

COMMISSIONERS COURT DOCKET
JANUARY 12, 2021
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 12th day of January, 2021, 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	Robert Walker
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	James Metts
Also County Clerk's Office	Beverley Hinds

INVOCATION GIVEN BY John Bouche.

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

CITIZENS – AGENDA ITEM 7

No citizens addressed Court at this time.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Minutes from Special Session of Commissioners Court dated November 30, 2020 and Regular Sessions dated December 8, 2020, and December 15, 2020. Motion carried.

AGENDA ITEM 9C8 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

AGENDA ITEM 9L3C WAS CORRECTED TO READ “3206 DAWNWOOD” INSTEAD OF “3206 DANWOOD”.

AGENDA ITEM 9N1 WAS DEFERRED.

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

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 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. PAYMENT APPROVED to the Texas Department of State Health Services for renewal of license to operate psychiatric hospital and Mark J. Keough, Montgomery County Judge, is authorized to sign renewal notice as set forth in paperwork on file.
- A3. REQUEST APPROVED for Justice of the Peace Precinct 1 to use an amount not to exceed \$175 from the Justice of the Peace Technology Fund.
- A4. REPORTS ACCEPTED of Chapter 59 Asset Forfeitures.
- A5. REQUEST APPROVED to accept the completed audits for:
Compliance Audits FY19, Justice of Peace Precinct 3 – Quarters 3 & 4
Inherent Risk Assessment Report, Commissioner Precinct 4

BUDGET – AGENDA ITEMS 9B1-4

- B1. LINE ITEM TRANSFERS AND ADJUSTMENTS AUTHORIZED for Fiscal Year 2020 Budget according to Budget Policy.
- B2. TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for Fiscal Year 2021 Budget according to Budget Policy.
- B3. PREVIOUS ACTIONS TAKEN MEMORIALIZED on changes to the Fiscal Year 2021 Budget in prior Commissioners Court meetings.
- B4. ADJUSTMENTS AND AMENDMENTS AUTHORIZED for Grant Departments for fiscal year 2020 and 2021.

PURCHASING – AGENDA ITEMS 9C1-8

- C1. DISCRETIONARY EXEMPTION APPROVED for E-File Texas 2 Way Integration Application and Support Cost as an item that can be obtained from only one source: i3-Bearcat, LLC., dba NetData Corporation for various Justice of the Peace. Local Government Code 262.024(a)(7)(A).

- C2. REQUEST APPROVED to cancel Master Services Agreement effective 1/31/21 with Teligistics, Inc., for Move-Add-Change-Disconnection (MACD) Services entered into on June 11, 2019 for Project #19-31 for Sheriff's Office.
- C3. RENEWAL OPTIONS APPROVED:
- a. Project #2012-0072 Jail Food Services with Aramark Correctional Services, LLC., on a month-to-month basis for Sheriff's Office.
 - b. Project #18-03 Legal Advertising with Hearst Newspaper LLC., dba Houston Community Newspapers for various departments.
 - c. Project #20-03 Maintenance and Upgrade of Existing Audio/Visual Equipment and/or New Installation with VIS Houston, LLC., for various departments.
- C4. CHANGE ORDERS APPROVED:
- a. Amendment #2 to LJA Engineering, Inc., for additional engineering and design services for the re-alignment of Rogers Road at Little Caney Creek Tributaries for an increase in the amount of \$24,000 for Precinct 1.
 - b. CO #4 to Pape-Dawson Consulting Engineers, Inc., for Surveying Services for Rogers Road for additional surveying services in the amount of \$10,195 for Commissioner Precinct 1.
 - c. CO #1 to D & W Contractors, Inc., for Project #20-29 Rayford Road and Birnham Woods Drive Intersection Improvements and Rayford Road Improvements to substitute TRU BLN mix in lieu of lime/fly-ash for a deduction in the amount of \$142 for Commissioner Precinct 3.
 - d. CO #1 to Teamwork Construction Services, Inc., for Project #20-36 Intersection Improvements Grogan's Mill at South Millbend for additional sod and striping in the amount of \$7,089.32 for Commissioner Precinct 3.
 - e. CO #5 to RODS Surveying, Inc., for additional professional surveying services for FM 1097 from Bentwater Dr. to I-45 in the amount of \$1,709 for Commissioner Precinct 1.
 - f. CO #3 to MHC Software for Project #2016-0038 - ERP Software and Implementation Services to add Document Express ACH Module for PR and maintenance in the amount of \$6,000.
- C5. ADVERTISING APPROVED for Construction, Repair, Rehabilitation or Alteration of Residential Buildings with Section 3 Requirements for Community Development.
- C6. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254; professional engineering services with Advanced Traffic Solutions, LLC for Commissioner Precinct 3.
- C7. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254; traffic signal timing optimization analysis with BGE, Inc. for Commissioner Precinct 3.

