

COMMISSIONERS COURT DOCKET
AUGUST 13, 2019
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 13th day of August, 2019, the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners Courtroom of the Alan B. Sadler Commissioners Court Building, 501 North Thompson, Conroe, Texas, with the following members of the Court present:

County Judge	Mark Keough
Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	James Metts
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY a citizen in attendance.

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

MONTGOMERY COUNTY EMPLOYEES COMMITTEE – EMPLOYEE OF THE MONTH

THE MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED EMPLOYEE OF THE MONTH TO MARY BUTLER WITH THE DISTRICT ATTORNEYS OFFICE FOR THE MONTH OF AUGUST, 2019.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated July 30, 2019. Motion carried.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve the Minutes from Special Session of Commissioners Court dated August 1, 2019. Motion carried.

AGENDA ITEMS 9J3a, 9J3b, 9J3c, 9N3a, AND 9N4b WERE DEFERRED.

AGENDA ITEM 9M3 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

AGENDA ITEM 9Q1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

4. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-S

Motion by Commissioner Noack, 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 9A1-4

- A1. REQUEST APPROVED to increase cash drawer funds and change reserve for a total funds increase of \$600 at Justice of the Peace Pct. 3.
- A2. REQUEST APPROVED from Justice of the Peace Pct. 1 to use \$7,464.11 from the Justice of the Peace Technology Fund.
- A3. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A4. REPORT ACCEPTED that complies with Local Government Code Section 114.023.

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, ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments and general fund departments.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

- C1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending July 2019.
- C2. RESOLUTION AND ORDER APPROVED to approve the Interlocal Agreement with Texas Department of Motor Vehicles for Provision of Equipment and Consumables associated with vehicle titles and registration . Judge Keough is authorized to execute the Interlocal Agreement.

PURCHASING – AGENDA ITEMS 9D1-4

- D1. RENEWALS OPTIONS APPROVED:
 - a. Project #18-52 Floor Covering and Installation with Northwest Interiors Inc. dba Color Interiors for various departments. (exercising the first of three renewal options)
 - b. Project #18-61 Polyethylene Corrugated Pipe and Culverts with Coburn Supply Co., Inc. for various departments. (exercising the first of four renewal options)
 - c. Project #2016-0022 Construction Repair, Rehabilitation or Alteration of Residential Building with Section 3 Requirements with MJR Services for MCCD. (exercising the third of three renewals)
- D2. ADVERTISING APPROVED for the following:
 - a. Audio/Visual System and Installation for Information Technology.
- D3. REQUEST APPROVED to reject all bids/proposals and re-advertise for:
 - a. Project #19-29 RFP - Animal Feed & Supplies for Animal Shelter.
 - b. Project #19-44 Improvements to Peach Creek Plantation for Commissioner Precinct 4.
- D4. CHANGE ORDERS APPROVED:

- a. CO #1 to Morris & Associates Engineers, Inc. for the Fuel System Engineering Services for Sheriff's Facility for reimbursable expenses in the amount of \$3,780 for Sheriff's Office.

ELECTIONS – AGENDA ITEM 9E1

- E1. REQUEST APPROVED to open position 4901-8929-1, Assistant Director Elections, annualized salary to be \$75,179.70. \$14,254.32 is needed for the remainder of the fiscal year and will be funded out of 695-7695, Contingency. Budget Office is authorized to transfer funds between positions and accounts as necessary.

EMERGENCY MANAGEMENT – AGENDA ITEM 9F1

- F1. RESOLUTION AND ORDER APPROVED from the General Land Office for The Texas Disaster 2016 Floods Community Development Block Grants Program Contract DR # 18-522-000-B262. Designated signatories are authorized to sign all related documents.

LIBRARY – AGENDA ITEM 9G1

- G1. USE AGREEMENT APPROVED with Southwest Dairy Farmers for use of the R.B. Tullis Library parking lot on August 17, 2019.

