

COMMISSIONERS COURT DOCKET
JUNE 11, 2019
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 11th day of June, 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 Judge Mark J. Keough

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

AGENDA ITEM 7A – PRESENTATION OF EMPLOYEE OF THE MONTH 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 May 28, 2019. Motion carried.

AGENDA ITEM 9K4e – CONSIDER AND APPROVE AGREEMENT REGARDING IMPROVEMENTS TO BE CONSTRUCTED WITHIN RIGHT-OF-WAY BETWEEN MONTGOMERY COUNTY AND MUD 111 WAS DEFERRED.

AGENDA ITEM 9F1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

AGENDA ITEM 9N1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

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

Motion by Commissioner Meador, seconded by Commissioner Metts, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown on the Consent Agenda save and except the items removed from the consent agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-2

- A1. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.023.

BUDGET OFFICE – AGENDA ITEMS 8B1-4

- B1. ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Grant Departments.
- B2. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY 2019 Budget according to Budget Policy.
- B3. PREVIOUS ACTIONS TAKEN MEMORIALIZED from prior Commissioners Court Meetings on changes to the Fiscal Year 2019 Budget.
- B4. TRANSFER, ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments.

TREASURER – AGENDA ITEM 9C1

- C1. DONATION ACCEPTED in the amount of \$28,603.93 to Animal Shelter from Degasperri Estate. The County Clerk did not receive a check for this item.

PURCHASING – AGENDA ITEMS 9D1-6

- D1. ADVERTISING APPROVED for the following:

- a. Project #19-46 Sale and/or Trade-in of Firearms and Ammunition for Sheriff's Office.
 - b. Project #19-47 Concrete Road Repair for Existing Roads and Replacing Concrete Curbs for Various Precincts.
 - c. Project #19-48 Intersection Improvements/Widening/Construction for Various Precincts.
 - d. Project #19-49 Additional Rehabilitation of Roads for Various Precincts.
- D2. REQUEST APPROVED to reject all proposals for Project #19-30 Internet Service Provider for Various Departments.
- D3. DISCRETIONARY EXEMPTIONS APPROVED:
- a. Take all appropriate action to consider and approve the contract with the highly qualified provider per Government Code Chapter 2254 for On Call Transportation Engineering Services from John C. Holzwarth dba/ The Holzwarth Company for Various Precincts.
- D4. CHANGE ORDERS APPROVED:
- a. CO #1 to Davis Investigation Services, LLC., for Collection of Urine Samples for clarification of terms: The contract was awarded by Commissioners Court, on 5/28/2019, and will expire one (1) year from that date. All pricing must be firm during the contract. Upon mutual agreement between Montgomery County and the Vendor, before the expiration date of the initial term of the contract, this contract may be renewed annually thereafter for up to 4 (four) one year renewal periods. Renewal shall be subject to all terms, conditions, requirements, and specifications, unless specifically noted and agreed to by both parties. For Drug/DWI Court.
 - b. CO#1 to VIS Houston, LLC., for Audio/Visual System for Spring Creek Greenway Nature Center to add a router and a SIP adapter in the amount of \$1,024.70 for Commissioner Precinct 3.
 - c. CO #1 to Teamwork Construction Services, Inc. for Project # 19-26 Turn Lane Widening - Rayford Road at Waterbend Cove and Woodlands Parkway at Branch Crossing Drive to add two right-turn lane extensions and thirty (30) additional days in the amount of \$60,082.59 for Precinct 3.
- D5. RENEWALS OPTIONS APPROVED:
- a. Project #2016-0018 Office Supplies and Miscellaneous Accessories with Online Ordering Capabilities with HiTouch Business Services, LLC., dba MyOfficeProducts, LLC., for Various Departments. (exercising the third of five renewal options)

- D6. MUTUAL AGREEMENT APPROVED to cancel Master Services Agreement with Teligistics, Inc. for Move-Add-Change-Disconnection (MACD) Services entered into on October 13, 2017.

