

COMMISSIONERS COURT DOCKET
MAY 26, 2020
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 26th day of May, 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 Commissioner Riley.

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 THE COURT AT THIS TIME.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated May 12, 2020. Motion carried.

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

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 9A1-6

- A1. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.023.
- A3. REPORT OF OFFICIALS FEES ACCEPTED as audited for October, November, December 2019.
- A4. REQUEST APPROVED to transfer funds pertaining to the Joe Corley Facility from the General Fund account into the Joe Corley Agency Fund account in the amount of \$1,196,237.39. This is the total amount received on behalf of the Joe Corley Facility since transfer request made for 04/28/20 Commissioners Court. Joe Corley facility is now managed as an agency fund.
- A5. COMPLETED AUDITS ACCEPTED for Risk Assessment Report-Treasury November 2019.
- A6. REPORT ACCEPTED that complies with Local Government Code Section 114.025.

BUDGET – AGENDA ITEMS 9B1-4

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

TREASURER – AGENDA ITEMS 9C1-5

- C1. INVESTMENTS MATURED REPORT ACCEPTED for week ending April 3, 2020.
- C2. INVESTMENTS MATURED REPORT ACCEPTED for the week ending May 15, 2020.
- C3. INVESTMENTS PURCHASED REPORT APPROVED ending May 8, 2020.
- C4. MONTHLY INVESTMENT REPORT APPROVED for April 2020.
- C5. MONTHLY STATEMENT OF BALANCES APPROVED for April 2020.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9D1

- D1. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending April 2020.

PURCHASING – AGENDA ITEMS 9E1-3

- E1. REBATE CHECK ACCEPTED from The Home Depot Pro Business Team in the amount of \$585.75. The County Clerk did not receive a check for this item.
- E2. CHANGE ORDERS APPROVED:
 - a. CO #2 to Brinks Incorporated for Armored Transportation Services, Project #18-41, to remove two locations for various departments.
 - b. CO #4 to Rods Surveying, Inc., for Surveying Services for FM 1097 Bentwater Dr. to IH-45 for additional surveying services in the amount of \$18,963.40 for Commissioner Precinct 1.
 - c. CO #1 to Main Lane Industries, Ltd., for Project# 20-08 Widening of Lake Woodlands Dr. (Project "A") in the amount of \$24,609.16 and IH-45 Parkway Traffic Signalization and Robinson Rd. Widening (Project "B") in the amount of \$37,061.46 for a total increase amount of \$61,670.62 for Commissioner Precinct 3.
- E3. RENEWALS OPTIONS APPROVED:
 - a. Project #2014-0046 Chain Link Fencing/Material and Labor with Jax Burns, LLC., dba Conroe Fence Supply for various departments (extending 6 month term).

RISK MANAGEMENT – AGENDA ITEMS 9F1

F1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
61710252	Acosta, Adam/Const. Pct. 3	\$ 5,000	Continuation Certificate
63656389	Alexander, Michael/Const. Pct. 1	\$ 5,000	Continuation Certificate
63670873	Amstutz, Jose/Const. Pct. 4	\$ 5,000	Continuation Certificate
64647209	Avery, Janice/Treasurer	\$ 100,000	Continuation Certificate
64647209	Avery, Janice/Treasurer		Rider- Change Description
64940839	Barnett, Kenneth/Const. Pct. 4	\$ 5,000	New Bond
63656432	Beavers, Billy/Const. Pct. 1	\$ 5,000	Continuation Certificate
62050750	Bohanon, Kelley/Tax Assessor	\$ 100,000	Continuation Certificate
63656378	Booher, Allen/Const. Pct. 1	\$ 5,000	Continuation Certificate
63662745	Bratton, Justin/Const. Pct. 3	\$ 5,000	Continuation Certificate
63670853	Buchanan, Robert/Const. Pct. 4	\$ 5,000	Continuation Certificate
63656403	Cisneros, Eric/Const. Pct. 1	\$ 5,000	Continuation Certificate
63615008	Corzo, Dailem/Const. Pct. 4	\$ 5,000	New Bond
63669470	Costa, Jason/Const. Pct 3	\$ 5,000	Continuation Certificate
64650997	Cruz, Nichole Marie/Tax Assessor	\$100,000	Continuation Certificate

