

COMMISSIONERS COURT DOCKET
MAY 14, 2019
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 14th day of May, 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 (arrived after motion #5)
Commissioner, Precinct 4	James Metts
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Terri Jagers

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.

EMPLOYEE OF THE MONTH – MONTGOMERY COUNTY EMPLOYEES COMMITTEE

THE MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED EMPLOYEE OF THE MONTH TO DEPUTY NICHOLAS LALLI, WITH CONSTABLE PRECINCT 4.

2. RESOLUTION APPROVED – NATIONAL STOP THE BLEED MONTH

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim the month of May, 2019 as Stop the Bleed Month in Montgomery County, Texas. Motion carried.

3. PROCLAMATION APPROVED – EMERGENCY MEDICAL SERVICES WEEK

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim the week of May 19-25, 2019 as Emergency Medical Services Week. Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated April 23, 2019. Motion carried.

AGENDA ITEM 9A5 WAS DEFERRED.

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

Motion by Commissioner Meador, seconded by Commissioner Riley, 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 9A1-6

- A1. REPORT ACCEPTED that complies with Local Government Code Section 114.023.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A3. REQUEST APPROVED from Justice of the Peace Pct. 2 to use \$1,491.78 from the Justice of the Peace Technology Fund.
- A4. REPORT OF OFFICIALS' FEES ACCEPTED as audited for October 2018.
- A5. AGENDA ITEM 9A5 WAS DEFERRED.
- A6. REQUEST APPROVED to use the Justice of the Peace Technology Fund to purchase two (2) Dell Latitude 7490 laptop computers with peripherals at \$2,311.25 each per quote # 037446, and two (2) HP Laser Jet M506N laser printers at \$641.34 each per quote #037640, totaling \$5,905.18.

BUDGET – AGENDA ITEMS 9B1-4

- B1. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY 2019 budget according to budget policy.

- B2. ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Grant Departments.
- B3. PREVIOUS ACTIONS TAKEN MEMORIALIZED from prior Commissioners Court Meetings on changes to the Fiscal Year 2019 Budget.
- B4. TRANSFER, ADJUSTMENT AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9C1

- C1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending April 2019.

PURCHASING – AGENDA ITEMS 9D1-6

D1. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Caterpillar Parts and Services as an item that can be obtained from only one source from Mustang CAT for Various Departments. Local Gov't Code §262.024(a)(7)(D)
- b. Sexual Assault Examinations as a professional service from Memorial Hermann Health System and Montgomery County Children's Advocacy Center for Various Departments. Local Gov't Code §262.024(a)(4)
- c. Billing Services Houston Consortium as a professional service from Amigos Library Services for Library. Local Gov't Code §262.024(a)(4)
- d. Utility Services as an item that can be obtained from only one source from the following utilized vendors, Wavemedia, Inc., Consolidated Communications, Inc., Comcast of Houston, LLC for Various Departments. Local Gov't Code §262.024(a)(7)(C)

D2. ADVERTISING APPROVED for the following:

- a. Project #19-42 Underground Conduit Installation for Various Departments.
- b. Project #19-41 Raising and Undersealing Concrete Slabs for Various Precincts.
- c. Project #19-43 Processing, Printing and Mailing of Tax Statements for Tax Office.

D3. CHANGE ORDERS APPROVED:

- a. Amendment #1 to KDM Acquisition Services, Inc. for Right-Of-Way Acquisition Services for Sorters Road for additional R-O-W Acquisition Services for an increase of \$5,100.00 for Commissioner Precinct 4
 - b. Amendment #1 to KDM Acquisition Services, Inc. for Right-Of-Way Acquisition Services for Sorters Road Phase 2 for additional R-O-W Acquisition Services for an increase of \$25,500.00 for Commissioner Precinct 4
 - c. CO #1 to Stripes & Stops Company Inc., for pavement striping to add additional items for Various Departments.
 - d. CO #1 to Gullo Cars of Conroe dba Gullo Ford of Conroe for Project 19-28 New Vehicles to add 4x4 option in the amount of \$2,876.56 to vehicle 5, Ford F250 crew XL gas 160" WB for Various Departments.
- D4. REQUEST APPROVED to rescind advertisement for Project #19-39 New Pews and installation for Various Departments.
- D5. REQUEST APPROVED to accept replacing contract pages 6 & 7 for Project #19-21 Firehouse Road Reconstruction & Widening for Precinct #4. This was previously awarded in Commissioners Court on April 9, 2019.
- D6. RENEWAL OPTIONS APPROVED:
- a. Project #2017-0022 Five (5) phase treatment services with Counseling Center of Montgomery County, Mental Health Resource Center and Refuge Trauma and Counseling Center for Drug DWI Courts (exercising the second of four renewal options).
 - b. Project #2014-0046 Chain link fencing/materials and labor with Jax Burns, LLC., dba Astro Fence Company (exercising the fifth of five renewal options).
 - c. Project #2016-0028 Printing of election forms and related services with AMG Printing and Mailing, LLC., for Elections (exercising the third of three renewal options).
 - d. Project #2017-0026 Surface treatment with Waters Construction Company Inc., for Various Precincts (exercising the second of three renewal options).
 - e. Project #2017-0032 Pre-engineered metal buildings (materials only) and related supplies with Mueller, Inc., for Various Departments (exercising the second of three renewals).
 - f. Project #18-09 Sheriff's Office Inmate Technology System with Securus Technologies for Sheriff's Office (exercising the first of four renewals).