RISK MANAGEMENT – AGENDA ITEMS

- E1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
15486587	Roper, Steve/ Const. Pct. 2		Rider/Change to Reserve
63615008	Corzo, Dailem/ Const. Pct. 2		Rider/Name Change
62050127	Roe, Kimberly/ Tax Assessor		Rider/Name Correction
61176069	Mast, Eileen/ Tax Assessor		Rider/Title Change
24774744	Rutherford, Dustin/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656403	Cisnero, Eric/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656432	Beavers, Billy/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656497	Hightower, Stewart/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63657173	McClendon, Everett III/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63657133	Kellum, Jimmy Jr./ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656384	Reitzel, Caleb/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656378	Booher, Allen/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63659244	Buehl, Christopher/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656389	Alexander, Michael/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656412	Sclider, Joseph/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63656369	Fullen, Don/ Const. Pct. 1	\$5,000	Renew/Cont. Cert.
63659294	Smalley, Bobby Jr./ Const. Pct. 2	\$5,000	Renew/Cont. Cert.
63659269	Thomason, Gregory/ Const. Pct. 2	\$5,000	Renew/Cont. Cert.
63669398	Weikel, Ray/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669409	Sumner, James/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63662745	Bratton, Justin/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63662735	Epperson, Jessica/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63662348	Diaz, Marisela/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63662330	Olmedo, Brenda/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
61710252	Acosta, Adam/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669479	Furches, Ralph/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.

63669458	Terrell, Steven/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669435	Patterson, Patrick/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669421	Runyon, Eric/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669470	Costa, Jason/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63668947	Wren, John/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63668921	Zientek, Daniel/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63669388	Henenburg, Jerry/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63659302	Mixon, Bradley/ Const. Pct. 3	\$5,000	Renew/Cont. Cert.
63670860	Lalli, Nicholas/ Const. Pct. 4	\$5,000	Renew/Cont. Cert.
63670873	Amstute, Jose/ Const. Pct. 4	\$5,000	Renew/Cont. Cert.
63670852	Buchanan, Robert/ Const. Pct. 4	\$5,000	Renew/Cont. Cert.
14382019	Hazlewood, Scott/ Const. Pct. 5	\$5,000	Renew/Cont. Cert.
62050750	Bohanon, Kelley/ Tax Assessor	\$100,000	Renew/Cont. Cert.
63190861	Rodriguez, Josue/ Tax Assessor	\$50,000	Renew/Cont. Cert.
63714830	Sanson, William/ Const. Pct. 1	\$5,000	Reserve Renew/Cont. Cert.
62050237	Willis, Vicki Coon/ Tax Assessor	\$100,000	New
62050169	Deville, Karena Lynette/ Tax Assessor	\$100,000	New
62050127	Roe, Kimberly Rene/ Tax Assessor	\$100,000	New
64647672	Pena, Lara/ Treasurer	\$100,000	New
64647209	Avery, Janice/ Treasurer	\$100,000	New
64648278	Reaves, Patricia/ Treasurer	\$100,000	New
64647700	Vinson, Brittany/ Treasurer	\$100,000	New
64650827	Martin III, Kenneth / Tax Assessor	\$100,000	New
64650855	Gesford, Hannah/ Tax Assessor	\$100,000	New
64650997	Cruz, Nichole Marie/ Tax Assessor	\$100,000	New
64650936	Doremus, Lisa/ Tax Assessor	\$100,000	New
64645985	Ford, Kenton/ Const. Pct. 3	\$5,000	New

E2. PAYMENT ACKNOWLEDGED to Andrew R Martin in the amount of \$114.35 in reference to claim #A-18-0134, DOL 12/12/2018.

COMMISSIONERS – AGENDA ITEMS 9F1-2

F1. AGENDA ITEM 9F1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

F2. PRECINCT 4

- a. CHECK ACCEPTED from Montgomery County, Texas Clerk Court Fees in the amount of \$540.00 for restitution in cause #18-331274. This will be deposited into line item number 615-7914. Check has been forwarded to the Auditor for further processing.
- b. CHECK ACCEPTED from Montgomery County ESD #7 in the amount of \$824.95 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-5

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Clear View Estates; 38.278 acres; Elijah Collard Survey, A-7.

G2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD for Thunder Basin Parkway in the Thunder Basin Parkway Dedication Plat.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Denali Wilderness Parkway Section 2 Dedication Plat.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Fosters Ridge, Section 14.

G3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Legends Trace, Section 3 and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson's Reserve, Section 14.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson's Reserve Parkway Phase 5.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harper's Preserve, Section 15.

G4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harper's Preserve, Section 14.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodridge Forest, Section 10 and bond is released.
- c. FINAL PLAT APPROVED of Porters Mill, Section 5; 30.713 acres; Ira Milliman Survey, A-340.