RISK MANAGEMENT – AGENDA ITEMS 9H1-2

- H1. PAYMENT ACKNOWLEDGED to Clifton Laine Jr. in the amount of \$50.00 in reference to claim #A-19-0119 DOL 07/11/19.
- H2. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
15487168	Kevin Bates/Fire Marshall	\$5,000	Cont Cert
63735596	Robert Bodden/Const Pct 5	\$5,000	Cont Cert
63720981	Whitney Black/ Tax Assessor	\$100,000	Cont Cert
63305251	Deborah Lee/Commissioners Court	\$100,000	Cont Cert
64674655	Wesley Carr/ Const Pct 4	\$5,000	Cont Cert
13397681	Craig E. Adams/Const Pct 1	\$5,000	Cont Cert

COMMISSIONERS – AGENDA ITEMS 9I1

II. PRECINCT 4

- a. CHECK ACCEPTED from Montgomery County, Texas Clerk Court Fees in the amount of \$540 for restitution for cause 18-331274. This will be deposited into line item number 615-7914. Check has been forwarded to Auditor for further processing.
- b. CHECK ACCEPTED from Montgomery County ESD #7 in the amount of \$852.80 for the purchase of fuel. This will be deposited into line number 615-7926. Check has been forwarded to Auditor for further processing.
- c. CHECK ACCEPTED from Meals on Wheels Montgomery County in the amount of \$588.98 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to Auditor for further processing.
- d. DONATION ACCEPTED of fencing from the East Montgomery County Sports Association. The fencing will protect youth football fields at Sallas Park, and is valued at \$5,300.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9J1-4

J1. PRECINCT 1

- a. REQUEST APPROVED for the acceptance of Lake Conroe Hills Paving Improvements Phase 1 into the county road maintenance system.

J2. PRECINCT 2

- a. FINAL PLAT APPROVED of Del Webb The Woodlands, Section 9; 24.87 acres; John N. Thomas Survey, A-549.

J3. PRECINCT 3

- a. AGENDA ITEM 9J3a WAS DEFERRED.
- b. AGENDA ITEM 9J3b WAS DEFERRED.
- c. AGENDA ITEM 9J3c WAS DEFERRED.

J4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Valley Ranch, Section 7 and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Valley Ranch, Section 9 and bond is released.
- c. FINAL PLAT APPROVED of Harper's Preserve, Section 16-B; 4.46 acres; Montgomery County School Land Survey, A-350.

HUMAN RESOURCES – AGENDA ITEM 9K1

K1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to accept the resignation of Macheal Ita, Volunteer Coordinator, effective August 15, 2019. [151.88 hours or balance vacation; 34.25 hours or balance compensatory time; 1.00 hours or balance holiday]

Request of Animal Shelter to place Clint Viray, Animal Care Technician, on payroll as replacement for Darrin James Garriga, effective August 5, 2019.

Request of Custodial to place Maria Castaneda, Custodian, on payroll as replacement for Kaylynn Sackberger, effective July 29, 2019.

Request of Custodial to increase salary of Johanna Cruz Fuentes, Custodian, due to completion of probationary period, effective August 26, 2019.

Request of Custodial to place Milton Garcia, Custodian I, on payroll due to return from unpaid FMLA/disability leave, effective August 5, 2019.

Request of Custodial to promote Rebeca Hernandez, Custodian I, effective July 30, 2019.

Request of Custodial to promote Natalia Mancha, Custodian I, as replacement for Mariana Guzman, effective August 5, 2019.

Request of Custodial to accept the resignation of Aridai Mireya Roque, Custodian I, effective August 5, 2019. [No benefits due]

Request of Custodial to accept the resignation of Andrea Vazquez, Custodian I, effective August 9, 2019. [No benefits due]

Request of Constable Precinct 2 to accept the retirement of Larry R. Bonds, Sergeant Constable, effective July 31, 2019. [300.74 hours or balance vacation; 308.65 hours or balance compensatory time; 27.75 hours or balance holiday]

Request of Constable Precinct 3 to place Blake P. Hoye, Deputy Constable, on payroll as replacement for Sean Bridges, effective July 27, 2019.

Request of Constable Precinct 3 to place Stephen A. Reese, Deputy Constable, on payroll as replacement for Kelby Diaz-Jackson, effective July 27, 2019.