- g. Project #2014-0035 New Furniture with Workspace Resource, Inc., for Various Departments (exercising the fifth of five renewal options).

RISK MANAGEMENT – AGENDA ITEM 9E1

- E1. SECOND AMENDMENT APPROVED to agreement for Third Party Claims Administration Services pursuant to RFP 18-55, including Exhibit (A)(1)(a).

COMMISSIONERS – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. APPOINTMENT APPROVED of Tammye Ritter Markle as board member for the Montgomery County Child Welfare.

F2. PRECINCT 2

- a. USE AGREEMENT APPROVED with Magnolia Area Softball Association to use the softball fields at Magnolia Sports Park through December 31, 2019.

F3. PRECINCT 3

- a. REQUEST APPROVED to add Sharon Sutton to the CDBG MCCD Advisory Committee to replace Ronda Trow.

F4. PRECINCT 4

- a. CHECK ACCEPTED from City of Roman Forest in the amount of \$1,771.65 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- b. CHECK 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.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Montgomery Self Storage SH 105 Replat; 5.068 acres; John Corner Survey, A-8.

G2. PRECINCT 2

- a. REQUEST APPROVED acknowledging that the roads in Woodtrace, Section 8-A have been built to county standards and have completed the one-year maintenance period. The bond is released. These roads are private and will not be maintained by Montgomery County.
- b. REQUEST APPROVED acknowledging that the roads in Woodtrace, Section 8-B have been built to county standards and have completed the one-year maintenance period. The bond is released. These roads are private and will not be maintained by Montgomery County.
- c. FINAL PLAT APPROVED of Falcone's Pond; 9.5492 acres; Mary Corner Survey, A-9.

G3. PRECINCT 3

- a. STREETS ACCEPTED in Forest Village, Section 9 into the County Road Maintenance System and bond is released.
- b. STREETS ACCEPTED in Woodson's Reserve, Section 7 into the County Road Maintenance System and bond is released.

G4. PRECINCT 4

- a. REQUEST APPROVED to recognize the following:
 - 1. The general plan for the development of a 639 acre tract of land identified as the Splendora Tract Number 1.
 - 2. The general plan for the development of a 569 acre tract of land identified as the Splendora Tract Number 2.
- b. FINAL PLAT APPROVED of Deer Trail Estates, Section 1; 105.225 acres; Johnathan C. Pitts Survey, A-28.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to place Deanna Fuit, Clinic/Vet Technician, on payroll as replacement for Courtney Lee Mayes, effective May 1, 2019.

Request of Animal Shelter to place Darrin Garriga, Animal Care Technician, on payroll as replacement for Alexis M Jones Blacksher, effective May 4, 2019.

Request of Animal Shelter to place Jemal Lett, Animal Care Technician, on payroll as replacement for Sydney Tate Daubendick, effective May 4, 2019.

Request of Custodial to transfer Jaime Fernandez, Custodian II, as replacement for Tevin Williams, effective May 6, 2019.

Request of Custodial to increase salary of Orlando Jair Funez Ruiz, Custodian, due to completion of probationary period, effective May 5, 2019.

Request of Custodial to place Andrea Vazquez, Custodian I, on payroll as replacement for Ruth Diaz, effective May 13, 2019.

Request of Custodial to place Edde Jose Velazquez, Custodian I, on payroll as replacement for Naomi Mateos, effective April 29, 2019.

Request of Custodial to accept the retirement of Alma Visoso, Custodian I, effective May 11, 2019. [No benefits due]

Request of Custodial to transfer Tevin Williams, Custodian II, as replacement for Jaime Fernandez, effective May 6, 2019.

Request of Commissioner Precinct 1 to place Jeffery R. Johnson, Operator Water System, on payroll as replacement for Michael McVey, effective May 13, 2019.

Request of Commissioner Precinct 1 to place Henry Junior Martin, Operator II, on unpaid FMLA/Disability Leave, effective April 30, 2019.

Request of Commissioner Precinct I to accept the retirement of Pamela Fuller Signorelli, Coordinator II-Facilities, effective May 31, 2019. [77.41 hours or balance vacation; 3.0 hours or balance compensatory time]

Request of Commissioner Precinct 1 to place Thane William Bodak, Seasonal Worker, on payroll, effective April 20, 2019.

Request of Commissioner Precinct 2 to promote Troy Schatte, Operator III, as replacement for Eric Gaines, effective May 4, 2019.

Request of Commissioner Precinct 3 to promote Andrew Dubois, Manager-Pct Projects, as replacement for Evan Besong, effective May 4, 2019.

Request of Commissioner Precinct 3 to place Theron Harrison Jr., Operator I, on payroll as replacement for Adrian Infante, effective May 6, 2019.

Request of Commissioner Precinct 3 to accept the resignation of Lawrence Paulton Jr., Operator I, effective April 18, 2019. [47.64 hours or balance vacation; 8.00 hours or balance holiday]

Request of Commissioner Precinct 4 to place Clay Arie, Operator II, on payroll, effective May 20, 2019.

