

#2 9C

JUN 23 2020

COMMISSIONERS COURT DOCKET
JUNE 9, 2020
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 9th day of June, 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 Don Fullen.

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

CITIZENS – AGENDA ITEM 7

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

AGEDNA ITEM 8A – DEPUTY ENRIQUE RUPERT RECEIVED AN AWARD FROM THE NATIONAL ALLIANCE ON MENTAL ILLNESS (NAMI) GREATER HOUSTON CHAPTER.

AGENDA ITEM 9D1c WAS MOVED TO THE OPEN SESSION. SEE MOTION 3 FOR COURT ACTION.

AGENDA ITEM 9K1a WAS MOVED TO THE OPEN SESSION, SEE MOTION 4 FOR COURT ACTION.

2. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-L

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

COUNTY AUDITOR – AGENDA ITEMS 9A1-3

- A1. REQUEST APPROVED to transfer funds pertaining to the Joe Corley Facility from the General Fund account into the Joe Corley Agency Fund in the amount of \$3,021,711.97. This is the total amount received on behalf of the Joe Corley Facility since transfer request made for 05/26/2020 Commissioners Court. Joe Corley Facility is now managed as an agency fund.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A3. COMPLETED AUDITS ACCEPTED for Payroll Audit First Quarter FY 2020

BUDGET OFFICE – 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 ITEM 9C1

- C1. INVESTMENTS PURCHASED REPORT APPROVED for the week ending May 22, 2020.

PURCHASING – AGENDA ITEMS 9D1-6

- D1. RENEWALS OPTIONS APPROVED:

- a. Project #18-54 Remote Administration of IBM AIX Unix System with Nohup Corporation for Information Technology(exercising two of five renewal options).
 - b. Project #2016-0018 Office Supplies and Miscellaneous Accessories with on-line ordering capabilities with Staples, Inc., dba HiTouch Business Services, LLC., for various departments (exercising the fourth of five renewal options).
 - c. AGENDA ITEM 9D1c WAS MOVED TO THE OPEN SESSION. SEE MOTION 3 FOR COURT ACTION.
- D2. AWARD APPROVED to Magna Flow International dba Magna Flow Environmental, Inc. for Project #20-20 Services for Pumping Out Sewer Tanks for Sheriff's Office.
- D3. DISCRETIONARY EXEMPTIONS APPROVED:
- a. Laboratory Testing Services as a professional service from National Medical Services, Inc., dba NMS Labs for various departments. Local Gov't Code §262.024(a)(4).
 - b. Professional Training as a professional service from Texas A&M Engineering Extension Service for various departments. Local Gov't Code §262.024(a)(4).
- D4. ADVERTISING APPROVED for the following:
- a. Wood Creek Subdivision for Commissioner Precinct 2.
 - b. Jail Food Service for Sheriff's Office.
- D5. CHANGE ORDERS APPROVED:
- a. CO #1 to Larry Young Paving, Inc., for Project #19-49 - Rehabilitation of Roads to add items for various departments.
 - b. CO #15 to Aramark Correctional Services Scope Change Request due to Coronavirus for Project #2012-0072 - Jail Food Service for various departments. Cost associated with the Change Order to be charged to department 650 (CARES Act Fund).
- D6. ACTION TAKEN to approve the following highly qualified provider per Government Code Chapter 2254 for:
- a. Professional Engineering Services for Intersection Improvements at Birnham Woods Drive and Rayford Road from IDS Engineering Group in the amount of \$68,600 for Commissioner Precinct 3.

- b. Professional Engineering Services for Road Bond On Call Engineering Services from John C. Holzwarth dba The Holzwarth Company for various precincts.
- c. Professional Engineering and Survey Services for Intersection Improvements at Woodlands Parkway and Kuykendahl Road and along Woodlands Parkway from Kuykendahl Road to Lake Woodlands Drive from IDS Engineering Group in the amount of \$57,125 for Commissioner Precinct 3.
- d. Professional Engineering Services for Intersection Improvements at Woodlands Parkway and Gosling Road from IDS Engineering Group in the amount of \$52,450 for Commissioner Precinct 3.

COMMISSIONERS – AGENDA ITEM 9E1

E1. PRECINCT 4

- a. INTERLOCAL AGREEMENT APPROVED with City of Roman Forest for purchase of county fuel.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. FINAL PLAT APPROVED of Tin Barn, Section 1; 6.2025 acres; F.K. Henderson Survey, A-248.