Request of Constable Precinct 3 to accept the resignation of John C. Wren, Deputy Constable, effective July 26, 2019. [31.52 hours or balance vacation; 1.25 hours or balance compensatory time; 23.00 hours or balance holiday]

Request of Constable Precinct 4 to place Troy Mungia, Deputy Constable, on payroll, as replacement for Carmen Smith, effective August 10, 2019.

Request of Constable Precinct 4 to place Robert Oelsner, Deputy Constable, on payroll, effective August 10, 2019.

Request of Constable Precinct 4 to place Kristina McKeon, Deputy Constable, on payroll due to return from unpaid FMLA/disability leave, effective July 1, 2019.

Request of Lone Star Convention Center to transfer Justin Andrew Moore, Facility Worker/Grounds, as replacement for Michael Linton, effective August 13, 2019.

Request of County Attorney to place Jacqueline Bauerband, Legal Assistant III, on payroll as replacement for Claudette Denise Johnson, effective August 12, 2019.

Request of County Attorney to place Byron Charles, Investigator II, on payroll as replacement for David Scott Davis, effective August 19, 2019.

Request of District Attorney to place Maria Victoria Ortiz, Intern, on payroll, as replacement for Jennifer Mendiola-Hooker, effective August 5, 2019.

Request of Elections to place Renee Bialas, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Miguel Garcia Jr., Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Karyl Paige, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Janie Pena, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Nelly Ruiz, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Diane Turner, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Natalie Ward, Voter Clerk, on payroll, effective August 12, 2019.

Request of Elections to place Mary Winkler, Voter Clerk, on payroll, effective August 12, 2019.

Request of Justice of the Peace Precinct 3 to place Lisa Hanks Hunter, Court Clerk III, on payroll as replacement for Shandra Dean, effective July 30, 2019.

Request of Juvenile to place Joseph Jose Edwards, Juvenile Supervision Officer, on payroll, as replacement for Jamar Andrews, effective August 7, 2019.

Request of Juvenile to place Devyn Whitney Low, Juvenile Supervision Officer JJAEP, on payroll as replacement for Ashley Abramski, effective August 5, 2019.

Request of Juvenile to accept the resignation of Christopher McKelvey, Juvenile Supervision Officer Substitute, effective July 29, 2019. Is eligible for re-hire. [No benefits due]

Request of Juvenile to accept the resignation of Micaella Mona Mitchell, Counselor, effective August 2, 2019. Is eligible for re-hire.[82.29 hours or balance vacation]

Request of Juvenile to place Ronnie Glenn Nicks Jr., Juvenile Supervision Officer Substitute, on payroll, effective August 7, 2019.

Request of Juvenile to change status of Truman Monroe O'Dowd, Juvenile Supervision Officer, from part time to full time as replacement for Michael Britt, effective August 10, 2019.

Request of Juvenile to place Miguel Angel Saldivar, Juvenile Supervision Officer, on payroll as replacement for Marvin Jenkins, effective August 7, 2019.

Request of Juvenile to discharge Anitra LaShun Tusie, Juvenile Supervision Officer-Substitute, effective July 26, 2019. Is not eligible for re-hire. [No benefits due]

Request of Library to place Tina R. Russell, Branch Manager Library, on payroll, as replacement for Lynn Garcia, effective August 13, 2019.

Request of Sheriff to increase salary of Gladys Cristina Acosta, Deputy Detention, due to step increase, effective August 10, 2019.

Request of Sheriff to transfer Candace Brooke Calico, Dispatcher, as replacement for Kaleigh Rae Nunn, effective August 10, 2019.

Request of Sheriff to promote Federico L. Cano, Sergeant, as replacement for Rudy Almendarez, effective July 27, 2019.

Request of Sheriff to transfer Kellie Anne Christiansen, Deputy Patrol, as replacement for Carlos A. Tavaréz, effective August 10, 2019.

Request of Sheriff to transfer Stephanie Dawn Coroiescu, Specialist, effective August 10, 2019.

Request of Sheriff to increase salary of Jeremy M. Davis, Sergeant, due to step increase, effective August 10, 2019.

Request of Sheriff to transfer Tamara Eileen Domingue, Dispatcher, as replacement for Joy Christine Williams, effective August 10, 2019.

Request of Sheriff to transfer Jordan Deneé Drastata, Officer Civilian Deten, as replacement for John William Craig, effective July 27, 2019.

