

COMMISSIONERS COURT DOCKET
JANUARY 29, 2019
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 29th day of January, 2019, 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	Mark Keough
Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	James Metts
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY a citizen in attendance

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. Motion carried.

MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED EMPLOYEE OF THE MONTH TO AIMEE STEVENS, WITH COUNTY COURT OF LAW #2 FOR THE MONTH OF JANUARY, 2019.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated January 8, 2019. Motion carried.

AGENDA ITEMS 13A AND 13B WERE MOVED UP ON THE AGENDA

3. REQUEST APPROVED – COURTROOM REMODEL – 284TH DISTRICT COURT

Motion by Judge Keough, seconded by Commissioner Metts, to approve the remodel of 284th District Courtroom and offices, including necessary ADA compliance issues. The estimated cost from Building Maintenance is not to exceed \$41,000.00 and will be funded with Capital Improvements. Commissioner Noack voted “No”. Motion carried.

4. REQUEST APPROVED – SALARY CHANGES – 284TH DISTRICT COURT

Motion by Commissioner Meador, seconded by Commissioner Noack, to improve the salary increase for position 438-8520-1, Court Coordinator I by \$12,962.05 to be effective February 9, 2019. The annualized salary will be \$70,081.70 and will be funded by a variance in position 438-8410-1. Motion carried.

AGENDA ITEMS 9D1-13 WERE MOVED TO THE OPEN SESSION. SEE MOTION #7 FOR COURT ACTION. A CORRECTION WAS ALSO MADE ON AGENDA ITEM 9D3 TO CHANGE IT TO READ MONTHLY INVESTMENT REPORT FOR DECEMBER 2018.

AGENDA ITEM 9F5 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

AGENDA ITEM 9H2a AND 9H2d WERE REMOVED FROM THE AGENDA.

AGENDA ITEM 9J1 ITEM 27 WAS REMOVED.

AGENDA ITEM 9V1 WAS DEFERRED.

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

Motion by Commissioner Meador, seconded by Commissioner Metts, 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 CLERK – AGENDA ITEM 9A1

- A1. DEPUTATION ACKNOWLEDGED for Rebecca S. Templet, Deputy County Clerk.

COUNTY AUDITOR – AGENDA ITEMS 9B1-6

- B1. REPORT ACCEPTED that complies with Local Government Code Chapter 114, Section 024.
- B2. BUDGET AMENDMENTS AND LINE ITEM TRANSFERS APPROVED AND RECORDED for the prior fiscal year as follows:
 - a. Sheriff: To allocate revenue.
- B3. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of December, 2018.
- B4. REPORT ACCEPTED that complies with Local Government Code Chapter 114, Section 025 for December, 2018.
- B5. INTERIM ARBITRAGE REBATE ANALYSIS ACCEPTED and County Judge is authorized to sign for the Montgomery County, Texas Arbitrage Rebate Compliance Services Addendum.
- B6. PAYMENT APPROVED to the Joint Commission for annual fee for accreditation/certification program participation, as required by the Agreement between Montgomery County and the Texas Department of State Health Services.

BUDGET OFFICE – AGENDA ITEMS 9C1-5

- C1. SALARY SCHEDULE ACCEPTED AND APPROVED as of 1/12/2019.
- C2. ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Grant Departments.
- C3. PREVIOUS ACTIONS TAKEN ON CHANGES MEMORIALIZED to the Fiscal Year 2019 budget in prior Commissioners Court meetings.

- C4. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY 2019 budget, according to budget policy.
- C5. TRANSFER, ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Special Revenue Departments.

TREASURER – AGENDA ITEMS 9D1-13

AGENDA ITEMS 9D1-13 WERE MOVED TO THE OPEN SESSION. SEE MOTION 7 FOR COURT ACTION.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9E1-3

- E1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending December, 2018.
- E2. ACCEPTANCE ACKNOWLEDGED of indefinite continuation of Surety Bond #TX826848 for Parkway MZ, Inc. dba Parkway Family Mazda in the amount of \$100,000.00. Montgomery County has no responsibility for payment of this bond.
- E3. ACCEPTANCE ACKNOWLEDGED of indefinite continuation of Surety Bond #TX826831 for Parkway K, Inc. dba Parkway Family KIA in the amount of \$100,000.00. Montgomery County has no responsibility for payment of this bond.

PURCHASING – AGENDA ITEMS 9F1-9

- F1. RENEWALS OPTIONS APPROVED:
 - a. Project #2014-0016 Collection of Urine Samples with Davis Investigation Services, LLC for Various Departments exercising a ninety (90) day extension
 - b. Project #2016-0007 Containerized Commercial Solid Waste Disposal with Sprint Waste Services, LP with price increases for Various Departments (exercising the third of four renewal options)
 - c. Project #2014-0002 New Uniforms with Galls Parent Holdings LLC dba Miller Uniforms & Emblems with a 5% increase for Various Law Enforcement (exercising the fifth of five renewal options)
 - d. Project #2016-0004 Moving of Voting Equipment with East End Transfer & Storage, Inc. with a 25% increase for Elections (exercising the third of three renewal options)
- F2. CHANGE ORDERS APPROVED:
 - a. CO #1 to Arborleaf Engineering & Surveying, Inc. for Surveying Services for Rogers Road for an increase of \$8,865.00 for Precinct 1
 - b. CO #1, 2, and 3 to Russ Bassett Corp for Emergency Operation Center Consoles & Equipment for an increase of \$30,592.00 for Emergency Management (\$9,839.50 to be funded by the 2016 UASI grant and \$20,752.50 to be funded by the 2017 UASI grant)
 - c. CO #1 to Motorola Solutions, Inc. for Montgomery County Conroe AWARE and Conroe Tower to move the scheduled completion date for Sheriff's Office
 - d. CO #1 to Motorola Solutions, Inc. for Montgomery County Conroe Site Buildout to move the scheduled completion date for Sheriff's Office
- F3. PERMISSION TO ADVERTISE APPROVED for the following:
 - a. Project #19-17 Montgomery County Youth Services by Bridgeway Shelter - Administration Building Renovation for MCCD

- F4. UTILIZATION APPROVED of the following contracts:
- a. Cold Mix Asphalt and Parking/Road Striping Services through the Interlocal Agreement with Buyboard contract #531-17 from Waller County Asphalt, Inc. for Various Departments. Local Gov't Code §271.102
 - b. Fire and Security Systems and Monitoring Services through the Interlocal Agreement with Buyboard contract #574-18 from Stanley Convergent Security effective 12/01/2018 through 11/30/2019 for Various Departments. Local Gov't Code §271.102
 - c. Products and Related Services through the State of Texas Department of Information Resources contract #DIR-TSO-4167 from Cisco Systems, Inc. through their reseller Centre Technologies, Inc. for IT. Local Gov't Code §271.083(b)
- F5. AGENDA ITEM 9F5 APPROVE LIST OF ITEMS SOLD THROUGH ONLINE AUCTION WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.
- F6. DISCRETIONARY EXEMPTIONS APPROVED for:
- a. Replacement Parts for Gradall Industries, Inc. products as an item that can be obtained from only one source for captive replacement parts or components from Associated Supply Company, Inc. for Various Departments. Local Gov't Code §262.024(a)(7)(D)
 - b. Mack Truck Parts as an item that can be obtained from only one source for captive replacement parts or components from Cleveland Mack Sales, Inc. dba Performance Truck for Various Departments. Local Gov't Code §262.024(a)(7)(D)
- F7. PERMISSION TO NEGOTIATE APPROVED with Hometown Vending Services Inc. for Project #19-07 RFP Vending Machine Services for Various Departments.
- F8. CANCELLATION ACKNOWLEDGED of tower lease number 243961 Tower Site Magnolia 1 B located at 14703 FM 1488 Magnolia, TX effective January 31, 2019 for Sheriff's Office.
- F9. SUBMISSION ACKNOWLEDGED AND APPROVED of the Application for Eligibility for Federal Surplus Property Program with Texas Facilities Commission for Purchasing Department.