AGENDA ITEM 9C8 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

RISK MANAGEMENT – AGENDA ITEMS 9D1-3

- D1. SETTLEMENT AND REIMBURSEMENT APPROVED to Montgomery County Precinct 3 for property damage claim number W-20-0025 in the amount of \$26,550.
- D2. SETTLEMENT AND REIMBURSEMENT APPROVED to Montgomery County Precinct 3 for property damage claim number W-20-0014 in the amount of \$33,537.50.
- D3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
61533843	Alford, Kellie/Tax Assessor	\$100,000	Continuation Certificate
63007113	Cash, Philip/Constable Pct. 1	\$10,000	New Bond
	Cash, Philip/Constable Pct. 1		Statement of Officer
	Cash, Philip/Constable Pct. 1		Oath of Office
64460684	Castillo, Roxana/Constable Pct. 4	\$5,000	Continuation Certificate
64516047	Craig, Jon T./Constable Pct. 4	\$5,000	Continuation Certificate
64460693	Crowder, Randy/Constable Pct. 4	\$5,000	Continuation Certificate
64900190	Cruz, Sarah/Constable Pct. 3	\$5,000	Continuation Certificate
15486584	De Forest, Gene/Constable Pct. 2	\$10,000	New Bond
	De Forest, Gene/Constable Pct. 2		Statement of Officer
	De Forest, Gene/Constable Pct. 2		Oath of Office
64899605	DePaul, Dennis/Constable Pct. 1	\$5,000	Continuation Certificate
61424436	Gable, Ryan/Constable Pct. 3	\$10,000	New Bond
	Gable, Ryan/Constable Pct. 3		Statement of Officer
	Gable, Ryan/Constable Pct. 3		Oath of Office
65324080	Griffin, B.D./County Attorney	\$5,000	New Bond
	Griffin, B.D./County Attorney		Statement of Officer
	Griffin, B.D./County Attorney		Oath of Office
61891606	Hanks, Tamara/Constable Pct. 5	\$5,000	Continuation Certificate
15230226	Hayden, Kenneth/Constable Pct. 4	\$10,000	New Bond
	Hayden, Kenneth/Constable Pct. 4		Statement of Officer
	Hayden, Kenneth/Constable Pct. 4		Oath of Office

15229663	Hedrick, Ashton/Constable Pct. 5	\$5,000	Continuation Certificate
63001044	Henderson, Rand/Sheriff	\$30,000	New Bond
	Henderson, Rand/Sheriff		Statement of Officer
	Henderson, Rand/Sheriff		Oath of Office
64919102	Higgenbotham, Travis/Constable Pct. 1	\$5,000	Continuation Certificate
63815225	Jones, Christopher/Constable Pct. 5	\$10,000	New Bond
	Jones, Christopher/Constable Pct. 5		Statement of Officer
	Jones, Christopher/Constable Pct. 5		Oath of Office
65331516	King, Teresa/Tax Assessor	\$100,000	New Bond
61541121	Lee Jr., David/Fire Marshal	\$5,000	Continuation Certificate
15230155	Ligon, Brett/District Attorney	\$5,000	New Bond
15345310	McRae, Tammy/Tax Assessor	\$100,000	New Bond
71590585	McRae, Tammy/Tax Assessor	\$100,000	New Bond
	McRae, Tammy/Tax Assessor		Statement of Officer
	McRae, Tammy/Tax Assessor		Oath of Office
61541238	Noack, James/Commissioner Pct. 3	\$5,000	New Bond
61541219	Noack, James/Commissioner Pct. 3	\$5,000	New Bond
	Noack, James/Commissioner Pct. 3		Statement of Officer
	Noack, James/Commissioner Pct. 3		Oath of Office
	Noack, James/Commissioner Pct. 3		Statement of Contracts & Claims
61240294	Palmer, James/Constable Pct. 4	\$5,000	Continuation Certificate
65324002	Pandey, Rakesh/County Auditor	\$5,000	New Bond
	Pandey, Rakesh/County Auditor		Statement of Officer
	Pandey, Rakesh/County Auditor		Oath of Office
	Pandey, Rakesh/County Auditor		Written Oath of Office
64917771	Perry, Will/Constable Pct. 1	\$5,000	Continuation Certificate
65333278	Pierson-Arias, Edlecia/Tax Assessor	\$100,000	New Bond

64900219	Ringler, Charles/Constable Pct. 5	\$5,000	Continuation Certificate
64958170	Schultea, Joseph/Constable Pct. 1	\$5,000	Continuation Certificate
64900203	Smith, Jason/Constable Pct. 2	\$5,000	Continuation Certificate
15200605	Stewart, Keith/County Court at Law #5	\$5,000	New Bond
	Stewart, Keith/County Court at Law #5		Oath of Office
	Stewart, Keith/County Court at Law #5		Statement of Officer
65332895	Turrubiartes, Joanna/Tax Assessor	\$100,000	New Bond
65322955	Walker, Robert/Commissioner Pct. 1	\$5,000	New Bond
65322893	Walker, Robert/Commissioner Pct. 1	\$5,000	New Bond
	Walker, Robert/Commissioner Pct. 1		Statement of Officer
	Walker, Robert/Commissioner Pct. 1		Oath of Office
	Walker, Robert/Commissioner Pct. 1		Statement of Contracts & Claims
14468470	Williams, Jeff/Fire Marshal	\$5,000	Continuation Certificate
64899506	Wright, Jacob/Constable Pct. 1	\$5,000	Continuation Certificate