Request of Commissioner Precinct 4 to transfer Tomislav Carevic, Operator II, as replacement for Michael Skaggs, effective May 6, 2019.

Request of Commissioner Precinct 4 to accept the resignation of Dalton LeBlanc, Operator I, effective April 15, 2019. [6.82 hours or balance vacation; 0.385 hours or balance compensatory time]

Request of Commissioner Precinct 4 to place Louis Van Parker, Operator I, on payroll, effective May 13, 2019.

Request of Commissioner Precinct 4 to place Amber Wooley, Operator I, on payroll as replacement for Dalton LeBlanc, effective April 22, 2019.

Request of Constable Pct 2 to increase salary of Bobby Monroe Smalley, Jr., Deputy Constable, due to step increase, effective April 20, 2019.

Request of Constable Precinct 2 to remove salary supplement of Gregory Thomason, Captain-Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 2 to remove salary supplement of Charles White, Chief Deputy Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 3 to increase salary of Adam Acosta, Investigator II, due to step increase, effective May 18, 2019.

Request of Constable Precinct 3 to remove salary supplement of James Sumner, Chief Deputy-Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 3 to remove salary supplement of Daniel Zientek, Captain-Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 4 to bridge time of Robert Buchanan, Deputy Constable, to have a revised leave anniversary date of 02-15-2003, effective May 18, 2019.

Request of Constable Precinct 4 to increase salary of Chad Capehart, Deputy Constable, due to step increase, effective May 18, 2019.

Request of Constable Precinct 4 to remove salary supplement of Buck Clendennen, Captain Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 4 to remove salary supplement of Mark Seals, Captain Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 4 to remove salary supplement of Barry Welch, Chief Deputy Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 5 to remove salary supplement of Kim Gordon, Captain-Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 5 to remove salary supplement of Chad Walling, Chief Deputy-Constable, due to job re-evaluation, effective May 4, 2019.

Request of Constable Precinct 5 to accept the retirement of Courtney Harris, Deputy Constable, effective May 3, 2019. [No benefits due]

Request of County Auditor to accept the resignation of Ying Ye, Manager-Internal Audit, effective May 2, 2019. [No benefits due]

Request of Engineering to accept the retirement of Mark J. Mooney, County Engineer, effective May 31, 2019. [158.7450 hours or balance vacation]

Request of County Judge to accept the retirement of Amanda Whittington, Administrative Assistant II, effective May 31, 2019. [265.41 hours or balance vacation; 150.00 hours or balance grandfathered sick leave; 6.63 hours or balance compensatory time]

Request of Treasurer to accept the retirement of Carolyn J. Bennett, Accounting Assistant, effective June 30, 2019. [177.275 hours or balance vacation; 2.50 hours or balance compensatory time]

Request of Treasurer to accept the retirement of Teri C. Logue, Accounting Assistant, effective May 3, 2019. [177.00 hours or balance vacation]

Request of Treasurer to discharge Deneen Marcella Shreve, Accounting Assistant, effective May 13, 2019. [6.16 hours or balance vacation; 1.88 hours or balance compensatory time]

Request of Court Collections to transfer Alicia Cuevas, Clerk III, from Library, effective May 6, 2019.

Request of District Attorney to promote Luis S. Baez, Attorney II, as replacement for Philip Spencer Harris, effective May 4, 2019.

Request of District Attorney to change position of Lianne Sun Baldridge, Attorney I, as replacement for Luis S. Baez, effective May 4, 2019.

Request of District Attorney to change position of Kevin Michael Bratcher, Attorney I, as replacement for Gabrielle Adriana Munoz, effective May 4, 2019.

Request of District Attorney to demote Justin Michael Fowles, Attorney II, as replacement for Taylor Erinn Stoechner, effective May 4, 2019.

Request of District Attorney to change position of Philip Spencer Harris, Attorney II, as replacement for Brian Patrick Foley, effective May 4, 2019.

Request of District Attorney to promote Meagan M. Moerbe, Legal Assistant I, as replacement for Debra M. Piazza, effective May 18, 2019.

Request of District Attorney to promote Gabrielle Adriana Munoz, Attorney II, as replacement for Kristina Marie Pekkala, effective May 4, 2019.

Request of District Attorney to place Erica E. Ortega, Attorney I, on payroll as replacement for Lianne Sun Baldridge, effective May 13, 2019.

Request of District Attorney to accept the resignation of Debra M. Piazza, effective May 13, 2019. [12.36 hours or balance vacation]

Request of District Attorney to change position of Taylor Erinn Stoechner, Attorney II, as replacement for Philip Andrew Teissier, effective May 4, 2019.

Request of District Attorney to promote Philip Andrew Teissier, Attorney III, as replacement for Justin Michael Fowles, effective May 4, 2019.

Request of District Attorney to place Jaime L. Wallace, Attorney I, on payroll as replacement for Kevin Michael Bratcher, effective May 13, 2019.

Request of District Attorney to place Vanessa G. Windham, Attorney II, on payroll as replacement for Samantha J. Jarvis, effective May 6, 2019.

Request of Elections to accept the resignation of Jennifer Sheffield, Voter Clerk, effective April 17, 2019. [No benefits due]

Request of Emergency Management to accept the resignation of Marisa Brusuelas, Clerk II, effective April 20, 2019. [21.56 hours or balance vacation]

Request of Information Technology to transfer Steven W. Sprague, IT Public Safety Manager, to new position, effective May 4, 2019.