Request of Sheriff to increase salary of Brian H. Fleming, Deputy Patrol, due to step increase, effective August 10, 2019.

Request of Sheriff to increase salary of James L. Francis, Deputy Detention, due to step increase, effective August 10, 2019.

Request of Sheriff to accept the retirement of Michael Ray Jones, Deputy Bailiff, effective August 31, 2019. [82.3050 hours or balance vacation; 24.77 hours or balance compensatory time; 0.50 hours or balance holiday]

Request of Sheriff to promote Kayla D. Killingsworth, Deputy, as replacement for Nurahda D. Manning, effective July 27, 2019.

Request of Sheriff to transfer Thomas Edward Lambert III, Detective, as replacement for Terance Alan Greenwood, effective August 10, 2019.

Request of Sheriff to promote Coby Lee Maddox, Deputy, as replacement for Garrett Avery Parsons, effective July 27, 2019.

Request of Sheriff to transfer Eric James Medina, Specialist, effective August 10, 2019.

Request of Sheriff to transfer Kaleigh Rae Nunn, Dispatcher, as replacement for Candace Brooke Calico, effective August 10, 2019.

Request of Sheriff to promote Magdalena Edith Pickering, Deputy, as replacement for Eveleen A. Soroko, effective July 27, 2019.

Request of Sheriff to promote Lucille Nyeba Saah, Deputy, as replacement for Kellie Anne Christiansen, effective July 27, 2019.

Request of Sheriff to increase salary of Steven Saenz, Deputy, due to step increase, effective August 10, 2019.

Request of Sheriff to accept the resignation of Lauren Elizabeth Mock Sikes, Records Specialist II, effective August 8, 2019. [No benefits due]

Request of Sheriff to transfer Austin Cody Stanford, Deputy Patrol, as replacement for Eric James Medina, effective August 10, 2019.

Request of Sheriff to promote Jessica Heard Stover, Tech I/Property Evidence, as replacement for Emily Nicole Grimshaw, effective August 10, 2019.

Request of Sheriff to transfer Carlos A. Tavaréz, Specialist, effective August 10, 2019.

Request of Sheriff to transfer Joe Angel Thomason, Deputy Patrol, as replacement for Stephanie Dawn Coroiescu, effective August 10, 2019.

Request of Sheriff to increase salary of Aaron R. Utley, Deputy, due to step increase, effective August 10, 2019.

Request of Sheriff to place Jaquela S. Walker, Officer Civilian Deten, on unpaid FMLA/Disability leave, effective June 16, 2019.

Request of Sheriff to transfer Joy Christine Williams, Dispatcher, as replacement for Tamara Eileen Domingue, effective August 10, 2019.

Request of Sheriff to transfer Kristy Len Wroten, Detective, as replacement for Kenneth A. Bivens, effective August 10, 2019.

Request of Spring Creek Greenway NC to place Hannah Van Norman, Nature Center Assistant, on payroll, effective July 31, 2019.

Request of Tax Assessor-Collector to place Deborah Lee, Manager-Accounting, on payroll due to return from unpaid FMLA/disability leave, effective August 12, 2019.

ENVIRONMENTAL HEALTH – AGENDA ITEM 9L1

- L1. ORDER APPROVED to release lien and acknowledge receipt of check in the amount of \$6,731.22 as payment in full of assessment lien to recover cost to the

county for demolition of a public nuisance. The total cost of lien has been met for property located at 31434 Ashlyn Timbers Ct., Magnolia, TX 77355. Check has been forwarded to the Auditor for further processing.

COUNTY JUDGE – AGENDA ITEMS 9M1-3

- M1. RESOLUTION ADOPTED to approve Montgomery County Emergency Communications District (911) FY 2020 budget that begins on October 1, 2019.
- M2. REAPPOINTMENT APPROVED of James Simon to the Board of Managers of the Montgomery County Emergency Communications District (MCECD) for a two-year term that expires September 30, 2021.
- M3. AGENDA ITEM 9M3 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

