

COMMISSIONERS COURT DOCKET  
MARCH 19, 2019  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 19<sup>th</sup> day of March, 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 JON PAUL BOUCHE

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

AGENDA ITEM 7A – RESOLUTION OF APPRECIATION TO MONTGOMERY COUNTY  
HOSPITAL DISTRICT WAS DEFERRED.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated February 26, 2019. Motion carried.

AGENDA ITEM 9D1d WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR  
COURT ACTION.

AGENDA ITEM 9D4b WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION

AGENDA ITEM 9R1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

AGENDA ITEM 9U1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 7 FOR COURT ACTION.

AGENDA ITEM 9L1g WAS REMOVED FROM THE AGENDA.

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

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 9A1-2

- A1. COMPLIANCE REPORT ACCEPTED for the year ended September 30, 2018 as prepared by Weaver & Tidwell, LLP.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.024.

BUDGET OFFICE – AGENDA ITEMS 9B1-4

- B1. TRANSFER, ADJUSTMENTS, AND AMENDMENTS APPROVED AND AUTHORIZED for Special Revenue Departments.
- B2. LINE ITEM TRANSFER AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY2019 budget according to budget policy.
- B3. PREVIOUS ACTIONS MEMORIALIZED on actions taken to the Fiscal Year 2019 budget in prior Commissioners Court meetings.
- B4. ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Grant departments.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

- C1. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of Surety Bond #71753634 for Montgomery County Sheriff's Office in the amount of \$25,000.00.
- C2. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending February 2019.

PURCHASING – AGENDA ITEMS 9D1-6

- D1. ADVERTISING APPROVED for the following:
  - a. Project #19-25 RFP Destruction of Firearms for Various Law Enforcement.
  - b. Project #19-26 Turn Lane Widening - Rayford Road at Waterbend Cove and Woodlands Parkway at Branch Crossing Drive for Precinct 3.
  - c. Project #19-27 Demolition and Site Clearing for Emergency Management.
  - d. AGENDA ITEM 9D1d WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
  - e. Project #19-30 RFP Internet Service Provider for Various Departments.
  - f. Project #19-31 RFP Wireless MACD Services (Move-Add-Change-Disconnection) for Sheriff's Office.
- D2. REQUEST APPROVED to correct the funding source for Change Orders 1-4 for the total of \$64,775.52 to Conference Technologies, Inc. for PO #2018349 approved in Commissioners Court January 29, 2019. From 2016 UASI EOC Sustainment Grant to 2016 UASI HSGP Public Safety Video Grant for Emergency Management.
- D3. REBATE CHECK ACCEPTED from The Home Depot Pro Business Team in the amount of \$594.63 which was awarded on qualifying sales of \$29,731.69 during the tracking period of January 1, 2018 to December 31, 2018. The County Clerk did not receive a check for this item.
- D4. RENEWALS OPTIONS APPROVED:
  - a. Project #2017-0006 Forensic and Miscellaneous Medical Supplies with Southland Medical, LLC to include price adjustments and add and delete items for Various Departments (Exercising the second of three renewal options).
  - b. AGENDA ITEM 9D4b WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.
- D5. UTILIZATION APPROVED of the following contracts:
  - a. Maintenance, Repair & Operations (MRO) Supplies and Related Services from the Region 4 Education Service Center through National IPA Contract

#R142101 from Fastenal, Inc. for Various Departments. Local Gov't Code §271.102.

- b. Maintenance, Repair & Operations (MRO) Supplies and Related Services from the Region 4 Education Service Center through National IPA Contract #R142104 from Lowe's Home Centers, LLC for Various Departments. Local Gov't Code §271.102.
- c. Technology Products and Services through the interlocal agreement with Choice Partners, a division of Harris County Department of Education (HCDE) Contract #15/006MP-15 from Phonoscope, Inc. for Various Departments. Local Gov't Code §271.102.
- d. Technology Equipment, Products, Services and Software through the interlocal agreement with BuyBoard Contract #579-19 from SHI Government Solutions, Inc. for IT. Local Gov't Code §271.102.
- e. Repair and Renovation Services JOC/CSP for IDIQ On-Call Trades through the interlocal agreement with Choice Partners, a division of Harris County Department of Education (HCDE) Contract #17/020CG from Nash Industries, Inc. for Various Departments. Local Gov't Code §271.102.
- f. Trade Services through the interlocal agreement with BuyBoard Contract #558-18 from McCaffety Electric Co, Inc. for Various Departments. Local Gov't Code §271.102.
- g. Total Solutions for Law Enforcement, Security, Facilities Management, Fire, Rescue, Clothing, Marine Craft and Emergency/Disaster Response through Federal Supply Schedule 84/General Services Administration Contract #GS-07F-081DA from Smiths Detection, Inc. for Various Departments. Local Gov't Code §271.103.
- h. Tires, Tubes, Supplies and Equipment through the interlocal agreement with BuyBoard Contract #553-18 from American Tire Distributors, Inc. dba Grays Wholesale Tire and Southern Tire Mart, LLC for Various Departments. Local Gov't Code §271.102.
- i. Police equipment and accessories through Texas Smart Buy contract #680-A1 from Axon Enterprises. Local Gov't Code 271.102.

- D6. AMENDMENT #2 APPROVED for the Right of Way Appraisal Services for Sorters Road to Whitney & Associates to add additional appraisal services in the amount of \$7,800.00 for Precinct 4.

#### RISK MANAGEMENT – AGENDA ITEMS 9E1-4

- E1. PAYMENT ACKNOWLEDGED to Enterprise DBA EAN Holdings, LLC in the amount of \$2,737.17 in reference to claim #A-18-0139 DOL 10.26.18.
- E2. PAYMENT ACKNOWLEDGED to Balakrishna Rao Medavarapu in the amount of \$1,458.63 in reference to claim #A-18-0136 DOL 12.22.18.

E3. PAYMENT ACKNOWLEDGED to Vijish Vijayan in the amount of \$3,299.88 in reference to Claim # A-19-0019.