Request of Justice of the Peace Precinct 1 to promote Leticia Arellano Gomez, Court Clerk III, as replacement for Tatiana Raya Rojas, effective May 4, 2019.

Request of Justice of the Peace Precinct 4 to place Ana P. Cardona, Court Clerk II, on payroll, as replacement for Kaye King, effective April 17, 2019.

Request of Justice of the Peace Precinct 4 to accept the resignation of Kaye King, Court Clerk II, effective April 15, 2019. [No benefits due]

Request of Justice of the Peace Precinct 4 to place Nicole F. Thomson, Court Clerk II, on payroll as replacement for Macey N. Hardin, effective May 6, 2019.

Request of Juvenile to place Jamar Dijon Andrews, Juvenile Supervision Officer Substitute, on payroll, effective April 30, 2019.

Request of Juvenile to accept the resignation of Brandi Lea Bohanan, Juvenile Supervision Officer Substitute, effective April 19, 2019. [No benefits due]

Request of Juvenile to place Mary Margaret Fisher, Juvenile Supervision Officer Substitute, on payroll, effective April 30, 2019.

Request of Juvenile to place John Roland Kinser, Juvenile Supervision Officer Substitute, on payroll, effective April 30, 2019.

Request of Juvenile to discharge Walter James Parlins III, Juvenile Supervision Officer, effective April 17, 2019. [20.96 hours or balance vacation; 1.75 hours or balance holiday]

Request of Juvenile to accept the retirement of Cecil A. Patterson, Assistant Deputy Director Juvenile, effective June 30, 2019. [242.6250 hours or balance vacation]

Request of Juvenile to place Anitra LaShun Tusie, Juvenile Supervision Officer Substitute, on payroll, effective April 30, 2019.

Request of Library to place Brian Cianessi, Computer Analyst, on payroll as replacement Denise Gardner, effective May 7, 2019.

Request of Library to accept the resignation of Karen Hiarker, Library Assistant II, effective May 14, 2019. [No benefits due]

Request of Recycle Station Precinct 3 to place Kendall Kruchten, Mosquito Driver, on payroll, effective April 29, 2019.

Request of Sheriff to discharge Trevor A. Barringer, Officer Civilian Detention, effective April 18, 2019. [83.16 hours or balance vacation; 161.57 hours or balance compensatory time; 26.50 hours or balance holiday time]

Request of Sheriff to promote Geena Ellen Bartley, Dispatcher II, as replacement for Amanda Rose McDermott, effective May 4, 2019.

Request of Sheriff to promote Derek Cogdill, Sergeant, as replacement for Stephanie Starr Logan, effective May 4, 2019.

Request of Sheriff to place James Coggins, Officer Civilian Deten, on payroll as replacement for Kipp Peter Swannie, effective May 11, 2019.

Request of Sheriff to promote Elizabeth Ann Curry, Supervisor Dispatch, as replacement for Geena Ellen Bartley, effective May 4, 2019.

Request of Sheriff to promote Jeremy M. Davis, Sergeant, as replacement for Aaron Sumrall, effective May 4, 2019.

Request of Sheriff to increase salary of Jeffery Durrenberger, Detective, due to step increase, effective May 4, 2019.

Request of Sheriff to increase salary of Willie D. Kendrick Jr., Sergeant, due to step increase, effective May 4, 2019.

Request of Sheriff to accept the resignation of Justin Ray Lappin, Deputy Patrol, due to step increase, effective May 2, 2019. [24.32 hours or balance vacation]

Request of Sheriff to accept the resignation of Dawn Lynnette Lara, Officer Civilian Deten, effective May 17, 2019. [31.92 hours or balance vacation; 172.25 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to place Hailey Marie Leasure, Officer Civilian Deten, on payroll, effective April 20, 2019.

Request of Sheriff to promote John G. Lumpkin, Sergeant-Detention, as replacement for Eric Joseph Hensley, effective May 4, 2019.

Request of Sheriff to correct position number on PCR approved in CC on 4-23-2019 for Tony Eric Madison, Deputy Patrol, effective April 20, 2019.

Request of Sheriff to place Tyler Mayhugh, Officer Civilian Deten, on payroll as replacement for Cody Taylor Rademacher, effective May 4, 2019.

Request of Sheriff to accept the resignation of Amanda Rose McDermott, Dispatcher II, effective May 2, 2019. [43.36 hours or balance vacation; 73.53 hours or balance compensatory time; 16.25 hours or balance holiday]

Request of Sheriff to transfer Kirsten E. Olowinski, Deputy Patrol, as replacement for Justin Kirk Walters, effective May 4, 2019.

Request of Sheriff to demote Jennifer Rose Stringer, Records Specialist I, due to voluntary demotion, effective May 4, 2019.

Request of Sheriff to place Jennifer Rose Stringer, on unpaid Leave of Absence, effective May 4, 2019.

Request of Sheriff to accept the resignation of Jose Angelo Teoxon, Dispatcher, effective May 13, 2019. [110.40 hours or balance vacation; 199.50 hours or balance compensatory time; 11.00 hours or balance holiday time]

Request of Sheriff to transfer Matthew Kaleb Wyatt, Deputy Patrol, as replacement for Derek Cogdill, effective May 4, 2019.