G5. ALL PRECINCTS

- a. REQUEST APPROVED from Park Construction Associates, LLC to move heavy equipment across various county roads. This permit will expire September 11, 2019. The bond will expire May 1, 2020.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Custodial to place Johanna Cruz Fuentes, Custodian, on payroll as replacement for Esmeralda Banuelos Avalos, effective May 28, 2019.

Request of Custodial to accept the resignation of Juan Garcia, Custodian, effective May 31, 2019. [No benefits due]

Request of Custodial to place Sara Gonzalez, Custodian I, on payroll as replacement for Alma Visoso, effective May 28, 2019.

Request of Custodial to increase salary of Rebecca Lynn Greer, Custodian, due to completion of probationary period, effective June 16, 2019.

Request of Custodial to increase salary of Raul Alberto Parra, Custodian, due to completion of probationary period, effective June 16, 2019.

Request of County Court at Law No. 5 to place Sally Gill, Court Reporter, on payroll as replacement for Cherie Reegs, effective May 28, 2019.

Request of Commissioner Precinct 1 to place Henry Junior Martin, Operator II, on unpaid leave of absence, effective May 20, 2019.

Request of Commissioner Precinct 1 to accept the retirement of Henry Junior Martin, Operator II, effective May 31, 2019. [8.00 hours or balance holiday]

Request of Commissioner Precinct 1 to place Allen D. Windham, Operator II, on unpaid FMLA/Disability Leave, effective May 22, 2019.

Request of Commissioner Precinct 1 to place Allen D. Windham, Operator II, on payroll due to return from unpaid FMLA/Disability leave, effective May 27, 2019.

Request of Commissioner Precinct 1 to place Jacob Tyler Woodman, Seasonal Worker, on payroll, effective June 8, 2019.

Request of Commissioner Precinct 3 to place Nicole Gentz, Administrative Assistant I, on payroll, as replacement for Jo Dell Whitehead, effective May 28, 2019.

Request of Commissioner Precinct 4 to place Clayde Arie, Operator II, on payroll, effective May 21, 2019.

Request of Commissioner Precinct 4 to increase salary of Jonathan Dabney, Operator I, due to completion of probationary period, effective June 1, 2019.

Request of Commissioner Precinct 4 to accept the resignation of Philip Goines, Operator I, effective May 28, 2019 [14.34 hours or balance vacation; 0.25 hours or balance compensatory time; 8.00 hours or balance holiday time]

Request of Commissioner Precinct 4 to increase salary of Richard Hruzek, Operator II, due to completion of probationary period, effective June 1, 2019.

Request of Commissioner Precinct 4 to increase salary of Kenneth Kobobel, Operator II, due to completion of probationary period, effective June 1, 2019.

Request of Constable Precinct 3 to promote Adam Acosta, Sergeant Constable, as replacement for Steven Sprague, effective May 4, 2019.

Request of County Engineer to promote Jeffrey Johnson, County Engineer, as replacement for Mark Mooney, effective June 1, 2019.

Request of District Attorney to place Cassie N. Cheatham, Court Clerk IV, on payroll as replacement for Alyssa M. Fortner, effective June 10, 2019.

Request of District Attorney to place Madison Kaleigh Kraatz, Court Clerk IV, on payroll as replacement for Meagan M. Moerbe, effective June 5, 2019,

Request of District Attorney to increase salary of Christopher R. Smith, Chief Investigator DA, due to approval in Commissioners Court on 5/28/19, effective June 1, 2019.

Request of District Attorney to increase salary of John Mark Stephenson, Asst Chief Investigator DA, due to approval in Commissioners Court on 5/28/19, effective June 1, 2019.

Request of District Clerk to discharge Katelyn Best, Court Clerk II, effective May 29, 2019. [No benefits due]

Request of Elections to increase salary of Wendy Kay Gardner, Voter Clerk, due to increase in duties, effective June 1, 2019.

Request of Emergency Management to place Meghan Ballard, Administrative Assistant I, on payroll as replacement for Megan Rasberry, effective June 3, 2019.

Request of Emergency Management to promote Megan Rasperry, Community Preparedness Planner, as replacement for Morgan Lumbley, effective May 18, 2019.

Request of Fire Marshal to transfer Jennifer Janes, Clerk IV, as replacement for Cathy Holloter, effective June 1, 2019.

Request of Justice of the Peace Precinct 3 to transfer Natalie Laurent, Administrative Manager II, effective June 1, 2019.