63662348	Diaz, Marisela/Const. Pct. 3	\$ 5,000	Continuation Certificate
65045667	Diaz-Jackson, Kelby/Const. Pct. 3	\$ 5,000	New Bond
64650936	Doremus, Lisa/Tax Assessor	\$ 100,000	Continuation Certificate
65045717	Falcone, Roberto/Const. Pct. 3	\$ 5,000	New Bond
64645985	Ford, Kenton/Const. Pct. 3	\$ 5,000	Continuation Certificate
63656369	Fullen, Don/Const. Pct. 1	\$ 5,000	Continuation Certificate
64646004	Fulton, Michael/Const. Pct. 3	\$ 5,000	Continuation Certificate
63669479	Furches, Ralph/Const. Pct. 3	\$ 5,000	Continuation Certificate
14382019	Hazlewood, Scott/Const. Pct. 5	\$ 5,000	Continuation Certificate
63669388	Henenberg, Jerry/Const. Pct. 3	\$ 5,000	Continuation Certificate
64919102	Higgenbotham, Travis/Const. Pct. 1		Rider- Change Description
63656497	Hightower, Stewart/Const. Pct. 1	\$ 5,000	Continuation Certificate
63657133	Kellum Jr., Jimmy/Const. Pct. 1	\$ 5,000	Continuation Certificate
63670860	Lalli, Nicholas/Const. Pct. 4	\$ 5,000	Continuation Certificate
15324960	Lang, William/Const. Pct. 3	\$ 5,000	New Bond
64650827	Martin III, Kenneth/Tax Assessor	\$ 100,000	Continuation Certificate
63659302	Mixon, Bradley/Const. Pct. 3	\$ 5,000	Continuation Certificate
63662330	Olmedo, Brenda/Const. Pct. 3	\$ 5,000	Continuation Certificate

63669435	Patterson, Patrick/Const. Pct. 3	\$ 5,000	Continuation Certificate
64647672	Pena, Lara/Treasurer	\$ 100,000	Continuation Certificate
64647672	Pena, Lara/Treasurer		Rider- Change Description
64648278	Reaves, Patricia/Treasurer	\$ 100,000	Continuation Certificate
64648278	Reaves, Patricia/Treasurer		Rider- Change Description
63190861	Rodriguez, Josue/Tax Assessor	\$ 100,000	Continuation Certificate
62050127	Roe, Kimberly Rena/Tax	\$ 100,000	Continuation Certificate
63669421	Runyon, Eric/Const. Pct. 3	\$ 5,000	Continuation Certificate
24774744	Rutherford, Dustin/Const. Pct. 1	\$ 5,000	Continuation Certificate
63656412	Sclider, Joseph/Const. Pct. 1	\$ 5,000	Continuation Certificate
63669409	Sumner, James/Const. Pct. 3	\$ 5,000	Continuation Certificate
63669458	Terrell, Steven/Const. Pct. 3	\$ 5,000	Continuation Certificate
70089412	Thomas, Jerry D./Internal Affairs	\$ 5,000	Continuation Certificate
70089412	Thomas, Jerry D./Internal Affairs		Rider- Change Description
64647700	Vinson, Brittany/Treasurer	\$ 100,000	Continuation Certificate
63669398	Weikel, Ray/Const. Pct. 3	\$ 5,000	Continuation Certificate
13749843	Wood Jr., Richard/Const. Pct. 1	\$ 5,000	Continuation Certificate
63668921	Zientek, Daniel/Const. Pct. 3	\$ 5,000	Continuation Certificate

COMMISSIONERS – AGENDA ITEMS 9G1-2

G1. PRECINCT 3

- a. RE-APPOINTMENT APPROVED of Andrew Dubois to the City of Oak Ridge North TIRZ Board for a 2-year term ending July 2022.