Request of South County Community Center to accept the resignation of Faye B. Jones, Comm Facilities Workers, effective April 16, 2019. [No benefits due]

Request of Tax Assessor-Collector to place Crystal Castro, Deputy Specialist I, on payroll, as replacement for Cindy Friedrich, effective May 6, 2019.

Request of Tax Assessor-Collector to accept the retirement of Connie Fuller, Deputy Specialist IV, effective July 12, 2019. [103.83 hours or balance vacation]

Request of Tax Assessor-Collector to place Mikka Thiem, Deputy Specialist III, on unpaid FMLA/Disability Leave, effective April 23, 2019.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1-6

- I1. ORDER APPROVED to release lien and acknowledge receipt of check in the amount of \$12,959.38 as payment in full of assessment lien to recover cost to the county for demolition of a public nuisance. The total cost of the lien has been met for property located at 14140 Fm 1485 Rd. Conroe, Texas 77306. Check has been forwarded to the County Auditor for further processing.
- I2. ORDER APPROVED to abate a public nuisance and approve a request for demolition on the following property that is abandoned, deemed unsafe, or unlivable Precinct 1 10999 Maywood, Willis, TX 77318 for an estimated total cost of \$3,200 funded by CDBG.
- I3. ORDER APPROVED assessing cost of abating nuisance and notice of lien to be filed in real property records to recover cost to the County for demolition for abate nuisance at 17513 Woods Drive, New Caney, Texas 77357.
- I4. ORDER APPROVED assessing cost of abating nuisance and notice of lien to be filed in real property records to recover cost to the County for demolition for abate nuisance at 19477 Lazy Lane, Porter, Texas 77365.

- I5. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100-year flood plain located at 15035 Cardinal Trail Conroe, TX 77302. Whispering Pines Subdivision Section 3, Lot 180.
- I6. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100-year flood plain located at 36903 Anglers Way Montgomery, TX 77362. Old Mill Lake Section 3, Block 1, Lot 11.

COUNTY JUDGE – AGENDA ITEMS 9J1-2

- J1. UPDATED TARGETED EMPLOYMENT AREA CERTIFICATION LETTER APPROVED for a project located at IH-45 and Teas Road.
- J2. RESOLUTION APPROVED approving the issuance of Harris County Cultural Education Facilities Finance Corporation Revenue Refunding Bonds for Young Men's Christian Associations (YMCA) of Greater Houston Series 2019 to refinance YMCA facilities located within Montgomery County.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-8

- K1. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 4:18-cv-04835 and styled Premium Star LLC and Kathleen Hoffman vs. Henry Melvin Stepp, Jr. et al for Claim #B-18-0141. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case with funding from the Risk Management budget with the approval of the Director of Risk Management or designee.
- K2. RESOLUTION AND ORDER APPROVED of the settlement offer of \$2,958.67 to be paid to James B. Manley, PC and Joe Edward Harrison and the settlement offer of \$1,000.00 to be paid to Good One Automotive in exchange for a full release of all property claims in connection with the demand letter provided under Claim No. A-19-0027. The County Auditor is orders to issue a check in accordance with the settle offer contingent upon receipt of a full release of all claims with funding form 40220-748383.
- K3. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 2019-26230 and styled Tyrone Hadley vs. Keith Mihail Billiris, Christopher Bodine, Home Depot and Montgomery County for Claim #D-17-0137. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case with funding from the Risk Management budget with the approval of the Director of Risk Management or designee.

- K4. REQUEST APPROVED for the following position changes: close positions 4751-8926-1 (Assistant) and 4751-7704-4 (Legal Assistant II), open positions 4751-8550-2 (Admin Manager I) and 4751-7912-500 (Attorney III). The annualized salary for Admin Manager I will be \$53,937 and annualized salary for Part-time Attorney III will be \$58,500. Also, increase salary for positions 4741-7922-1 to \$135,316.69, 4751-7706-4 to \$67,002.00, and 4751-905-500 to \$67,059.20 and Transfer variance of \$74,277.85 plus benefits to Contingency (695-7695). Budget Office is authorized to transfer funds between positions and accounts as necessary.
- K5. PRECINCT 1
- a. ORDER APPROVED authorizing notice of public hearing for revision of plat on June 25, 2019 for partial revision to subdivision lots/plats being described as Lots 19, 20, and 21, Block 3 of Emerald Lakes Section 3 to be known as Emerald Lakes Section 3, Partial Replat No. 1.
 - b. RESOLUTION AND ORDER APPROVED for the funding of relocation expenses in connection with the acquisition and relocation for Parcel 79-R04 (T) of the expansion of FM 1097 payable to Rentacrate Enterprises, LLC in the amount of \$18,986.00.
- K6. PRECINCT 2
- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Denina Parcels Alphro Inc., PIT 249, LLC and Co Fam, LLC for the widening of SH 249 Road from Frank Denina for the total sum of \$300,000.00 and to accept the executed or to be executed deed.
 - b. CORRECTION RIGHT-OF-WAY DEED APPROVED from Richard A. Nutter, et al to Montgomery County Texas for 1.014 acres in the R. Kuykendall Survey, A-311 to correct of the right-of-way in deed recorded under clerks file no 8258000 in the Official Public Records of Montgomery County. Judge Keough is authorized to execute the same on behalf of Montgomery County.
 - c. ORDER APPROVED authorizing Notice of Public Hearing for revision of plat on June 25, 2019 for partial revision to subdivision lots/plats being described as Lot 14, Woodlane Forest Section 1 to be known as Woodlane Forest, Partial Replat No. 1.
 - d. ORDER APPROVED authorizing Notice of Public Hearing for revision of plat on June 25, 2019 for partial revision to subdivision lots/plats being

