

COMMISSIONERS COURT DOCKET
AUGUST 27, 2019
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 27th 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 Billy Graff.

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 Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried. This motion was amended with Motion 4 to defer Agenda items 19C and 23A.

THERE WERE NO PROCLAMATIONS/RESOLUTIONS ON THIS AGENDA.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the Minutes from Regular Session of Commissioners Court dated August 13, 2019. Motion carried.

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

Motion by Commissioner Noack, 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 9A1-3

- A1. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.025.
- A3. REQUEST APPROVED to increase cash drawer funds and change reserve for a total funds increase of \$2,750.00 at Tax Office.

BUDGET OFFICE – AGENDA ITEMS 9B1-4

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

TREASURER – AGENDA ITEMS 9C1-3

- C1. INVESTMENTS MATURED REPORT ACCEPTED for 8-2-19.
- C2. MONTHLY INVESTMENT REPORT APPROVED for 7-31-19.
- C3. STATEMENT OF BALANCES REPORT APPROVED for July 2019.

PURCHASING – AGENDA ITEMS 9D1-8

- D1. AWARDS APPROVED for the following:
 - a. Project #19-48 Intersection Improvements/Widening-Construction to Teamwork Construction Services, Inc. for various precincts.

- b. Project #19-53 Raising & Undersealing Concrete Slabs & Roads to Uretex USA, Inc. for various precincts.
 - c. Project #19-55 Processing, Printing and Mailing of Jury Summons to QuestMark Information Management, Inc. for District Clerk.
- D2. REQUEST APPROVED to re-advertise Guardrail Materials, Installation and Repair for various departments.
- D3. RENEWALS OPTIONS APPROVED:
- a. Project #2013-0045 Demolition and Site Clearing with Inland Environments, LTD. for various departments. (exercising the 90-day extension)
 - b. Project #2017-0047 Temporary Manual Labor with FW Services, Inc. dba Pacesetter Personnel Services for various departments. (exercising second of three renewal options)
 - c. Project #2016-0058 Clearing, Grubbing and Mass Grading with Rebel Contractors, Inc. for various departments. (exercising the third of three renewal options)
- D4. CHANGE ORDERS APPROVED for the following:
- a. CO#4 to Tommy Baker for Haul Services to add additional items for various precincts.
- D5. DISCRETIONARY EXEMPTIONS APPROVED for the following:
- a. Firearm Analysis as a personal or professional service on an as needed basis from Jill Russell Dupre dba JRD Forensics for Sheriff's Office. Cancel existing contract and replace with updated agreement. Local Gov't Code §262.024(a)(4).
- D6. AGREEMENTS APPROVED for the following:
- a. Project 19-40 RFQ Real Property Appraisal Services with The Gerald A. Teel Company, Inc. dba Valbridge Property Advisors - Houston/Dallas and Bowden Appraisal Group previously awarded Commissioners' Court 08/13/19 for Emergency Management.
- D7. CANCELLATION APPROVED of month-to-month contract for Processing, Printing and Mailing of Jury summons with VariVerge, LLC effective 09/27/2019 for District Clerk.
- D8. CHECK ACKNOWLEDGED from Rene Bates Auctioneers, Inc. in the amount of \$48,181.63 which includes sales of \$52,088.25 less auctioneer's fee of

\$3,906.62 from the Montgomery County Online Auction. The County Clerk did not receive a check for this item.

RISK MANAGEMENT – AGENDA ITEM 9E1

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

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
14512838	Arnold, Glen/Const Pct 3	\$5,000	Cont Cert
61452205	Atkins, Michael/Const Pct 3	\$5,000	Cont Cert
64726833	Brown, Paul/Const Pct 5	\$5,000	New
64726906	Davis, Brian/Const Pct 2	\$5,000	New
64726906	Davis, Brian/Const Pct 2		Rider/Date Change
18135748	Harrison, Lonnie Bruce/Const Pct 5	\$5,000	Cont Cert
61149212	Harvey, Helen/Elections Administrator	\$5,000	Cont Cert
64726897	McHugh, Eric/Const Pct 4	\$5,000	New
64726897	McHugh, Eric/Const Pct 4		Rider/Date Change
14512862	Manz Jr., Joe/Fire Marshal	\$5,000	Cont Cert
64726862	Medearis, Larry/Const Pct 5	\$5,000	New
14883210	Morrow, Dewayne/Const Pct 4	\$5,000	Cont Cert
64726842	Raborn, Ronald/Const Pct 5	\$5,000	New
61436477	Rodrigue, Matthew/Const Pct 3	\$5,000	Cont Cert
64726920	Shackelford, Timothy/Const Pct 2	\$5,000	New
64726920	Shackelford, Timothy/Const Pct 2		Rider/Name Change
64726873	Talley, Chris/Const Pct 5	\$5,000	New
15486565	Williams, Marshall/Const Pct 5	\$5,000	Cont Cert
63753730	Smith, Ralph/Const Pct 5	\$5,000	Cont Cert