Request of Juvenile to discharge Marvin Lavon Jenkins, Juvenile Supervision Officer, effective May 29, 2019. Not eligible for re-hire.[No benefits due]

Request of Juvenile to change status of Dion Terrell McKinney, Juvenile Supervision Officer, as replacement for Earnest Carrington III, effective June 1, 2019.

Request of Juvenile to place Cory Watson, Juvenile Probation Officer Assistant, on payroll due to return from unpaid FMLA/Disability Leave, effective June 3, 2019.

Request of Library to place Francisca M. Kilgore, Library Assistant II, on payroll as replacement for Karen Hiraker, effective June 3, 2019.

Request of Library to transfer Sophia Pham, Reference Librarian I, as replacement for Natasha Benway, effective July 27, 2019.

Request of Library to place Theresa Vargo, Shelving Clerk I, on payroll as replacement for Alicia Cuevas, effective June 3, 2019.

Request of Risk Management to change position of Kristopher Haag, Risk Analyst, as replacement for Jamie Meinkowsky, effective June 1, 2019.

Request of Risk Management to increase salary of Michael Williams, Coordinator-Safety, due to completion of probationary period, effective June 1, 2019.

Request of Sheriff to accept the resignation of Carl Allen Blanton III, Deputy Patrol, effective July 12, 2019. [34.58 hours or balance vacation; 130.40 hours or balance compensatory time; 16.00 hours or balance holiday]

Request of Sheriff to transfer Jacob Weldon Currington, Deputy, as replacement for David W. Coker, effective June 1, 2019.

Request of Sheriff to transfer Connie L Garcia, Records Specialist I, as replacement for Regina L. Pressler, effective June 1, 2019.

Request of Sheriff to place John Patrick Garcia, Officer Civilian Deten, on payroll as replacement for Melanie N. Lester, effective June 1, 2019.

Request of Sheriff to place Garrett Johnston, Deputy, on payroll as replacement for Jacob Weldon Currington, effective June 1, 2019.

Request of Sheriff to transfer Regina L. Pressler, Records Specialist I, as replacement for Connie L. Garcia, effective June 1, 2019.

Request of Sheriff to accept the resignation of Courtney R. Robinson, Officer Civilian Deten, effective June 28, 2019. [71.75 hours or balance vacation; 61.97 hours or balance compensatory time; 32.25 hours or balance holiday time]

Request of Sheriff to accept the resignation of Clay Owen Tardy, Records Specialist I, effective June 14, 2019. [32.76 hours or balance vacation; 8.00 hours or balance holiday]

Request of Sheriff to place Preston Trant, Officer Civilian Deten, on payroll as replacement for Brandon C. Franklin, effective June 1, 2019.

Request of South County Community Center to place Rebecca Timm, Community Facility Worker, on payroll, effective June 3, 2019.

Request of Tax Assessor-Collector to place Michelle Hall, Deputy Specialist I, on payroll as replacement for Sarah Walker, effective June 3, 2019.

Request of Tax Assessor-Collector to place Deborah Lee, Manager-Accounting, on unpaid FMLA/Disability Leave, effective May 30, 2019,

Request of Traffic Operations to transfer Kenneth Ackley, Signal Technician I, as replacement for Michael Campos, effective June 1, 2019.

Request of Traffic Operations to accept the resignation of Michael Campos, Signal Technician I, effective May 28, 2019. [28.36 hours or balance vacation; 8.00 hours or balance holiday]

- I1. ANNUAL FINANCIAL REPORTS ACCEPTED for the following Montgomery County Emergency Services Districts for the fiscal year ending September 30, 2018:
 - a. Montgomery County ESD # 2
 - b. Montgomery County ESD #3
 - c. Montgomery County ESD #4
 - d. Montgomery County ESD #6
 - e. Montgomery County ESD #9
- I2. REIMBURSEMENT CHECK APPROVED in the amount of \$8,500.00 to be issued to the Montgomery County Historical Society from the Montgomery County Historical Commission's 2019 Fiscal Budget.
- I3. MODIFICATION P00003 OF INTERGOVERNMENTAL AGREEMENT (IGA) APPROVED with the United States Marshal's Service for the Joe Corley Detention Facility. This modification is to incorporate the Request for Equitable Adjustment (REA) as a result of a wage increase.