described as Pine Market Plaza to be known as Woodforest at Pine Market Tract 3-B1. (This item was listed on the agenda incorrectly. See motion #24 for correction)

- e. ORDER APPROVED authorizing Notice of Public Hearing for revision of plat on June 25, 2019 for partial revision to subdivision lots/plats being described as Lot 16, Block 1, Crestwood Farms to be known as Crestwood Farms Replat No. 1.
- f. RESOLUTION AND ORDER APPROVED to return Maintenance Bond without Surety, secured by Letter of Credit No. 834 for High Meadows Estates, Section 4 to the Montgomery County Clerk and retained in Commissioners Court Records.

K7. PRECINCT 3

- a. REQUEST APPROVED to cancel the Interlocal Agreement by and between Montgomery County Municipal Utility District No. 119 and Montgomery County dated November 14, 2017 related to the expansion of Rayford Road.
- b. RESOLUTION APPROVED to approve Disclaimer and authorize Commissioner Noack to sign and deliver Disclaimer of Interest of 1,000 square foot of land dedicated to the public for right of way purposes of Volunteer Lane by recorded plat dated July 29, 2005 under County Clerk's file number 2005-083127.

K8. PRECINCT 4

- a. REQUEST APPROVED from Allen Boone Humphries Robinson, LLP to reserve utility district no. 110 to be named Montgomery County Municipal Utility District No. 110.
- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 37 for the widening of Old Houston Road from Alvin C. Holt and Maria D. Holt for the total sum of \$6,035.50 and to accept the executed or to be executed deed.
- c. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 38 for the widening of Old Houston Road from Alvin C. Holt and Maria D. Holt for the total sum of \$7,571.00 and to accept the executed or to be executed deed.
- d. ORDER APPROVED acknowledging receipt of money order in the amount of \$50.00 from Michel Stamper for lease of real property described as Tracts

329, 330, and 331 Krohn Ranchettes an unrecorded subdivision out of the S.H. Bryan Survey, A-70. Check has been forwarded to the County Auditor for further processing.

DISTRICT CLERK – AGENDA ITEMS 9L1-2

- L1. DEPUTATION ACKNOWLEDGED of Deputy Clerk Robin Carson.
- L2. PUBLIC HEARING DATE SET for June 11, 2019 for presentation of the Montgomery County District Clerk's plan for document preservation and restoration of the district courts records archive as required by Texas Government Code § 51.305.

AIRPORT – AGENDA ITEMS 9M1-2

- M1. ELECTRICAL EASEMENT APPROVED between Entergy Texas, Inc. and Montgomery County for the Burden Hangar development.
- M2. PARTIAL ASSIGNMENT OF LAND LEASE WITH CONSENT OF LESSOR APPROVED from Aviation Assets, LLC to Xylon Aviation, LLC for 2.093 acres of land at the Conroe North Houston Regional Airport.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9N1

- N1. FY2018 AGREEMENTS APPROVED between Montgomery County and the following non-profit agencies: Walker Montgomery Community Development Corporation-Home; Montgomery County Youth Services-HESG; and Meals on Wheels Montgomery County-CDBG.

GRANTS – AGENDA ITEM 9O1

- O1. REQUEST APPROVED to authorize Rebecca Ansley, Lieutenant John Sanchez and Sergeant Kelly Smith to request and accept proposed modifications to the Statement of Grant Award for the Auto Theft Task Force Grants for the Sheriff's Office.

BUILDING MAINTENANCE – AGENDA ITEM 9P1

- P1. REPORT AND INCENTIVE CHECK ACCEPTED from Entergy Solutions Program provided by Entergy Texas in the amount of \$3,418.34. Check has been forwarded to the County Auditor for further processing.

EMERGENCY MANAGEMENT – AGENDA ITEM 9Q1

- Q1. RESOLUTION AND ORDER APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of \$1,968,597.00. This award is from the UASI and SHSP Grant programs. Darren Hess is authorized to execute as the Authorized Official. The application process was previously approved in court.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9R1

- R1. REQUEST APPROVED to close position 5511-6022-4, Lieutenant-Constable, and open position 5511-8910-1, Chief Deputy-Constable, with an annual salary of \$118,450.00. Transfer all salary and benefits from 5511-6022-4 to 5511-8910-1.

FIRE MARSHAL – AGENDA ITEM 9S1

- S1. INTERLOCAL AGREEMENT APPROVED for fire code enforcement between Montgomery County and the City of Willis.