G2. PRECINCT 4

- a. CHECK ACCEPTED from City of Roman Forest in the amount of \$1,026.91 for the purchase of fuel for April 2020. 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 9H1-4

H1. PRECINCT 1

- a. FINAL PLAT APPROVED of Street Dedication Plat of Deer Pines Drive; 0.2340 acres; T.G. Stewart Survey, A-529.
- b. FINAL PLAT APPROVED of Country Acres; 5.554 acres; Robert Gilbert Survey, A-238.

H2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Williams Trace, Section 1 and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Williams Trace, Section 2 and bond is released.
- c. FINAL PLAT APPROVED of Fosters Ridge, Section 22; 30.9723 acres; James Hodge Survey, A-19.
- d. FINAL PLAT APPROVED of Del Webb The Woodlands, Section 8; 14.35 acres; John N. Thompson Survey, A-549.

H3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in The Woodlands Village of Grogan's Mill Lake Woodlands East Shore, Section 19.
- b. FINAL PLAT APPROVED of Basilica Bay Addition; 10.4625 acres; C.F. Baumlin Survey, A-105.
- c. FINAL PLAT APPROVED of Montgomery County Emergency Services District NO. 8 Fire Station No. 1; 1.718 acres; Charles Eisterwall Survey, A-191.

H4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Waukegan Way, Section 3 and bond is released.

- b. FINAL PLAT APPROVED of Timber Lakes Elementary; 15.0087 acres; Walker County School Land Survey, A-494.
- c. FINAL PLAT APPROVED of Porter Rock; 4.0022 acres; JH Stewart Survey, A-670.
- d. FINAL PLAT APPROVED of T.C. Subdivision; 4.828 acres; William Lynch Survey, A-308.
- e. FINAL PLAT APPROVED of Tavola, Section 28; 10.726 acres; A.P. Frederick Survey, A-211.

HUMAN RESOURCES – AGENDA ITEM 9I1

II. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Services to discharge Dustie Montes, Clerk III, effective May 16, 2020. [No benefits due]

Request of Custodial to increase salary of SanJuana Campos, Custodian, due to completion of probationary period, effective April 24, 2020.

Request of Custodial to remove Thomas Dearman, Custodian I, from payroll due to job abandonment, effective May 8, 2020. [55.48 hours or balance vacation; 6.13 hours or balance compensatory time]

Request of Custodial to accept the resignation of Michael Martinez, Custodian, effective May 6, 2020. [No benefits due]

Request of Custodial to demote Caleb Pomales, Custodian, due to unsatisfactory performance during probationary period, effective May 16, 2020. [24.64 hours or balance vacation]

Request of Custodial to increase salary of Brenda Rodriguez Martinez, Custodian, due to completion of probationary period, effective April 24, 2020.

Request of Custodial to accept the resignation of Priscilla Ann Trevino, Custodian, effective May 19, 2020. [No benefits due]

Request of Commissioner Precinct 4 to place Logan Mladenka, Operator I, on payroll as replacement for Nelson Haley Jr., effective May 13, 2020.

Request of Constable Precinct 1 to remove Yvonne Abrams, Clerk IV, from payroll, effective May 9, 2020. (deceased) [6.155 hours or balance vacation]

Request of Constable Precinct 2 to increase salary of Janie McCown, Deputy Constable, due to step increase, effective July 25, 2020.

Request of Constable Precinct 2 to increase salary of Jose Torres, Deputy Constable, due to step increase, effective May 16, 2020.

Request of Constable Precinct 3 to increase salary of Blake P. Hoye, Deputy Constable, due to step increase, effective June 27, 2020.

Request of Constable Precinct 3 to increase salary of Ryan Wolsey, Deputy Constable, due to step increase, effective June 27, 2020.

Request of Constable Precinct 3 to increase salary of Justin Rahmanipour Ravari, Deputy Constable, due to step increase, effective June 13, 2020.