COMMISSIONERS – AGENDA ITEMS 9E1-3

E1. PRECINCT 1

- a. REQUEST APPROVED for the reappointment of Burt Green and Sames Sibley to the board of Commissioners for MCESD#2. Also, to appoint Eric Gensheimer to the vacant position on the board of Commissioner for MCESD#2. Terms will begin January 1, 2021 and end on December 31, 2023.
- b. REQUEST APPROVED from Sanford, Kuhl, Hagan, Kugle, Parker, Kahn, LLP for the creation and naming of the next available Municipal Utility District #204.
- c. REMODEL AND ADDITIONS APPROVED to Montgomery County Commissioner Precinct 1 building. No funding source needed.

E2. PRECINCT 4

- a. REAPPOINTMENT APPROVED of Larry Trout and Donnie Click to Montgomery County Emergency Service District (MCESD)

#6 Board of Commissioners for a 2-year term ending December 31, 2023.

E3. PRECINCT 2 AND 4

- a. REAPPOINTMENT APPROVED of Roxann McDaniel, Mark Abbey and Raymond Veit to Montgomery County Emergency Service District (MCESD) #4 Board of Commissioners for a 2-year term ending December 31, 2023.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-5

F1. PRECINCT 1

- a. FINAL PLAT APPROVED of Dobbin 105 DTP Addition; 1.700 Acres, Jacob Shannon Survey, A-35.
- b. FINAL PLAT APPROVED of Hull Subdivision, Section 1; 27.851 Acres, John Overby Survey, A-408

F2. PRECINCT 2

- a. STREETS ACCEPTED in Glen Oaks, Section 3 into the one-year maintenance period.
- b. FINAL PLAT APPROVED of Cimarron Creek, Section 8; 9.59 Acres, Dickinson Garrett Survey, A-225.
- c. FINAL PLAT APPROVED of Central Pine Retail; 1.959 Acres, T. Curry Survey, A-136.

F3. PRECINCT 3

- a. FINAL PLAT APPROVED of Meadows at Imperial Oaks, Section 10; 14.660 Acres, George Lamb Survey, A-334.
- b. FINAL PLAT APPROVED of Northgrove, Section 5 Partial Replat No. 2; 11.27 Acres, Joseph Miller Survey, A-27.
- c. FINAL PLAT APPROVED of Grogans Crest; 3.2520 Acres, Walker County School Land Survey, A-599.

F4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Meadow Glen, Section 2, and bond is released.
- b. FINAL PLAT APPROVED of Humble ISD North Agricultural Barn; 6.911 acres; M.H. Short Survey, A-535, and R. Williams Survey, A-660.
- c. FINAL PLAT APPROVED of Crockett Trace Estates, Section 10; 40.991 acres; William B. Bridges Survey, A-73, and Bennett Blake Survey, A-4.
- d. FINAL PLAT APPROVED of Harper's Preserve, Section 27; 15.83 Acres, Montgomery County School Survey, A-350.
- e. FINAL PLAT APPROVED of Harrington Trails, Section 4A; 14.38 acres; Walker County School Land Survey, A-494.
- f. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Deer Trail Estates, Section 2.
- g. FINAL PLAT APPROVED of Harrington Trails, Section 4B; 19.05 acres; Walker County School Land Survey, A-494.
- h. FINAL PLAT APPROVED of Harper's Preserve, Section 32; 11.50 Acres, Montgomery County School Survey, A-350.

F5. ALL PRECINCTS

- a. REQUEST APPROVED from Park Construction to move heavy equipment across various county roads. This permit will expire April 13, 2021. Bond on file expires May 1, 2021.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Services to place Carlos Benitez, Animal Care Technician, on unpaid FMLA/Disability Leave, effective December 17, 2020.

Request of Animal Services to place Carlos Benitez, Animal Care Technician, on payroll due to Return from Unpaid FMLA/Disability Leave, effective December 28, 2020.

Request of Animal Services to discharge Deanna Fuit, Clinic/Vet Technician, effective December 29, 2020. [127.85 hours or balance vacation; 19.25 hours or balance holiday]

Request of Custodial to place Jacson Alvarez, Custodian I, on payroll as replacement for Rafael Raya, effective January 11, 2021.

Request of Custodial to place Hilmar Estalilla, Custodian, on payroll as replacement for Alexie Esquer, effective January 11, 2021.