F2. PRECINCT 2

- a. FINAL PLAT APPROVED of Woodforest, Section 92; 10.295 acres; James Pevehouse Survey, A-29.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Fosters Ridge, Section 12 and bond is released.
- c. FINAL PLAT APPROVED of West Denali Wilderness Parkway Phase 2 Dedication Plat; 1.9036 acres; James Hodge Survey, A-19.
- d. FINAL PLAT APPROVED of Fosters Ridge, Section 20A; 17.3021 acres; James Hodge Survey, A-19.

F3. PRECINCT 3

- a. FINAL PLAT APPROVED of Even; 0.5553 acre; Charles Eisterwall Survey, A-191.

F4. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Brookwood Forest, Section 7.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 33.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Tavola, Section 24.
- d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia Parkway Street Dedication Phase 1.
- e. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 1.
- f. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 2.
- g. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 3.
- h. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 4.
- i. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 5.
- j. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Artavia, Section 6.
- k. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Montgomery Creek Ranch, Section 21.
- l. FINAL PLAT APPROVED of Massingill FM 1314; 3.909 acres; Prean Cole Survey, A-684.
- m. FINAL PLAT APPROVED of Praise the Lord; 3.853 acres; Stephen H. Bryan Survey, A-70.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Services to accept the resignation of Cynthia Ann Choate, Clerk I, effective June 2, 2020. [154.2340 hours or balance vacation; 0.25 hours or balance holiday]

Request of Animal Services to place Kelly Min, Veterinarian, on payroll as replacement for Sarah Elizabeth Wood, effective June 2, 2020.

Request of Custodial to transfer Celia Beltran, Supervisor-Custodial, as replacement for Leslie Woodley III, effective June 6, 2020.

Request of Custodial to increase salary of Sergio Benitez Jr., Custodian I, due to completion of probationary period, effective May 31, 2020.

Request of Custodial to promote Karla Cortina, Supervisor Custodial, as replacement for Vanny Vorng, effective June 1, 2020.

Request of Custodial to increase salary of Kathy Gomez, Custodian, due to completion of probationary period, effective June 5, 2020.

Request of Custodial to change status of Jessica Pickering, Custodian I, as replacement for Karla Cortina, effective June 1, 2020.

Request of Custodial to place Linda Vasquez, Custodian, on payroll as replacement for Michael Martinez, effective May 26, 2020.

Request of Custodial to transfer Vanny Vorng, Supervisor Custodial, as replacement for Celia Beltran, effective June 6, 2020.

Request of Custodial to transfer Tevin Bryce Williams, Custodian II, as replacement for Vanny Vorng, effective June 6, 2020.

Request of Commissioner Precinct 1 to place Cory Donel Fay, Laborer, on payroll, effective May 30, 2020.

Request of Commissioner Precinct 1 Recycle Center to accept the resignation of Alan M. Gehovak, Recycle Technician, effective July 17, 2020. [53.82 hours or balance vacation; 119.13 hours or balance compensatory time; 24.00 hours or balance holiday]

Request of Commissioner Precinct 4 to increase salary of Ruben Alcantar, Operator I, due to completion of probationary period, effective June 1, 2020.

Request of Commissioner Precinct 4 to accept the resignation of Earl Harrell, Operator II, effective May 27, 2020. [9.32 hours or balance vacation]

Request of Commissioner Precinct 4 to place Mason Martin, Operator I, on payroll as replacement for Adam Arnold, effective June 8, 2020.

Request of Commissioner Precinct 4 to increase salary of Kenneth Moore, Operator I, due to merit increase, effective June 1, 2020.

Request of Commissioner Precinct 4 to increase salary of John Neeley, Operator I, due to completion of probationary period, effective June 1, 2020.

Request of Commissioner Precinct 4 to accept the retirement of Eddie Staruska, Operator II, effective June 30, 2020. [4.62 hours or balance vacation]

Request of Constable Precinct 4 to accept the resignation of Christopher Huestis, Deputy Constable, effective May 27, 2020. [27.72 hours or balance vacation; 23.00 hours or balance holiday]

Request of Court Collections to remove Melisa Garza Sanchez, Clerk III, from payroll due to job abandonment, effective May 21, 2020. [No benefits due]

Request of District Attorney to accept the resignation of Erica K. Jankowski, Court Clerk IV, effective May 22, 2020.[15.40 hours or balance vacation]

Request of District Attorney to accept the resignation of Lydia Diane Murphy, Attorney II, effective June 19, 2020. [25.77 hours or balance vacation; 8.00 hours or balance holiday]

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

Request of Elections to place Alejandra Beltran, Voter Clerk, on payroll, effective June 1, 2020.