Request of Constable Precinct 4 to increase salary of Jose Amstutz, Deputy Constable, due to step increase, effective May 16, 2020.

Request of Constable Precinct 4 to transfer Tyler Dartez, Deputy Constable, as replacement for Chad Dodge, effective May 20, 2020.

Request of Constable Precinct 4 to increase salary of Tanner Jensen, Detective, due to step increase, effective June 27, 2020.

Request of Constable Precinct 4 to transfer Chad Dodge, Deputy Constable, as replacement for Tyler Dartez, effective May 20, 2020.

Request of County Clerk to increase salary of Karen Anz, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Lisa Afill, Office Supervisor I, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Deana Caldwell, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Gwendalynn Camarena, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Heather Chastun, Office Supervisor I, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Virginia Collins, Office Supervisor I, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Shelby Curry, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Hollie Greene, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Beverley Hinds, Clerk III, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Stephanie Norris, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Airn Previti, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Rhonda Robey, Office Supervisor I, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Anna Sanchez, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Marshall Shirley, Special Projects Coordinator, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to increase salary of Virginia Soto, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to bridge time of Shari Lynn Taylor, Court Clerk IV, to have a revised anniversary date of 08/20/2015, effective October 16, 2018.

Request of County Clerk to increase salary of Wanda Wilson, Clerk II, due to job re-evaluation, effective May 16, 2020.

Request of County Clerk to accept the retirement of Wanda Peoples Wilson, Clerk II, effective May 31, 2020. [47.6688 hours or balance vacation]

Request of District Attorney to place Trevor Croome, Court Clerk IV, on payroll as replacement for Adam Scott Burris, effective May 11, 2020.

Request of District Clerk to accept the resignation of Kelly Hamilton, Court Clerk IV, effective May 26, 2020. [98.82 hours or balance vacation]

Request of District Clerk to promote Vanessa Medina, Court Clerk IV, as replacement for Kelly Hamilton, effective June 1, 2020.

Request of District Clerk to promote Ryan Rendon, Court Clerk III, as replacement for Stephanie Womack, effective June 1, 2020.

Request of District Clerk to change status of Kristan Weesner-Malo, Court Clerk IV, effective June 1, 2020.

Request of Information Technology to discharge Nathan Demous, Operations Specialist III, effective May 14, 2020. [No benefits due]

Request of Justice of the Peace Precinct 2 to bridge time of Monique A. Sandoval, Court Clerk II, to have a revised leave anniversary date of 9/2/2016, effective May 13, 2020.

Request of Justice of the Peace Precinct 3 to place Christopher Pittenger, Court Clerk III, on payroll as replacement for Jean Mann, effective May 18, 2020.

Request of Office of Court Administration to place David Bluestein, Associate Judge, on payroll, effective May 18, 2020.

Request of Purchasing to accept the resignation of Stephanie Keeton, Manager Inventory/QA, effective May 13, 2020. [14.4950 hours or balance vacation]

Request of Sheriff to place Alex Aguinaga, Officer Civilian Deten, on payroll as replacement for Deena Renee Owen, effective May 16, 2020.

Request of Sheriff to transfer Samantha Jo Branham, Records Specialist II, as replacement for Brandi E. Bourland, effective May 16, 2020.

Request of Sheriff to place Steven Campos, Deputy Patrol, on payroll as replacement for Karrie I. Shugart, effective May 16, 2020.

Request of Sheriff to accept the resignation of Michael Roy Dietrich Jr., Comm Spec/Radio Tech III, effective May 19, 2020. [257.89 hours or balance vacation; 187.51 hours or balance compensatory time; 13.50 hours or balance holiday]

Request of Sheriff to increase salary of Ashleigh Nicole Greenan, Dispatcher II, due to completion of certification requirements, effective May 16, 2020.

Request of Sheriff to place Emily Ice, Dispatcher, on payroll, as replacement for Terri Lee Conklin, effective May 16, 2020.