Request of Custodial to accept the resignation of Rafael Raya, Custodian I, effective December 18, 2020. [No benefits due]

Request of Custodial to place Reynaldo Junior Tinoco, Custodian, on payroll as replacement for Rena M. James, effective December 14, 2020.

Request of Custodial to accept the resignation of Alexie Valencia Esquer, Custodian, effective December 23, 2020. [No benefits due]

Request of Building Maintenance to place Colton Curry, Maint Tech III, on payroll as replacement for Christopher Smith, effective December 21, 2020.

Request of Building Maintenance to transfer Jeremiah Zastrow, Maint Tech III, as replacement for Adam Wright, effective December 12, 2020.

Request of CDBG to change status of Tiffany N. Hankerson, Case File Monitor, from temp to regular, effective December 26, 2020.

Request of CDBG to change status of Kristen Trettenero-Rodriguez, Finance Monitor, from temp to regular, effective December 26, 2020.

Request of Commissioner Precinct 1 to place David Adams, Manager Pct Operations, on payroll, as replacement for Tracey C. Stilley, effective January 4, 2021.

Request of Commissioner Precinct 1 to transfer Jeffrey R. Johnson, Special Projects Coordinator, effective January 4, 2021.

Request of Commissioner Precinct 1 to place Raeann Montgomery, Coordinator II Facilities, on payroll as replacement for Jeffery Johnson, effective January 3, 2021.

Request of Commissioner Precinct 1 to place Jimmy Pfeil, Chief of Staff, on payroll, effective January 4, 2021.

Request of Commissioner Precinct 2 to accept the resignation of Richard Alexander, Laborer, effective December 25, 2020. [33.88 hours or balance vacation; 18.00 hours or balance holiday]

Request of Commissioner Precinct 2 to accept the resignation of Jordan Clayton, Mechanic I, effective January 7, 2021. [48.92 hours or balance vacation; 11.00 hours or balance compensatory time; 16.00 hours or balance holiday]

Request of Commissioner Precinct 3 to accept the resignation of Juan Chavez Espinoza, Laborer, effective December 13, 2020. [No benefits due]

Request of Commissioner Precinct 3 to place Michael Crocker, Operator II, on payroll, effective December 28, 2020.

Request of Commissioner Precinct 4 to place James Reaves, Operator II, on payroll as replacement for Eddie Staruska, effective January 4, 2021.

Request of Commissioner Precinct 4 to place Justin Shaw, Operator II, on payroll, effective January 4, 2021.

Request of Constable Precinct 3 to accept the resignation of Matthew Rodrigue, Sergeant Constable, effective January 4, 2021. [173.12 hours or balance vacation; 31.00 hours or balance compensatory time; 49.00 hours or balance holiday]

Request of Constable Precinct 3 to place Donald Ethredge, Deputy Constable, on payroll due to return from unpaid FMLA/disability leave, effective December 21, 2020.

Request of Constable Precinct 3 to increase salary of Colin Pritz, Deputy Constable, due to step increase, effective February 6, 2021.

Request of Constable Precinct 3 to increase salary of Sean Bridges, Investigator II, due to step increase, effective February 6, 2021.

Request of Constable Precinct 3 to increase salary of Roberto G. Espinosa, Detective, due to step increase, effective January 23, 2021.

Request of Constable Precinct 3 to increase salary of Jessica Epperson, Investigator II, due to step increase, effective February 6, 2021.

Request of Constable Precinct 4 to transfer Tyler Dartez, Deputy Constable, as replacement for Michael Aldrich, effective December 20, 2020.

Request of Constable Precinct 4 to place Nolan Lewis, Deputy Constable, on payroll as replacement for Tyler Dartez, effective December 20, 2020.

Request of County Auditor to discharge Eric Grove, Internal Audit Lead, effective January 5, 2021. [77.8372 hours or balance vacation; 8.00 hours or balance holiday]

Request of County Treasurer to increase salary of Alicia Higgins, Accounting Clerk, due to merit increase, effective January 1, 2021.

Request of District Attorney to transfer Nathan Wesley Alsbrooks, Attorney II, as replacement for Sara Michelle Corradi, effective January 16, 2021.

Request of District Attorney to promote Lianne Sun Baldrige, Attorney II, as replacement for Nathan Wesley Alsbrooks, effective January 16, 2021.

Request of District Attorney to Promote Laura Christian Bond, Chief Prosecutor, as replacement for Sheri Lyn Culberson, effective January 16, 2021.

Request of District Attorney to promote Sara Michelle Corradi, Attorney III, as replacement for Philip Andrew Teissier, effective January 16, 2021.

Request of District Attorney to transfer Millicent Lierman, Attorney I, as replacement for Lianne Sun Baldrige, effective January 16, 2021.

Request of District Attorney to place Frances Patricia Manzo, Attorney I, on payroll as replacement for Millicent Lierman, effective January 25, 2021.