RISK MANAGEMENT – AGENDA ITEM 9G1

- G1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63834284	Bell, Michael D./Const Pct 2	\$5,000	Reserve/New
63795170	Knox, Timothy J./Const Pct 4	\$5,000	Reserve/New
64457565	Keough, Mark/County Judge	\$5,000	New
	Keough, Mark J./County Judge		Additional Oath
	Keough, Mark J./County Judge		Statement of Officer
13746617	Turnbull, Mark/County Clerk	\$500,000	New
	Turnbull, Mark/County Clerk		Statement of Officer
68800480	Watson, Dennis/CCL#1	\$5,000	New
	Watson, Dennis/CCL#1		Statement of Officer
64457771	Laird, Claudia/CCL#2	\$5,000	New

14920123	Laird, Claudia/CCL#2		Statement of Officer
	McDonald, Patrice/CCL#3	\$5,000	New
	McDonald, Patrice/CCL#3		Statement of Officer
15487522	Turner, Mary Ann/CCL#4	\$5,000	New
	Turner, Mary Ann/CCL #4		Statement of Officer
64458371	Mack, Wayne/JP#1	\$10,000	New
	Mack, Wayne/JP#1		Statement of Officer
64457541	Spikes, G. Trey/JP#2	\$10,000	New
	Spikes, Grady Trey/JP#2		Statement of Officer
64457576	Beasley, Matthew/JP#3	\$10,000	New
	Beasley, Matthew Kyle/JP #3		Statement of Officer
64457622	Dunn, Jason/JP#4	\$10,000	New
	Dunn, Jason/JP #4		Statement of Officer
14917577	Masden, Matt/JP#5	\$10,000	New
	Masden, Matt/JP#5		Statement of Officer
64457415	Miller, Melisa/District Clerk	\$100,000	New
	Miller, Melisa/District Clerk		Statement of Officer
64457549	Riley, Charlie/Comm Pct 2	\$5,000	New
62234846	Riley, Charlie/Comm Pct 2	\$5,000	New
	Riley, Charlie/Comm Pct 2		Additional Oath
	Riley, Charlie/Comm Pct 2		Statement of Officer
64457727	Metts, James/Comm Pct 4	\$5,000	New
64457670	Metts, James/Comm Pct 4	\$5,000	New
	Metts, James/Comm Pct 4		Additional Oath
	Metts, James/Comm Pct 4		Statement of Officer
61533843	Alford, Kellie/Tax Assessor	\$100,000	Renew/Cont Cert
64460617	Cassidy Jr., Paul/Const Pct 3	\$5,000	New
64460684	Castillo, Roxana/Const Pct 4	\$5,000	New
64460693	Crowder, Randy/Const Pct 4	\$5,000	New
14382015	Masden, Billy/Const Pct 5		Rider/Change to Reserve
71753634	Crabtree, Boyd/Const Pct 1	\$5,000	Renew/Cont Cert
64451474	Bush, Melanie/Treasurer	\$500,000	New
	Bush, Melanie		Statement of Officer
	Kristen/Treasurer		
15486587	Roper, Steve/Const Pct 2	\$5,000	Renew/Cont Cert
15454713	Welch, Gordon/Const Pct 5	\$5,000	Renew/Cont Cert
61944535	Bennett, Carolyn/Treasurer	\$25,000	Renew/Cont Cert
62306534	Bagwell, James/Fire Marshal	\$5,000	Renew/Cont Cert
62306534	Bagwell, James/Fire Marshal		Rider/Correct Job Title
62296623	Bridges, Sean/Const Pct 3	\$5,000	Renew/Cont Cert
61237970	Prado, Eric L./ Const Pct 4	\$5,000	Renew/Cont Cert
14795895	Dubose, Bryan/Const Pct 1	\$5,000	Renew/Cont Cert
61244059	Bullinger, Jesse R./ Const Pct 4	\$5,000	Renew/Cont Cert
14934419	Johnston, Ryan D./Const Pct 5	\$5,000	Renew/Cont Cert
61240294	Palmer, Jesse/Const Pct 4	\$5,000	Renew/Cont Cert
64456331	Pandey, Rakesh/County Auditor	\$5,000	New
	Pandey, Rakesh/County Auditor		Statement of Officer
	Pandey, Rakesh/County Auditor		Additional Oath

COMMISSIONERS – AGENDA ITEMS 9H1-2

H1. PRECINCT 1

- a. USE AGREEMENT APPROVED with All The Way Softball 10U to use the softball fields at Gene Campbell Sports Park through December 31, 2019.
- b. USE AGREEMENT APPROVED with Willis Girls Fastpitch to use the softball fields at Charles Traylor Memorial Park through December 31, 2019.
- c. USE AGREEMENT APPROVED with Texas Hot Shotz 8U to use the softball fields at West Montgomery Park for practices as scheduled by MGSA through December 31, 2019.
- d. USE AGREEMENT APPROVED with Montgomery Misfits to use the softball fields at West Montgomery Park for practices as scheduled by MGSA through December 31, 2019.
- e. USE AGREEMENT APPROVED with Willis Cyclones to use the baseball fields at Charles Traylor Sports Park for practices as scheduled by WYAA through December 31, 2019.
- f. USE AGREEMENT APPROVED with Willis Wildkats 13U to use the baseball fields at Charles Traylor Sports Park for practices as scheduled by WYAA through December 31, 2019.
- g. USE AGREEMENT APPROVED with Willis Cyclones Nelson 11U to use the baseball fields at Charles Traylor Sports Park for practices as scheduled by WYAA through December 31, 2019.
- h. USE AGREEMENT APPROVED with Xeno Baseball to use the baseball fields at the Charles Traylor Sports Park for practices as scheduled by WYAA now through December 31, 2019.

H2. PRECINCT 4

- a. USE AGREEMENT with East County Chaos Baseball Club removed from the agenda.
- b. USE AGREEMENT APPROVED with Splendor Youth Sports Association to use the football/baseball fields at Tram Road Park for practices as scheduled from now through December 31, 2019.
- c. USE AGREEMENT APPROVED with Splendor Youth Baseball Association to use baseball fields at Ipes Park for practices as scheduled from now through December 31, 2019.
- d. USE AGREEMENT with Texas Rippers removed from the agenda.
- e. USE AGREEMENT APPROVED with Splendor Area Softball Association to use the softball fields at Ipes Park for practices scheduled now through December 31, 2019.
- f. CHECK ACCEPTED from City of Roman Forest in the amount of \$1,423.23 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the County Auditor for further processing.
- g. CHECK ACCEPTED from Montgomery County ESD #7 in the amount of \$449.58 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the County Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 911-5

11. PRECINCT 1

- a. FINAL PLAT APPROVED for Hills of Westlake, Section 2; 28.693 acres; P.H. Herndon Survey, A-256.
- b. FINAL PLAT APPROVED for Frontier Estates; 20.456 acres; Thomas G. Stephens Survey, A-525.

12. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Kuykendahl Court in the Providence Kuykendahl Court Apartments and bond is released.
- b. REQUEST APPROVED to acknowledge that the roads in The Ranches of Autumnwood have been built to county standards and have completed the one-year maintenance period. The bond may be released at this time. These roads are private and will not be maintained by Montgomery County.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Williams Trace, Section 2.
- d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Ranch Crest, Section 3 and bond is released.
- e. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in The Meadows at Jacobs Reserve, Section 6.
- f. FINAL PLAT APPROVED of Fosters Ridge, Section 13; 27.3299 acres; James Hodge Survey, A-19.
- g. FINAL PLAT APPROVED of Fosters Ridge, Section 18; 13.2883 acres; James Hodge Survey, A-19.
- h. FINAL PLAT APPROVED of West Denali Wilderness Parkway Phase 1; 2.7145 acres; James Hodge Survey, A-19.

13. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Wrights Landing at Legends Trace, Section 3 and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Falls at Imperial Oaks, Section 27.
- c. PUBLIC HEARING DATE SET for February 26, 2019 to establish a no parking zone and placement of "No Parking, Standing, Stopping" "7:30 - 8:30 AM 2:30 - 3:30 PM" "Mon - Fri" signs on both sides of Carmeline Drive.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson's Reserve, Section 9.
- e. FINAL PLAT APPROVED of Denali Wilderness Parkway, Section 3 Dedication Plat; 2.1196 acres; James Hodge Survey, A-19.
- f. FINAL PLAT APPROVED of Harmony Village, Section 8; 14.79 acres; Montgomery County School Land Survey, A-351.

I4. PRECINCT 4

- a. PUBLIC HEARING DATE SET for February 26, 2019 to post a 35-mph speed limit on Waukegan Road from 200 feet south of the Timber Rock Railroad to FM 1485.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Deer Trails Two, Section 4 and bond is released.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Tavola School Reserve and bond is released.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 32.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Brookwood Forest, Section 5 and bond is released.
- f. FINAL PLAT APPROVED of Royal Brook at Kingwood, Section 13; 12.88 acres; M.H. Short Survey, A-535.
- g. FINAL PLAT APPROVED of Royal Brook at Kingwood, Section 15; 16.56 acres; M.H. Short Survey, A-535.
- h. FINAL PLAT APPROVED of Harper's Preserve, Section 15; 7.51 acres; Montgomery County School Land Survey, A-350.
- i. FINAL PLAT APPROVED of Harper's Preserve, Section 13-A; 7.28 acres; Montgomery County School Land Survey, A-350.
- j. FINAL PLAT APPROVED of Harper's Preserve, Section 13-B; 9.44 acres; Montgomery County School Land Survey, A-350.
- k. FINAL PLAT APPROVED of Harper's Preserve, Section 14; 8.61 acres; Montgomery County School Land Survey, A-350.
- l. FINAL PLAT APPROVED of Harmony Village Reserve, 121.51 acres; Montgomery County School Land Survey, A-351.
- m. FINAL PLAT APPROVED of Porters Mill, Section 6; 36.860 acres; Ira Milliman Survey, A-340 and Thomas Miller Survey, A-365.

I5. PRECINCTS 1 AND 4

- a. FINAL PLAT APPROVED of Deer Pines, Sec 1; 141.810 acres; Robert Gilbert Survey, A-12 and T.G. Stewart Survey, A-529.

HUMAN RESOURCES – AGENDA ITEM 9J1

J1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Control to place Shannon L. McBee, Animal Control Officer, on payroll as replacement for Sarah Jean Coleman, effective January 28, 2019.

Request of Animal Shelter to discharge Rebecca Russell, Animal Care Technician, effective January 16, 2019. [15.40 hours or balance vacation; 21.75 hours or balance holiday]

Request of Animal Shelter to promote Melia Washington, Chief Veterinarian, as replacement for Jordan Gentry, effective January 26, 2019.

Request of Custodial to place Esmeralda Banuelos Abalos, Custodian, on payroll, effective January 14, 2019.

Request of Custodial to promote Angela Barrera, Custodian I, as replacement for Karla Melendez, effective February 25, 2019.

Request of Custodial to place Ludivina Mateos, Custodian, on unpaid FMLA/Disability Leave, effective January 17, 2019.

Request of Custodial to place Ludivina Mateos, Custodian, on payroll due to return from unpaid FMLA/Disability Leave, effective January 28, 2019.

Request of Custodial to promote Darla McBee, Custodian I, as replacement for Ann Marie Cheatham, effective January 14, 2019.

Request of Custodial to increase salary of Jelen Mejia, Custodian, due to completion of probationary period, effective January 14, 2019.

Request of Custodial to accept the resignation of Karla Melendez, Custodian I, effective February 8, 2019. [145.33 hours or balance vacation; 2.63 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Custodial to accept the resignation of Selva Mendoza, Custodian II, effective January 18, 2019. [59.76 hours or balance vacation; 17.38 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Custodial to place Vanny Vorng, Custodian II, on payroll as replacement for Daniel Ruiz, effective January 22, 2019.

Request of Building Maintenance to place Leonard W. Patton, Maint Tech III, on payroll as replacement for Joseph Bachmann, effective January 22, 2019.

Request of Building Maintenance to increase salary of David Rangel, Facility/Grounds, due to completion of probationary period, effective January 12, 2019.

Request of County Court at Law 2 to correct effective date on PCRF of Ronald J. Bowman, Probate Auditor, effective January 2, 2019.

Request of County Court at Law 3 to place Kimberly Holzwarth, Court Reporter, on unpaid leave of absence, effective January 4, 2019.

Request of County Court at Law 3 to place Kimberly Holzwarth, Court Reporter, on payroll due to return from unpaid leave of absence, effective January 14, 2019.

Request of Commissioner Precinct 1 to promote Frank Viniarski Jr., Sr. Foremen, as replacement for Christopher Lanning, effective January 12, 2019.

Request of Commissioner Precinct 1 to accept the resignation of Richard Woychesin, Laborer, effective December 31, 2018. [No benefits due]

Request of Commissioner Precinct 1 to increase salary of William Riley Sallas, Park Attendant, due to completion of probationary period, effective February 2, 2019.

Request of Commissioner Precinct 2 to place Jordan Clayton, Mechanic I, on payroll, as replacement for David Wiggins, effective January 7, 2019.

Request of Commissioner Precinct 4 to promote Vernon G. Goines, Director Parks, as replacement for Gant Austin, effective January 1, 2019.

Request of Commissioner Precinct 4 to accept the resignation of Nelson Haley, Operator I, effective January 9, 2019. [3.00 hours or balance vacation; 8.00 hours or balance holiday]

Request of Commissioner Precinct 4 to increase salary of Jaime O. Torres Rodriguez, Operator I, due to completion of probationary period, effective January 1, 2019.

Request of Constable Precinct 2 to accept the retirement of Charles Steven Roper, Chief Deputy Constable, effective January 31, 2019. [124.17 hours or balance vacation; 8.00 hours or balance holiday]

Request of Constable Precinct 3 to increase salary of Sean Bridges, Deputy Constable, due to step increase, effective February 9, 2019.

PAYROLL CHANGE REQUEST FORM #27 for Perry Midyett was removed from the agenda.

Request of Constable Precinct 3 to transfer Jarod Tunstall, Corporal Constable, as replacement for Richard Vogel, effective January 12, 2019.

Request of Constable Precinct 3 to demote Richard Vogel, Deputy Constable, as replacement for Paul Hudson, effective January 12, 2019.

Request of Constable Precinct 4 to increase salary of Joshua Bergland, Detective, due to step increase, effective January 26, 2019.

Request of Constable Precinct 4 to increase salary of Adolph Boudreaux III, Deputy Constable, due to step increase, effective January 12, 2019.

Request of Constable Precinct 4 to remove auto allowance for Dwayne Morrow, Deputy Constable, effective January 12, 2019.