Request of Elections to place Linda Hamilton, Voter Clerk, on payroll, effective June 1, 2020.

Request of Elections to place Cynthia L. Lozano, Voter Clerk, on payroll, effective June 1, 2020.

Request of Elections to decrease salary of Brenda Moore, Voter Clerk, due to decreased responsibilities, effective June 2, 2020.

Request of Elections to place Mary B. Phillips, Voter Clerk, on payroll, effective June 1, 2020.

Request of Elections to remove Alvin R. Schlieske, Voter Clerk, from payroll, effective February 8, 2020. (deceased)[No benefits due]

Request of Elections to accept the resignation of Laura V. Silva, Contract Election Clerk, effective June 19, 2020. [No benefits due]

Request of Elections to place William R. Stromatt, Voter Clerk, on payroll, effective June 1, 2020.

Request of Elections to place Jerry B. Taylor, Voter Clerk, on payroll, effective June 1, 2020.

Request of Information Technology to place Timothy Slusher, Digital Evidence Curator, on payroll, effective May 30, 2020.

Request of Juvenile to discharge Beverly Renee Aikens, Juvenile Supervision Officer, effective May 18, 2020. [176.6150 hours or balance vacation; 1.1250 hours or balance compensatory time; 24.00 hours or balance holiday]

Request of Juvenile to place Austin Garrett Dorow, Juvenile Supervision Officer Substitute, on payroll, effective June 1, 2020.

Request of Juvenile to place Elliott Ford Garlinger, Juvenile Supervision Officer, on payroll as replacement for Daniel Cox, effective June 1, 2020.

Request of Juvenile to place Ryan Keith Gilstrap, Juvenile Supervision Officer Substitute, on payroll, effective June 1, 2020.

Request of Juvenile to place Eraneshia Ja'myce Mims, Juvenile Supervision Officer Substitute, on payroll, effective June 1, 2020.

Request of Juvenile to place Nicholas James Siler, Juvenile Supervision Officer, on payroll, as replacement for John Kinser, effective June 1, 2020.

Request of Juvenile to place Brittany Morgan Van Beek, Juvenile Supervision Officer Substitute, on payroll, effective June 1, 2020.

Request of Juvenile to place Antoine C. White, Juvenile Supervision Officer Substitute, on payroll, effective June 1, 2020.

Request of Juvenile to place Wesley Loveless White, Juvenile Supervision Officer, on payroll as replacement for Patrick Minott, effective June 1, 2020.

Request of Library to place Thomas M. Alayon, Library Assistant II, on payroll as replacement for Deana Willerth, effective May 26, 2020.

Request of Library to transfer Lacye Renee Lawhon, Library Assistant II, on payroll as replacement for Leslie Shelton, effective June 1, 2020.

Request of Library to change status of Kara Lena Mathis, Library Assistant II, as replacement for Valerie Felan, effective May 20, 2020.

Request of Office of Court Administration to increase salary of Paul Damico, Associate Judge, to equal amount of all other tenured Associate Judges, effective May 30, 2020.

Request of Office of Court Administration to place Esliyerd Reyes, Jail Liaison/Compliance Monitor, on payroll, effective June 15, 2020.

Request of Purchasing to promote Ann Bartley, Manager Inventory/QA, as replacement for Stephanie Keeton, effective May 16, 2020.

Request of Purchasing to place Donielle Renee Powell, Buyer III, on payroll as replacement for Catherine St. Claire, effective June 15, 2020.

Request of Sheriff to accept the resignation Jazmine Georgianna N. Allen, Dispatcher, effective June 13, 2020. [56.81 hours or balance vacation; 43.63 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to promote Kimberly A. Christensen, Investigator –CR Scene, as replacement for Timothy Slusher, effective May 30, 2020.

Request of Sheriff to increase salary of Clint E. Curry, Deputy, due to step increase, effective June 13, 2020.

Request of Sheriff to increase salary of Aaron Joseph Day, Deputy Patrol, due to step increase, effective June 13, 2020.

Request of Sheriff to increase salary of Jacob J. Eisenmenger, Deputy, due to step increase, effective June 13, 2020.

Request of Sheriff to increase salary of Jacob Suther Erickson, Detective, due to step increase, effective May 30, 2020.