Request of District Attorney to transfer Philip Andrew Tessier, Attorney III, as replacement for Laura Christian Bond, effective January 16, 2021.

Request of District Clerk to accept the retirement of Meredith Dunaway, Part Time Clerk, effective December 31, 2020. [No benefits due]

Request of District Clerk to increase salary of Vanessa Medina, Court Clerk IV, due to completion of probationary period, effective December 14, 2020.

Request of District Clerk to accept the retirement of Denise Twitty, Court Clerk IV, effective January 31, 2021. [191.2350 hours or balance vacation; 8.00 hours or balance holiday]

Request of District Clerk to promote Hannah Walker, Court Clerk II, as replacement for Maria Lopez Pulido, effective December 28, 2020.

Request of Elections to increase salary of Darla Brooks, Contract Election Clerk, due to increase of responsibilities, effective January 9, 2021.

Request of Fire Marshal to correct name of Paul Stanford, Fire Inspector, on PCR approved 11-17-2020, effective November 21, 2020.

Request of Information Technology to promote Eric Lowry, Network/OPS Div Mgr, as replacement for Mark Ruenes, effective January 1, 2021.

Request of Information Technology to accept the resignation of Mark A. Ruenes, Network Ops Div Mgr, effective January 1, 2021. [65.16 hours or balance vacation; 8.00 hours or balance holiday]

Request of Information Technology Traffic Operations to increase salary of Jonathan Boutte, Computer Analyst, due to completion of probationary period, effective January 16, 2021.

Request of Information Technology Traffic Operations to increase salary of Paul Lightfoot, Signal Technician I, due to completion of probationary period, effective January 16, 2021.

Request of Justice of the Peace Precinct 1 to place Leticia Arellano Gomez, Court Clerk II, on unpaid leave of absence, effective December 23, 2020.

Request of Justice of the Peace Precinct 4 to increase salary of Cassandra Gilbert, Court Clerk III, due to merit increase, effective December 12, 2020.

Request of Justice of the Peace Precinct 4 to place Hannah Sizemore, Court Clerk IV, on payroll as replacement for Ana Cardona, effective December 14, 2020.

Request of Juvenile to remove Charles Bonner, Mechanic, from payroll, effective December 8, 2020. (deceased) [No benefits due]

Request of Juvenile to promote Richard Coleman Bryant III, Juvenile Probation Officer Assistant, as replacement for Cory Watson, effective January 9, 2021.

Request of Juvenile to accept the resignation of Stephanie Allyn Chavez, Counselor, effective December 28, 2020. Is eligible for re-hire. [56.94 hours or balance vacation; 8.00 hours or balance holiday]

Request of Juvenile to accept the resignation of Andrew Alexander Rodriguez, Juvenile Probation Officer, effective January 8, 2021. [85.52 hours or balance vacation; 17.7550 hours or balance comp; 8.00 hours or balance holiday]

Request of Library to accept the resignation of Nyla E. Ashton, Library Assistant II, effective December 18, 2020. [145.25 hours or balance vacation; 24.00 hours or balance holiday]

Request of Library to place Debra Escudero, Library Assistant II, on Unpaid FMLA/Disability Leave, effective December 21, 2020.

Request of Library to promote Lisa Christine Evans Ganim, Clerk III, as replacement for Jennifer Klinke, effective January 2, 2021.

Request of Library to place Daniella Mata, Library Assistant II, on payroll as replacement for Kenneth Whinton, Jr., effective January 12, 2021.

Request of Library to place Scarlett M. St. Julian, Library Assistant II, on Unpaid FMLA/Disability Leave, effective December 31, 2020.

Request of Mental Health Court Service to re-hire Tiffany Hake, Clerk IV, as replacement for Theresa Flenna, effective January 4, 2021.

Request of Sheriff to accept the resignation of James Cory Bryant, Officer-Civilian Deten, effective January 15, 2021. [37.38 hours or balance vacation; 309.93 hours or balance comp; 24.00 hours or balance holiday]

Request of Sheriff to accept the resignation of Candace Brooke Calico, Dispatcher, effective December 29, 2021. [No benefits due]

Request of Sheriff to accept the resignation of Stephen Malone Carni, Officer-Civilian Deten, effective January 8, 2021. [91.56 hours or balance vacation; 86.67 hours or balance comp; 36.00 hours or balance holiday]

Request of Sheriff to accept the resignation of Jonathan Chase Combs, Specialist, effective January 4, 2021. [141.96 hours or balance vacation; 86.16 hours or balance comp; 64.00 hours or balance holiday]

Request of Sheriff to increase salary of Sherwin David Everton, Deputy, due to step increase, effective December 26, 2020.

Request of Sheriff to increase salary of Carlos A. Herrera Jr, Deputy-Patrol, due to step increase, effective December 26, 2020.