Request of Constable Precinct 5 to accept the resignation of Laurie Bagwell, Lieutenant Constable, effective January 7, 2019. [No benefits due]

Request of Convention and Expo Center to accept the retirement of Mark Wayne Darsey, Manager Civic Center, effective January 31, 2019. [206.765 hours or balance vacation; 8.00 hours or balance holiday]

Request of Convention and Expo Center to promote Edward A. Mayo, Manager Civic Center, effective February 1, 2019.

Request of District Clerk to increase salary of Jaree Herman, Court Clerk III, due to completion of probationary period, effective January 14, 2019.

Request of District Clerk to place Bobbye Miller, Court Clerk II, on payroll, as replacement for Elizabeth Siller, effective January 14, 2019.

Request of District Clerk to promote Elizabeth Siller, Court Clerk IV, as replacement for Karen Cantrell, effective January 14, 2019.

Request of Elections to discharge Valerie Lea Curb, Voter Clerk, effective October 9, 2018. [No benefits due]

Request of Elections to remove Eva Payne Rusler, Voter Clerk, from payroll, effective December 27, 2018. (Deceased) [No benefits due]

Request of Elections to accept the resignation of John Woods Schaeffer, Voter Clerk, effective January 14, 2019. [No benefits due]

Request of Emergency Management to place Marisa Brusuelas, Clerk II, on payroll, as replacement for Gwen Wilson, effective January 14, 2019.

Request of Extension Agents to place Jo Picken, 4-H Program Assistant, on payroll as replacement for Rachel Cooper, effective January 14, 2019.

Request of Justice of the Peace Precinct 2 to place Catherine Carter Reed, Court Clerk, on payroll as replacement for Abigail L. Paxton, effective January 28, 2019.

Request of Juvenile to accept the resignation of Lerrad Jamal Rainey, Juvenile Supervision Officer Substitute, effective January 7, 2019. [No benefits due]

Request of Library to change status of Yesica Cabrera, Library Assistant II, from Part time to full time as replacement for Tara Velasquez, effective January 29, 2019.

Request of Library to accept the retirement of Denise D. Gardner, Computer Analyst I, effective February 22, 2019. [206.04 hours or balance vacation; 8.00 hours or balance holiday]

Request of Library to place Lacye Lawhon, Shelving Clerk I, on payroll as replacement for Kasey Hudspeth, effective January 29, 2019.

Request of Library to accept the resignation of Michelina Rose Olivieri, Shelving Clerk I, effective January 25, 2019. [No benefits due]

Request of Risk Management to place Michael Williams, Safety Coordinator, on payroll as replacement for Christopher Jones, effective January 22, 2019.

Request of Sheriff to transfer Brandon W. Bartoskewitz, Detective, as replacement for Chad Frazier May, effective January 12, 2019.

Request of Sheriff to increase salary of Luke Joseph Beauchamp, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to transfer Jason Ray Buckner, Detective, effective January 12, 2019.

Request of Sheriff to promote Michael Charles Burnett, Detective, as replacement for James B. Blackwell, effective January 12, 2019.

Request of Sheriff to place Candace Calico, Dispatcher, on payroll as replacement for Robert Dale Devillier, effective January 12, 2019.

Request of Sheriff to increase salary of Steven Wayne Campos, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to transfer Kendrick L. Castillo, Deputy Patrol, as replacement for Adam J. Springer, effective January 12, 2019.

Request of Sheriff to increase salary of Corey Taylor Cooke, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to place John Craig, Officer Civilian Deten, on payroll as replacement for Christopher Levi Wofford, effective January 12, 2019.

Request of Sheriff to promote Brad D. Crandel, Detective, as replacement for Brandon W. Bartoskewitz, effective January 12, 2019.

Request of Sheriff to increase salary of Kevin D. Douglas, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to promote Jeffery Durrenberger, Detective, as replacement for Stacy Lee Sherlock, effective January 12, 2019.

Request of Sheriff to place Morgan Eason, Officer Civilian Deten, on payroll as replacement for Brandy Bice Collins, effective January 12, 2019.

Request of Sheriff to increase salary of Christopher Martin Forman, Deputy Patrol, due to step increase, effective January 12, 2019.

Request of Sheriff to discharge George V. Franklin, Deputy, effective January 8, 2019. [7.4 hours or balance vacation; 277.65 hours or balance compensatory time; 56.00 hours or balance holiday]

Request of Sheriff to place Vindell Freeney, Deputy, on payroll, as replacement for Trent Holcomb, effective January 12, 2019.

Request of Sheriff to demote Irwin Joseph Gordy III, Deputy Detention, as replacement for Jason Thomas Uhler due to voluntary demotion, effective January 9, 2019.

Request of Sheriff to increase salary of Ryan Donald Jones, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to transfer Errett C. Leck, Detective, as replacement for Chad Frazier May, effective January 12, 2019.

Request of Sheriff to place Jonathan Leon, Officer Civilian Deten, on payroll as replacement for Kirsten E. Olowinski, effective January 12, 2019.

Request of Sheriff to transfer Jacoby D. Limbrick, Officer Civilian Deten, as replacement for Isaiah Kane Trott, effective January 19, 2019.

Request of Sheriff to increase salary of Corey Allen Lobue, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to promote Karen A. Martinez, Detective, as replacement for Jason Ray Buckner, effective January 12, 2019.

Request of Sheriff to promote Bryan Douglas Mittag, Detective, as replacement for Thomas Anthony Gannucci Jr., effective January 12, 2019.

Request of Sheriff to place Wesley Navarro, Officer Civilian Deten, on payroll as replacement for Cemetre Cormier, effective January 12, 2019.

Request of Sheriff to increase salary of Garrett Avery Parsons, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to accept the resignation of Desiree A. Pleasant, Officer Civilian Deten, effective January 13, 2019. [24.01 hours or balance vacation; 29.03 hours of balance compensatory time; 68.00 hours or balance holiday time]

Request of Sheriff to increase salary of Christopher Jason Rose, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to transfer Karrie L. Shugart, Deputy, as replacement for Kendrick L. Castillo, effective January 12, 2019.

Request of Sheriff to increase salary of Brannock T. Snellgrove, Deputy Patrol, due to step increase, effective January 12, 2019.

Request of Sheriff to discharge Eveleen A. Soroko, Deputy, effective January 8, 2019. [10.74 hours or balance vacation; 8.00 hours or balance holiday time]

Request of Sheriff to transfer Adam J. Spring, Deputy, as replacement for Karrie L. Shugart, effective January 12, 2019.

Request of Sheriff to accept the retirement of Billy H. Stover, Deputy Bailiff, effective January 31, 2019. [69.513 hours or balance vacation; 16.03 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to place Kipp Swannie, Officer Civilian Deten, on payroll, as replacement for Mark L. McKelvy, effective January 12, 2019.

Request of Sheriff to increase salary of Burdette Winfield Taylor, Deputy, due to step increase, effective January 12, 2019.

Request of Sheriff to accept the resignation of Isaiah Kane Trott, Officer Civilian Deten, effective January 13, 2019. [92.80 hours or balance vacation; 465.525 hours or balance compensatory time; 104.00 hours or balance holiday]

Request of Sheriff to promote Riley R. Zapf, Detective, effective January 12, 2019.

Request of Tax Assessor-Collector to place Donna Lynn James, Deputy Specialist III, on unpaid FMLA/Disability Leave, effective January 15, 2019.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9K1-2

- K1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 15586 Hwy 105 East Conroe, TX 77306. 109ac o/o 111.8 ac o/o 154.9 ac Vol 343 Pg 332 Caney Creek RV Park.
- K2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 204 Sundew Court Magnolia, TX 77355. Clear Creek Forest Sec 11, Blk 8 Lot 74.