COUNTY ATTORNEY – AGENDA ITEMS 9N1-5

- N1. PRECINCT 1
 - a. ORDER APPROVED authorizing notice of public hearing on September 24, 2019 for partial revision to subdivision lots/plats being described as Lots 2, 3, and 4, Block 1, Point Aquarius Section 1 to be known as Point Aquarius Section 1 Replat No. 1.
 - b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 214B of the expansion of FM 1097 from Depado Partners, Ltd. for the total sum of \$65,948.00 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 210 of the expansion of FM 1097 from Thirty-Two Real Estate Investment, LTD. for the total sum of \$354,119.00 and to accept the executed or to be executed deed.
 - d. REQUEST APPROVED to accept and record a fully executed sanitary sewer lift station agreement with Amore, LLC, previously approved by the Montgomery County Commissioners Court on June 11, 2019. (County Clerk only received a copy of document previously approved.)
- N2. PRECINCT 2
 - a. AGREEMENT APPROVED authorizing placement of Improvements within right-of-way with HE & DC Investments, LLC for the construction of paved

parking spaces and driveway for the Durango Creek Retail Center. This will be located within the right-of-way of Honea Egypt Road in Precinct 2.

N3. PRECINCT 3

- a. AGENDA ITEM 9N3a WAS DEFERRED.
- b. AGREEMENT APPROVED authorizing placement of Improvements within right-of-way with Signorelli Company for the installation of a monument sign in the right-of-way of Many Pines Drive in Precinct 3. Commissioner Noack is authorized to sign the agreement on behalf of Montgomery County.

N4. PRECINCT 4

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 14 for the widening of Sorters Road from Robert Brewer and Frances Brewer for the total sum of \$16,892.45 and to accept the executed or to be executed deed.
- b. AGENDA ITEM 9N4b WAS DEFERRED.

N5. ALL PRECINCTS

- a. EXECUTED TAX ABATEMENT AGREEMENT IS APPROVED AND RECORDED between Montgomery County and Five Below, Inc. This was previously approved on July 30, 2019.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9O1-3

- O1. QUARTERLY MINUTES ACCEPTED of the April 17, 2019 Montgomery County Mental Health Treatment Facility(MCMHTF) Advisory Board Meeting.
- O2. MONTHLY PERFORMANCE IMPROVEMENT REPORT ACCEPTED for June 2019 as recommended by MCMHTF Advisory Board.
- O3. MANAGEMENT PLAN ACCEPTED for Fiscal Year 2019 Infection Control Plan and Patient Safety Plan as recommended by the MCMHTF Advisory Board.

CONSTABLE PRECINCT 4 – AGENDA ITEM 9P1

- P1. APPOINTMENT APPROVED of the following Reserve Deputy Constable for Montgomery County Constable Pct 4: Gregory Langdon, Jr.

ADULT PROBATION – AGENDA ITEM 9Q1

- Q1. AGENDA ITEM 9Q1 WAS MOVED TO THE OPEN AGENDA. SEE MOTION 6 FOR COURT ACTION.

DISTRICT CLERK – AGENDA ITEM 9R1

- R1. DEPUTATION APPROVED of Lauren Marquis, with the District Clerk's Office.

GRANTS – AGENDA ITEMS 9S1-5

- S1. STEP COMPREHENSIVE GRANT ACCEPTED from Texas Department of Transportation (TxDOT) for Constable Precinct 1 Office in the amount of \$11,912.80 with a match of \$3,201.22 from Constable Precinct 1 budget. Grant application was approved in Commissioners Court on 1/08/2019. Rebecca Ansley is authorized to accept grant electronically on behalf of Montgomery County.
- S2. STEP COMPREHENSIVE GRANT ACCEPTED from Texas Department of Transportation (TxDOT) for Constable Precinct 4 Office in the amount of \$11,977.44 with a match of \$3,171.64 from Constable Precinct 4 budget. Grant application was approved in Commissioners Court on 1/08/2019. Rebecca Ansley is authorized to accept grant electronically on behalf of Montgomery County.
- S3. STEP COMPREHENSIVE GRANT ACCEPTED from Texas Department of Transportation (TxDOT) for Constable Precinct 5 Office in the amount of \$11,972.12 with a match of \$3,019.36 from Constable Precinct 5 budget. Grant application was approved in Commissioners Court on 1/08/2019. Rebecca Ansley is authorized to accept grant electronically on behalf of Montgomery County.
- S4. STEP COMPREHENSIVE GRANT ACCEPTED from Texas Department of Transportation (TxDOT) for Sheriff's Office in the amount of \$104,631 with a match of \$26,921.93 from Sheriff's Office budget. Grant application was approved in Commissioner's Court on 1/08/2019. Rebecca Ansley is authorized to accept grant electronically on behalf of Montgomery County.
- S5. NO REFUSAL GRANT ACCEPTED from Texas Department of Transportation (TxDOT) for District Attorney's Office in the amount of \$143,460.01 with a match of \$94,874.16 from District Attorney's Office budget. Grant application was approved in Commissioners Court on 12/18/2018. Andrew James is authorized to accept grant electronically on behalf of Montgomery County.

