

#2 9A
FEB 11 2020

COMMISSIONERS COURT DOCKET
JANUARY 28, 2020
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 28th day of January, 2020, 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 Russell Schoonover.

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

COMMISSIONER NOACK ASKED TO DEFER AGENDA ITEM 10I2c AND TO MOVE AGENDA ITEM 15C BEFORE CONSENT.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

AGENDA ITEM 15C – THE COURT DISCUSSED RULES AND/OR GUIDELINES FOR ACTIVITIES ASSOCIATED WITH POLLING LOCATIONS ON COUNTY PROPERTY. THE COUNTY ATTORNEY ALSO WEIGHED IN ON THE ISSUE AND STATED A GENERAL RULE ON RESTRICTIONS AT A COUNTY LOCATION FOR THE PURPOSES OF POLLING LOCATION THAT TEND TO INFRINGE UPON FREE SPEECH IS ALMOST IMPOSSIBLE TO DO.

THE COURT DID NOT TAKE ANY ACTION ON THIS ITEM.

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

CITIZENS – AGENDA ITEM 10

Larry Rodgers addressed the court on restrictions at polling locations. He said he was happy that the court was interested in keeping the rights of the citizens in mind.

John Wertz also addressed the court on restrictions at polling locations. He stated the court should let this issue die.

Walter Boyd also addressed the court on restrictions at polling locations. He stated the public things at polling locations is the best thing. He stated he supports free speech.

2. RESOLUTION APPROVED – HERITAGE MUSEUM

RESOLUTION APPROVED – STEVEN FITZGERALD

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

- a. January 25, 2020 marks the 35th anniversary of the beginning of the Heritage Museum of Montgomery County and
- b. extend congratulations on Steven Fitzgerald being selected as the 2020 Houston Area “Engineer of the Year” and wish him good luck in this recent retirement.

Motion carried.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve the Minutes from Regular Session of Commissioners Court dated January 14, 2020. Motion carried.

AGENDA ITEM 10I2c WAS INITIALLY DEFERRED, BUT LATER BROUGHT BEFORE COURT IN OPEN SESSION. SEE MOTION 16 FOR COURT ACTION.

AGENDA ITEM 10L1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

AGENDA ITEM 10H1a WAS MOVED TO THE OPEN SESSION. SEE MOTION 6 FOR COURT ACTION.

4. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 10A-U

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

COUNTY AUDITOR – AGENDA ITEMS 10A1-7

- A1. REPORT ACCEPTED of Officials' Fee, as audited for September 2019.
- A2. REQUEST APPROVED from Justice of the Peace Pct 3 to use an amount not to exceed \$5,000.00 from the Justice of the Peace Technology Fund.
- A3. REPORT ACCEPTED that complies with Local Government Code Section 114.025.
- A4. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A5. COMPLETED AUDITS ACCEPTED for: Constable Pct 1- 3rd Quarter Compliance Audit; Constable Pct 2- 3rd Quarter Compliance Audit; Constable Pct 3- 3rd Quarter Compliance Audit; County Attorney – 1st and 2nd Quarter Compliance Audit; District Attorney – 1st and 2nd Quarter Compliance Audit; Lone Star Convention Center – 1 and 2nd Quarter Compliance Audit; Sheriff Office – 1st and 2nd Quarter Compliance Audit; and Payroll Audit – 4th Quarter FY19.
- A6. BUDGET AUTHORIZED not to exceed \$10,000 for purposes of Other Post-Employment Benefits research and study. This will be funded with contingency.
- A7. TRANSFER OF FUNDS APPROVED pertaining to the Joe Corley Facility from the General Fund account into the Joe Corley Agency Fund account in the amount of \$6,914,352.68. This is the total amount received on behalf of the Joe Corley Facility for FY 2020 to date, which is now to be managed as an agency fund.

BUDGET – AGENDA ITEMS 10B1-4

- B1. PREVIOUS ACTIONS TAKEN MEMORIALIZED from prior Commissioners Court Meetings on changes to the Fiscal Year 2020 Budget.
- B2. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY 2020 Budget according to Budget Policy.

- B3. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for FY 2020 Budget related to carryovers from Fiscal Year 2019 to Fiscal Year 2020.
- B4. TRANSFER, ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments and general fund departments for fiscal year 2019 and fiscal year 2020.