Request of Sheriff to transfer Tracey Kay Kusmaul, Dispatcher II, as replacement for Pamela Jean Gibson, effective May 16, 2020.

Request of Sheriff to increase salary of Cristian M. Lopez, Deputy Patrol, due to step increase, effective May 16, 2020.

Request of Sheriff to increase salary of Aaron Sumrall, Sergeant Patrol, due to step increase, effective May 16, 2020.

Request of Sheriff to accept the resignation of Justin Turner, Officer Civilian Detention, effective May 6, 2020. [No benefits due]

Request of Sheriff to place Eric Whapham, Mechanic II, on payroll, as replacement for Scott Ryan Grap, effective May 16, 2020.

Request of Tax Assessor Collector to increase salary of Stephanie Black, Deputy Specialist III, due to completion of Education and tenure requirements, effective May 30, 2020.

Request of Tax Assessor Collector to increase salary of Lorena Garcia, Deputy Specialist III, due to completion of Education and tenure requirements, effective May 30, 2020.

Request of Tax Assessor Collector to increase salary of Katie Hardin, Deputy Specialist III, due to completion of Education and tenure requirements, effective May 30, 2020.

Request of Tax Assessor Collector to increase salary of Radhika Murthy, Deputy Specialist IV, due to completion of Education and tenure requirements, effective May 30, 2020.

Request of Tax Assessor Collector to accept the retirement of Sharon Myers, Deputy Specialist IV, effective June 30, 2020. [66.32 hours or balance vacation]

Request of Tax Assessor Collector to increase salary of Josue Rodriguez, Deputy Specialist IV, due to completion of Education and tenure requirements, effective May 30, 2020.

Request of Tax Assessor Collector to increase salary of Julie Urevig, Deputy Specialist III, due to completion of Education and tenure requirements, effective May 30, 2020.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9J1-3

- J1. REQUEST APPROVED to Rescind Order to Abate Nuisance for 36811 Brown Cone Lane, Magnolia, Texas 77354. This property has been brought into compliance without county involvement of funds.
- J2. 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 4 17188 Oak Grove Lane, New Caney, Texas 77357 with an estimated total cost of \$5,200 funded by Commissioner Precinct 4.
- J3. 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 4 23070 Smith Road, Porter, Texas 77365 with an estimated total cost of \$3,500 funded by CDBG.

COUNTY JUDGE– AGENDA ITEMS 9K1

- K1. AMENDMENT/MODIFICATION NO. P0006 RATIFIED to the amendment of solicitation/modification of contract 70CDCR18DIG000013, between Montgomery County and Immigration and Customs Enforcement, Office of Acquisitions Management to address the request for equitable adjustment concerning bed day rates and transportation at the Joe Corley Detention Facility.
- K2. APPOINTMENT APPROVED of Steve Muir to the Montgomery County Historical Commission.

FIRE MARSHAL – AGENDA ITEM 9L1

- L1. INTERLOCAL AGREEMENT APPROVED with the City of Magnolia to provide fire inspection and plan review services to the City.

ELECTIONS – AGENDA ITEM 9M1

- M1. EARLY VOTING LOCATIONS AND TIMES APPROVED for the July 14, 2020 Primary Runoff Election.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9N1-2

- N1. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of 29631 Spring Forest Drive Spring, Texas 77386 in accordance with the flood mitigation assistance grant 2016 from Laura E. Woodard for the total sum of \$195,172.20 and to accept the deed executed or to be executed.
- N2. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of 23585 FM 1485 Road New Caney, Texas 77357 in accordance with the flood mitigation assistance grant 2016 from Kimberly L. Armstrong for the total sum of \$211,777.40 and to accept the deed executed or to be executed.

COUNTY ATTORNEY – AGENDA ITEMS 9O1-3

- O1. PRECINCT 1
 - a. RESOLUTION AND ORDER TO PAY APPROVED for the funding of reestablishment expenses in connection with the acquisition and relocation for Parcel 213-R02(T) of the expansion of FM 1097 payable to Remax Integrity II in the amount of \$29,789.56.