Motion carried.

END OF CONSENT AGENDA

5. APPOINTMENTS APPROVED – CPS BOARD – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the appointments of Gina Yohn and John Middlebrook to the CPS Board. Motion carried.

6. PROPOSED BUDGET ACCEPTED – FY 2020 – ADULT PROBATION

Motion by Commissioner Noack, seconded by Commissioner Meador, to accept the Montgomery County Adult Probation Department proposed budget for FY 2020 as approved at the July 12, 2019 Board of Judges meeting and pursuant to Local Government Code 140.004. Motion carried.

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 21A: CONSIDER AND DISCUSS LIABILITY ARISING OUT OF OR CONNECTED TO THE SHERIFF'S OFFICE AND OPERATIONS OF THE JAIL.

EXECUTIVE SESSION – AGENDA ITEM 21B: CONSIDER AND DISCUSS LIABILITY, IF ANY, ARISING OUT OF CLAIM RELATED TO THE FUNDING OF COUNTY SERVICES BY THIRD PARTY PROVIDERS

EXECUTIVE SESSION – AGENDA ITEM 21C: CONSIDER AND DISCUSS LIABILITY ARISING OUT OF POTENTIAL EMPLOYMENT CLAIM WITH MEMORIAL LIBRARY SYSTEM.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

CITIZENS – AGENDA ITEM 10

The following citizens spoke in support of funding various non-profits for Fy2020:

Summer Day

Jennifer Landers

Lynne Abercrombie

Courtney Frost

Colleen Helene Gallaway

Jilian Garanzuay

Shelly Owens

Penny Wilson

Dannette Suding

Amy Hamrick

Greg Freede

Tom Watkins

Martha Martinez

Ayotunde Adeleke

Sarah Raleigh

Joanne Ducharme

Mark Meyer

The following citizens spoke in favor of the reduction in funding to various non-profits:

Alison Winter

Eric Yollick

John Wertz

Enrique Rosero addressed the court concerning gun control due to the recent mass shootings. He completed his comments during the second portion of the citizens comments following motion 21.

7. REQUEST APPROVED – NON PROFIT FUNDING – COMMISSIONER PRECINCT
4

Motion by Commissioner Metts, seconded by Commissioner Meador, to approve funding Crisis Assistance Center at \$109,562, Montgomery County Women’s Center at \$6,250 and Montgomery County Youth Services at \$203,952.50 with remaining FY2019 contingency funds. Commissioner Precinct 1 and Commissioner Precinct 2 will split the cost of funding Meals on Wheels at \$134,844.00 from their budgets. Commissioner Meador voted “Yes”. Commissioner Riley voted “Yes”. Commissioner Noack voted “No”. Commissioner Metts voted “Yes”. Judge Keough voted “No”. Motion carried.

8. REQUEST APPROVED – OVERTIME PAYMENT – DISTRICT ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve an exemption to Montgomery County Policy 5.1-6 and 5.1-18 authorizing payment to exempt employees in reference to the "No Refusal" TxDOT grant allowing for overtime payment for employees working no refusal weekends at a rate of \$59.00/hour for Legal Assistants/Investigators and \$80.00/hour for Assistant District Attorneys to be paid out of grant funds. The match for the Assistant District Attorney fringe will come from the District Attorney's Office. Tyler Dunman is authorized to electronically accept on behalf of Montgomery County. The grant application was approved in Commissioner's Court on 12-18-18. Motion carried.