LIBRARY – AGENDA ITEM 9T1

- T1. REQUEST APPROVED to appoint Arthur Bredehoft to represent Precinct 2, Janet King to represent Precinct 4 and Chuck Meyer as Representative-at-Large on the Library Advisory Board for four-year terms, from May 2019 to April 2023.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

NO CITIZENS ADDRESSED COURT AT THIS TIME.

COMMISSIONER NOACK ARRIVED AFTER MOTION 5.

6. ACTION DEFERRED – NEW POSITION – FORENSIC SERVICES

Motion by Commissioner Metts, seconded by Commissioner Noack, to defer action on new position 6303-7803-3, Medicolegal Death Investigator I, with an annualized salary of \$54,665.02, until the next Commissioners Court so options can be explored. Judge Keough voted “No”. Motion carried.

7. REQUEST APPROVED – POSITION CHANGES – COUNTY TREASURER

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve closing two Accounting Assistant positions, 497-4309-2 and 497-4309-3 and opening two Accounting Clerk positions, 497-4305-1 and 497-4305-2. The annualized salary for each position will be \$33,250, plus benefits. Variance will be used for retirement payouts and any further variance to be moved to funding position 497-999-9999. Budget Office is authorized to transfer funds between positions and accounts as necessary, no additional budget dollars are requested for FY 2019. Motion carried

8. REQUEST APPROVED – NEW POSITION – COUNTY TREASURER

Motion by Commissioner Meador, seconded by Commissioner Metts, to open position 497-4213-2, Administrative Assistant effective June 17, 2019. The annualized salary will be \$46,000, plus benefits. This position will be partially funded out of funding position 497-999-9999, remainder to be funded out of closing position 497-4309-1, Accounting Assistant, which will be closed July 1, 2019. Budget Office is authorized to transfer funds between positions and accounts as necessary, no additional budget dollars are requested for FY 2019. Motion carried.

9. FUNDING FACTORS APPROVED – SELF INSURANCE FUNDING FACTORS – BUDGET OFFICE

Motion by Judge Keough, seconded by Commissioner Meador, to approve Funding Factors for Self-Insured Programs for the 2020 budget per memo on file. Motion carried.

10. REQUEST APPROVED – VEHICLE FUNDING – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the funding for 29 vehicles for law enforcement positions that currently have a vehicle allowance. This will be funded with contingency and any remaining salary dollars. Motion carried.

11. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the payment of accounts. Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM.

12. PLAN ASSESSMENT APPROVED – TCDRS – COUNTY AUDITOR

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve the TCDRS Plan Assessment for year 2020 at 12.27%. Motion carried.

13. REQUEST APPROVED – SPECIALIST PAY – CONSTABLE PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve adding specialist pay for position 5541-5910-11, in the amount of \$295.46 biweekly, effective May 18, 2019. An additional \$3,366.00 in salary and benefits is needed for the remainder of Fiscal Year 2019. Funding to be from 409-7102. Motion carried.

14. REQUEST APPROVED – POSITION CHANGES – CONSTABLE PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Noack, to approve closing positions 5541-8555-1, Admin Manager II and 5541-4229-1, Admin Assistant II and open positions 5541-8550-1, Admin Manager I and 5541-5910-15, Deputy-Constable. The annualized salary for position 5541-8550-1 is \$58,500 and annualized salary for position 5541-5910-15 is \$55,307.13 and an additional \$3,599.96 for certification. A transfer of \$8,618.25 will be moved to 695-7695 (Contingency) and Budget Office is authorized to transfer funds between positions and accounts as necessary, no additional budget dollars are requested for FY 2019. Motion carried.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

15. GRANT DECLINED – HAZARD MITIGATION GRANT – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to decline the Hazard Mitigation Grant for TDEM to Montgomery County for Project Number DR-4269-0002 for the Montgomery County Flood Early Warning System Safety Control Barriers. Motion carried.

AGENDA ITEM 17A – CONSIDER AND APPROVE ADDING CERTIFICATION PAY WAS WITHDRAWN.

AGENDA ITEM 17B – CONSIDER AND APPROVE SETTING COMPENSATION FOR POSITION 4351-7808-1, ASST. CHIEF INVESTIGATOR WAS DEFERRED AFTER DISCUSSION.

16. REQUEST APPROVED – POSITION REINSTATED – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve reinstating Librarian II - Electronic Services as position #6511-7250-4, with an annual salary of \$54,000.00, effective June 1, 2019. The amount of \$17,753.82 plus benefits will be needed for the remainder of the fiscal year, for a total amount of \$25,199.46 and will be funded with contingency. Judge Keough and Commissioner Noack voted “No”. Motion carried.

17. CHANGE ORDERS APPROVED – VARIOUS PRECINCTS

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

- a. Amendment #1 to Pape-Dawson Engineers, Inc., for additional surveying services to Mansions Way for an increase of \$84,340.00 for Precinct 2.
- b. CO #1 to Randy Roan Construction, Inc., for Project 18-46 Airport Road parking lot construction material escalation cost increases for an increase of \$66,493.78.
- c. Amendment #1 to LJA Engineering, Inc., for additional engineering and design services for the realignment of Rogers Road at Little Caney Creek Tributaries for an increase of \$74,490.00 for Precinct 1.
- d. CO #1 to PTP Transportation, LLC for additional engineering services for the widening of the Woodlands Parkway from IH-45 to Grogan's Mill Road for an increase of \$112,210.00 for Precinct 3.