24808977	Luly, Mickey/Const Pct 1	\$5,000	Cont Cert
63753809	Chastun, Jarrod/Const Pct 5	\$5,000	Cont Cert
63753876	Justice, Daniel/Const Pct 5	\$5,000	Cont Cert
61134607	Arnold, Cory Hoyt/Const Pct 4	\$5,000	Cont Cert
15037335	Bergland, Josh/Const Pct 4	\$5,000	Cont Cert
63753856	Siebert, Richard/Const Pct 5	\$5,000	Cont Cert
64743591	Hoye, Blake/Const Pct 3	\$5,000	New
64743606	Reese, Stephen/Const Pct 3	\$5,000	New

COMMISSIONERS – AGENDA ITEMS 9F1-2

F1. PRECINCT 2

- a. REQUEST APPROVED of the assignment of the number 183 for the Montgomery County Municipal Utility District to be reserved in the name of Schwartz, Page & Harding, L.L.P.
- b. USE AGREEMENT APPROVED with Magnolia Youth Football Association to use the football fields at Magnolia Sports Park through December 31, 2019.

F2. PRECINCT 4

- a. CHECK ACCEPTED from City of Roman Forest in the amount of \$2,049.06 for the purchase of fuel for July 2019. This will be deposited into line item number 615-7926. This check has been forwarded to the Auditor for further processing.
- b. CHECK ACCEPTED from Montgomery County Texas Clerk Court Fees in the amount of \$965.00 for restitution in cause #18-331274. This will be deposited into line item number 615-7914. This check has been forwarded to the Auditor for further processing.
- c. DONATION APPROVED of fencing from the East Montgomery County Sports Association. The fencing will protect youth football fields at Sallas Park and is valued at \$17,155.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-2

G1. PRECINCT 2

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in High Meadows Estates, Section 4.
- b. FINAL PLAT APPROVED of Magnolia Reserve, Section 2; 64.276 acres; Jacob Eyler Survey, A-192
- c. REQUEST APPROVED to acknowledge that the roads in Woodtrace, Section 9 have been built to county standards and have completed the one-year maintenance period. The bond is released at this time. These roads are private and will not be maintained by Montgomery County.

G2. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 19.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 22.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 30.
- d. FINAL PLAT APPROVED of Partial Replat of Lake Chateau Woods Section 6; 0.47 acres; Montgomery County School Land Survey, A-350.
- e. FINAL PLAT APPROVED of Barrera Estates; 7.143 acres; Thomas P. Davey Survey, A-162.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to place Josiah Cox, Animal Care Technician, on payroll as replacement for Christian Perez, effective August 17, 2019.

Request of Animal Shelter to discharge Angelitza Elias, Clinic/Vet Technician, effective August 12, 2019. [No benefits due]

Request of Animal Shelter to accept the resignation of Michael Fedotov, Animal Care Technician, effective July 31, 2019. [No benefits due]

Request of Animal Shelter to transfer Clint Viray, Clinic/Vet Technician, as replacement for Angelitza Elias, effective August 24, 2019.

Request of Custodial to accept the resignation of Christian Batalla, Custodian, effective August 14, 2019. [No benefits due]

Request of Custodial to accept the resignation of Maria Castaneda, Custodian, effective August 8, 2019. [No benefits due]

Request of Custodial to place Teresa Estrada, Custodian, on payroll as replacement for Jose Latigo III, effective August 12, 2019.

Request of Custodial to accept the resignation of DeMarco Horace, Custodian, effective August 19, 2019. [No benefits due]

Request of Custodial to place Jessica Lewis, Custodian, on payroll as replacement for Rebeca Hernandez, effective August 26, 2019.

Request of Custodial to accept the resignation of Ludivina Mateos, Custodian, effective August 20, 2019. [No benefits due]

Request of Custodial to place Rafael Raya, Custodian I, on payroll as replacement for Aridai Roque, effective August 27, 2019.

Request of Commissioner Precinct 1 to increase salary of Cory Donel Fay, Laborer, due to completion of probationary period, effective August 10, 2019.