- b. ORDER APPROVED authorizing notice of public hearing on July 14, 2020 for partial revision to subdivision lots/plats being described as partial replat all of lots 25, 26, and 27, Block 30, Walden on Lake Conroe Section 8A to be known as Walden on Lake Conroe Section 8A Replat No. 1.

O2. PRECINCT 4

- a. ORDER APPROVED authorizing payment of Special Commissioners Fees for Parcel 38 of the Sorters Road Project in cause no. 19-10-14588 payable to the individuals and in the amounts set out in the Award of Special Commissioners and Court Order Conditionally Granting Writ of Possession on file.
- b. ORDER APPROVED authorizing payment of Special Commissioners Fees for Parcel 40 of the Sorters Road Project in cause no. 19-11-15490 payable to the individuals and in the amounts set out in the Award of Special Commissioners and Court Order Conditionally Granting Writ of Possession on file.
- c. ORDER APPROVED authorizing notice of public hearing on July 14, 2020 for partial revision to subdivision lots/plats being described as partial replat all of lot 105 Bear Creek Ranch to be known as Bear Creek Ranch Partial Replat No. 1.
- d. ORDER APPROVED authorizing notice of public hearing on July 14, 2020 for partial revision to subdivision lots/plats being described as partial replat all of lots 30, 31, and 32 of the Powell Subdivision Number 2 to be known as Sherwood Glen Section 1.

O3. ALL PRECINCTS

- a. REQUEST APPROVED from Muller Law Group to reserve utility district numbers 191, 192 and 193 to be named Montgomery County Municipal Utility District Nos. 191, 192 and 193.

AIRPORT – AGENDA ITEM 9P1

- P1. ASSIGNMENT OF LEASE AGREEMENT WITH CONSENT OF LESSOR APPROVED from Quest Investment, LLC to B&D Legacy Aviation, LLC for 1,512 square feet of land (Hangar 31F) at the Conroe North Houston Regional Airport.

Motion carried.

END OF CONSENT AGENDA

4. REQUEST APPROVED – POSITION CHANGES – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Metts to approve increasing position 4659-8420-1, Associate Judge, by \$8,433.62 to an annualized salary of \$132,470 effective May 30, 2020. An additional \$3,423.06 of salary and benefits is needed for the remainder of the fiscal year and will be funded with vacancy savings from the Jury Contingency Fund. Budget Office is authorized to effectuate all necessary changes. Judge Keough and Commissioner Noack voted “No.” Motion carried.

AGENDA ITEM 11A – THE BUDGET OFFICE AND HUMAN RESOURCES REQUESTED GUIDANCE FOR SALARY INCREASES, NEW POSITIONS, AND POSITION UPGRADES FOR FY 2021 BUDGET REQUESTS.

THE COURT DISCUSSED THE COLLECTION RATE FOR TAXES. COMMISSIONER NOACK STATED THAT THE ANSWER SHOULD BE NO ON ALL REQUEST DUE TO THE PROJECTED COLLECTION RATE. COMMISSIONER MEADOR STATED NO NEW POSITIONS SHOULD BE REQUESTED, BUT IF A DEPARTMENT HAS OPENINGS THEY CAN BRING THOSE. JUDGE KEOUGH SAID ELECTED OFFICIALS CAN BRING REQUESTS, BUT UNDERSTAND IT MAY BE VOTED DOWN. COMMISSIONER RILEY SAID A SPREADSHEET IS NOT NECESSARY THE DEPARTMENT SHOULD MAKE THE REQUEST THEMSELVES. THE COURT STATED THAT THOSE THAT HAVE THE MONEY IN THEIR DEPARTMENT CAN BRING THE REQUESTS.

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

5. REQUEST APPROVED – COURT OPERATIONS BUDGET – BUDGET

Motion by Commissioner Meador, seconded by Commissioner Noack, to transfer \$300,000 from contingency to the Court Operations to cover a shortage. Motion carried.