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

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
15275639	Appleton, Melisa/DA	\$5,000	Renew/ Cont Cert
24913539	Bennett, Gary/Fire Marshal	\$5,000	Renew/ Cont Cert
61308495	Gilbert, Shawn/Const Pct 3	\$5,000	Renew/ Cont Cert
61639680	Tunstall, Jarod/Const Pct 3	\$5,000	Renew/ Cont Cert
15275528	Pena, Eva/Tax Assessor	\$100,000	Renew/ Cont Cert
61639691	Orr, Joshua/Const Pct 3	\$5,000	Renew/ Cont Cert
61991157	Welch, Kenneth/Const Pct 3	\$5,000	Renew/ Cont Cert
64519758	Higginbotham, Travis/Const Pct 1	\$5,000	Reserve/New
64516130	Mungia, Troy/Const Pct 4	\$5,000	Reserve/New
64516047	Craig, Jon/Const Pct 4	\$5,000	Reserve/New

COMMISSIONERS – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. REAPPOINTMENT APPROVED of Sherrye Gugenheim to the Montgomery County Child Welfare Board for a three year term beginning September 1, 2019.

F2. PRECINCT 2

- a. REAPPOINTMENT APPROVED of Michael Maisano to the Montgomery County Child Welfare Board for a three year term beginning September 1, 2019.

F3. PRECINCT 3

- a. REAPPOINTMENT APPROVED of Steven Banes to the Montgomery County Child Welfare Board for a three year term beginning September 1, 2019.
- b. ANNUAL FINANCIAL REPORT ACCEPTED for Montgomery County Emergency Services District No. 14 (ESD #14) for fiscal year ending September 30, 2018.

F4. PRECINCT 4

- a. REAPPOINTMENTS APPROVED of Donnie Click and Larry Trout to the Board of Montgomery County Emergency Services District No. 6 (ESD #6) for the term ending December 31, 2020.
- b. CHECK ACCEPTED from Montgomery County ESD#7 in the amount of \$900.64 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- c. CHECK ACCEPTED from Montgomery County Committee on Aging, Inc in the amount of \$411.42 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- d. CHECK ACCEPTED from Montgomery County Texas Clerk Court Fees in the amount of \$540.00 for restitution for cause 18-331274. This will be deposited into line item number 615-7914. Check has been forwarded to the Auditor for further processing.
- e. CHECK ACCEPTED from City of Roman Forest in the amount of \$1,407.90 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- f. DONATION APPROVED of batting cages from the East Montgomery County Sports Association. The batting cages will be constructed at Ed Rinehart Park and are valued at \$46,000.00.
- g. USE AGREEMENT APPROVED with Plum Grove Assembly of God to use Tram Road Park for an Easter egg hunt on April 20, 2019.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. ACCEPTANCE APPROVED of Deer Way into the County Maintenance System upon finding of prescriptive right based on public use.
- b. ACCEPTANCE APPROVED of View Circle into the County Maintenance System upon finding of prescriptive right based on public use.
- c. FINAL PLAT APPROVED of Rancho Escondido, Section 2 Replat No. 1; 0.773 acres; James Pitts Survey, A-190.

G2. PRECINCT 2

- a. FINAL PLAT APPROVED of Fosters Ridge, Section 15; 21.1683 acres; James Hodge Survey, A-19.
- b. FINAL PLAT APPROVED of Fosters Ridge, Section 16; 16.5334 acres; James Hodge Survey, A-19.
- c. FINAL PLAT APPROVED of Fosters Ridge, Section 17; 12.508 acres; James Hodge Survey, A-19.
- d. FINAL PLAT APPROVED of Bonterra at Woodforest, Section 7; 11.89 acres; James Pevehouse Survey, A-29.
- e. FINAL PLAT APPROVED of Woodforest, Section 61; 21.39 acres; James Hodge Survey, A-19.
- f. FINAL PLAT APPROVED of Phase 1A Bluejack National Partial Replat No. 2; 1.30 acres; Thomas C. Bradbury Survey, A-91.

G3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 23 and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 26.
- c. FINAL PLAT APPROVED of Basilica Bay Drive Street Dedication, Section 1; 1.5466 acres; C.F. Baumlín Survey, A-105.
- d. FINAL PLAT APPROVED of Woodsons Reserve Parkway Phase 5; 1.630 acres; Montgomery County School Land Survey, A-351.

- e. FINAL PLAT APPROVED of Woodsons Reserve Section 14; 14.07 acres; Montgomery County School Land Survey, A-351.
- f. FINAL PLAT APPROVED of Cathedral Shores Drive Street Dedication; Section 1; 1.1827 acres; C.F. Baumlin Survey, A-105.
- g. FINAL PLAT APPROVED of Woodcreek Crossing, Section 2 Partial Replat No. 2; 5.34 acres; Walker County Land Survey, A-599.
- h. FINAL PLAT APPROVED of Spring Forest, Section 2, Partial Replat No. 4; 2.8154 acres; Montgomery County School Land Survey, A-351.

G4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Country Colony, Section 4 and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Country Colony, Section 5.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harpers Preserve, Section 12.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harpers Preserve, Section 13-B.
- e. FINAL PLAT APPROVED of Valley Ranch Town Center Central; 3.29 acres; William Massey Survey, A-387.
- f. FINAL PLAT APPROVED of Valley Ranch Town Center Commercial West; 2.282 acres; William Massey Survey, A-387.
- g. FINAL PLAT APPROVED of Alexis Plaza; 6.1965 acres; F.M. Noble Survey, A-669.
- h. FINAL PLAT APPROVED of North Lake Houston Parkway Street Dedication Section 1; 1.20 acres; M.H. Short Survey, A-535.
- i. FINAL PLAT APPROVED of Country Colony, Section 6; 59.8 acres; M.H. Short Survey, A-535.
- j. FINAL PLAT APPROVED of Porters Mill, Section 4; 27.726 acres; Ira Milliman Survey, A-340 and Thomas Miller Survey, A-365.



- k. FINAL PLAT APPROVED of Grand Texas Commercial. Section 1; 38.362 acres; William S. Taylor Survey, A-552.

#### HUMAN RESOURCES – AGENDA ITEM 9H1

##### H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to place Hayley Chatelain, Clinic/Vet Technician, on payroll as replacement for Anne Marie Myers, effective March 11, 2019.