Request of Sheriff to accept the resignation of Christopher A. Jackson, Officer-Civilian Deten, effective December 30, 2020. [83.36 hours or balance vacation; 123.59 hours or balance comp; 24.00 hours or balance holiday]

Request of Sheriff to increase salary of Richard D. Jackson, Deputy, due to step increase, effective December 26, 2020.

Request of Sheriff to transfer Jeremy Scott Kurtz, Sergeant, as replacement for Savannah Claire Wroski, effective December 26, 2020.

Request of Sheriff to place Ethan A. Lawson, Officer-Civilian Deten, on payroll as replacement for Jacob Wayne Wilganowski, effective December 12, 2020.

Request of Sheriff to accept the resignation of Hailey Marie Leasure, Officer-Civilian Deten, effective December 18, 2020. [No benefits due]

Request of Sheriff to place Ma Vernisa Lorenz, Temporary Data Clerk, on payroll as replacement for Charron Suzanne Cales, effective December 26, 2020.

Request of Sheriff to increase salary of Steven Ortiz, Specialist, due to step increase, effective December 26, 2020.

Request of Sheriff to place Ashlee Rebekah Shaw, Officer-Civilian Deten, on Unpaid FMLA/Disability Leave effective December 12, 2020.

Request of Sheriff to increase salary of Ashia M. Tillis, Officer-Civil Det II, due to completion of certification requirements, effective December 26, 2020.

Request of Sheriff to increase salary of Christopher Lee Tristan, Deputy-Patrol, due to step increase, effective December 26, 2020.

Request of Sheriff to accept the resignation of Calvin W. Wilson, Sergeant-Detention, effective January 6, 2021. [301.13 hours or balance vacation; 178.6634 hours or balance comp; 50.50 hours or balance holiday]

Request of Sheriff to transfer Clifford D. Wood, Deputy, as replacement for Richard D. Jackson, effective December 26, 2020.

Request of Sheriff to transfer Savannah Claire Wroski, Sergeant-Detention, as replacement for Jeremy Scott Kurtz, effective December 26, 2020.

Request of Tax Assessor to increase salary of Bethany Nagle, Deputy Specialist III, due to completion of tenure and education requirements, effective December 26, 2020.

G2. APPOINTMENTS ACCEPTED for the following to the Montgomery County Ethics Commission for a two-year term beginning February 1, 2021:

Amanda Whittington, nominated by Judge Mark Keough

Nancy Mikeska, nominated by Commissioner Walker

Anne Sundquist, nominated by Commissioner Riley

Casey Loring, nominated by Commissioner Noack

Ann Vickery, nominated by Commissioner Metts

G3. REQUEST APPROVED for extension of time for use by county employees of remaining balance of COVID sick leave until March 31, 2021. No additional hours will be added to employees leave banks. If the employee had any remaining COVID sick leave as of December 31, 2020, the employee will be able to use that

leave until March 31, 2021. Use of Code 355 for COVID sick leave will end on March 31, 2021, unless extended by the Federal government.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-3

- H1. ORDER APPROVED TO RESCIND ORDER to abate a public nuisance for: 1420 Sweetgum St., Conroe, Texas 77385. This property has been brought into compliance without county involvement of funds.
- H2. ORDER APPROVED TO RESCIND ORDER to abate a public nuisance for: 16334 Crockett Bend Dr., Conroe, Texas 77303. This property has been brought into compliance without county involvement of funds.
- H3. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the County for demolition for abate nuisance: 1403 Ashland Dr., Conroe, TX 77385

COUNTY JUDGE – AGENDA ITEMS I1-3

- I1. REQUEST APPROVED to accept the fully executed ILA's regarding reimbursements for actual expenses incurred by the following jurisdictions.
 - The Woodlands Township
 - City of Conroe
 - City of Splendora
 - City of Shenandoah
 - City of Stagecoach
 - City of Patton Village
 - City of Magnolia
 - ESD # 8
 - ESD #6
 - ESD #1
 - ESD# 10
 - ESD # 2
- I2. REAPPOINTMENT APPROVED of the Montgomery County Historical Commission Members for the 2021-2022 term of service.
- I3. APPOINTMENT APPROVED of Charlotte Ann Meador to the Montgomery County Historical Commission.

JUSTICE OF THE PEACE PRECINCT 5 – AGENDA ITEM 9J1

- J1. MONTHLY COLLECTIONS REPORTS ACCEPTED for October 2020 and November 2020.

SHERIFF – AGENDA ITEMS 9K1-2

- K1. DONATION ACCEPTED in the amount of \$15,000 from JJA Motor Holdings LLC for the purchase of a dual purpose K9 on behalf of the MCSO K9 Division. Funds to be allocated to budget line 1.100.50.6000.730270. Check was forwarded to the Treasurer for further processing.
- K2. REQUEST APPROVED to accept the FY2021 Memorandum of Understanding between the Montgomery County Sheriff's Office and the U.S. Marshall's Service in the amount of \$94,000. Benefits are funded via budget line 1.100.50.6000.790920. This special project is for overtime hours paid at a time and a half rate regardless of position classification as exempt or non-exempt. Only sworn U.S. Marshall Special Deputies are eligible to participate in this project.