TREASURER – AGENDA ITEMS 10C1-6

- C1. INVESTMENTS MATURED REPORT ACCEPTED ending 01-10-2020.
- C2. MONTHLY INVESTMENT REPORT APPROVED for December 2019.
- C3. MONTHLY STATEMENT OF BALANCES REPORT APPROVED for December 2019.
- C4. QUARTERLY INVESTMENT REPORT APPROVED for Quarter Ending December 31, 2019.
- C5. INVESTMENTS MATURED REPORT ACCEPTED ending 01-17-2020.
- C6. REPORT OF INVESTMENTS PURCHASED APPROVED for week ending 01/17/2020.

PURCHASING – AGENDA ITEMS 10D1-5

- D1. ADVERTISING APPROVED for the following:
 - a. Sallas Park Improvements for MCCD/Commissioner Precinct 4.
 - b. Prisoner Extradition Services for Sheriff's Office.
 - c. Grogan's Mill Road Right Turn Lane at Research Forest Drive for Commissioner Precinct 2.
- D2. DISCRETIONARY EXEMPTIONS APPROVED:
 - a. Chameleon Software as an item that can be obtained from only one source from HLP, Inc., for Animal Services. Local Government Code §262.024(a)(7)(A).
- D3. CHANGE ORDERS APPROVED:
 - a. CO #1 to Questmark Information Management for Processing, Printing and Mailing of Jury Summons to add processing, printing and mailing of Grand Jury Summons for District Clerk.

- b. CO #5 to Lone Star Pavement Services for Crack Seal Service to add existing sealer removal for various departments.

D4. RENEWALS OPTIONS APPROVED:

- a. Project #19-13 Power Washing and Cleaning Services with Epic Powerwash for Precinct #2 (exercising the 1st of 4 renewal options).
- b. Project #2017-0025 Mowing of Right-of-Ways with Triple B Ag. LLC., for Precinct #1 (exercising the 3rd of 3 renewal options).

- D5. CHECK ACCEPTED AND ACKNOWLEDGED from TIPS Purchasing Cooperative in the amount of \$291.27 for the 2018-2019 year from Region VIII Education Service Center. Check has been forwarded to the Auditor for further processing.

COUNTY JUDGE – AGENDA ITEM 10E1

- E1. MODIFICATION NO. 18 OF INTERGOVERNMENTAL AGREEMENT (IGA) APPROVED with the United States Marshal's Service for the Joe Corley Detention Facility. This modification is to incorporate Department of Labor Wage Determination 2015-5233 Revision 14, dated 12/23/2019 into the current IGA. This wage determination covers the period of 3/7/2020-3/6/2021.

RISK MANAGEMENT – AGENDA ITEMS 10F1-2

- F1. 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 Office	\$100,000	Cont Cert
62306534	Bagwell, James/Fire Marshal	\$5,000	Cont Cert
62296623	Bridges, Sean/Const Pct 3	\$5,000	Cont Cert
61244059	Bullinger, Jesse R./Const Pct 4	\$5,000	Cont Cert
64460617	Cassidy Jr., Paul/ Const Pct 3	\$5,000	Cont Cert
64460684	Castillo, Roxana/ Const Pct 4	\$5,000	Cont Cert
16072460	Crabtree, Boyd/ Const Pct 1	\$5,000	Cont Cert
64516047	Craig, Jon T./ Const Pct 4	\$5,000	Cont Cert