Request of Animal Shelter to place Cheyenne Figge, Clerk III, on payroll due to return from unpaid leave of absence, effective February 17, 2019.

Request of Animal Shelter to place Alexis Jones-Blacksher, Animal Care Technician, on payroll as replacement for Chloe Arredondo, effective March 9, 2019.

Request of Animal Shelter to discharge Courtney Mayes, Clinic/Vet Technician, effective March 7, 2019. [No benefits due]

Request of Custodial to place Rebecca Greer, Custodian, on payroll, as replacement for Sam Spencer, effective March 18, 2019.

Request of Custodial to accept the resignation of Elizabeth Martinez De Moreno, Custodian, effective March 13, 2019. [No benefits due]

Request of Custodial to increase salary of Amparo Martinez, Custodian, due to completion of probationary period, effective March 17, 2019.

Request of Custodial to change status of Ludivina Mateos, Custodian, from full time to part time as replacement for Amsiri Nolasco Sosa, due to voluntary demotion, effective March 11, 2019.

Request of Custodial to place Raul Parra, Custodian, on payroll as replacement for Abel Quijano, effective March 18, 2019.

Request of Building Maintenance to place Adam Relle, Master AC, on payroll, effective March 5, 2019.

Request of CCL 2 to accept the retirement of Randi Easterling, Coordinator-Probate, effective March 31, 2019. [12.31 hours or balance vacation; 8.00 hours or balance holiday]

Request of CCL 2 to change salary of Aimee Stevens, Coordinator Probate, due to job re-evaluation, effective March 9, 2019.

Request of Commissioner Precinct 1 to transfer Jason L. Bass, Operator III, effective March 11, 2019.

Request of Commissioner Precinct 3 to discharge Matthew Jones, Operator I, effective March 5, 2019. [23.30 hours or balance vacation]

Request of Commissioner Precinct 4 to increase salary of James Ashcraft, Operator III, due to merit increase, effective March 9, 2019.

Request of Commissioner Precinct 4 to increase salary of Scott Brogan, Operator III, due to merit increase, effective March 9, 2019.

Request of Commissioner Precinct 4 to discharge Dwayne Dean, Operator III, effective February 25, 2019. [215.6560 hours or balance vacation; 46.085 hours or balance compensatory time; 0.50 hours or balance holiday]

Request of Commissioner Precinct 4 to discharge Randy Dickerson, Superintendent, effective February 25, 2019. [137.035 hours or balance vacation; 168.375 hours or balance compensatory time; 8.10 hours or balance holiday]

Request of Commissioner Precinct 4 to promote Walter H. Moody, Operator III, effective March 9, 2019.

Request of Commissioner Precinct 4 to change status of Homer Oatis, Operator I, from full time to part time, effective February 26, 2019.

Request of Constable Precinct 2 to place Pamela A. Minchew-Stewart, Investigator II, on payroll as replacement for Gregory S. Thomason, effective March 18, 2019.

Request of Constable Precinct 3 to increase salary of Michael Atkins, Lieutenant Constable, due to step increase, effective March 9, 2019.

Request of Constable Precinct 3 to discharge John Lawless, Deputy Constable, effective March 1, 2019. [30.80 hours or balance vacation; 37.75 hours or balance compensatory time; 58.50 hours or balance holiday]

Request of Constable Precinct 3 to increase salary of Joshua Orr, Deputy Constable, due to step increase, effective April 6, 2019.

Request of Constable Precinct 4 to transfer Nicolas Lalli, Deputy Constable, as replacement for Tyler Dartez, effective March 9, 2019.

Request of Constable Precinct 4 to transfer Tyler Dartez, Deputy Constable, as replacement for Nicolas Lalli, effective March 9, 2019.

Request of Constable Precinct 5 to increase salary of Ryan Simpson, Sergeant Constable, due to step increase, effective March 6, 2019.

Request of Constable Precinct 5 to place Courtney Harris, Deputy Constable, on unpaid FMLA/disability leave, effective March 5, 2019.

Request of Constable Precinct 5 to increase salary of Mike Silvio, Deputy Constable, due to step increase, effective January 29, 2019.

Request of County Attorney to remove J D Lambright, County Attorney, from payroll, effective March 9, 2019. (deceased) [No benefits due]

Request of County Auditor to place Michelle Byrd, General Ledger Assnt, on payroll, as replacement for Ashlee Santos, effective March 11, 2019.

Request of County Clerk to place Stephanie Norris, Clerk II, on unpaid leave of absence, effective February 28, 2019.

Request of Court Operations to place Suzanne S. Brooks, Visiting Judge, on payroll, effective January 1, 2019.

Request of District Attorney to accept the resignation of Brian Patrick Foley, Attorney II, effective March 8, 2019. [149.98 hours or balance vacation; 7.00 hours or balance holiday]

Request of District Attorney to accept the resignation of Samantha J. Jarvis, Attorney II, effective March 15, 2019. [83.87 hours or balance vacation]

Request of District Clerk to increase salary of Emily Dobbs, Court Clerk IV, due to completion of probationary period, effective March 11, 2019.

Request of District Clerk to increase salary of Kelly Hamilton, Court Clerk IV, due to completion of probationary period, effective March 11, 2019.

Request of District Clerk to increase salary of Tracy Hutchinson, Office Supervisor I, due to completion of probationary period, effective March 11, 2019.

Request of District Clerk to place Terrell W. Mizell, Court Clerk II, on payroll as replacement for Bobby Miller, effective March 11, 2019.

Request of District Clerk to accept the retirement of Nancy Whiddon, Court Clerk II, effective March 31, 2019. [143.015 hours or balance vacation.

Request of Elections to accept the resignation of Michael J. Bean, Voter Clerk, effective February 26, 2019. [No benefits due]

Request of Elections to accept the resignation of James Odell Gilbert, Voter Clerk, effective March 1, 2019. [No benefits due]

Request of Elections to accept the resignation of Peggy Sue Hausman, Voter Clerk, effective March 5, 2019. [No benefits due]

Request of Elections to accept the resignation of Linda R. Moore, Voter Clerk, effective March 5, 2019. [No benefits due]

Request of Elections to promote Estela Sanchez, Elections Manager, as replacement for Paula Day, effective March 9, 2019.