COUNTY ATTORNEY – AGENDA ITEMS 9L1-4

L1. PRECINCT 1

- a. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial revision of Lot Six (6) and Seven (7), in Block One (1), of final plat of Gemstone Estates, to be known as Replat of Lots Six and Seven, Block 1, Gemstone Estates.
- b. REQUEST APPROVED for Right of Way Easement between Montgomery County and Entergy Texas, Inc. for the placement of a transformer pad and permanent power for the Records Repository site.

L2. PRECINCT 2

- a. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the replat of Lots 34 and 35, Block 1, Phase 1A, Bluejack National, to be known as Phase 1A Bluejack National Partial Replat No. 3.
- b. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial replat of Reserve "A" in Block 1 of Granite Ridge, and also being a replat of Lot 16 in Block 3 of Walnut Springs, to be known as Granite Ridge Estates.

L3. PRECINCT 3

- a. REQUEST APPROVED to accept and record fully executed Interlocal Cooperation Agreement between Montgomery County, Texas and The Woodlands Township for Supplemental Law Enforcement Services.

- b. REQUEST APPROVED to accept and record fully executed Interlocal Cooperation Agreement between Montgomery County, Texas and The Woodlands Township for Law Enforcement Services in the Event of Incorporation.
- c. RESOLUTION AND ORDER APPROVED to issue the balance of the sales price of the acquisition of 3206 Dawnwood Drive, Spring, Texas 77380, in accordance with the Flood Mitigation Assistance Grant 2016 to Diana L. Champagne and Gerald L. Champagne Jr., owners, in the amount of \$5,026.00, and to accept the executed or to be executed deed.

L4. PRECINCT 4

- a. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial revision of Amelong Louis F No. 1 Tract 4 Lot 22, to be known as Freedom Estates Replat No. 1.
- b. ORDER APPROVED for Disclaimer of Interest of an unimproved cul-de-sac being a 0.703 acre tract of land in Block 1, North Country, Section 1.
- c. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the revision of Lot 16 Tanglewilde Farms, Section 2, to be known as Conroe Estates Section 1.
- d. ORDER APPROVED for the Award of the Special Commissioners in the proceedings under Cause No. 19-11-15734, for the acquisition of Parcel 18, Old Houston Road Project in the amount of \$4,620.00. County Treasurer and Auditor are authorized and directed to make payment to the Special Commissioners, made payable to the individuals and in the amounts set out in the Award.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9M1

- M1. REQUEST APPROVED to accept Utility Attachment Agreement for On-Systems Bridges between The State of Texas acting by and through the Texas Department of Transportation and Montgomery County Constable Precinct 1.

AGENDA ITEM 9N1 WAS DEFERRED.

DISTRICT CLERK - AGENDA ITEMS 9O1-2

- O1. REQUEST APPROVED for the following non-profit organizations to receive jury donations in the year of 2021:
 - a. Veterans Treatment Court
 - b. Crime Victim's Compensation Fund
 - c. Local Child Welfare Fund
 - d. Meals on Wheels Montgomery County

- e. Community Assistance Center
- f. Mental Health Treatment

O2. REQUEST APPROVED to acknowledge the deputation of the District Clerk's Deputy Clerk, Hannah Walker.

Motion carried.

END OF CONSENT AGENDA

4. CHANGE ORDER APPROVED – PROJECT #18-30 - PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve Change Order #5 to Hagerty Consulting, Inc., for project #18-30 all Hazards Preparedness, Planning, Consulting and Recovery Services to add Amendment #5 for Contact Tracing and Call Center Support for Emergency Management. Commissioner Metts abstained. Motion carried.

5. RESOLUTION AND ORDER APPROVED – LOCAL DISASTER – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve an Order to renew and extend the Declaration of Local Disaster issued for Public Health Emergency for a period of 30 days to expire on February 8, 2021 at 11:59 pm. Motion carried.

AGENDA ITEM 11A: EMERGENCY MANAGEMENT DISCUSSED THE PRIORITIZATION AND DISTRIBUTION OF COVID-19 VACCINATIONS. Montgomery County has received only 26,000 doses. A plan is in place to distribute mass vaccinations at several hubs in the County as soon as the larger quantities begin coming in. NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON THE COUNTY WEBSITE.

6. RESOLUTION AND ORDER APPROVED – WAREHOUSE LEASE – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to replace the funding source for the entirety of the foregoing rental expenses, previously approved on December 8, 2020 as Contingency, with COVID-19 Disaster Cost Center, and to designate the latter as the appropriate funding source, further authorizing applicable departments to take all appropriate action to effectuate same. Motion carried.