SHERIFF – AGENDA ITEMS 9J1-2

- J1. DONATION ACCEPTED of a 2016 Lowe L1448T boat and trailer to the Montgomery County Sheriff's Office. The donation was made by Jeremy L. McKee.
- J2. AGREEMENT APPROVED with Splendor, LLC for the purchase of Wetlands Mitigation Credits for the Conroe Tower construction.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-4

- K1. RESOLUTION AND ORDER APPROVED to defend claim no. B-15-0142; Cause No. H-19-1357 and styled Kathleen Elaina Hoffman vs. Ronald Leach, Director, Montgomery County Community Supervision and Corrections Department. 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. PRECINCT 1
 - a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 202 of the expansion of FM 1097 from Gary Richardson, Trustee for the total sum of \$25,879.00 and to accept the executed or to be executed deed.

- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 204 of the expansion of FM 1097 from Gary Richardson, Trustee for the total sum of \$46,473.00 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 209 of the expansion of FM 1097 from Gregory R. and Kelli A. Cook for the total sum of \$11,758.74 and to accept the executed or to be executed deed.
- d. AGREEMENT APPROVED between Montgomery County, Texas and Amore, LLC for use of lift station at Lake Conroe Park and further Commissioner Meador is authorized to sign the agreement on behalf of Montgomery County, Texas.

K3. PRECINCT 2

- a. ORDER APPROVED authorizing payment of Special Commissioners fees for Parcel Alphro of the SH 249 Road Project in the amounts set out in the Award of Special Commissioners and Court Order Conditionally Granting Writ of Possession on file.
- b. ORDER APPROVED for the funding of actual moving costs relating to the acquisition of parcel 6 for the expansion of Mansions Way payable to APMS of Houston, LLC in the amount of \$8,963.60.

K4. PRECINCT 4

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 57 for the widening of Sorters Road from Donald Wayne Tullos aka Donald Tullos, Angelia T. Smith, Donald Tullos II, and Ronnie Tullos for the total sum of \$5,932.55 and to accept the executed or to be executed deed.
- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 10 for the widening of Sorters Road from Gloria Lee Womack for the total sum of \$5,812.50 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 58 for the widening of Sorters Road from Darwin Dewayne Tullos, Darlene Tullos, Donald Wayne Tullos Cambra Darlene Tullos, David Preston Tullos II, and Crystal L.

Pickens for the total sum of \$2,093.29 and to accept the executed or to be executed deed.

- d. ORDER APPROVED accepting Ryan Guinn Way into Montgomery County Road Maintenance System upon finding of prescriptive right based on public use.
- e. AGENDA ITEM 9K4e – CONSIDER AND APPROVE AGREEMENT REGARDING IMPROVEMENTS TO BE CONSTRUCTED WITHIN RIGHT-OF-WAY BETWEEN MONTGOMERY COUNTY AND MUD 111 WAS DEFERRED.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9L1

- L1. REQUEST APPROVED to update the application to the Texas 1033 Surplus Program for Constable Precinct 3.

GRANTS – AGENDA ITEMS 9M1-5

- M1. FISCAL YEAR 2019 HOUSTON GALVESTON AREA COUNCIL (HGAC) JUVENILE MENTAL HEALTH GRANT APPROVED AND ACCEPTED in the amount of \$18,500 for Juvenile Probation. The grant application was done on behalf of Montgomery County. Judge Keough is authorized to sign grant electronically.
- M2. GRANT ADJUSTMENT #65 APPROVED for Fiscal Year 2019 Auto Burglary and Theft Prevention Authority (ABTPA) grant for the Sheriff's Office in the amount of \$28,997.
- M3. 2016 FLOOD INFRASTRUCTURE GRANT ACCEPTED from the General Land Office (GLO) in the amount of \$3,047,804. Judge Keough is authorized to sign any related paperwork.
- M4. FISCAL YEAR 2019 AUTOMATIC EXTERNAL DEFIBRILLATOR (AED) AND ACTIVE SHOOTER GO BAG'S GRANT APPLICATION APPROVED to Tri County Health Alliance for Constable Precinct 5 Office in the amount of \$28,513.92 with no Match required. Chief Walling is authorized to submit grant application and accept funding upon approval on behalf of Montgomery County.
- M5. FISCAL YEAR 2019 INTERLIBRARY LOAN LENDING REIMBURSEMENT GRANT APPLICATION APPROVED to Texas State Library & Archives Commission for the Library. Jerilynn Williams is authorized to be authorized official and to submit grant application on behalf of Montgomery County.