64460693	Crowder, Randy/ Const Pct 4	\$5,000	Cont Cert
14795895	Dubose, Bryan/ Const Pct 1	\$5,000	Cont Cert
64435021	Ethredge Donald/ Const Pct 3	\$5,000	Cont Cert
61891606	Hanks, Tamara/ Const Pct 5	\$5,000	Cont Cert
15229663	Hedrick, Ashton/ Const Pct 5	\$5,000	Cont Cert
15229663	Hedrick, Ashton		Rider-to correct description
14934419	Johnston Ryan D. /Const Pct 5	\$5,000	Cont Cert
61541121	Lee Jr., David/Fire Marhsall	\$5,000	Cont Cert
61441121	Lee Jr., David/Fire Marshal		Rider to correct description
15233713	Morgan, Roland/Fire Marshal	\$5,000	Cont Cert
61240294	Palmer, James/Const Pct 4	\$5,000	Cont Cert
61237970	Prado, Eric L./Const Pct 4	\$5,000	Cont Cert
15486587	Roper, Steve/Const Pct 2	\$5,000	Cont Cert
15454713	Welch, Gordon/Const Pct 5	\$5,000	Cont Cert
14468470	Williams, Jeff/Fire Marshal	\$5,000	Cont Cert
63752980	Wolsey, Ryan/Const Pct 3	\$5,000	Cont Cert
63752980	Wolsey, Ryan/Const Pct 3		Rider to correct description
64851503	Burrell, Duane/Const Pct 5	\$5,000	New
64451474	Bush, Melanie		Rider to lower bond amount
64917724	Campos, Steven/Const Pct 1	\$5,000	New
64899605	DePaul, Dennis/Const Pct 1	\$5,000	New
72193672	District Clerk, Montgomery Co. Tx	\$100,000	New
64848348	Dodge, Chad/Const Pct 4	\$5,000	New

64851462	Ener, Stephen/Const Pct 3	\$5,000	New
64848299	Esteves, Jose/Const Pct 4	\$5,000	New
64848147	Etanislado, Lourdes/Tax Office	\$100,000	New
64848147	Etanislado, Lourdes/Tax Office		Rider to correct description
64919102	Higgenbotham, Travis/Const Pct 1	\$5,000	New
64848173	Higgins, Alicia/Treasurer	\$100,000	New
64917779	Llewellyn, Jared/Const Pct 1	\$5,000	New
64851577	Marino, Tanna/Const Pct 5	\$5,000	New
64851577	Marino, Tanna/Const Pct 5		Rider-status change
64917771	Perry, Will/Const Pct 1	\$5,000	New
64848167	Rizzo, Bonnie/Tax Office	\$100,000	New
64848167	Rizzo, Bonnie/Tax Office		Rider to correct description
64900203	Smith, Jason/Const Pct 2	\$5,000	New
64848452	Taylor, Theresa/Const Pct 3	\$5,000	New
64899506	Wright, Jacob/Const Pct 1	\$5,000	New
64851545	Zatzkin, Brent/Const Pct 5	\$5,000	New

F2. SIXTH AMENDMENT APPROVED to Pharmacy Services Agreement.

DISTRICT ATTORNEY – AGENDA ITEMS 10G1

G1. REMODELING PROJECT APPROVED for District Attorney's Office to create more usable space. Building Maintenance has supplies and materials; therefore, no additional cost or supplies are required. There is no change to FY 2020 budget.

COMMISSIONERS – AGENDA ITEMS 10H1-3

H1. PRECINCT 1

- a. AGENDA ITEM 10H1a WAS MOVED TO THE OPEN AGENDA. SEE MOTIN 6 FOR COURT ACTION.
- b. USE AGREEMENT APPROVED with Willis Wildkats 14U Select to use the baseball fields at Charles Traylor Sports Park for practices as scheduled by WYAA through December 31, 2020.

H2. PRECINCT 2

- a. MEMORANDUM OF UNDERSTANDING APPROVED between the Department of Public Safety of the State of Texas (DPS) and Montgomery County Constable, Precinct 5 (Allied Agency) and Constable Chris Jones is authorized to execute any and all necessary documents.
- b. APPOINTMENTS APPROVED of Commissioner Charlie Riley as Representative and Delegate, and County Judge Mark J. Keough as Alternate, to the Houston-Galveston Area Council 2020 General Assembly and Board of Directors.

H3. PRECINCT 4

- a. CHECK ACCEPTED from Montgomery County ESD #7 in the amount of \$1,689.68 for the purchase of fuel for September, November and December 2019. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- b. CHECK ACCEPTED from the City of Roman Forest in the amount of \$1,621.14 for the purchase of fuel for December 2019. This will be deposited into line number 615-7926. Check has been forwarded to the Auditor for further processing.
- c. CHECK ACCEPTED from Meals on Wheels Montgomery County in the amount of \$416.53 for the purchase of fuel for December 2019. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 10I1-4

II. PRECINCT 2

- a. FULLY EXECUTED AGREEMENT ACKNOWLEDGED for A Local On-System Improvement Project for SH 242 from Gosling Road to Honor Roll Drive with Texas Department of Transportation approved in Commissioners Court on December 10, 2019; motion 9G2a.

- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Pine Island at Woodforest, Section 3.
 - c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Bonterra at Woodforest, Section 8.
 - d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Del Webb The Woodlands, Section 7.
 - e. FINAL PLAT APPROVED of Woodforest, Section 90; 9.21 acres; James Pevehouse Survey, A-29.
 - f. FINAL PLAT APPROVED of Crossroads Peoples Property; 22.196 acres; James Lee Survey, A-319.
12. PRECINCT 3
- a. FINAL PLAT APPROVED of Northgrove, Sec 5 Partial Replat No. 1; 11.27 acres; Joseph Miller Survey, A-27.
 - b. FINAL PLAT APPROVED of The Woodlands Village of Grogans Mill Lake Woodlands East Shore, Section 19; 3.89 acres; John Taylor Survey, A-547.
 - c. AGENDA ITEM 1012c WAS INITIALLY DEFERRED, BUT LATER ADDRESSED IN COURT. SEE MOTION 16 FOR COURT ACTION.
13. PRECINCT 4
- a. PUBLIC HEARING DATE SET for February 25, 2020 to consider and approve renaming West Wallis Drive to Joslin Drive in the Timberlane Acres Subdivision.
 - b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Northpark Woods, Section 1.
 - c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Porters Mill, Section 1 and bond is released.
 - d. PUBLIC HEARING DATE SET for February 25, 2020 to consider and approve establishing a no parking zone and placement of "No Parking, Any Time" sign in the south cul-de-sac of Stonecrest Lane.
 - e. FINAL PLAT APPROVED of Powell; 0.332 acres; A.J. McShan Survey, A-698.

- f. FINAL PLAT APPROVED of Granger Pines, Section 1; 106.8842 acres; T&NORR Co. Survey, A-571 and Clark Beach Survey, A-79.
- g. FINAL PLAT APPROVED of SDI 59 Porter; 4.343 acres; E. Perkins Survey, A-425.

I4. PRECINCT 4

- a. ADVANCED FUNDING AGREEMENT APPROVED for Bridge Replacement or Rehabilitation off the State System for the following bridge : Faulkner Road at Peach Creek NBI No. 12-170-0-AA1987-068, by committing to make improvements to another county road crossing drainage structure. County Judge Mark J. Keough is authorized to sign all related paperwork.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Deer Pines, Section 1.

HUMAN RESOURCES – AGENDA ITEM 10J1

J1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Custodial to place San Juana Campos, Custodian, on payroll as replacement for Teresa Estrada, effective January 25, 2020.

Request of Custodial to place Rina Hernandez, Custodian I, on payroll due to return from unpaid FMLA/disability leave, effective January 14, 2020.

Request of Custodial to place Brenda Rodriguez, Custodian, on payroll as replacement for Jennifer Ferguson, effective January 25, 2020.

Request of Custodial to place Rosalinda Velasquez, Custodian, on payroll as replacement for Sariah Berger, effective January 13, 2020.

Request of Commissioner Precinct 1 to promote Toby Mathis, Operator III, as replacement for Clayton McCrorey, effective January 11, 2020.

Request of Commissioner Precinct 1 to increase salary of Steve McKinzie, Operator III, due to merit increase, effective January 11, 2020.

Request of Commissioner Precinct 4 to place Harry Brian Stanley, Admin Manager II, on payroll as replacement for Dianne Rogers, effective January 27, 2019.

Request of Constable Precinct 1 to place James Cavitt, Deputy Constable, on payroll, effective January 28, 2020.

Request of Constable Precinct 1 to place Laci Seaton, Deputy Constable, on payroll, effective January 27, 2020.

Request of Constable Precinct 3 to transfer Michael Fulton, Deputy Constable, effective January 25, 2020.

Request of Constable Precinct 3 to transfer Brenda Olmedo, Deputy Constable, as replacement for Stephen Reese, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Justin Bratton, Deputy Constable, as replacement for Sarah Martinez, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Theresa A. Taylor, Deputy Constable, as replacement for Ryan T. Wolsey, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Sarah Martinez, Deputy Constable, as replacement for Marisela Diaz, effective January 11, 2020.