COUNTY JUDGE – AGENDA ITEMS 9L1-2

- L1. REIMBURSEMENT APPROVED to David Frame in the amount of \$1,000.00 for expenses incurred for website development for the Montgomery County Historical Commission. The funds will be paid from 661.74991.
- L2. MODIFICATION NO. 15 APPROVED of Intergovernmental Agreement (IGA) with the United States Marshal's Service for the Joe Corley Detention Facility. The purpose of this modification is to incorporate Department of Labor wage determination 2015-5233 Revision 11 dated 12/26/2018 into the current Intergovernmental Agreement.

SHERIFF – AGENDA ITEMS 9M1-2

- M1. FY2019 MEMORANDUM OF UNDERSTANDING ACCEPTED between Montgomery County Sheriff's Office and the U.S. Marshall's Service in the amount of \$84,000.00. Funding is for overtime with benefits funded from 5601.75985.
- M2. AGREEMENT ACCEPTED for the Organized Crime Drug Enforcement Task Force between Department of Justice and the Montgomery County Sheriff's Office. The agreement is for FY2019 and associated benefits will be funded by 5601.75985. The overtime contract SW-TX-1132 Blue Light Special is for \$3,000.00.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9N1-3

- N1. PRECINCT 1

- a. RESOLUTION AND ORDER APPROVED for the funding of actual moving costs relating to the acquisition of Parcel 59 for the expansion of FM 1097 payable to Curves in the amount of \$25,000.00.
- b. RESOLUTION AND ORDER APPROVED for the funding of survey and estimate expenses in connection with the acquisition and relocation for Parcel 79-R04 (T) of the expansion of FM 1097 payable to Buehler Transfer & Storage in the amount of \$300.00.
- c. RESOLUTION AND ORDER APPROVED for the funding of Closing Costs relating to the acquisition of Parcel 77 of the expansion of FM 1097 in the amount of \$1,381.26 payable to Charter Tile Company.
- d. LETTER OF NO OBJECTIONS APPROVED to the creation and activation of Foreign Trade Zone (FTZ) for Bauer Pileco/Bauer Manufacturing property located at 680 Conroe Park West Dr. Conroe, Texas 77303.

N2. PRECINCT 2

- a. ORDER APPROVED authorizing County Judge to sign draw on Maintenance bonds and Letters of Credit for High Meadow Estates Sections 2, 3, and 4.

N3. PRECINCT 4

- a. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 1 for the widening of Sorters Road from Jack P. Nicholson for the total sum of \$65,616.50. The executed or to be executed deed is accepted.
- b. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 6 for the widening of Sorters Road from Calvin C. Newbaker and Jan F. Saunders for the total sum of \$15,857.25. The executed or to be executed deed is accepted.
- c. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 7 for the widening of Sorters Road from Fadi Saade and Rachel Saade for the total sum of \$4,827.25. The executed or to be executed deed is accepted.
- d. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 11 for the widening of Sorters Road from Randall Conrad for the total sum of \$1,827.25. The executed or to be executed deed is accepted.
- e. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 13 for the widening of Sorters Road from Tommy R. Conn, Jr. for the total sum of \$6,375.25. The executed or to be executed deed is accepted.
- f. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 30 for the widening of Sorters Road from James H. Valentinis-Dee for the total sum of \$26,631.10. The executed or to be executed deed is accepted.
- g. RESOLUTION AND ORDER APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 75 for the widening of Sorters Road from Miguel Ordonez for the total sum of \$1,718.40. The executed or to be executed deed is accepted.

- h. REQUEST APPROVED for the exchange of parcels 1 & 2(0.8589 ac & 3.1037 acres) of Gene Campbell Widening Project for Parcel 9 (3.3118 acres). County Judge or B.D. Griffin are authorized to execute exchange deed and all other documents necessary to effect exchange.
- i. REQUEST APPROVED to accept appraisals for exchange and donations of ROW for the Gene Campbell Widening Project for Parcels 1 through 9, inclusive. County Judge or County Auditor are authorized to sign reporting documents.
- j. DONATION DEED APPROVED AND ACCEPTED for Parcel 3 through 8, inclusive. Gene Campbell Widening Project. County Judge or B.D. Griffin are authorized to execute the acceptance of donation deeds for the respective parcels and all other documents necessary to effect the donation.
- k. DRAINAGE EASEMENT APPROVED AND ACCEPTED from Miles Edward Dyess to Montgomery County for 0.110 acre easement out of Lot 2B, Block III, Lake Chateau Woods, Section 6.
- l. AGREEMENT ACCEPTED AND RECORDED for the Financing and Construction of Road Improvements by and between Montgomery County and Valley Ranch Town Center Management District. This was previously approved in Commissioners Court on December 18, 2018.

COUNTY ATTORNEY – AGENDA ITEMS 901-2

- O1. RESOLUTION AND ORDER APPROVED to settle Claim no. A-18-0047 in the amount of \$10,186.96 to be paid to Progressive County Mutual Insurance Company in exchange for a full release of all property claims and \$319.56 to be paid to Emilze Barrera in exchange for a full release of all property claims. The County Auditor is ordered to issue a check in accordance with the settlement offer with funding from 40220 748383.
- O2. AMENDED ORDER APPROVED authorizing filing of suit for cause no. 18-10-14428.

AIRPORT – AGENDA ITEMS 9P1-2

- P1. RECISSION OF PARTIAL ASSIGNMENT AND REASSIGNMENT OF LAND LEASE APPROVED AND CONSENTED TO between Platinum Creek Investments, LLC and Greatland Holdings, LLC for .270 acres of land and improvements located at the Conroe-North Houston Regional Airport.
- P2. RECISSION OF PARTIAL ASSIGNMENT AND REASSIGNMENT OF LAND LEASE APPROVED AND CONSENTED TO between Outright Avionics, LLC and Aviation Assets, LLC for 2.093 acres of land located at the Conroe-North Houston Regional Airport.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9Q1

- Q1. MEMORANDUM OF UNDERSTANDING ACCEPTED between the U.S. Immigration and Customs Enforcement HSI Joint Operations Program and the Montgomery County Constable Pct. 1. The funding is for year 2019 in the amount of \$1,500.00.

GRANTS – AGENDA ITEMS 9R1-5

- R1. GRANT MODIFICATION INCREASE #2 APPROVED for the High Intensity Drug Trafficking Areas (HIDTA) Program G18HN0017A in the amount of \$67,200. This brings the total grant award to \$141,400.00.

- R2. BODY CAMERA GRANT ACCEPTED from East Montgomery County Improvement District (EMCID) in the amount of \$4,800.00 for Constable Precinct 4 Office. County Judge and Sergeant James Slack are authorized to sign and accept on behalf of Montgomery County.
- R3. RIFLE RESISTANT BODY ARMOR GRANT DEOBLIGATION APPROVED to the Criminal Justice Division of the Governor's Office in the amount of \$5,195.25.
- R4. CEO/LAW ENFORCEMENT CERTIFICATION AND ASSURANCE FORM ACCEPTED for the Office of the Governor grants for 2019. County Judge and Sheriff Rand Henderson are authorized to sign document.
- R5. HURRICANE HARVEY CRISIS PROJECT GRANT ACCEPTED from Department of State Health Services in the amount of \$237,955 for Commissioner Precinct 3 Office. County Judge is authorized to sign grant contract electronically on behalf of Montgomery County.

JUSTICE OF THE PEACE PCT 4 – AGENDA ITEM 9S1

- S1. REQUEST APPROVED to use funds from the Justice of Peace Technology Fund for annual fee for RVI Imaging Service in the amount of \$5,000.00.