Request of Commissioner Precinct 1 to change status of Jeffery R. Johnson, Coordinator II Facilities, as replacement for Pamela Signorelli, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Deborah Arrazate, Administrative Manager I, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Christopher Dempsey, Foreman, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Thomas Doll, Operator III, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Mark W. Estelle Jr., Operator I, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Catarino Figueroa, Operator III, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Richard Gambino, Operator III, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Troy Gibson, Senior Superintendent, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of William Cody Grimes, Coord-Asst:Projects & Logistics, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to place Jerome Herbert III, Operator I, on payroll as replacement for Lawrence Paulton Jr, effective August 12, 2019.

Request of Commissioner Precinct 3 to accept the resignation of Jerome Herbert III, Operator I, effective August 13, 2019. [No benefits due]

Request of Commissioner Precinct 3 to increase salary of Ronald Hill, Mechanic II, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Cesar Juarez, Operator II, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Jeffrey Kovar, Operator II, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Otis Ray Mitchell, Operator II, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Lovelis Pierson Jr., Operator III, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 3 to increase salary of Ray Anthony Stevenson, Superintendent, due to merit increase, effective August 10, 2019.

Request of Commissioner Precinct 4 to increase salary of Clayde Arie, Operator II, due to completion of probationary period, effective August 26, 2019.

Request of Commissioner Precinct 4 to accept the resignation of Jonathan Dabney, Operator I, effective August 15, 2019. [52.36 hours or balance vacation; 13.50 hours or balance compensatory time; 6.00 hours or balance holiday]

Request of Commissioner Precinct 4 to discharge Michael Guyton, Inventory Control Specialist, effective August 20, 2019. [3.08 hours or balance vacation]

Request of Commissioner Precinct 4 to promote Nelson Haley Jr., Operator II, as replacement for Tamon Nesbitt, effective August 12, 2019.

Request of Commissioner Precinct 4 to transfer Kimberly Jessup, Operator I, as replacement for Justin Goines, effective August 19, 2019.

Request of Commissioner Precinct 4 to promote Louis Van Parker, Operator II, effective August 26, 2019.

Request of Commissioner Precinct 4 to increase salary of Amber Wooley, Operator I, due to completion of probationary period, effective August 26, 2019.

Request of Constable Precinct 1 to increase salary of Michael Austin Gay, Deputy Constable, due to step increase, effective August 10, 2019.

Request of Constable Precinct 1 to increase salary of Jerry Serratt, Investigator II, due to step increase, effective August 10, 2019.

Request of Constable Precinct 3 to place Andrew S. Gonzalez, Deputy Constable, on payroll as replacement for John Wren, effective August 10, 2019.

Request of Constable Precinct 4 to increase salary of Troy Mungia, Deputy Constable, due to step increase, effective September 7, 2019.

Request of County Auditor to place Valerie Houck, Acct Payable Asst, on payroll as replacement for Jacqueline Fitzsimmons, effective August 26, 2019.

Request of County Clerk to place Stephanie Theresa Norris, Clerk II, on unpaid FMLA/Disability Leave, effective August 12, 2019.

Request of District Attorney to accept the resignation of Raphael M. Ortega Jr., Attorney I, effective August 30, 2019. [19.12 hours or balance vacation]

Request of District Attorney to promote Renee Danielle Rhinefort, Court Clerk IV, as replacement for Beverly McKellar Thompson, effective August 17, 2019.

Request of District Clerk to place Catherine Gant, Court Clerk III, on payroll due to return from unpaid FMLA/Disability Leave, effective August 12, 2019.

Request of District Clerk to place Carmen Keeton, Accounting Assistant, on unpaid FMLA/Disability Leave, effective July 31, 2019.

Request of Elections to accept the resignation of Lorena Canales, Voter Clerk, effective August 6, 2019. [No benefits due]

Request of Elections to place San Juanita Cavazos-Kent, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Sondra Gay Davis, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Sonia L. Deleon, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Doris Fike, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Jo Ann Hall, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Kelly Hill, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Kathleen Holman, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Cheila McKay, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Amalia Pierce, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Francisco Pineda, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Erika Pratt, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Miguel Quintero, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Elaine Scott, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Richard Scott, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Corinne Singletary, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Diane Ward Williams, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Robert Wind, Voter Clerk, on payroll, effective August 26, 2019.

Request of Elections to place Lynda Yale, Voter Clerk, on payroll, effective August 26, 2019.

Request of Fire Marshal to place Kristin Maguire, Clerk IV, on payroll, as replacement for Jennifer Janes, effective August 12, 2019.

Request of Forensic Services to place Travis Clarke, Medicolegal Death Investigator I, on payroll, effective August 15, 2019.

Request of Justice of the Peace Precinct 4 to promote Haleigh Nalley, Court Clerk IV, as replacement for Kimberly Jessup, effective August 16, 2019.