Request of Elections to accept the resignation of Rosalind Shaw, Voter Clerk, effective February 28, 2019. [No benefits due]

Request of Elections to accept the resignation of Jerry Taylor, Voter Clerk, effective February 28, 2019. [No benefits due]

Request of Elections to accept the resignation of Cherilyn D. Williams, Voter Clerk, effective February 14, 2019. [No benefits due]

Request of Elections to accept the resignation of Raymond Eugene Woodall, Voter Clerk, effective February 14, 2019. [No benefits due]

Request of Fire Marshall to change status of Gary Bennett, Fire Inspector, from part time to full time, effective March 18, 2019.

Request of Information Technology to transfer Frank Avery Hersom, Operations Specialist III, effective March 11, 2019.

Request of Information Technology to place Cory Platt, Law Enforcement Tech Specialist III, on payroll, effective March 18, 2019.

Request of JP-Precinct 1 to increase salary of Melissa D. Ringo, Court Clerk IV, due to certification increase, effective March 9, 2019.

Request of Juvenile to place Robert Richmond Generes Jr., Juvenile Supervision Officer, on unpaid FMLA/Disability Leave, effective February 3, 2019.

Request of Juvenile to place Robert Richmond Generes Jr., Juvenile Supervision Officer, on payroll due to return from unpaid FMLA/Disability Leave, effective March 2, 2019.

Request of Juvenile to discharge Reynalda Elizabeth Rodriguez, Juvenile Supervision Officer, effective February 20, 2019. [32.68 hours or balance vacation; 8.375 hours or balance compensatory; 56.00 hours or balance holiday].

Request of Library to place Laura Beene, Catalog Technician, on payroll as replacement for Kristi Eppright, effective March 19, 2019.

Request of Library to place Debra Gomez, Shelving Clerk I, on payroll as replacement for Patricia Robson, effective March 19, 2019.

Request of Library to accept the resignation of Sheila Marie Seay, Library Assistant II, effective March 14, 2019. [No benefits due].

Request of Permits to accept the resignation of April Kelldorf, Clerk IV, effective March 22, 2019. [33.12 hours or balance vacation].

Request of Permits to transfer Leeanne Kincer, Clerk IV, as replacement for Carrie Kolb, effective March 23, 2019.

Request of Permits to transfer Carrie Kolb, Clerk IV, as replacement for April Kelldorf, effective March 23, 2019.

Request of Permits to place Britni L. Vargo, Clerk IV, on payroll as replacement for Leeanne Kincer, effective March 23, 2019.

Request of Sheriff to transfer Robert Shane Albritton, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Dewey E. Bonner, Sergeant, effective March 9, 2019.

Request of Sheriff to discharge Jeremiah Bourne, Deputy, effective February 21, 2019. [63.525 hours or balance vacation; 2.75 hours or balance compensatory].

Request of Sheriff to transfer Chad Allan Bowers, Deputy-Patrol, as replacement for Richard J. Rulong Jr., effective March 9, 2019.

Request of Sheriff to promote Tim W. Cannon, Captain-Sheriff, effective March 2, 2019.

Request of Sheriff to transfer Clinton Edward Clifton, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Danny R. Dickson, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Todd M. Dishman, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Marcus B. Duval Jr., Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Donna Lynn Greenan, Records Specialist I, as replacement for Cynthia Lee Hitchcock, effective March 9, 2019.

Request of Sheriff to transfer Ward A. Hammons, Sergeant-Patrol, as replacement for Christopher Allen Tate, effective March 9, 2019.

Request of Sheriff to transfer Angelique Hollier, Records Specialist I, as replacement for Norma Romero, effective March 9, 2019.

Request of Sheriff to transfer Eddie Ray Holmes Jr., Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Michael Ray Jones, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Billy J. Jordan, Sergeant, effective March 9, 2019.

Request of Sheriff to transfer Brian Scott Kovacs, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Randy G. Lewis, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Aaron Keith Lozano, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Thomas Edgar Matchett, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Richard G. Meredith, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Jackie Ray Mitchell Jr., Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to promote Daniel Q. Norris, Captain-Sheriff, as replacement for Jonathan Kevin Ray, effective March 2, 2019.

Request of Sheriff to accept the resignation of Jose G. Portillo, Officer-Civilian Deten, effective February 20, 2019. [17.53 hours or balance vacation; 97.53 hours or balance compensatory; 56.00 hours or balance holiday].

Request of Sheriff to increase salary of Gary W. Richardson II, Deputy Detention, due to step increase, effective March 9, 2019.

Request of Sheriff to accept the resignation of Christopher Kent Rogers, Officer-Civilian Deten, effective February 22, 2019.[No benefits due].

Request of Sheriff to transfer Marvin M. Rogers, Lieutenant, effective March 9, 2019.

Request of Sheriff to transfer Norma Romero, Records Specialist I, as replacement for Angelique Hollier, effective March 9, 2019.

Request of Sheriff to transfer Tammy L. Rowell, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to discharge Richard J. Rulong Jr., Deputy-Patrol, effective February 21, 2019. [62.76 hours or balance vacation; 40.00 hours or balance holiday].

Request of Sheriff to transfer Javier Salinas, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Ovidio Salinas, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Danell Sangster, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Ryan William Savage, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to promote Andrew Lawrence Senn, Detective, as replacement for Riley R. Zapf, effective March 9, 2019.

Request of Sheriff to transfer Lisa R. Shanahan, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Denny Rex Simpson, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Christopher Allen Tate, Sergeant, effective March 9, 2019.

Request of Sheriff to transfer Charles W. Thompson, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Clarence Lee Tidwell, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Rodney D. Vanhowten, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to accept the resignation of Austin J. Vaughan, Officer-Civilian Deten, effective March 1, 2019. [49.02 hours or balance vacation; 136.17 hours or balance compensatory; 10.50 hours or balance holiday].

Request of Sheriff to transfer Tracy V. Wade, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to transfer Dawson Bowers Weatherford, Deputy-Bailiff, effective March 9, 2019.