Request of Constable Precinct 3 to place Justin Ravari, Deputy Constable, on payroll as replacement for Colin Pritz, effective January 25, 2020.

Request of Constable Precinct 3 to place Stephen A. Reese, Deputy Constable, on payroll as replacement for Theresa Taylor, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Ryan T. Wolsey, Deputy Constable, as replacement for Garrett Kelso, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Marisela Diaz, Deputy Constable, as replacement for Brenda Olmedo, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Garrett Kelso, Deputy Constable, as replacement for Justin Bratton, effective January 11, 2020.

Request of Constable Precinct 3 to transfer Colin Pritz, Deputy Constable, as replacement for Michael Fulton, effective January 25, 2020.

Request of Constable Precinct 4 to increase salary of Rai Duenas, Deputy Constable, due to step increase, effective January 25, 2020.

Request of Constable Precinct 4 to increase salary of Dwayne Morrow, Deputy Constable, due to step increase, effective February 8, 2020.

Request of Constable Precinct 5 to increase salary of Brent Zatzkin, Deputy Constable, due to step increase, effective January 12, 2020.

Request of Constable Precinct 5 to correct job class on PCR of Ronald Raborn, Sergeant Constable, effective December 28, 2019.

Request of Convention Center to accept the retirement of Donald Carpenter Jr., Director Civic Center, effective January 31, 2020. [227.8650 hours or balance vacation; 8.00 hours or balance holiday time]

Request of Convention Center to promote Terri Strozier, Director, as replacement for Donald Carpenter, Jr., effective February 1, 2020.

Request of County Auditor to place Tracie Longoria, Internal Audit Assistant, on payroll as replacement for Alex Silvas, effective January 27, 2020.

Request of Engineering to place Lucas Hvasta, Engineer I, on payroll, effective February 17, 2020.

Request of District Attorney to change position of Charlie Faris Lowery, Jr., Investigator II, as replacement for Michael Earl Wright, effective January 13, 2020.

Request of District Attorney to match grant for Ilda Martinez Rupert, Coord Victim Assist, effective January 11, 2020.

Request of District Attorney to change position of Michael Earl Wright, Investigator II, as replacement for Charlie Faris Lowery, Jr., effective January 13, 2020.

Request of District Clerk to place Charlotte Forbes, Court Clerk II, on payroll as replacement for Megan Capps, effective January 27, 2020.

Request of District Clerk to accept the resignation of Stephanie Womack, Court Clerk III, effective January 30, 2020. [96.20 hours or balance vacation; 8.00 hours or balance holiday]

Request of Elections to place Jennifer Choate, Voter Clerk, on payroll, effective January 25, 2020.

Request of Elections to place Janet Reinmund, Voter Clerk, on payroll, effective January 25, 2020.

Request of Emergency Management to promote Meghan Ballard, Planner Homeland Security, as replacement for Cynthia Jamieson, effective January 11, 2020. [53.25 hours or balance compensatory time]

Request of Justice of the Peace Precinct 3 to accept the resignation of Lisa Hunter, Court Clerk III, effective January 20, 2020. [25.88 hours or balance vacation; 8.00 hours or balance holiday]

Request of Justice of the Peace Precinct 3 to place Eunice Romero, Court Clerk III, on payroll as replacement for Lisa Hanks Hunter, effective January 27, 2020.

Request of Juvenile to change status of Jamar Dijon Andrews, Juvenile Supervision Officer, from part time to full time, effective January 11, 2020.

Request of Juvenile to transfer Oscar Eduardo Lopez, Juvenile Probation Officer, as replacement for Miguel Sanchez, effective January 25, 2020.

Request of Juvenile to promote Devyn Whitney Low, Juvenile Supervision Officer JJAEP, as replacement for Erick Hogg, effective January 25, 2020.

Request of Juvenile to correct the PCR of Miguel Sanchez, Juvenile Probation Officer, effective January 10, 2020. Is not eligible for rehire.

Request of Library to accept the retirement of Gregory Lee Tramel, Coordinator Adult Services, effective February 29, 2020. [92.90 hours or balance vacation; 8.00 hours or balance holiday]

Request of Library to place Stormy Winslow, Shelving Clerk I, on payroll as replacement for Kasey Hudspeth, effective January 21, 2020.