Request of Justice of the Peace Precinct 4 to promote Nicole F. Thomson, Collection Specialist II, as replacement for Haleigh Nalley, effective August 16, 2019.

Request of Library to transfer Yesica Cabrera, Library Assistant II, as replacement for Sydney Bryant, effective August 24, 2019.

Request of Library to increase salary of Brian D. Cianessi, Computer Analyst I, due to completion of probationary period, effective August 10, 2019.

Request of Library to place Kristi K. Eppright, Reference Librarian, on unpaid FMLA/Disability Leave, effective July 31, 2019.

Request of Pct 1 Recycle Center to change status of Efren Gramillo Velazquez, Recycle Technician, from part time to full time, effective August 19, 2019.

Request of Recycle Station Pct 3 to increase salary of Matthew Bickley, Superintendent, due to merit increase, effective August 10, 2019.

Request of Recycle Station Pct 3 to increase salary of Eric Comerford, Recycle Technician, due to merit increase, effective August 10, 2019.

Request of Recycle Station Pct 3 to increase salary of Cory Foster, Operator I, due to merit increase, effective August 10, 2019.

Request of Recycle Station Pct 3 to accept the resignation of Kendall Kruchten, Mosquito Driver, effective August 9, 2019. [No benefits due]

Request of Recycle Station Pct 3 to increase salary of Donald Peacock, Recycle Technician, due to merit increase, effective August 10, 2019.

Request of Recycle Station Pct 3 to increase salary of Raymel Stevenson, Foreman, due to merit increase, effective August 10, 2019.

Request of Sheriff to place Al Irene Anderson, Records Specialist I, on payroll as replacement for Teresa Ann Marie Stone, effective August 17, 2019.

Request of Sheriff to increase salary of Michael Merrill Berry Jr., Investigator CR Scene, due to step increase, effective August 24, 2019.

Request of Sheriff to increase salary of Colton David Bird, Deputy, due to step increase, effective August 24, 2019.

Request of Sheriff to transfer Chad Allan Bowers, Deputy, as replacement for Cesar Fernando Hernandez Luevano, effective August 10, 2019.

Request of Sheriff to increase salary of Joneatta Ann Brown, Deputy Patrol, due to step increase, effective August 24, 2019.

Request of Sheriff to accept the resignation of Steven Wayne Campos, Deputy, effective August 30, 2019. [37.04 hours or balance vacation; 179.42 hours or balance compensatory time; 16.00 hours or balance holiday]

Request of Sheriff to increase salary of Kevin Michael Collignon, Deputy Patrol, due to step increase, effective August 24, 2019.

Request of Sheriff to accept the resignation of Austin J. Hanson, Comm Spec/Radio Tech II, effective August 16, 2019. [59.16 hours or balance vacation]

Request of Sheriff to transfer Cesar Fernando Hernandez Luevano, Deputy Patrol, as replacement for Chad Allan Bowers, effective August 10, 2019.

Request of Sheriff to increase salary of Adam Blake Johnson, Deputy Patrol, due to step increase, effective August 24, 2019.

Request of Sheriff to transfer Kayla D. Killingsworth, Deputy, as replacement for Coby Lee Maddox, effective August 24, 2019.

Request of Sheriff to accept the resignation of Danielle Nichol Kutz, Deputy, effective August 20, 2019. [151.51 hours or balance vacation; 169.53 hours or balance compensatory time; 10.00 hours or balance holiday]

Request of Sheriff to transfer Coby Lee Maddox, Deputy, as replacement for Lucille Nyeba Saah, effective August 24, 2019.

Request of Sheriff to increase salary of Magdalena Strong Moseley, Specialist, due to step increase, effective August 24, 2019.

Request of Sheriff to increase salary of Milton Troy Moseley, Deputy, due to step increase, effective August 24, 2019.

Request of Sheriff to increase salary of Saul Ortiz, Specialist, due to step increase, effective August 24, 2019.

Request of Sheriff to transfer Magdalena Edith Pickering, Deputy, as replacement for Kayla D. Killingsworth, effective August 24, 2019.

Request of Sheriff to increase salary of Doyle Logan Pittmon, Deputy Patrol, due to step increase, effective August 24, 2019.

Request of Sheriff to increase salary of Kelen Ray Powell, Deputy Patrol, due to step increase, effective August 24, 2019.

Request of Sheriff to promote Flora Italia Ramirez, Crime Analyst 1, effective August 10, 2019.

Request of Sheriff to transfer Lucille Nyeba Saah, Deputy Patrol, as replacement for Stephen A. Lewis, effective August 24, 2019.

