUTION – COUNTY ATTORNEY – REAL PROPERTY- PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve and accept the City of Willis Resolution R18-0918A and acknowledge the reversion of title to the real property described in Resolution on file thereby vesting title to the real property in Montgomery County. A certified copy of Resolution and Order is filed in the Official Public Records (Real Property) of Montgomery County. Motion carried.

A PRESENTATION WAS MADE BY SAM YAGER III WITH SAM YAGER INCORPORATED CONCERNING AGENDA ITEM 18B1 AND APPROVED IN MOTION 33.

33. RESOLUTION AND ORDER APPROVED – MONTGOMERY COUNTY MUD NO 131 – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve the agreement for the financing and construction of road improvements by and between Montgomery County and Montgomery County Municipal Utility District No. 131 pursuant to Chapter 381 Texas Local Government Code. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 19A1: CONSIDER CLOSING, ABANDONING AND VACATING ALL, OR A PORTION OF, HIGH OAKS DRIVE RIGHT-OF-WAY.

AGENDA ITEM 19A1: CONSIDER THE PARTIAL REVISION OF 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.

AGENDA ITEM 19B1: CONSIDER AND APPROVE INSTALLING "NO PARKING ANYTIME" SIGNS ALONG THE SOUTH SIDE OF STREET AT 17521 ST. LUKES WAY.

AGENDA ITEM 19B2: CONSIDER THE PARTIAL REVISION OF LOTS 83 AND 84, BLOCK 1, WESTWOOD SECTION ONE, TO BE KNOWN AS REPLAT WESTWOOD SECTION 1, REPLAT NO. 1.

AGENDA ITEM 19B3: CONSIDER THE PARTIAL REVISION OF LOTS 9 AND 10, BLOCK 1, WOODFOREST SECTION 72, TO BE KNOWN AS WOODFOREST SEC. 72, PARTIAL REPLAT NO. 1.

AGENDA ITEM 19B4: CONSIDER THE PARTIAL REVISION OF LOTS 42 AND 43, BLOCK 1, PHASE 1A BLUEJACK NATIONAL, PARTIAL REPLAT NO. 1, TO BE KNOWN AS PHASE 1A BLUEJACK NATIONAL, PARTIAL REPLAT NO. 2.

AGENDA ITEM 19C1: CONSIDER THE PARTIAL REVISION OF LOT 19, BLOCK 1, CROCKETT TRACE ESTATES SECTION 5, TO BE KNOWN AS CROCKETT TRACE ESTATES SECTION 5, REPLAT NO. 1.

AGENDA ITEM 19C2: CONSIDER THE PARTIAL REVISION OF A PORTION OF LOTS 22 AND 23, DOGWOOD FOREST SECTION ONE, TO BE KNOWN AS HARPERS PRESERVE MARKETPLACE.

AGENDA ITEM 19C3: CONSIDER THE PARTIAL REVISION OF A PORTION OF LOTS 12, 13 AND 188, DOGWOOD FOREST SECTION ONE, TO BE KNOWN AS REPLAT OF DOGWOOD FOREST SECTION 1.

AGENDA ITEM 19C4: CONSIDER THE PARTIAL REVISION OF A PORTION OF LOT 188, DOGWOOD FOREST SECTION ONE, TO BE KNOWN AS JW HEMI SUBDIVISION.

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

34. ORDER APPROVED – HIGH OAKS DRIVE – PRECINCT 1

REQUEST APPROVED – ST. LUKES WAY – PRECINCT 2

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

- a. Order approved closing, abandoning, and vacating a portion of the public right-of-way of High Oaks Drive and
- b. Installation approved of “No Parking Anytime” signs along the south side of street at 17521 St. Lukes Way.

Motion carried.

35. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve closing position 612-3201-4 Operator I and increasing salary for position 612-2900-2 Laborer to \$33,384.00. Transfer \$600.91 plus associated benefits from position 612-3201-4 to position 612-2900-2 and transfer remaining salary from position 612-3201-4 of \$40,976.46 to operating account 612-7340. This will not increase FY 2019 budget. Motion carried.

36. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve closing positions 613-2900-600, Pooled Laborer, 613-4810-5, Foreman, and 61380-8307-1, Coordinator-Sports Facility and open positions 613-8907-1 Special Projects Coordinator and 613-3404-3 Superintendent. Transfer \$58,739 plus associated benefits from position 61380-8307-1 to position 613-3404-3 and transfer \$50,239.28 plus associated benefits from position 613-4810-5 to position 613-8907-1. The variance and associated benefits in position 61380-8307-1 and all funds in position 613-2900-600 will be moved to operations account 613-7340 effective November 17, 2018. This will not increase FY 2019 budget. Motion carried.

37. RESOLUTION AND ORDER APPROVED – APPOINTMENT OF CLINT COOKE – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to appoint Clint Cooke to the Board of Directors of Reinvestment Zone Number One, City of Oak Ridge North, Texas to serve the term expiring on May 1, 2019 and thereafter to serve a term of 2 years beginning May 1, 2019 and for so long thereafter until his successor is appointed. Motion carried.

Bill O’Sullivan addressed the court concerning the Animal Shelter. He would like the shelter to run more efficiently and do a better job of getting the animals out of the shelter.

38. REQUEST APPROVED – ANIMAL SHELTER – COMMISSIONER PRECINCT 3

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the request the return oversight of the Montgomery County Animal Shelter to Commissioners Court. Motion carried.

Lynn O’Sullivan addressed the court concerning the Animal Shelter. She told the stories of two animals that the Shelter had placed a time limit before euthanizing. One animal was placed and saved and the other was placed with a new foster, returned and euthanized.

39. REQUEST APPROVED – CONSTRUCTION NEEDS – ANIMAL SHELTER

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the request for Building Maintenance to proceed with the Animal Shelter Clinic, Animal

Control Intake and Vet Offices work Stations and Cabinetry in the amount of \$22,286. This will be funded with the 2018 Animal Shelter carryover. Motion carried.

40. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve increasing the salary for position 615-4816-1 by \$3,645.80 to have an annualized salary of \$47,097.00. This will be funded with a variance in position 615-4810-1 with an effective date of 11/17/2018. Motion carried.

Kelli Cook addressed the court and thanked Commissioner Meador for making the motion to approve the agenda with item 21A deferred.

AGENDA ITEM 21A – DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYEMENT, EVALUATION, REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE WAS DEFERRED WHEN THE AGENDA WAS APPROVED (MOTION 1).

MISCELLANEOUS – AGENDA ITEM 24

Jim Fredricks reminded the court that the County was participating with Montgomery County Food Bank Share Your Christmas Food Drive starting December 7, 2018. Boxes will be placed in each of the downtown County Buildings.

Commissioner Meador announced that John Holzworth had to be placed in ICU and asked to keep him and his family in your thoughts.

Judge Doyal also asked to keep the family of Alfred Anderson in your thoughts.

41. 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: _____

COUNTY CLERK

COUNTY JUDGE