Request of Sheriff to increase salary of Joshua Adam Wroten, Detective, due to step increase, effective March 9, 2019.

Request of Spring Creek Greenway NC to accept the resignation of Stacey Plever, Nature Center Assistant, effective February 21, 2019. [No benefits due].

Request of Tax Assessor-Collector to place Donna Lynn James, Deputy Specialist III, on payroll due to return from unpaid leave of absence, effective February 11, 2019.

Request of Tax Assessor-Collector to place Matthew McDaris, Deputy Specialist I, on payroll as replacement for Cassie Hill, effective March 11, 2019.

Request of Traffic Operations to place Andrew Bourgeois, Computer Analyst I, on unpaid FMLA/Disability Leave, effective February 14, 2019.

Request of Traffic Operations to place Andrew Bourgeois, Computer Analyst I, on payroll due to return from unpaid FMLA/Disability Leave, effective March 4, 2019.

#### ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1

- I1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 19287 Old Houston Road Conroe, TX 77302. 3.738 ac o/o CF# 2018033997.

#### COUNTY JUDGE – AGENDA ITEMS 9J1-3

- J1. MODIFICATION NO. 16 OF INTERGOVERNMENTAL AGREEMENT (IGA) APPROVED with the United States Marshals 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.
- J2. AMENDMENT/MODIFICATION NO. P00001 APPROVED to contract 70CDCR18DIG000013 between Montgomery County Joe Corley Detention Facility and ICE/Detention Compliance & Removals, Immigration and Customs Enforcement, Office of Acquisition Management, for changes to CLIN Structure IAW Article 10.
- J3. AMENDMENT/MODIFICATION NO. P00002 APPROVED to contract 70CDCR18DIG000013 between Montgomery County Joe Corley Detention



Facility and ICE/Detention Compliance & Removals, Immigration and Customs Enforcement, Office of Acquisition Management, to incorporate the Department of Labor Wage Determination 2015-5233, Rev. 10, into the current intergovernmental agreement.

SHERIFF – AGENDA ITEM 9K1

- K1. DONATION APPROVED of office furniture from The Woodlands Township. The furniture is not new and the monetary value is less than \$5,000.00. The donated items consist of 8 desks, 6 bookshelves, 1 conference table, 2 work tables and 10 chairs.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9L1-4

L1. PRECINCT 1

- a. ORDER APPROVED authorizing Notice of Public Hearing on April 23, 2019 for partial revision to lots/plats being described as partial replat of all of Lot 15 and Restricted Reserves “A” & “B”, Block 1, Lot 1, Block 2 and Crescent Cove Drive R-O-W, Crescent Cove Section 3 to be known as Crescent Cove Section 3, Partial Replat No. 1.
- b. ORDER APPROVED authorizing Notice of Public Hearing on April 23, 2019 for partial revision to lots/plats being described as all of Lots 10 and 11, Block 2, Walden Road Business Park to be known as Walden Road Business Park, Partial Replat No. 2.
- c. ORDER APPROVED authorizing Notice of Public Hearing April 23, 2019 for partial revision to lots/plats being described as partial replat of Lot 19, Block 6, The French Quarter on Lake Conroe, Section 3 to be known as The French Quarter on Lake Conroe Section 3, Partial Replat No. 1.
- d. ORDER APPROVED authorizing payment of Special Commissioners Fees for Parcel 54 of the FM 1097 Project in cause No. 18-03-03203 payable to individuals and in amounts set out in the Agreed Order of Dismissal on file.
- e. ORDER APPROVED authorizing payment of Special Commissioners Fees for Parcel 55 of the FM 1097 Project in cause No. 18-09-11816 payable to individuals and in amounts set out in the Agreed Order of Dismissal on file.
- f. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 105 of the expansion of FM 1097 from Camel Discovery, Ltd f/k/a Bed Bath and Biscuit for the total sum of \$160,638.00 and to accept the executed or to be executed deed.

- g. Agenda item 9L1g Accept and Record fully executed Tax Abatement with Pipeline Packaging Corp. was removed.
- h. TAX ABATEMENT AGREEMENT ACCEPTED AND RECORDED between Montgomery County and Old Dominion Freight Line Inc. approved on February 26, 2019 session.
- i. UTILITY EASEMENT APPROVED for 0.2670 acre out of 61.149 acre tract from Montgomery County to the GEO Group, Inc.
- j. ORDER APPROVED consenting to street construction, repair, and maintenance between Montgomery County and City of Montgomery for paving of Caroline St., Mason St., and Wade St. as per Order on file.

L2. PRECINCT 2

- a. ORDER APPROVED authorizing payment of special commissioners fees for parcel 34 of the McCaleb Road Project in cause no. 17-09-11524 payable to individuals and in amounts set out in the Agreed Order on file.
- b. ORDER APPROVED allowing partial lot conveyance without a replat for a portion of Lot 106 in Block 18 of Clear Creek Forest Section 12 consisting of 0.1305 acres.
- c. OVERPASS AGREEMENT APPROVED between Montgomery County and BNSF Railway Company for Fish Creek Thoroughfare Northbound Overpass.
- d. OVERPASS AGREEMENT APPROVED between Montgomery County and BNSF Railway Company for Keenan Cut Off Road Overpass.
- e. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 11 Mansions Way Road Project from Freda T. Guillot and George R. George for the total sum of \$1,506,694.50 and to accept the executed or to be executed deed.

L3. PRECINCT 3

- a. AGREEMENT APPROVED authorizing placement of improvements within right of way of Research Forest between Montgomery County, Texas and The Woodlands Land Development Company, L.P.

- b. TAX ABATEMENT AGREEMENT ACCEPTED AND RECORDED between Montgomery County and Alight Solutions LLC and The Woodlands Land Development Company L.P. approved on February 26, 2019 session.