Request of Mental Health Court Services to place Heather Ferguson, Counselor, on payroll, effective February 8, 2020.

Request of Risk Management to place Erick Ivan Marquez, Coordinator Safety, on payroll as replacement for Michael Williams, effective January 27, 2020.

Request of Risk Management to transfer Kimberly Schuessler, Risk Analyst, as replacement for Dana Moreno, effective January 25, 2020.

Request of Sheriff to increase salary of Moamen Mohamed Abdelbaky, Detective, due to step increase, effective January 11, 2020.

Request of Sheriff to accept the resignation of Jason Ray Buckner, Detective, effective January 24, 2020. [222.1850 hours or balance vacation; 251.15 hours or balance compensatory time; 8.00 hours or balance holiday time]

Request of Sheriff to increase salary of Kellie Anne Christiansen, Deputy Patrol, due to step increase, effective January 25, 2020.

Request of Sheriff to increase salary of Terry Lee Davis, Deputy, due to step increase, effective January 11, 2020.

Request of Sheriff to increase salary of Brady Christian Farr, Deputy, due to step increase, effective January 25, 2020.

Request of Sheriff to accept the retirement of Pamela Jean Gibson, Dispatcher II, effective March 31, 2020. [150.46 hours or balance vacation; 240.00 hours or balance compensatory time; 22.00 hours or balance holiday]

Request of Sheriff to transfer Patricia Ann Harbin, Records Specialist I, as replacement for Jennifer Rose Stringer, effective January 25, 2020.

Request of Sheriff to increase salary of Elizabeth A. Hollan, Deputy, due to step increase, effective January 25, 2020.

Request of Sheriff to increase salary of James R. Hulse, Corporal, due to step increase, effective January 11, 2020.

Request of Sheriff to increase salary of Jessica Milholen Johnson, Officer Civil Det II, due to completion of certification requirements, effective January 25, 2020.

Request of Sheriff to increase salary of Jeremy Neal Kader, Detective, due to step increase, effective January 11, 2020.

Request of Sheriff to promote David Aaron Kelman, Detective, as replacement for Burdette Winfield Taylor, effective January 25, 2020.

Request of Sheriff to increase salary of Aaron M. Lamphier, Detective, due to step increase, effective January 11, 2020.

Request of Sheriff to increase salary of Steven Earl McDonald Jr., Deputy, due to step increase, effective January 11, 2020.

Request of Sheriff to increase salary of Eric James Medina, Specialist, due to step increase, effective January 11, 2020.

Request of Sheriff to increase salary of Thomas Joseph Porter III, Deputy, due to step increase, effective January 11, 2020.

Request of Sheriff to accept the resignation of Troy A. Reddehase, Deputy, effective January 27, 2020. [27.52 hours or balance vacation; 48.00 hours or balance holiday]

Request of Sheriff to discharge Sarah Michelle Rose, Deputy Detention, effective January 2, 2020. [No benefits due]

Request of Sheriff to extend unpaid military leave of David B. Sallee Jr., Deputy, effective December 14, 2019.

Request of Sheriff to accept the resignation of Timothy Slusher, Investigator CR Scene, effective January 24, 2020. [52.3150 hours or balance vacation; 206.24 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to promote Vicente Rafael Suarez, Detective, as replacement for Max James Fruchnicht, effective January 25, 2020.

Request of Sheriff to transfer Burdette Winfield Taylor, Detective, as replacement for Jason Ray Buckner, effective January 25, 2020.

Request of Tax Assessor Collector to discharge Robert Previti Jr., Deputy Specialist I, effective January 15, 2020. [No benefits due]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 10K1-2

- K1. ORDER APPROVED assessing cost of abating nuisance and notice of lien to be filed in real property records to recover cost to the County for demolition for abate nuisance for 18010 Split Oak Circle, New Caney, Texas 77357.
- K2. ORDER APPROVED to abate a public nuisance and approve a request for demolition on the following property that is abandoned, deemed unsafe, or unlivable Precinct 2 36811 Brown Cone, Magnolia, Texas 77354 at an estimated total cost of \$4,600.00 funded by CDBG.