6. REQUEST APPROVED – POSITION CHANGES – INFORMATION TECHNOLOGY

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve opening position 503-5533-1, Digital Evidence Curator, with an annualized salary to be \$95,000. Position will be funded by Commissioner Precinct 2. Budget Office is authorized to effectuate all changes. Judge Keough voted “No.” Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM, BUT RETURNED BEFORE THE VOTE FOR MOTION 7.

7. REQUEST APPROVED – CARES ACT FUND – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to authorize the reclassification of expenses to the CARES Act Fund (Dept. 650) from the various departments. These purchases were prior to the CARES Act funds being received by the county and were items and supplies purchased as a result of the COVID-19 pandemic. Commissioner Noack abstained from the vote. Motion carried.

8. REQUEST APPROVED – PAYOUT OF COMP TIME – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve paying out accrued COVID-19 Comp time for prior pay periods where code 353 was used. The payout is authorized to be charged to the CARES Act Funds in an amount not to exceed of \$4,500. Motion carried.

9. REQUEST APPROVED – REMODEL – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve partial remodel of the courtroom for the 418th Associate Judge in an amount not to exceed \$50,000 in an effort to enforce CDC social distancing guidelines. Motion carried.

10. REQUEST APPROVED – REASSIGNMENT OF TRUCK – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to allow Emergency Management to borrow a truck from Commissioner Precinct 3 to facilitate transporting supplies necessary to respond to the COVID-19 pandemic in an amount not to exceed \$47,000. Funding source to be CARES Act Fund (Dept. 650). Motion carried.

11. RESOLUTION AND ORDER APPROVED – COVID 19 OVERTIME – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to authorize overtime payments for all county public safety agencies not previously identified in the May 12, 2020 Resolution and Order, including but not limited to the Fire Marshal and the Operation of Emergency Management offices as well as District and County Courts, the District Clerk's office, the County Clerk's Office and the Office of Court Administration. The additional funding of \$50,000 is authorized for said overtime to include benefits. Activity logs will be required to be provided to the County Auditor's office. All departments identified in the May 12, 2020 Resolution and Order to incur overtime expenditures for any public safety requirement in responding to or addressing additional workloads as a result of complying with CDC social distancing guideline. The funding for all related overtime will be charged to the CARES Act Fund department 650. Motion carried.

12. RESOLUTION AND ORDER APPROVED – EQUIPMENT AND TECHNOLOGY PURCHASES – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Metts, to authorize the Information Technology department to purchase equipment and technology to the extent necessary to comply with social distancing and telecommuting guidelines as approved by the Auditor. This will be funded by CARES Act Fund, Department 650 in an amount not to exceed \$2,500,000. Motion carried.

13. REQUEST APPROVED – FY19 HOME GRANT – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to authorize County Judge Mark Keough to execute the FY19 HOME Grant Agreement between Montgomery County and the non-profit organization, Easter Seals of Greater Houston, Inc. Motion carried.

14. AMENDMENT APPROVED – 2019 CONSOLIDATED ACTION PLAN – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Amendment to the 2019 Consolidated Action Plan and actions are authorized to implement the plan. County Judge is authorized to sign documents related to the plan. Motion carried.

15. FUNDING PLAN APPROVED – CARES ACT – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the CARES Act Funding Plan for Montgomery County with an amendment to include mortgage assistance on a case by case basis. Motion carried.

16. PAYMENT OF ACCOUNTS APPROVED – COUNTY AUDITOR

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

17. PLAN ASSESSMENT APPROVED – TCDRS – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the TCDRS Plan Assessment for year 2021 at 12.27%. Motion carried.

18. CHANGE ORDER APPROVED – PROJECT #18-57 – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve CO #1 to Smith & Company for Project# 18-57 - Walden Road Widening for additional items: 9,000 gallons of prime coat, 4,400 LF. temporary pavement marking (including removal) and 80 LF. rock filter dam in the amount of \$58,944 for Commissioner Precinct 1. Motion carried.