L4. PRECINCT 4

- a. ORDER APPROVED authorizing Notice of Public Hearing on April 23, 2019 for partial revision to lots/plats being described as all of Lot 20, Block 2, Peach Creek Section 1 to be known as Peach Creek Plantation Section1, Partial Replat No. 2.
- b. ORDER APPROVED authorizing Lease of Real Property for Open Space, Recreational, or Wetlands Management purposes being described as Lot 350 in Tanglewood Manor, and appointing Lloyd Saunders and Jennifer Fox, Assistant County Attorneys, as Special Commissioners to conduct lease auction.
- c. AMENDED RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 73 for the widening of Sorters Road from Heyber F. Sanabria for the total sum of \$1,675.20 and to accept the executed or to be executed deed.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 22 for the widening of Sorters Road from Jeanette Sicinski Scott for the total sum of \$3,830.75 and to accept the executed or to be executed deed.
- e. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 34 for the widening of Sorters Road from Whitener Enterprises, Inc. for the total sum of \$18,362.75 and to accept the executed or to be executed deed.
- f. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 60 for the widening of Sorters Road from Donald Wayne Tullos for the total sum of \$15,106.40 and to accept the executed or to be executed deed.
- g. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 74 for the widening of Sorters Road from Melvin R. and Rebecca J. Mixon for the total sum of \$29,402.70 and to accept the executed or to be executed deed.

- h. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 7 for the widening of Old Houston Road from Rutilio Martinez Cruz and Paulina Cruz for the total sum of \$3,766.36 and to accept the executed or to be executed deed.
- i. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 26 for the widening of Old Houston Road from Juan Lopez for the total sum of \$17,757.86 and to accept the executed or to be executed deed.

COUNTY ATTORNEY– AGENDA ITEMS 9M1-3

- M1. RESOLUTION AND ORDER APPROVED for the settlement offer of \$10,613.50 to be paid to Montgomery County by Diamond Specialty Insurance under Claim No. U-18-0022. The County Auditor is authorized to accept checks in accordance with the settlement offer. Payment also approved in the amount of \$10,613.50 to Tommy's Paint & Body for repairs to the affected County vehicle. County Auditor is authorized to issue a check in accordance with the settlement offer under Claim No. U-18-0022.
- M2. RESOLUTION AND ORDER APPROVED for the payment of \$15,819.15 payable to Tommy's Paint & Body. The County Auditor is authorized and ordered to issue a check in accordance with Claim No. U-18-0077 with funding from 40220 748381.
- M3. RESOLUTION AND ORDER APPROVED of the supplement of \$649.28 to be paid to Mac Haik Dodge Chrysler Jeep in exchange for a full release of all property claims in connection with the demand letter provided under Claim no. A-18-0084. County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of full release of all claims with funding from 40220-748383.
- M4. RESOLUTION AND ORDER APPROVED of the supplement of \$12,749.75 to be paid to Mac Haik Dodge Chrysler Jeep in exchange for a full release of all property claims in connection with the demand letter provided under Claim no. A-18-0084. County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of full release of all claims with funding from 40220-748383.

COUNTY CLERK – AGENDA ITEM 9N1

- N1. DEPUTATIONS APPROVED of the following County Clerk employees:

- a. Alyssa Drake
- b. Dianne Killingsworth
- c. Marshall Shirley

DISTRICT CLERK – AGENDA ITEM 9O1

O1. DEPUTATION APPROVED of the following District Clerk employee:

- a. Terrell Mizell

CONSTABLE PRECINCT 1 – AGENDA ITEM 9P1

P1. RACIAL PROFILING REPORT ACCEPTED from Constable Precinct 1 for the 2018 calendar year.

CONSTABLE PRECINCT 2 – AGENDA ITEM 9Q1

Q1. RACIAL PROFILING REPORT ACCEPTED from Constable Precinct 2 for the 2018 calendar year.

CONSTABLE PRECINCT 3 – AGENDA ITEMS 9R1-2

R1. AGENDA ITEM 9R1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

R2. FUNDING ACCEPTED in the amount of \$3,426.30 from Law Enforcement Officer Standards and Education (LEOSE) account in support of continuing education of licensed personnel. These funds will be allocated to 5531-74181.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9S1

S1. RACIAL PROFILING REPORT ACCEPTED from Constable Precinct 5 for the 2018 calendar year.

GRANTS – AGENDA ITEM 9T1

T1. GRANT AWARD ACCEPTED for the Fiscal Year 2019 Texas Indigent Defense Commission Formula grant award in the amount of \$439,925.00 for Indigent Defense Office. This application was approved in Commissioners Court on 10-09-2018.

BUILDING MAINTENANCE – AGENDA ITEM 9U1

U1. AGENDA ITEM 9U1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 7 FOR COURT ACTION.

Motion carried.

#### **END OF CONSENT AGENDA**

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4. ADVERTISING APPROVED – NEW VEHICLES – VARIOUS DEPARTMENTS

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve advertising for project #19-28 New Vehicles for Various Departments. Motion carried.

5. RENEWAL OPTION APPROVED – YORK RISK SERVICES – RISK MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve a 30 day extension to the Workers' Compensation Program Third Party Administration Services with York Risk Services for Risk Management. Motion carried.

6. REQUEST APPROVED – PURCHASE FOR STUDENTS – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the request for the purchase of coffee and supplies from the Constable Pct 3 budget line 5531.7390 for students attending training classes as mandated by TCOLE in an amount not to exceed \$750.00. Motion carried.

7. CHECK AND REPORT ACCEPTED – ENTERGY – BUILDING MAINTENANCE

Motion by Commissioner Noack, seconded by Commissioner Meador, to accept the report and incentive check in the amount of \$45,170.77 from the Entergy Solutions Program provided by Entergy Texas for various county buildings. \$40,206.08 will be placed in a special line item for Building Maintenance for use at the Ed Chance Annex Building. Motion carried.

#### **CITIZENS – AGENDA ITEM 10**

Jon Paul Bouche addressed the court concerning the county budget. He would like the Fiscal Year 2020 budget to be reduced by 1% and would like the tax rate reduced to offset appraisal growths.

8. APPOINTMENT APPROVED – COUNTY ATTORNEY – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the appointment of B.D. Griffin as Montgomery County Attorney. Motion carried.

COUNTY JUDGE MARK J. KEOUGH SWORE IN B.D.GRIFFIN AS COUNTY ATTORNEY.

B.D. GRIFFIN ADDRESSED THE COURT ON THE APPOINTMENT AND LOWERED THE SALARY OF THE COUNTY ATTORNEY TO MATCH THAT OF THE COUNTY COURT AT LAW JUDGES.