EMERGENCY MANAGEMENT – AGENDA ITEM 10L1

- L1. AGENDA ITEM 10L1 WAS MOVED TO THE OPEN AGENDA. SEE MOTION 5 FOR COURT ACTION.

MEMORIAL LIBRARY – AGENDA ITEM 10M1

- M1. APPOINTMENT APPROVED of Linda Spiro to the Montgomery County Memorial Library System Reconsideration Committee. The length of her appointment will be determined by the drawing of lots.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 10N1-3

- N1. PRECINCT 1
 - a. ORDER APPROVED authorizing payment of Special Commissioners Award for Parcel 39 of the FM 1097 Road Project.
- N2. PRECINCT 2

- a. RESOLUTION APPROVED to approve disclaimer of interest for a portion of Cartwright Road. County Judge is authorized to execute the disclaimer and the disclaimer will be recorded in the Official Public Records.

N3. PRECINCT 4

- a. RESOLUTION AND ORDER APPROVED to support of the proposed New Caney Oaks development for the application and allocation of Housing Tax Credits and a commitment to the development in the form of reduced permit fees. County Judge and/or Commissioner Metts are authorized, empowered, and directed to certify these resolution to the Texas Department of Housing and Community Affairs.
- b. RESOLUTION AND ORDER TO PAY APPROVED for the funding of replacement housing expenses in connection with the acquisition and relocation of Parcel 21 of Old Houston Road payable to Jonathan Alexander Fults in the amount of \$36,918.00.
- c. ORDER APPROVED authorizing payment of special commissioners award and payment of special commissioners fees for parcel 79 of the Sorters Road Project.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 77 for the widening of Sorters Road from Krishna Nandlal for the total sum of \$13,699.20 and to accept the executed or to be executed deed.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS
1001-3

- O1. APPOINTMENT APPROVED of Psychologist Heather Parton, PhD for provisional status as recommended to the MCMHTF Advisory Board on January 15, 2019.
- O2. MONTHLY PERFORMANCE IMPROVEMENT REPORT ACCEPTED for November 2019 as recommended by MCMHTF Advisory Board.
- O3. QUARTERLY MINUTES ACCEPTED of the October 16, 2019 MCMHTF Advisory Board meeting.

CONSTABLE PRECINCT 1– AGENDA ITEM 10P1

- P1. 2019 RACIAL PROFILING REPORT APPROVED from Montgomery County Constable Precinct 1.

CONSTABLE PRECINCT 3– AGENDA ITEMS 10Q1-2

- Q1. 2019 RACIAL PROFILING REPORT ACCEPTED from Montgomery County Constable Precinct 3.
- Q2. MEMORANDUM OF UNDERSTANDING APPROVED between the Department of Public Safety of the State of Texas (DPS) and Montgomery County Constable, Precinct 3 (Allied Agency). Constable Ryan Gable is authorized to execute any and all necessary documents.

CONSTABLE PRECINCT 4- AGENDA ITEM 10R1

- R1. DONATION ACCEPTED of “Kodiak” a 5 years old multipurpose patrol dog donated by Kevin Patel.

COMMUNITY DEVELOPMENT – AGENDA ITEMS 10S1-2

- S1. REQUEST APPROVED to authorize County Judge to execute the following FY2019 grants between Montgomery County and the non profit agencies:

Home Investment Partnership Program (HOME)

- Walker Montgomery Community Development Corporation

Community Development Block Grant Program (CDBG)

- Children’s Books on Wheels

- S2. REQUEST APPROVED to approve the Work Plan, Benchmark Plan form, and Policies & Procedures for the Lead Hazard Control Grant Program. Judge Mark J. Keough is authorized to sign the Lead Hazard Control Grant Match Letter.

AIRPORT – AGENDA ITEMS 10T1-4

- T1. REAPPOINTMENT APPROVED of Kate Laukien, nominated by Commissioner Precinct 1, to the Montgomery County Airport Advisory Board for a two-year term expiring December 31, 2021.
- T2. REAPPOINTMENT APPROVED of Bill Wingo, nominated by Commissioner Precinct 3, to the Montgomery County Airport Advisory Board for a two-year term expiring December 31, 2021.
- T3. REAPPOINTMENT APPROVED of Gil Staley, nominated by County Judge, to the Montgomery County Airport Advisory Board for a two-year term expiring December 31, 2021.