BAIL BOND BOARD – AGENDA ITEM 9T1

- T1. DESIGNEES APPROVED for the following Bail Bond Board members per Texas Occupations Code Section 1704.053 Board Composition:
 - a. County Judge Mark J. Keough - Amanda Whittington and/or Jason Millsaps as his designee.
 - b. District Judge Phil Grant, 9th District Court - Paul Damico as his designee.
 - c. County Court at Law Judge Claudia Laird, County Court at Law No. Two.
 - d. Sheriff Rand Henderson - Lt. Jeremiah Richards as his designee.
 - e. County Clerk Mark Turnbull - Darin Bailey as his designee.
 - f. District Clerk Melisa Miller - Kelsey Padgett as her designee.
 - g. District Attorney Brett Ligon - Samantha Jarvis as his designee.

All representatives and designees are appointed for 2019 and until another replacement or designee is appointed.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 9U1

- U1. REQUEST APPROVED to use the District/County Court Technology Fund in the amount of \$503.75 for audio-visual fix and updates in the County Court at Law No. 4.

EMERGENCY MANAGEMENT – AGENDA ITEM 9V1

- V1. INTERLOCAL AGREEMENT between Montgomery County and The Woodlands Township was DEFERRED.

CONSTABLE PRECINCT 4 – AGENDA ITEM 9W1

- W1. FY2018 EQUITABLE SHARING AGREEMENT APPROVED for Constable Precinct 4. Constable Precinct 4 representative is authorized to submit and sign the agreement electronically on behalf of County Judge and Constable Rowdy Hayden.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

6. REQUEST APPROVED – ONLINE AUCTION – PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the list of items sold through the online auction and accept the check from Rene Bates Auctioneers, Inc. in the amount of \$86,361.25, which includes sales of \$93,363.51 less auctioneers fee of \$7,002.26 for Various Departments. Items that received no bids can be disposed of by salvage or donation. Motion carried. Check has been forwarded to the Auditor for further processing.

7. MONTHLY STATEMENT OF BALANCES REPORT APPROVED – NOVEMBER 2018 - TREASURER

MONTHLY STATEMENT OF BALANCES REPORT APPROVED – DECEMBER 2018 – TREASURER

MONTHLY INVESTMENT REPORT APPROVED – DECEMBER 2018 – TREASURER

QUARTERLY INVESTMENT REPORT APPROVED – DECEMBER 2018 – TREASURER

INVESTMENTS PURCHASED REPORT ACCEPTED – TREASURER

MONTHLY PLEDGED SECURITIES REPORT ACCEPTED – NOVEMBER 2018 – TREASURER

PLEDGES AND/OR RELEASES OF COLLATERAL REPORT ACCEPTED – 12-20-18 – TREASURER

PLEDGES AND/OR RELEASES OF COLLATERAL REPORT ACCEPTED – 12-21-18 – TREASURER

PLEDGES AND/OR RELEASES OF COLLATERAL REPORT ACCEPTED – 01-03-19 – TREASURER

PLEDGES AND/OR RELEASES OF COLLATERAL REPORT ACCEPTED – 01-14-19 – TREASURER

PLEDGES AND/OR RELEASES OF COLLATERAL REPORT ACCEPTED – 01-15-19 – TREASURER

INVESTMENTS MATURED REPORT ACCEPTED – 12-21-18 – TREASURER

INVESTMENTS MATURED REPORT ACCEPTED – 01-04-19 – TREASURER

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve or accept the following:

- a. Monthly Statement of Balances approved for November 2018
- b. Monthly Statement of Balances approved for December 2018
- c. Monthly Investment Report approved for December 2018
- d. Quarterly Investment Report approved for quarter end December 31, 2018
- e. Investments Purchased Report accepted
- f. Monthly Pledged Securities Report accepted for November 2018
- g. Pledges and/or releases of Collateral Report accepted 12-20-18

- h. Pledges and/or releases of Collateral Report accepted 12-21-18
- i. Pledges and/or releases of Collateral Report accepted 01-03-19
- j. Pledges and/or releases of Collateral Report accepted 01-14-19
- k. Pledges and/or releases of Collateral Report accepted 01-15-19
- l. Investments Matured Report accepted for 12-21-18
- m. Investments Matured Report accepted for 01-04-19.

Motion carried.

8. RESOLUTION AND ORDER APPROVED – ETHICS COMMITTEE – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the appointment of Dale Inman to serve on the Ethics Committee of Montgomery County for the appointed member nominated by the County Auditor for the term February 1, 2019 through January 31, 2021. Motion carried.

9. RESOLUTION AND ORDER APPROVED – ETHICS COMMITTEE – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the appointment of Matthew Koppelman to serve on the Ethics Committee of Montgomery County for the appointed member nominated by the Director of Human Resources for the term February 1, 2019 through January 31, 2021. Motion carried.

10. RESOLUTION AND ORDER APPROVED – ETHICS COMMITTEE – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley , to approve the appointment of Kelli Cooper to serve on the Ethics Committee of Montgomery County for the appointed member nominated by the Director of Purchasing for the term February 1, 2019 through January 31, 2021. Motion carried.

11. RESOLUTION AND ORDER APPROVED – ETHICS COMMITTEE – COUNTY JUDGE

Motion by Judge Keough, seconded by Commissioner Noack, to approve the appointment of Reagan Reed to serve on the Ethics Committee of Montgomery County for the first appointed member nominated by the Commissioners Court for the term February 1, 2019 through January 31, 2021. Commissioner Meador and Commissioner Riley voted “No”. Motion carried.

12. RESOLUTION AND ORDER APPROVED – ETHICS COMMITTEE – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the appointment of Larry Foerster to serve on the Ethics Committee of Montgomery County for the second appointed member nominated by the Commissioners Court for the term February 1, 2019 through January 31, 2021. Motion carried.

COMMISSIONER NOACK MADE A MOTION TO CLOSE ALL POSITIONS THAT HAVE BEEN OPENED FOR MORE THAN 90 DAYS. MOTION DIED FOR LACK OF A SECOND.

A MOTION WAS MADE BY COMMISSIONER MEADOR AND SECONDED BY COMMISSIONER RILEY TO ACCEPT THE VACANCY ANALYSIS FOR THE JURY FUND. ALL MEMBERS VOTE “AYE”. JUDGE KEOUGH PULLED THIS MOTION BACK AND MOTION 13 WILL ADDRESS AGENDA ITEN 12A AS A WHOLE.

13. VACANCY ANALYSIS REPORT APPROVED – QUARTER 1 – BUDGET OFFICE

Motion by Judge Keough, seconded by Commissioner Noack, to accept and approve Vacancy Analysis Report for Quarter 1 of FY 2019. This will sweep the funds into contingency, but not close any positions. Motion carried.

14. REQUEST APPROVED – VACANT POSITIONS – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Judge Keough, to request the Budget Office bring back all positions open greater than 90 days for the Court's consideration at the next Commissioners Court. Motion carried.

15. VACANCY ANALYSIS – LAW ENFORCEMENT – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to accept the vacancy analysis of law enforcement departments with recommendations by the Budget Office with the exception of Constable Precinct 3. Motion carried.

16. REQUEST APPROVED – POSITION CHANGE – 435TH DISTRICT COURT

Motion by Commissioner Noack, seconded by Commissioner Riley to approve filling position 442-7500-1 (Court Reporter) at an annualized salary of \$85,176.56 plus associated benefits. Motion carried.

MOTION 17 WILL INCLUDE ALL OF AGENDA ITEM 14A, WHEREAS MOTION 16 ONLY CONTAINED A PORTION.