9. REQUEST APPROVED – SERVICE AWARD PINS – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase of service award pins, corsages, refreshments, and other costs associated with the annual employee Service Awards Ceremony in an amount not to exceed \$7000.00 and will be funded with 409.7390. This is approved annually and will not have to be brought back to court unless the amount increases. Motion carried.

COMMISSIONER NOACK LEFT THE ROOM, BUT RETURNED BEFORE THE PRESENTATION FROM THE COUNTY TREASURER ENDED.

AGENDA ITEM 12A – COUNTY TREASURER GAVE A UPDATE ON THE STATE OF THE TREASURERS OFFICE AND CHANGES THAT SHE HAS IMPLEMENTED SINCE JANUARY 1, 2019.

10. REQUEST APPROVED – POSITION CHANGES – COUNTY TREASURER

Motion by Commissioner Meador, seconded by Commissioner Riley to approve the following position changes: closing positions 497-4280-500 (P/T Accountant) and 497-4426-1 (Deputy Treasurer) and open positions 497-4309-3 (Accounting Assistant) and 497-4200-1 (Finance Assistant). Annualized salary for 497-4309-3 will be \$35,660.00 (plus benefits) and annualized salary for 497-4200-1 will be \$55,401.00 (plus benefits). Budget Office is authorized to transfer funds between positions and accounts as necessary, no additional budget dollars are requested for FY 2019. Motion carried.

11. REQUEST APPROVED – WOODFOREST NATIONAL BANK – COUNTY TREASURER

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the use of Federal Home Loan Bank Letters of Credit to collateralize Montgomery County depository accounts. Melanie Bush and the County Attorney's office are authorized to take all necessary steps to implement. Motion carried.

12. REQUEST APPROVED – REORGANIZATION OF INVESTMENT COMMITTEE – COUNTY TREASURER

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the reorganization of Investment Committee and appoint the following:

- a. Melanie K. Bush, Treasurer/Investment Officer, Chair of the Investment Committee
- b. Mark Keough, County Judge, Member
- c. D. Keaton McDaniel, Public Member with experience in investment management

Motion carried.

13. REQUEST APPROVED – POSITION CHANGES – COLLECTIONS

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the following position changes for the Collections department: close position 404-4125-6 Collections Specialist I and open position 404-3930-1 Clerk III. Budget Office is authorized to transfer funds between positions and accounts as necessary, no additional budget dollars are requested for FY 2019. Motion carried.

14. REQUEST APPROVED – VARIANCE TRANSFER – COUNTY COURT AT LAW 2

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve transferring variance of \$3,094.71 from Position 427-7707-1 (Coordinator-Probate) to Position 427-7707-3 (Coordinator-Probate), effective April 1, 2019. No new funding is requested. Motion carried.

15. REQUEST APPROVED – A/C UNIT REPLACEMENT – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the use of \$36,552.00 of the CIP budget allocated for jail A/C replacement for replacement of the A/C unit at the Sheriff's District 1 location. The jail A/C unit tagged for replacement is currently working. The A/C unit at the specified location needs replacing now. Motion carried.

16. AGREEMENT APPROVED – TACTICAL DIVERSION TASK FORCE – CONSTABLE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Tactical Diversion Task Force Agreement between the United States Department of Justice, Drug Enforcement Administration, for reimbursement of tactical diversion task force operations. Montgomery County Constable 1 Philip Cash is designated as the authorized official to sign and execute any and all related documents. Motion carried.

17. AGREEMENT APPROVED – U.S. DEPARTMENT OF JUSTICE – CONSTABLE PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the United States Department of Justice, Drug Enforcement Administration, for reimbursement of Case Specific Tactical Diversion Task Force Agreement operations not to exceed \$18,343.75. The Constable stated that they may have enough money in their



budget to cover this. If further funding is needed the Budget Office will bring the request to court. Motion carried.

AGENDA ITEM 17A – CONSIDER AND APPROVE INTERLOCAL AGREEMENT FOR FIRE CODE ENFORCEMENT WAS DEFERRED.

18. RENEWAL APPROVED – AIR TRAFFIC CONTROL TOWER – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the renewal of the Air Traffic Control Tower Operating Agreement between the Federal Aviation Administration and the Conroe North Houston Regional Airport. Airport Director James Brown is authorized to sign all associated documents. The document presented in court incorrectly stated the hours of operation being M-F when in fact it is 7 days a week. A corrected agreement will be presented later. Motion carried.

19. REQUEST APPROVED – CELL PHONE ALLOWANCE – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve adding cell phone allowance to position 642030-4703-1, Coordinator-Construction CD, as a Tier 2, in the amount of \$480 annually to be funded from the CDBG grant. No match from the county is required. Motion carried.

20. NOTIFICATION OF DEFAULT APPROVED – GEARN OFFSHORE INC. – TAX ASSESSOR COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve notification of default, with 30 days to cure, under the Tax Abatement Agreement between Montgomery County and Gearn Offshore, Inc. Motion carried.

21. REPORT ACCEPTED – COMPREHENSIVE ANNUAL FINANCIAL REPORT – AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the Comprehensive Annual Financial Report for the year ended September 30, 2018. Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM.

22. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve the Payment of Accounts. Motion carried.

COMMISSIONER NOACK LEFT THE COURTROOM AND BOTH COMMISSIONER MEADOR AND COMMISSIONER NOACK RETURNED DURING THE PRESENTATION BY THE COUNTY AUDITOR.

THE COUNTY AUDITOR GAVE AN UPDATE ON THE STATE OF AFFAIRS FROM THE AUDITORS OFFICE , CERTIFIED MINUTES FROM THE BOARD OF DISTRICT JUDGE'S MEETING, AND A LIST OF SALARIES FROM THE AUDITOR'S OFFICE.

23. POSITION FUNDED – INTERNAL AUDIT MANAGER – AUDITOR

Motion by Judge Keough, seconded by Commissioner Metts, to accept the items presented by the Auditor and fund the new position, Internal Audit Manager with Contingency. Motion carried.