- T4. REQUEST APPROVED for County Judge to execute the Encroachment Agreement between Montgomery County, City of Conroe, and Jack Huddleston.

SHERIFF – AGENDA ITEM 10U1

- U1. SECOND AMENDED INTERLOCAL COOPERATION AGREEMENT APPROVED by and between Montgomery County, Texas and The Woodlands Township.

Motion carried.

END OF CONSENT AGENDA

5. APPLICATION SUBMISSION APPROVED – HOME BUYOUT – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the submission of the 2019 FMA home buyout grant in the amount of \$10,076,167.19. Darren Hess is authorized to sign and execute all related paperwork. Motion carried.

6. APPOINTMENT APPROVED – MONTGOMERY COUNTY HOUSING AUTHORITY – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the appointment of Peggy Hanrahan as Commissioner to the Montgomery County Housing Authority. Motion carried.

7. APPOINTMENTS APPROVED – ANIMAL SHELTER ADVISORY BOARD – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Noack, to appoint Robbie Benson, Andrea Kimmel, and Judge Keough to the Animal Shelter Advisory Board. Motion carried.

8. PACKET APPROVED – MID YEAR BUDGET – BUDGET

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Mid-year Budget Packet. Motion carried. This motion was later amended with motion 14 to add a date.

9. APPOINTMENTS APPROVED – CONFERENCE COMMITTEE– COMMISSIONER PRECINCT 2

Motion by Commissioner Meador, seconded by Commissioner Noack to appoint Commissioner Riley and Commissioner Metts to a conference committee to finalize the towing regulations. The committee would also consist of 2 members from the Sheriff's office and 1 member from the County Attorney's office. Motion carried.

10. RESOLUTION AND ORDER APPROVED – TAX ABATEMENT AGREEMENT – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Tax Abatement Agreement between Montgomery County and VGXI, Inc. County Judge is authorized to execute the agreement in multiple counterparts on behalf of Montgomery County. Motion carried.

11. ORDER APPROVED – ELECTION PRECINCT BOUNDARIES – ELECTIONS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve boundary changes to voting precincts 34, 53, 54, and 98. Motion carried.

12. ORDER APPROVED – POLLING LOCATIONS – ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve changing the polling location for County Election Precinct 46 and 54 and designating the polling locations for County Election Precincts 98 and 100. Motion carried.

AGENDA ITEM 15C WAS ADDRESS EARLIER IN COURT.

13. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

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

14. MOTION AMENDED – DATE SET – BUDGET

Motion by Commissioner Noack, seconded by Commissioner Metts, to amend motion 8 in order to set the date of March 17, 2020 following Commissioners Court for the mid-year budget workshop. Motion carried.

15. CHANGE ORDER APPROVED – PROJECT #19-23 – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve CO #1 to James Construction Group, LLC., for Project# 19-23 Fish Creek Thoroughfare/McCaleb Overpass II for additional items and seven (7) calendar days for an increase of \$61,855.63 for Commissioner Precinct 2. 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 18A: CONSULTATION WITH COUNTY ATTORNEY CONCERNING CLAIMS REGARDING COUNTY BAIL PRACTICES. (SECTION 551.071).

EXECUTIVE SESSION – AGENDA ITEM 18B: CONSULTATION WITH COUNTY ATTORNEY REGARDING CLAIM NO. B-18-0051, HEIR OF ESTATE OF MICHAEL G. PHOENIX, SR., DECEASED; DATE OF INCIDENT 07/29/18. (SECTION 551.071).

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

NO ACTION NECESSARY FOR THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

16. GENERAL PLAN ACKNOWLEDGED – HILLIARD TRACT – COMMISSIONER PRECINCT 3 – COUNTY ENGINEER

Motion by Commissioner Noack, seconded by Commissioner Meador, to acknowledge the general plan for Hilliard Tract. Motion carried.

CITIZENS – AGENDA ITEM 20

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

MISCELLANEOUS – AGENDA ITEM 21 – NO OTHER ITEMS LISTED

17. COURT ADJOURNS

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

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

ATTEST:

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

BY: Mark Turnbull
COUNTY CLERK

[Signature]
COUNTY JUDGE