Request of Sheriff to accept the resignation of Tracy L. Saldivar, Officer Civilian Deten, effective August 16, 2019. [98.38 hours or balance vacation; 43.08 hours or balance compensatory time; 19.00 hours or balance holiday]

Request of Sheriff to increase salary of Samuel David Smith, Deputy, due to step increase, effective August 24, 2019.

Request of Sheriff to accept the retirement of Thomas Neal Thompson, Deputy, effective October 31, 2019. [184.195 hours or balance vacation; 251.75 hours or balance compensatory time; 0.50 hours or balance holiday]

Request of Sheriff to transfer Christopher Lee Tristan, Deputy, effective August 24, 2019.

Request of Sheriff to place Zachary Udkler, Dispatcher, on payroll as replacement for Nekeiaa Dickens, effective August 17, 2019.

Request of Sheriff to transfer Tracy V. Wade, Deputy Detention, as replacement for Jerry Daniel Lafferty, effective August 24, 2019.

Request of Sheriff to promote Sandi Marie Walker, Deputy, as replacement for Matthew Kaleb Wyatt, effective August 14, 2019.

Request of Sheriff to place Ashtin Leigh Ann Wells, Records Specialist II, on unpaid FMLA/Disability Leave, effective July 30, 2019.

Request of Sheriff to accept the retirement of David J. Wells, Detective, effective August 31, 2019. [236.955 hours or balance vacation; 352.00 hours or balance compensatory time]

Request of Spring Creek Nature Center to increase salary of Karie Briscoe, Manager Nature Center, due to merit increase, effective August 10, 2019.

Request of Spring Creek Nature Center to increase salary of Justin Fausek, Director Nature Center, due to merit increase, effective August 10, 2019.

Request of Tax Assessor-Collector to increase salary of Whitney Black, Branch Manager, due to completion of probationary period, effective August 10, 2019.

Request of Tax Assessor-Collector to increase salary of Brent Carter II, Deputy Specialist I, due to completion of probationary period, effective August 10, 2019.

Request of Tax Assessor-Collector to increase salary of Crystal Castro, Deputy Specialist I, due to completion of probationary period, effective August 10, 2019.

Request of Tax Assessor-Collector to accept the retirement of Karina DeVille, Branch Manager, effective August 31, 2019. [201.65 hours or balance vacation]

Request of Tax Assessor-Collector to accept the resignation of Hannah Gesford, Accounting Analyst, effective August 23, 2019. [No benefits due]

Request of Tax Assessor-Collector to promote Shobin Mathew, Assistant Branch Manager, as replacement for Sonya Henningan, effective August 10, 2019.

Request of Traffic Operations to increase salary of Kenneth Ackley, Signal Technician I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Ryan Allen, Signal Technician I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Marshall Becker, Network Operations Manager Traffic, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Andrew Bourgeois, Computer Analyst I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Jonathan Boutte, Signal Technician I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of John Bowen, Foreman, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Dylan Cook, Computer Analyst I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Daniel Howell, Signal Technician I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Paul Lightfoot, Signal Technician I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Casey Parchman, Computer Analyst I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Maxwell Peck, Computer Analyst I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of Christian Potter, Computer Analyst I, due to merit increase, effective August 10, 2019.

Request of Traffic Operations to increase salary of David Scardino, Superintendent, due to merit increase, effective August 10, 2019.

COUNTY JUDGE – AGENDA ITEMS 9I1-3

11. REAPPOINTMENT APPROVED of Sharon Walker to the Tri-County Board of Directors for a two-year term that expires August 31, 2021.
12. REQUEST APPROVED to authorize Montgomery County Employees' Committee to annually use and manage the parking facilities on Simonton Street in Conroe and collect a fee for public parking of no more than \$10 per vehicle during the Conroe Catfish Festival.
13. RESOLUTION APPROVED certifying Montgomery County's FY 2020 grant funding in the amount of \$269,844 for Meals on Wheels Montgomery County. County Judge Mark J. Keough is authorized to sign related documents.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 9J1

- J1. REQUEST APPROVED for use of the CPS Courtroom and connected offices at 301 North Thompson as an Overflow Courtroom for the District and County

Courts beginning September 1, 2019. This is associated with the return of CPS cases to the elected judges.

EMERGENCY MANAGEMENT – AGENDA ITEM 9K1

- K1. SUBMISSION APPROVED of the Hurricane Harvey CDBG-DR Infrastructure Application on behalf of Montgomery County. County Judge Mark Keough is authorized to sign as the authorized official and Darren Hess is allowed to execute.