24. DISCRETIONARY EXEMPTION GRANTED – SPRING CREEK GREENWAY

Motion by Commissioner Noack, seconded by Commissioner Meador, to grant a discretionary exemption for Spring Creek Greenway Nature Center as a professional service from Vision Integrated Systems not to exceed \$126,000 as authorized by Local Gov't Code 262.024(a)(4). Motion carried.

25. DISCRETIONARY EXEMPTION GRANTED – FM 1097 – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to grant a discretionary exemption for FM 1097 widening as an item that can be obtained from only one source in the amount of \$399,673.00 from Kinder Morgan Copano Pipelines, LLC for Precinct 1 as authorized by Local Gov't Code §262.024(a)(7)(C). Motion carried.

26. AWARD APPROVED – PROJECT #19-08 – RISK MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award to A S & G Claims Administration, Inc. for Project #19-08 RFP Property, Casualty, and Workers Compensation Third Party Administration Services for Risk Management. Motion carried.

27. REQUEST APPROVED – REJECT ALL BIDS – PURCHASING

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the rejection of all bids for Project #19-15 Collection of Urine Samples and rewrite the specifications and go out back out for bid for Drug/DWI Court. Motion carried.

28. REQUEST APPROVED – CONTRACT UTILIZATION – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve utilizing the contract for Grounds Maintenance Equipment, Irrigation Parts, Supplies, & Installation through the interlocal agreement with BuyBoard Contract #529-17 and authorize purchase of M6S-111SHDC tractor in the amount of \$58,542.46 and KB2200 boom mower and rotary cutter in the amount of \$68,323.85 for a total of \$126,866.31 from Landsdowne-Moody Company, an authorized dealer for Kubota Tractor Corporation and Terrain King Corporation as approved by Local Gov't Code §271.102 for Precinct 3. Motion carried.

COMMISSIONER NOACK AND THE PURCHASING AGENT DISCUSSED IF IT IS POSSIBLE FOR PURCHASING TO BUY ITEMS THAT ARE ON COOPERATIVE CONTRACTS THROUGHOUT THE YEAR WITHOUT BRINGING EACH PURCHASE TO COURT IF THE ITEM IS IN THE BUDGET.

THE COUNTY ATTORNEYS OFFICE WILL BRING A RESOLUTION BACK TO COURT FOR THIS.

29. RESOLUTION AND ORDER APPROVED – TAX ABATEMENT – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the assignment of the Tax Abatement Agreement and Norman Conroe TX LLCs assumption of the obligations of Scannell Properties #292, LLC. Motion carried.

AGENDA ITEM 23B1 – CONSIDER AND TAKE APPROPRIATE ACTION TO RECOGNIZE AND ACCEPT AS A PUBLIC DEDICATION OF RIGHT OF WAY OF “CLUB DR.” WAS DEFERRED.

COMMISSIONER RILEY LEFT THE COURTROOM.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 24A1: Consider and approve establishing a no parking zone and placement of "No Parking, Standing, Stopping" "7:15 - 8:30 A.M. 2:45 - 3:45 P.M." "Mon - Fri" signs on both sides of Oakwood Park Lane.

AGENDA ITEM 24B1: Consider the partial revision of a portion of Restricted Reserve “A”, Block 1, Rolling Hill Estates, to be known as Frog Retreat Section 1.

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

30. REQUEST APPROVED – NO PARKING ZONE – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the establishment of a no parking zone and placement of "No Parking, Standing, Stopping" "7:15 - 8:30 A.M. 2:45 - 3:45 P.M." "Mon - Fri" signs on both sides of Oakwood Park Lane. Motion carried.

31. FINAL PLAT APPROVED – FROG RETREAT, SECTION 1 – PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the final plat of Frog Retreat, Section 1; 3.00 acres; J.P. Harrison Survey, A-278. Motion carried.

32. RESOLUTION AND ORDER APPROVED – HIGH SPEED RAIL – COMMISSIONER PCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the resolution and order opposing high speed rail in Montgomery County or anywhere else in the State of Texas, the use of eminent domain for high speed rail activities in Montgomery County, and the crossing or use of county roads to facilitate high speed rail activities in all of Montgomery County. Motion carried.

COMMISSIONER RILEY RETURNED TO THE COURTROOM.

33. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of CDBG YR 21 Admin to a cell phone allowance to Robert L. Langford, Coordinator-Construction CD, effective March 19, 2019.

Request of County Attorney to appoint B.D. Griffin, County Attorney, as replacement for J.D. Lambright, effective March 19, 2019.

Request of Treasurer to change status of Deneen Marcella Shreve, Accounting Assistant, due to department reorganization, effective April 1, 2019.

Request of Treasurer to transfer Brittany Jnae Vinson, Finance Assistant, from JP 3 due to department reorganization, effective April 1, 2019.

Motion carried

AGENDA ITEM 28A – CONSIDER AND APPROVED ANNUAL RENEWAL OF THE PUBLIC ENTITY INSURANCE PACKAGE WAS DEFERRED.

**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, 551.076, and 551.074.**

EXECUTIVE SESSION – AGENDA ITEM 29A: Consultation with County Attorney regarding claim no. C-18-0140. (Section 551.071)

EXECUTIVE SESSION – AGENDA ITEM 29B: Consider and discuss courthouse security projects. (Section 551.076)

EXECUTIVE SESSION – AGENDA ITEM 29C: Discuss and deliberate the appointment, employment, evaluation and reassignment of duties, discipline or dismissal of a public officer or employee - Risk Management Director. (Section 551.074)

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

**CITIZENS – AGENDA ITEM 31**

No citizens addressed the court at this time.

**MISCELLANEOUS – AGENDA ITEM 32 – NO OTHER ITEMS LISTED**

**34. COURT ADJOURNS**

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

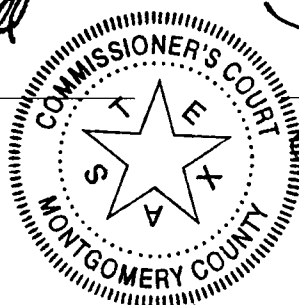
The above and foregoing minutes were read and approved by the Court.

**ATTEST:**

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

BY:

COUNTY CLERK



COUNTY JUDGE