EMERGENCY MANAGEMENT – AGENDA ITEM 9N1

- N1. AGENDA ITEM 9N1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Adrian Heath addressed the court concerning rent a voter abuse. He presented the court with a golden mailbox for support of rent a voter abuse.

Charlotte Cooksey addressed the court concerning flooding and drainage in Allendale Subdivision. She stated that she would like the court to approve any grant to fix the issues.

4. REQUEST APPROVED – DEPARTMENT POSITIONS – COMMISSIONERS

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the update to the budget policy authorizing County Commissioners Departments to open, close and modify department positions as needed following assessment by Budget Office. The departments will not exceed total authorized budget for current year. Judge Keough voted “No”. Commissioner Metts abstained from the vote. Commissioner Meador, Commissioner Riley, and Commissioner Noack voted “Yes”. Motion carried.

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

5. SUBMISSION APPROVED – CDBG-DR-2017 HOUSING GRANT – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the submission of the CDBG-DR 2017 Housing Grant Application on behalf of Montgomery County. The CDBG-DR Grant is for the buyout of homes within Montgomery County. County Judge Mark Keough is authorized to sign as the Authorized Official and Darren Hess can execute. Motion carried

AGENDA ITEM 11A – ACCEPT AND ACKNOWLEDGE THE UPDATED TARGETED EMPLOYMENT AREA CERTIFICATION LETTER WAS DEFERRED.

6. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

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

7. RESOLUTION APPROVED – GEARN OFFSHORE – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Termination of Tax Abatement Agreement by Mutual Consent between Montgomery County and Gearn Offshore, Inc. in substantially the same form on file. Commissioner Noack voted “No”. Motion carried.

8. DISCRETIONARY EXEMPTION APPROVED – MCCALED ROAD – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve a discretionary exemption for McCaleb Road Widening as an item that can be obtained from only one source: Electric power, gas, water and other utility services, from Mid-South Electric Cooperative Association in the amount of \$495,712.05 for Commissioner Precinct 2. Local Gov't Code §262.024(a)(7)(C). Motion carried.

9. AWARD APPROVED – MACD SERVICES – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award to Teligistics, Inc. for Project #19-31 RFP Wireless Move-Add-Change-Disconnection (MACD) Services for Sheriff's Office. Contract to follow. Motion carried.

AGENDA ITEM 15A1 – COMMISSIONER METTS EXPLAINED THE REASONING FOR THE INSPECTOR POSITION, BUT ACTION WAS NOT NECESSARY DUE TO THE APPROVAL OF MOTION #4.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 16A: THE DISTRICT CLERK PRESENTS THE ANNUAL DISTRICT COURT TECHNOLOGY FUND ARCHIVAL PLAN TO CONTINUE THE PRESERVATION OF ARCHIVE DOCUMENTS FROM THE 1800'S - 1999. FOR FISCAL YEAR 2019-2020, WE REQUEST \$40,000 FROM THIS FUND TO CONTINUE THE PRESERVATION OF ARCHIVE DOCUMENTS IN-HOUSE.

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

10. REQUEST APPROVED – DISTRICT COURT TECHNOLOGY FUND – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the annual District Court Technology Fund archival plan to continue the preservation of archive documents from the 1800's - 1999. Also the request for \$40,000 for Fiscal year 2019-2020 to continue the preservation of archive documents in-house from this fund is approved. Motion carried.

CITIZENS – AGENDA ITEM 17

Eric Yollick thanked Commissioner Metts and presented a golden hammer to Commissioner Riley for the Montgomery County Toll Road Authority not reimbursing funds, the real purpose of The Woodlands Parkway extension, and interest not being paid on the loan.

Tammy Gunnels addressed the court concerning flooding. She stated that her home has flooded numerous times and told the court about numerous things they have done to protect their property. She would like their property to be bought out.

Dennis Tibbs stated the agenda item is good for bullet points, but would like more information to be given out during the discussion of the agenda items.

Linda Harper thanked the Judge for his efforts to keep things transparent.

COMMISSIONER MEADOR LEFT THE COURTROOM AND RETURNED BEFORE
CITIZENS COMMENTS ENDED.

Adrian Heath directed his comments to Judge Keough concerning voter suppression by The Woodlands Road Utility District.

MISCELLANEOUS – AGENDA ITEM 18

Commissioner Noack voiced his support for the deferment of Agenda Item 11A.

11. 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