FORENSIC SERVICES – AGENDA ITEM 9L1

- L1. MEMORANDUM OF AGREEMENT APPROVED between Department of State Health Services (Lead Regional Advisory Council) Southwest Texas Regional Advisory Council (STRAC) and Montgomery County, Texas for Emergency Medical Task Force. The Addendum to the Memorandum of Agreement is also approved between State Coordinating Office Lead Regional Advisory Council and Montgomery County, Texas for Emergency Medical Task Force and Texas Mass Fatality Operations Response Team.

SHERIFF – AGENDA ITEM 9M1

- M1. REQUEST APPROVED to donate uniform stripes from a previous administration to the Splendora Police Department. Splendora PD is the only agency within the county using the color combination.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9N1-4

N1. PRECINCT 1

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 113 of the expansion of FM 1097 from Hunter A. Danque, Samantha Hayes, and Erika West-Danque for the total sum of \$15,125.00 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 205 of the expansion of FM 1097 from Richardson Interests, Inc. for the total sum of \$272,350.00 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 229 of the expansion of FM 1097 from San Jacinto River Authority for the total sum of \$2,500.00 and to accept the executed or to be executed Right of Way and Easement Agreement.

- d. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 230 of the expansion of FM 1097 from San Jacinto River Authority for the total sum of \$2,500.00 and to accept the executed or to be executed Right of Way and Easement Agreement.
- e. REQUEST APPROVED to appoint the following persons as trained volunteers pursuant to Article IX of the “Bandit Sign” Ordinance (Ordinance prohibiting the placement of signs on a right-of-way of public roads and imposing criminal prosecution for violations dated October 8, 2007): Gerald Shehane, Thomas Belinoski, Wayne Guinn, Mitch Hodge, Pancho Viniarski, Cory Fay, John D. Seigle, Wesley McGee, Travis Ross.

N2. PRECINCT 2

- a. ORDER APPROVED authorizing notice of public hearing on October 8, 2019 for partial revision to subdivision lots/plats being described as Woodforest Central Pine Street Extension (Ditch 4P to WF77) to be known as Woodforest Section 76.

N3. PRECINCT 3

- a. ORDER APPROVED accepting improvements in the Right of Way Agreement with BP Remediation Management Services for temporary installation of a monitoring well in the right-of-way of Richards Road.

N4. PRECINCT 4

- a. ORDER APPROVED accepting Holly Drive, Pin Oak Drive, Hickory Drive and Magnolia Drive into the Montgomery County Road Maintenance System upon finding of prescriptive right based on public use.
- b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 80 for the widening of Sorters Road from A P & Sons, Inc. for the total sum of \$1,677.20 and to accept the executed or to be executed deed.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS
901-4

- O1. REAPPOINTMENT APPROVED of Dr. William Yeatts, PhD, to the medical staff of Wellpath Recovery Solutions/Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Psychology.

- O2. REAPPOINTMENT APPROVED of Dr. Sarahi Torres, PhD, to the medical staff of Wellpath Recovery Solutions/Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Psychology.
- O3. REAPPOINTMENT APPROVED of Lisa Taylor, Physician's Assistant as an Allied Health Professional.
- O4. REAPPOINTMENT APPROVED of Wanda Kaye Brazeal, APRN, Psychiatric Mental Health Nurse Practitioner as an Allied Health Professional.

DISTRICT CLERK – AGENDA ITEMS – 9P1-2

- P1. NOTICE OF NON-RENEWAL OF STATE CASE REGISTRY AND LOCAL CUSTOMER SERVICE COOPERATIVE AGREEMENT ACCEPTED AND RATIFIED with the Office of The Attorney General set to expire August 31, 2019.
- P2. REQUEST APPROVED to affirm continuation of records archive fees for the District Courts in the amount of \$10 as previously approved by Commissioners Court and renewed by S.B. 658 during the 86th Legislative Session.

AIRPORT – AGENDA ITEM 9Q1

- Q1. ASSIGNMENT OF LAND LEASE APPROVED from The Estate of James D. Knez to Scott McEwen for 2,352 square feet of land (Hangar 21B-17) at the Conroe North Houston Regional Airport.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9R1

- R1. RENEWAL ACCEPTED of the Interlocal Cooperation Contract between Texas State University and the Precinct 3 Constable Department. The Auditor is authorized to deposit funds received pursuant to agreement into Constable Precinct 3 departments budget, line item 5531.7390.

GRANTS – AGENDA ITEM 9S1

- S1. FISCAL YEAR 2020 GRANT AWARD APPROVED for the Auto Theft Task Force program from Automobile Burglary and Theft Prevention (ABTPA) program in the amount of \$337,464 for the Montgomery County Sheriff's Office with a match of \$279,279. Grant application was approved in Commissioners Court on May, 28 2019.