17. REQUEST APPROVED – POSITION CHANGES – 435TH DISTRICT COURT

Motion by Commissioner Meador, seconded by Commissioner Metts to approve filling position 442-7500-1 (Court Reporter) at an annualized salary of \$85,176.56 plus associated benefits and use the remaining salary balance of \$5,548.80 to increase salary of position 442-8520-1 (Court Coordinator I) to \$58,260.33 per year plus associated benefits. Commissioner Noack voted "No". Motion carried.

18. EXCEPTION APPROVED – OVERTIME COMPUTATION POLICY – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an exception to the County's standard overtime computation policy for purposes of The Woodlands Township agreement only. The overtime computation shall include all paid leave time during the computation period. Specifically defined Township overtime programs will be invoiced separately to the Township. Motion carried.

19. REQUEST APPROVED – RENOVATION – TAX ASSESSOR AND COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the renovation of The Woodlands Tax Office. This will include removal of two walls and carpet replacement and will be funded from current Tax Office Budget for total of \$1,409.28. Motion carried.

20. REQUEST APPROVED – SERVICE HOURS – LIBRARY

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve adjusting the service hours at South Regional Library to 9 a.m. to 5 p.m. between February 4 to 15, 2019 or until the re-carpeting is finished. The Library Director was given the authority to adjust hours of the library, including closures, as needed going forward. Motion carried.

AGENDA ITEM 18A – OFFICE OF COURT ADMINISTRATION DISCUSSED FY 2019 COURT OPERATIONS BUDGET. THE COURT WAS INFORMED OF AN INCREASE IN THE PROFESSIONAL SERVICES LINE THAT IS OUT OF THE ORDINARY DUE THE TEXAS OPEN MEETINGS ACT CASE.

21. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

Motion by Judge Keough, seconded by Commissioner Meador, to approve the Payment of Accounts. Motion carried.

AGENDA ITEM 20A – CONSIDER AND APPROVE AUTHORIZING THE ANIMAL SHELTER TO RECOGNIZE MONTHLY REVENUE WAS DEFERRED UNTIL NEXT BUDGET YEAR.

22. CHANGE ORDERS APPROVED – VARIOUS

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the following change orders:

- a. CO #1 to Smith & Company for Project #2017-0036 Lone Star Parkway Construction to add additional items and quantities needed for an increase of \$17,433.13 for Precinct 1
- b. CO #1, #2, #3, and #4 to Conference Technologies, Inc., PO #2018349, to add additional items and quantities needed for a combined total increase of \$64,775.72 to be paid for with 2016 UASI EOC Sustainment Grant for Emergency Management
- c. CO #5 to Smith & Company for Project #2017-0024 Rayford Road Widening and Railroad Grade Separation from Richards Road to SH 99 to add additional items and quantities needed for an increase of \$1,155,983.26 for Precinct 3
- d. Amendment #1 to Bleyl Interests, Inc. dba Bleyl Engineering for Engineering Services for Walden Road Widening to add additional items and quantities needed for an increase of \$25,000.00 for Precinct 1.

Motion carried.

23. PURCHASE APPPROVED – KUBOTA – PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Meador, to approve the purchase of one Kubota KX080-4SR3A through the interlocal agreement with Buyboard contract #515-16 from Lansdowne-Moody Company an authorized dealer for Kubota Tractor Corporation in the amount of \$96,096.64 for Precinct 4. Local Gov't Code §271.102. Motion carried.

24. REQUEST APPROVED – W.W. GRAINGER, INC. – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve utilizing the contract for Building Maintenance, Repair, Operations Supplies and Equipment through the Interlocal agreement with BuyBoard contract #577-18 from W.W. Grainger, Inc. for Various Departments as authorized by Local Government Code §271.102. Motion carried.

25. REQUEST APPROVED – CARRIER ENTERPRISE, LLC – VARIOUS DEPARTMENTS

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve utilizing the contract for Building Maintenance, Repair, Operations Supplies and Equipment through the Interlocal agreement with BuyBoard contract #577-18 from Carrier Enterprise, LLC for Various Departments as authorized by Local Government Code §271.102. Commissioner Noack abstained from the vote. Motion carried.

26. RESOLUTION APPROVED – SIGNATORY AUTHORITY – PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve a Resolution Authorizing Signatory Authority to execute a contract through US Communities Government Purchasing Alliance and the Tradition Energy Comprehensive and Management Services Program. This will grant authority to Gilbert Jalomo and

Angela Ford to act on behalf of Montgomery to review Tradition Energy approved Pricing offers from a Retail Electric Provider and certify Gilbert Jalomo to sign on behalf of Montgomery county. Motion carried.

27. REBATE CHECK ACKNOWLEDGED AND ACCEPTED – THE LOCAL GOVERNMENT PURCHASING COOPERATIVE AND BUYBOARD – PURCHASING

Motion by Commissioner Meador, seconded by Judge Keough, to acknowledge and accept the rebate check from The Local Government Purchasing Cooperative and BuyBoard in the amount of \$47,456.00. This recognizes Montgomery County's participation during the fiscal years 2017-2018 for Purchasing Department. The County Clerk did not receive a check for this item. Motion carried.

28. CONTRACT APPROVED – STRAND ASSOCIATES, INC. – PRECINCTS 2 & 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the contract with Strand Associates, Inc. for analysis of traffic along the Research Forest Drive, Grogan's Mill Road and Lake Woodlands Drive corridors and mobility/intersection alternatives for the project area in the amount of \$161,500.00 for Precincts 2 and 3. Motion carried.

29. EXEMPTION GRANTED – WEISINGER, INC. – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to grant an exemption to the competitive bid process as authorized by §262.024(a)(2)(3) Texas Local Government Code for the purchase of an item necessary to preserve or protect the public health and because of unforeseen damage to public property for Water Well Drilling at Lake Conroe Park from Weisinger, Inc. for an estimated amount of \$70,000.00. This will be funded from Commissioner Precinct 1 budget. Motion carried.

30. GRANT APPLICATION APPROVED – FIREHOUSE SUBS FOUNDATION – GRANTS

Motion by Commissioner Meador, seconded by Judge Keough, to approve the Automated External Defibrillator (AED) grant application to Firehouse Subs Foundation in the amount of \$6,645 for Constable Precinct 1 Office. Rebecca Ansley is authorized to submit grant electronically on behalf of Montgomery County. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 23A1: CONSIDER AND APPROVE ESTABLISHING A 55-MPH SPEED LIMIT ON JACKSON ROAD.

AGENDA ITEM 23B1: CONSIDER THE PARTIAL REVISION OF UNRESTRICTED RESERVE "B" OF POINT AQUARIUS SECTION NINE, TO BE KNOWN AS SUMMERCHASE SECTION TWO.

AGENDA ITEM 23C1: CONSIDER THE PARTIAL REVISION OF LOT 37, RIDGEWOOD SUBDIVISION SECTION 1, TO BE KNOWN AS RIDGEWOOD SUBDIVISION, REPLAT NO. 1.

Monty Cobble voiced his concern over the 5 acre lot being separated into 3 lots.

AGENDA ITEM 23C2: CONSIDER THE PARTIAL REVISION OF LOT 15 IN WEEKEND RETREATS, TO BE KNOWN AS MARTIN ACRES MINOR PLAT.

AGENDA ITEM 23C3: CONSIDER AND APPROVE ESTABLISHING A 20-MPH SPEED LIMIT IN THE DECKER OAKS ESTATES, SECTION 4 SUBDIVISION.