Motion carried.

18. DISCRETIONARY EXEMPTION APPROVED – MOBILE FINGERPRINT DEVICES – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve granting a Discretionary Exemption for purchase of MorphoIDent Solution, Mobile Fingerprint Devices, as items that can be obtained from only one source to be paid for by 2018 UASI LETPA 1st Responder Law Enforcement Special Response Grant in the amount of \$90,000.00 from Morpho USA, Inc. dba Idemia Identity & Security USA for Emergency Management. Local Gov't Code §262.024(a)(7)(A). Motion carried.

19. REQUEST APPROVED – PERMISSION TO NEGOTIATE – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the permission to negotiate with the highest evaluated vendor, Telegistics, for Project #19-31 RFP Wireless Move-Add-Change-Disconnection (MACD) Services for Sheriff's Office.

20. AWARD APPROVED – BUILDING RENOVATIONS – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award to Total Team Construction, LLC for Project #19-17 Montgomery County Youth Services Buildings Renovation for Community Development. Motion carried.

21. GRANT APPLICATION APPROVED – CLICK IT OR TICKET – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Fiscal Year 2019 Click It or Ticket It grant application to Texas Department of

Transportation (TxDOT) in the amount of \$4,984.99, no match required for Constable Pct. 4 Office. Rebecca Ansley is authorized to submit grant application electronically and accept grant award electronically upon TxDOT approval on behalf of Montgomery County. Judge Keough is authorized to sign any related paperwork associated with this grant. Motion carried.

22. REQUEST APPROVED – REMODELING – COUNTY ENGINEER

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve a remodeling project for safety enhancements to the County Engineer's office. Building Maintenance has estimated a cost of \$1,292.00 and this will be funded with the County Engineers budget. Motion carried.

AGENDA ITEM 22A1 – CONSIDER AND DISCUSS THE CONVERSION OF THE FORENSICS DEPARTMENT TO A MEDICAL EXAMINERS OFFICE WAS DEFERRED.

23. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Commissioner Precinct 4 to promote Michael Skaggs, Operator III, as replacement for Vernon Goines, effective May 6, 2019.

Request of Constable Precinct 1 to promote Don Fullen, Chief Deputy Constable, effective May 14, 2019.

Request of Constable Precinct 1 to promote Joseph Sclider, Captain Constable, as replacement for Don Fullen, effective May 14, 2019.

Request of County Attorney to increase salary of Amy Dunham, Division Chief-CA, due to job re-evaluation, effective May 14, 2019.

Request of County Attorney to promote Angela Franklin, Legal Asst III, effective May 14, 2019.

Request of County Attorney to promote Patricia Ann O'Hagan, Admin Manager I, effective May 14, 2019.

Request of County Attorney to promote Sharon Rustam, Attorney II, effective May 14, 2019.

Request of County Attorney to place Julie Stewart, Attorney III, on payroll, effective May 14, 2019.

Motion carried.

COMMISSIONER METTS THANKED ALL OF THOSE THAT SUPPORTED EAST COUNTY DURING THE RECENT RAIN EVENT AND FLOODING.

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLE 551.071.

EXECUTIVE SESSION – AGENDA ITEM 24A: CONSULTATION WITH ATTORNEY REGARDING AN EMPLOYEE DEMAND MADE FOR THE PAYOUT OF THE CURRENT VALUE OF COMP TIME PRIOR TO OCT. 1, 2019.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

24. CORRECTION APPROVED – AGENDA ITEM 9K6d – COUNTY ATTORNEY – REAL PROPERTY - PRECINCT 2

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the correction to the agenda for Agenda Item 9K6d.

Did read: Approve Order Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial revision of Lot 16, Block 1, Crestwood Farms, to be known as Crestwood Farms Replat No. 1.

Should read: Approve Order Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the revision of Pine Market Plaza to be known as Woodforest at Pine Market Tract 3-B1.

This item was approved with the consent agenda with motion 5 and the correction was made later. Motion carried.

CITIZENS – AGENDA ITEM 26

Bill O’Sullivan addressed the court concerning bonds. He stated that future road bonds should be used to increase mobility and not maintenance.

David Smith addressed the court concerning the felony filings in the county. He stated that they were up 40% would like to see a more in depth presentation from the DA concerning this.

John Wertz addressed the court concerning the lack of discussion for the items listed under Purchasing department agenda item 19A.

Eric Yollick addressed the court concerning budget increases and high property appraisals. He stated the Appraisal District set the property appraisals as high as they can, the tax rate is kept a close to the same as possible, and the court appointed a salary study commission, but continued to give raises. He presented a golden hammer to Commissioner Metts.

MISCELLANEOUS – AGENDA ITEM – NO OTHER ITEMS LISTED

25. COURT ADJOURNS

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

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

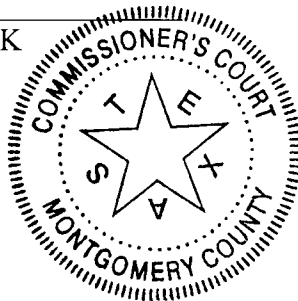
ATTEST:

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

BY:

Mark Turnbull

COUNTY CLERK



[Signature]

COUNTY JUDGE