Motion carried.

END OF CONSENT AGENDA

4. AGENDA APPROVED – MODIFICATION TO AGENDA

Motion by Commissioner Riley, seconded by Commissioner Noack, to defer action on Agenda Items 19C- Consider, discuss and take appropriate action for Project # 19-23 and 23A- Discuss and deliberate the appointment, employment, evaluation and reassignment of duties, discipline or dismissal of a public officer or employee - Flood Plain Administrator and to approve Commissioners Court Agenda as modified for discussion and necessary action. Motion carried.

CITIZENS – AGENDA ITEM 10

Jim Coody did not address court due to the agenda item 23A being deferred.

Scott Adair did not address court due to the agenda item 19C being deferred.

Linda Harper addressed the court concerning Agenda Item 19B. She asked how much had been spent on this item already and would like more details on the item.

AGENDA ITEM 11A – THE COURT DISCUSSED THE NOMINATION TO THE 2020-2021 MONTGOMERY CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS. JUDGE KEOUGH AND COMMISSIONER NOACK NOMINATED PEGGY HAUSMAN. THIS ITEM WAS VOTED ON LATER IN COURT. SEE MOTION 17 FOR COURT ACTION.

AGENDA ITEM 12A – THE BUDGET OFFICE AND MEMBERS OF COMMISSIONERS COURT DISCUSSED FUTURE UPDATES TO THE BUDGET POLICY FOR FISCAL YEAR 2020. DIRECTION WAS GIVEN BY THE COURT AND THE BUDGET OFFICE WILL BRING THE UPDATED POLICY TO COMMISSIONERS COURT FOR APPROVAL.

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

5. REQUEST APPROVED – POSITION CHANGES – INFORMATION TECHNOLOGY

Motion by Commissioner Metts, seconded by Commissioner Meador, to approve opening position 503-3963-1, Video Management Software (VMS) Technician. The annualized salary will be \$48,080 and \$6,567.96 is needed for the remainder of FY 2019 and will be funded out of 615-7102. The position for FY 2020 will be funded out of Commissioner Precinct 4 budget. Any and all necessary action is authorized to effectuate same. Judge Keough voted “No”. Commissioner Noack abstained from the vote. Motion carried.

6. POLICY ADOPTED – MONTGOMERY COUNTY INVESTMENT POLICY – COUNTY TREASURER

Motion by Commissioner Meador, seconded by Commissioner Riley, to adopt the Montgomery County Investment Policy. Motion carried.

7. LIST ACCEPTED – APPROVED BROKER/DEALER LIST – COUNTY TREASURER

Motion by Commissioner Noack, seconded by Commissioner Riley, to accept Approved Broker/Dealer List for Investment. Motion carried.

8. REQUEST APPROVED – INCENTIVE RETENTION PROGRAM – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Montgomery County Sheriff's Office Civilian Detention Officer Incentive Retention Program. The program will go in effect October 1, 2019. The program has been approved by County HR and all salary increases will be funded via the Sheriff's current position funding. Motion carried.

9. REQUEST APPROVED – POSITION TRANSFER – CONSTABLE PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve closing position 5541-7815-1, Captain and opening position 406-9529-1, Deputy Director. The annualized salary for 406-9529-1 will be \$112,580.52. All remaining salary and benefits will be transferred from Constable Precinct 4's closed position to Emergency Management's position with no change in the overall FY 2019 Budget or FY 2020 Preliminary Budget. Budget Office is authorized to transfer funds between positions and accounts as necessary. Motion carried.

10. ORDER APPROVED – CHANGE OF POLLING LOCATION – ELECTIONS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve changing the Magnolia Early Voting Polling location to West Montgomery County Community Development Center. Motion carried.

11. REQUEST APPROVED – EARLY VOTING LOCATIONS AND TIMES – ELECTIONS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Early Voting Locations and times for the November 5, 2019 Joint Election. Motion carried.

12. ORDER APPROVED – CONSOLIDATE ELECTION PRECINCTS – ELECTIONS

Motion by Commissioner Noack, seconded by Commissioner Riley, to consolidate County Election Precincts for the November 5, 2019 Election. Motion carried.

13. PAYMENT OF ACCOUNTS APPROVED – AUDITOR

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

14. CONTRACT APPROVED – MAGNOLIA COMMUNITY CENTER – COMMUNITY DEVELOPMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the contract with the following highly qualified provider per Government Code Chapter 2254 for Architectural and Design Services for the Renovation and Expansion of the Magnolia Community Center from Martinez Architects, LP in the amount of \$70,000 for Montgomery County Community Development. Motion carried.