AGENDA ITEM 23D1: CONSIDER AND APPROVE ESTABLISHING A NO PARKING ZONE AND PLACEMENT OF "NO PARKING MON - FRI 2:45 P.M. - 4:00 P.M." SIGNS ON BOTH SIDES OF DISCOVERY CREEK DRIVE 200' FROM ITS INTERSECTION WITH RAYFORD ROAD, BOTH SIDES OF HARMONY LANDING DRIVE AND BOTH SIDES OF OFALLON MILLS DRIVE FROM ITS INTERSECTION WITH HARMONY LANDING DRIVE TO DELMAR TERRACE DRIVE.

AGENDA ITEM 23E1: CONSIDER AND APPROVE CHANGING THE NAME OF MID LANE TO MIDLANE STREET IN THE EASTWOOD SUBDIVISION SECTION 1.

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

31. REQUEST APPROVED – SPEED LIMIT – PRECINCTS 1 AND 2

REQUEST APPROVED – SPEED LIMIT – PRECINCT 2

REQUEST APPROVED – NO PARKING ZONE – PRECINCT 3

REQUEST APPROVED – STREET NAME CHANGE – PRECINCT 4

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

- a. Speed limit of 55mph established on Jackson Road.
- b. Speed limit of 20 mph established in the Decker Oaks Estates, Section 4 subdivision
- c. No parking zone established and placement approved of "No parking Mon - Fri 2:45 p.m. - 4:00 p.m." signs on both sides of Discovery Creek Drive 200' from its intersection with Rayford Road, both sides of Harmony Landing Drive and both sides of Ofallon Mills Drive from its intersection with Harmony Landing Drive to Delmar Terrace Drive.
- d. Request approved to change the name of Mid Lane to Midlane Street in the Eastwood Subdivision Section 1.

Motion carried.

32. FINAL PLAT APPROVED – MARTIN ACRES – COUNTY ENGINEER

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Final Plat of Martin Acres; 3.7002 acres; T&NORR Survey, A-17 and the EJ Lee Survey, A-709. Motion carried.

33. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve closing positions 612-3201-5, Operator I and 612-3203-500 Operator III (Part-time), and opening position 612-3203-4, Operator III, with an annualized salary of \$42,640, effective March 2, 2019. \$22,349.92 plus associated benefits will be transferred from position 612-3201-5 to position 612-3203-4. \$1,430.08 plus associated benefits will be transferred from position 612-3203-500 to position 612-3203-4 and the variance in salary and benefits will be moved to operating account 612-7340. Motion carried.

34. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Meador, to approve opening positions 615-8557-1, Chief of Staff, 615-4229-1, Administrative Assistant II, 615-4248-1, Inventory Specialist, 615-8333-1, Safety/Loss Control Officer, and 615-4030-501, Part-time Clerk. The annualized salary for 615-8557-1 will be \$109,748.08 with an

additional \$959.92 for cell phone allowance, annualized salary for 615-4229-1 will be \$60,000.20, annualized salary for 615-4248-1 will be \$42,000.14, annualized salary for 615-8333-1 will be \$75,000.12, and annualized salary for 615-4030-501 will be \$25,000. An additional \$217,860.87 in salary, \$16,666.36 in FICA, and \$26,731.53 in retirement, \$34,398.00 in insurance, and \$1,035.00 in state unemployment tax, total of \$296,691.76 is needed to fund the positions and will be funded out of operating account 615-7340. Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM.

35. REQUEST APPROVED – REMODEL – COMMISSIONER PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve the remodel of Precinct 4 offices by Building Maintenance in an amount not to exceed \$45,000.00 and will be funded from Commissioner Precinct 4 budget. Motion carried.

36. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Commissioner Precinct 4 to transfer Michael Guyton, Inventory Specialist, effective January 29, 2019.

Request of Commissioner Precinct 4 to place Gerald Martin, Safety/Loss Control Officer, on payroll, effective January 29, 2019.

Request of Commissioner Precinct 4 to promote Phyllis Martin, Chief of Staff, effective January 29, 2019.

Request of Commissioner Precinct 4 to transfer Jamie Nash, Coord-Spec Proj & Pub, effective January 29, 2019.

Request of Commissioner Precinct 4 to transfer Tammy Rogers, Administrative Assistant II, effective January 29, 2019.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

AGENDA ITEM 27A – CONSIDER, DISCUSS, AND APPROVE SUBMISSION OF EMPG GRANT APPLICATION WAS REMOVED.

37. REQUEST APPROVED – NEW POSITION – EMERGENCY MANAGEMENT

Motion by Judge Keough, seconded by Commissioner Meador, to approve the creation of a new position, Deputy Director with an annualized salary of \$105,010.00 plus benefits for a total of \$137601.00. This will be funded with the CDBG-DR program. Commissioner Noack voted "No". Motion carried. This item was later reconsidered. SEE MOTION 40 FOR FINAL COURT ACTION.

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

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, ARTICLES 551.071, 551.072, and 551.074.

EXECUTIVE SESSION – AGENDA ITEM 28A: CONSULTATION WITH COUNTY ATTORNEY REGARDING LEGAL ISSUES AND LIMITATIONS OF A TRANSITION OF GOVERNMENTAL SERVICES IN THE EVENT OF INCORPORATION OF THE WOODLANDS TOWNSHIP.

EXECUTIVE SESSION – AGENDA ITEM 28B: DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION AND REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE-INFORMATION TECHNOLOGY DIRECTOR (SECTION 551.074).

EXECUTIVE SESSION – AGENDA ITEM 28C: CONSULTATION WITH COUNTY ATTORNEY REGARDING PAYMENT OF CLAIM #PY19-012371-A.

EXECUTIVE SESSION – AGENDA ITEM 28D: CONSULTATION WITH COUNTY ATTORNEY REGARDING PAYMENT OF CLAIM #PY17-008701-A.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH THE EXCEPTION OF COMMISSIONER MIKE MEADOR.

38. APPOINTMENT APPROVED – EMPLOYMENT OF IT DIRECTOR – EXECUTIVE SESSION

Motion by Commissioner Noack, seconded by Judge Keough, to appoint Commissioner Noack to take any action necessary regarding the employment of the Information Technology Director. Motion carried.

39. PAYMENT APPROVED – PY-19-012371-A – EXECUTIVE SESSION

TRANSFER APPROVED – PY17-008701-A – EXECUTIVE SESSION

Motion by Commissioner Noack, seconded by Commissioner Metts, to authorize payment of claim #PY19-012371-A in the amount of \$934,867.40 and to authorize Auditor and Budget Office to transfer in the amount of \$3,266,000.00 from General Fund to Self-Insurance for #PY17-008701-A. Motion carried.

CITIZENS – AGENDA ITEM 29

Eric Yollick presented a golden hammer to the 4 Commissioners for over taxing the citizens in regards to the asphalt budget. He told the court how much funds had been left over for 3 fiscal years.

James Nelson thanked the court for good common sense government that he saw during court and addressed the court concerning incidents that have occurred at polling locations. He would like the court to form a commission and look into these incidents.

Michael Peck addressed the court on flooding issues due to lack of drainage. He stated the culverts act as levees in his area, there is trash and vegetation in the culverts, litter laws need to be enforced, and ditches are filled with sediment. He also asked why developers are being allowed to build in the 100 year flood plain.

40. MOTION TO RECONSIDER MOTION #37 – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to vacate motion #37 until next Commissioners Court so more information can be presented. Judge Keough voted “No”. Motion carried.

MISCELLANEOUS – AGENDA ITEM 30 – NO OTHER ITEMS LISTED

41. COURT ADJOURNS

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

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

ATTEST:

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

BY: Mark Turnbull
COUNTY CLERK

[Signature]
COUNTY JUDGE