9. AMENDMENT APPROVED – LAND LEASE – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve Amendment to Land Lease Agreement with William B. Day and Twila M. Day for the .156 acre tract of land located at the Conroe-North Houston Regional Airport. Motion carried.

10. ORDER APPROVED – COUNTY ELECTION PRECINCT BOUNDARIES – ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the Order for Changes to County Election Precinct Boundaries, Creation of New County Election Precincts, and Designation of Polling Places. Motion carried.

11. REQUEST APPROVED – DATE AND TIME SET – ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the date of November 5, 2019 at 8:00 a.m. to conduct the canvass of the November 5, 2019 Constitutional Amendment Election. Motion carried.

12. GRANT APPLICATION APPROVED – NATIONAL SCHOOL LUNCH/BREAKFAST PROGRAM – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the National School Lunch/Breakfast Program grant application from USDA Texas Health and Human Services for Juvenile Probation department. Pam Mills is authorized to submit grant electronically on behalf of Montgomery County and to accept once awarded. Motion carried.

13. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

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

14. AWARD APPROVED – PROJECT 19-14 – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award for Project 19-14 RFP Real Property Title Services to Chicago Title of Texas, LLC and First Priority Title of Texas, LLC for Emergency Management. Motion carried.

15. AWARD APPROVED – PROJECT 19-49 – VARIOUS PRECINCTS

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve the award for Project 19-49 Additional Rehabilitation of Roads to Larry Young Paving, Inc. for various precincts. Motion carried.

16. AWARD APPROVED – PROJECT 19-19 – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award for Project 19-19 RFQ Land Surveying Services as follows: Pate Dawson as primary, Landtech as secondary and LJA as the third for Emergency Management with contracts to follow. Motion carried.

17. AWARD APPROVED – PROJECT 19-40 – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve the award for Project 19-40 RFQ Real Property Appraisal Services to Valbridge Property Advisors and Bowden Appraisal Group for Emergency Management with contracts to follow. Motion carried.

18. DISCRETIONARY EXEMPTION APPROVED – WOODLANDS PARKWAY BRIDGE – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Metts to approve granting a discretionary exemption for emergency repair of Woodlands Parkway Bridge over Lake Woodlands as an item necessary to preserve or protect the public health or safety of the residents of the county with Lone Star Pavement Services in the amount of \$91,412.17(the amount on the agenda was incorrect and the amount listed was corrected in court) for Commissioner Precinct 3 as authorized by Local Government Code §262.024(a)(2). Motion carried.

19. CONTRACT APPROVED – DISTRICT 4 PATROL EXPANSION – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the contract with the following highly qualified provider per Government Code Chapter 2254 for Traditional Basic and Civil Design Services for the Montgomery County Sheriff's Office District 4 Patrol Expansion from HDR, Inc. in the amount of \$1,131,523 for the Sheriff's Office. Motion carried.

20. NOMINATION APPROVED – MCMHTF ADVISORY BOARD – COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the nomination of Gary Beck for membership to the MCMHTF's Advisory Board, replacing board member Bob Casey. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 18A1: Conduct a public hearing on filing the application for the Edward Byrne Memorial Grant (JAG) Program, Fiscal Year 2019 local solicitation through the U.S. Department of Justice, pursuant to the public hearing notice published on August 9th, 2019. Grant titled: Data Based Identification Camera System Project in the amount of \$44,947. No match required.

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

21. GRANT APPLICATION APPROVED – DATA BASED IDENTIFICATION CAMERA SYSTEM – GRANTS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Data Based Identification Camera System Justice Assistance Grant (JAG) application to U.S. Department of Justice for the Sheriff's Office in the amount of \$44,947 with no match required. Lieutenant Fitzgerald is authorized to submit grant electronically on behalf of Montgomery County. Motion carried.

CITIZENS – AGENDA ITEM 23

Enrique Rosero completed the comments he started earlier in Commissioners Court. He stated 5 points that he felt would make the community safer.

MISCELLANEOUS – AGENDA ITEM 24 – NO OTHER ITEMS LISTED

22. COURT ADJOURNS

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

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

ATTEST:

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

BY:

Mark Turnbull

COUNTY CLERK

[Handwritten Signature]

COUNTY JUDGE