AGENDA ITEM 16B - TAKE ALL APPROPRIATE ACTION TO APPROVE THE FOLLOWING HIGHLY QUALIFIED PROVIDER PER GOVERNMENT CODE 2254 FOR EXTERNAL AUDITOR SERVICES FROM WEAVER AND TIDWELL, L.L.P. WAS DEFERRED.

19. AWARD APPROVED – PROJECT #20-28 – COMMISSIONER PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the award for Project #20-28 Used Wheel Loader to Easton Sales and Rentals, LLC for Commissioner Precinct 4. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 17A1: Consider the partial revision of Unrestricted Reserves “A” and “B” of Sorrento Bay Section 1, to be known as Sorrento Bay Section 2.

AGENDA ITEM 17A2: Consider the partial revision of Lot 38 & Lot 39-A, Block 1, Falcon Sound on the Lake, to be known as Falcon Sound on the Lake, Partial Replat No. 1.

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

COMMISSIONER NOACK LEFT THE COURTROOM.

20. FINAL PLAT APPROVED – FALCON SOUND ON THE LAKE PARTIAL REPLAT NO. 1 – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the final plat of Falcon Sound on the Lake Partial Replat No. 1; 0.239 acre; Abraham Pevehouse Survey, A-423. 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, ARTICLES 551.071 and 551.072.

EXECUTIVE SESSION – AGENDA ITEM 19A: CONSULTATION WITH ATTORNEY REGARDING CONTEMPLATED LITIGATION RELATED TO EMPLOYEE MATTERS - OTHER POST EMPLOYMENT BENEFITS (OPEB). (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 19B: CONSULTATION WITH COUNTY ATTORNEY RELATED TO THE PROCESSING OF CLAIM #B-20-0020. (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 19C: CONSULTATION WITH COUNTY ATTORNEY REGARDING CAUSE NO. 20-05-05758; TOBY POWELL, INDIVIDUALLY AND AS REPRESENTATIVE V. TONY BELINOSKI, IN HIS OFFICIAL CAPACITY AND TAMMY MCRAE IN HER OFFICIAL CAPACITY, IN THE 284TH DISTRICT COURT OF MONTGOMERY COUNTY, TEXAS. (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 19D: DELIBERATION OF THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY. (SECTION 551.072)

EXECUTIVE SESSION – AGENDA ITEM 19E: CONSULTATION WITH COUNTY ATTORNEY REGARDING CLAIM OF JOHN HAGERMAN AND/OR RABBIT HILL PROPERTIES, LLC SERIES #3. (SECTION 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

21. RESOLUTION AND ORDER APPROVED – CLAIM NO. C-20-0023 – EXECUTIVE SESSION

Motion by Commissioner Meador, seconded by Commissioner Riley, to acknowledge the need for the County Attorney to defend on behalf Montgomery County the lawsuit filed under Cause No. 20-05-05758 and styled Toby Powell et al vs Tony Belinoski, Montgomery County Appraisal District and Tammy McRae, Tax Assessor-Collector for Montgomery County. The County Attorney is authorized to incur expenses necessary for the proper defense and negotiation with funding from the Risk Management budget with the approval of the director of Risk Management or designee. Motion carried.

CITIZENS – AGENDA ITEM 21 – NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

22. RESOLUTION AND ORDER APPROVED – PURCHASE AND SALE AGREEMENT – EXECUTIVE SESSION

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Purchase and Sale Agreement with Newton Street Holdings LLC for the real property and improvements located at 0 Newton St. Conroe, Texas 77301. County Judge is authorized to execute the Agreement on behalf of Montgomery County. Motion carried.

MISCELLANEOUS – AGENDA ITEM 22 – BUDGET OFFICE REMINDED THE DEPARTMENTS THAT THE BUDGET PACKET IS DUE JUNE 1, 2020.

23. COURT ADJOURNS

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

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

ATTEST:

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

BY: Mark Turnbull
COUNTY CLERK

[Signature]
COUNTY JUDGE