15. CHANGE ORDER APPROVED – DANNENBAUM ENGINEERING CORPORATION – COMMISSIONER PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Noack, to approve CO #3 to Dannenbaum Engineering Corporation for Engineering Services for SH 242 from FM 1314 to I-69/IH-59 to add drainage and detention pond designs for an increase of \$364,052 for Commissioner Precinct 4. Motion carried.

AGENDA ITEM 16C – WAS DEFERRED WITH MOTION #4.

16. GRANT APPLICATION APPROVED – MOBILE COMPUTER LAB – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Mobile Computer Lab grant application to the Ladd & Katherine Hancher Library Foundation in the amount of \$5,887.25 for the Library with no match required. Jerilynn Williams is authorized to be the authorized official and to submit grant application electronically on behalf of Montgomery County. Motion carried.

17. RESOLUTION APPROVED – NOMINEES OF THE MCAD BOARD OF DIRECTORS – COUNTY JUDGE

Motion by Judge Keough, seconded by Commissioner Noack, to nominate Peggy Hausman to the Montgomery Central Appraisal District's Board of Directors. Commissioner Meador voted "No". Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 21A2 WAS HEARD BEFORE ITEM 21A1.

AGENDA ITEM 21A2: CONSIDER AND APPROVE A REVISION TO THE MONTGOMERY COUNTY DRAINAGE CRITERIA MANUAL TO DISCONTINUE ALLOWING FLOOD ROUTING STUDIES TO BE PERFORMED IN LIEU OF THE

DETENTION REQUIREMENT FOR DEVELOPMENTS IN MONTGOMERY COUNTY. THIS REVISION WILL APPLY TO DEVELOPMENTS WITH DRAINAGE STUDIES RECEIVED AFTER SEPTEMBER 1, 2019.

David Vogt would like the engineering community to be informed and involved in the review of big changes in regulatory authorities. He also stated that the engineering community should have a chance to look at the changes and meet with the County Engineer before action is taken.

Paul Crowson also spoke on the drainage issue. He stated that he did not see enough information on the change. He would like the court to defer action until there are more meetings and information.

Jeffrey Miller addressed the court on the drainage issue. He urged the court to do away with the loop hole in the drainage criteria to help control the flooding issues.

Jeff Johnson, County Engineer, discussed the drainage issues and the revisions to the Drainage Criteria manual.

Diane Cooper, Flood Plain Administrator, discussed updating the old models for the flood plains.

AGENDA ITEM 21A1: CONSIDER AND APPROVE REVISIONS TO THE MONTGOMERY COUNTY SUBDIVISION RULES AND REGULATIONS AND ANCILLARY DOCUMENTS.

Dan Wilds made a brief presentation concerning the revisions to The Montgomery County Subdivision Rules and Regulations.

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

18. RESOLUTION AND ORDER APPROVED – REVISIONS – COUNTY ENGINEER

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve revisions to Section Two, Paragraph I.B.3 of the Montgomery County Subdivision Rules and Regulations, effective September 1, 2019. The Engineer's office is also designated as the Commissioners Court designee for the purpose of implementing Chapter 232 of the Texas Local Government Code and further authorized to identify and establish dates and times subdividers may submit plat applications for acceptance and determine what documents shall constitute a complete plat application. Motion carried.

19. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Emergency Management to transfer Mark Seals, Deputy Director, from Constable Precinct 4 to Emergency Management, effective August 27, 2019.

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 551.076.

EXECUTIVE SESSION – AGENDA ITEM 23A – WAS DEFERRED WITH MOTION 4.

EXECUTIVE SESSION – AGENDA ITEM 23B – Discuss county wide facilities access control and security program. (Section 551.076)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

NO ACTION NECESSARY ON THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 25

Eric Yollick presented a golden hammer to Commissioner Riley for mobility issues related to funding not being awarded to Montgomery County from HGAC due to Commissioner Riley not attending HGAC meetings.

Linda Harper addressed the court concerning issues reporting mental health calls in the County. She stated that she felt she got the run around recently when she placed a call concerning a neighbor.

Geri Matthews addressed the court concerning traffic issues on South Line Road. She stated that the road was being used as a thoroughfare and it is causing dangerous situations for the residents there.

MISCELLANEOUS – AGENDA ITEM 26 – NO OTHER ITEMS LISTED

20. COURT ADJOURNS

Motion by Commissioner Noack, seconded by Commissioner Meador, 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

Mark Turnbull

BY:

COUNTY CLERK

[Handwritten Signature]

COUNTY JUDGE