7. REQUEST APPROVED – VACCINE DISTRIBUTION SITES – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Noack, to authorize OEM to make necessary purchases related to vaccine distribution and vaccine distribution sites in

an amount not to exceed \$100,000, with funds to come from CARES Act funds. Motion carried.

8. REQUEST APPROVED – OVERTIME PAYMENTS – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize the use of overtime payments for necessary security and traffic control related expenses associated with vaccine distribution for county law enforcement departments in an amount not to exceed \$50,000. Funds will come from CARES Act Funds. Motion carried.

9. AGENDA ITEM 12A – NEW COURTS – OFFICE OF COURT ADMINISTRATION WAS DEFERRED

Motion by Commissioner Noack, seconded by Commissioner Riley, to obtain more information regarding where the new court(s) could be located, actual cost, etc. Judge Keough and Commissioner Metts will be on a panel with the Judges to get more detailed information to bring back to Court at a later date. Judge Keough opposed. Motion carried. NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON THE COUNTY WEBSITE.

10. REQUEST APPROVED – REBATE CHECK - PURCHASING

Motion by Commissioner Noack, seconded by Judge Keough, to approve the acceptance of the rebate check from The Local Government Purchasing Cooperative dba BuyBoard in the amount of \$43,906 to recognize Montgomery County's participation during the years 2019-2020 for Purchasing Department. Motion carried. County Clerk did not receive this check.

11. AWARDS APPROVED - PURCHASING

Motion by Commissioner Metts, seconded by Commissioner Noack, to approve the following awards:

1. Project #21-05 Community Drive Reconstruction and Widening for Commissioner Precinct 4 to Triple B Services, LLP.
 2. Project #21-06 Old Houston Road Construction for Commissioner Precinct 4 to Angel Brothers Enterprises, Ltd.
 3. Project #21-07 Gene Campbell Boulevard Widening for Commissioner Precinct 4 to Vulcan Construction.
- Motion carried.

AGENDA ITEM 13B4 – PROJECT #21-09 – WAS DEFERRED.

12. CONTRACTS APPROVED – PURCHASING

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the contract with the following highly qualified provider per Government Code Chapter 2254;

1. Professional Surveying and Engineering Services for Traffic Signal for Nichols Sawmill Road at Grand Oaks Blvd., from Half Associates, Inc., in the amount of \$66,700 for Commissioner Precinct 2.
2. Professional Surveying and Engineering Services for Nichols Sawmill Bridge Widening at Walnut Creek from Half Associates, Inc., in the amount of \$214,500 for Commissioner Precinct 2.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 14A1: Consider the partial revision of 0.259 acre tract being all of unrestricted Reserve C, Block 1, Crockett Trace Estates Section 6, to be known as Crockett Trace Estates Section 6, Replat No. 1.

AGENDA ITEM 14A2: Consider the partial revision of Wood Lake Village Section 1, Lot 3-5, Block 9, part of Restricted Reserve "K" and part of Restricted Reserve "L" to be known as Harper's Way Channel Crossing.

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

13. FINAL PLAT APPROVED – CROCKETT TRACE ESTATES, SECTION 6 REPLAT NUMBER 1 – COUNTY ENGINEER

Motion by Commissioner Metts, seconded by Commissioner Noack, to approve the final plat of Crockett Trace Estates, Section 6 Replat Number 1; 0.259 acres; William B. Bridges Survey, A-73. Motion carried.

CITIZENS – AGENDA ITEM 16

David Roberts voiced some concerns about the Eastlake voting machines used in Montgomery County, and he provided a hand-out with information regarding them. He stated that there is no paper-trail auditing system for the machines used here. As these machines may be up for replacement soon, he wanted this information to be known for future procurement purposes.

Russell Scoonover brought up concerns about the tow rotation policy, stating that some wrecker companies are going out of business because of it. Judge Keough asked him to stay after court so they could discuss this further.

Ginger Russell spoke against any future raises for county employees.

Amy Hamrick Lewis lodged a complaint about allowing a prior citizen 3 ½ minutes over the allotted time of 3 minutes. She is in agreement with the need for new voting machines.

Eric Yollick stated that he would like the court to lower the taxes, not just pass a no new tax rate level budget. He said the taxpayers need a break.

Robert Cartwright said that any voting machine that uses electronics is suspect. The only reliable method is paper ballots, and that method should have never been abandoned. Machines can be used to assist, but not for the actual voting.

Charles Miller thanked everyone that has been working on the tow rotation policy and trying to make it work, but stated that it is not working as it was meant to do. He encouraged the court to do whatever is possible to fix it, as it is affecting the livelihood of families.

Kirk Osborn spoke about vote discrepancy that happened during the primary last year. He said he and others had talked about it with Suzie Harvey in Elections at the time. He said he doesn't have answers, but something is not right.

MISCELLANEOUS – AGENDA ITEM 17 – NO OTHER ITEMS LISTED

14. COURT ADJOURNS

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

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


ATTEST:

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

BY:



COUNTY CLERK



COUNTY JUDGE