Request of Sheriff to accept the retirement of Clifford A. Finley Jr., Deputy Detention, effective May 31, 2020. [16.0150 hours or balance vacation; 307.31 hours or balance vacation; 56.00 hours or balance holiday]

Request of Sheriff to increase salary of Edward C. Fisher III, Specialist, due to step increase, effective June 13, 2020.

Request of Sheriff to increase salary of Peter George Gavrilos, Dispatcher II, due to completion of certification requirements, effective May 30, 2020.

Request of Sheriff to increase salary of Stephanie Jean Hall, Deputy Detention, due to step increase, effective June 13, 2020.

Request of Sheriff to accept the resignation of Cesar Fernando Hernandez Luevano, Deputy Patrol, effective June 4, 2020. [95.20 hours or balance vacation; 8.00 hours or balance holiday]

Request of Sheriff to increase salary of Joshua S. Hilado, Detective, due to step increase, effective June 13, 2020.

Request of Sheriff to increase salary of Roy David Leck, Specialist, due to step increase, effective May 30, 2020.

Request of Sheriff to transfer Stephanie Starr Logan, Lieutenant, as replacement for Marvin M. Rogers, effective June 13, 2020.

Request of Sheriff to place Thomas Luster Jr., Comm Spec/Radio Tech II, on payroll, as replacement for Bryan D. McFarland, effective May 30, 2020.

Request of Sheriff to accept the resignation of Walter B. Nichols, Officer Civilian Deten, effective June 10, 2020. [84.56 hours or balance vacation; 138.45 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to transfer Marvin M. Rogers, Lieutenant, as replacement for Joseph M. Senn, effective June 13, 2020.

Request of Sheriff to remove Robert O. Walker, Officer Civilian Deten, from payroll, effective May 23, 2020. (deceased) [No benefits due]

Request of Tax Assessor-Collector to place Katie Hardin, Deputy Specialist III, on unpaid FMLA/Disability Leave, effective June 1, 2020.

Request of Tax Assessor-Collector to place Joey Mendoza, Deputy Specialist I, on payroll as replacement for Mandi Mitchell, effective June 1, 2020.

SHERIFF – AGENDA ITEM 9H1

- H1. SECOND AMENDED AND RESTATED INTERLOCAL COOPERATION AGREEMENT APPROVED by and between Montgomery County, Texas and Montgomery County Municipal Utility District #113.

COUNTY JUDGE – AGENDA ITEMS 9I1-3

- II. ANNUAL FINANCIAL REPORT ACCEPTED for the following Montgomery County Emergency Services Districts for the fiscal year ending September 30, 2019:
 - Montgomery County ESD # 1
 - Montgomery County ESD # 2
 - Montgomery County ESD # 3
 - Montgomery County ESD # 6
 - Montgomery County ESD # 8

- Montgomery County ESD # 9
 - Montgomery County ESD # 14
- I2. EXTENSION APPROVED for 30 days pursuant to Section 775.082 Texas Health and Safety Code, for the following Montgomery County Emergency Services Districts.
- Montgomery County ESD # 7
 - Montgomery County ESD # 10
- I3. AMENDMENT/MODIFICATION NO. P0007 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 creation of requirements for Joe Corley Detention Facility detainee phone requirements due to COVID-19.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9J1

- J1. ACCEPTANCE APPROVED of Award to the following HSGP FY 2018 SHSP MC CBRNE Team Support grant and amount for Grant 3665001 FY2018 SHSP MC CBRNE Team Support in the amount of \$37,000. Darren Hess is authorized to execute as the authorized official.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-3

- K1. PRECINCT 1
- a. AGENDA ITEM 9K1a WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
 - b. RESOLUTION AND ORDER APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 211 of the expansion of FM 1097 from Y.A.B., Ltd for the total sum of \$601,824.00 and to accept the deed.
 - c. RESOLUTION AND ORDER APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 220 of the expansion of FM 1097 from Schmidt Family Properties, L.P., for the total sum of \$1,772.00 and to accept the deed.
 - d. ORDER APPROVED that the award of the Special Commissioners in the proceedings under cause no. 19-08-10440 in the amount of \$293,642.00 for the acquisition of real property described as Parcel 231, FM 1097 Road Project. Also the sum of \$155,305.00 previously tendered to the property owner is deducted from award. The County Treasurer and County Auditor are authorized and

directed to make payment in the amount of \$138,337 to be deposited into the registry of the court. The County Treasurer and Auditor are also authorized and directed to make payment to the Special Commissioners.

- e. ORDER APPROVED authorizing notice for public hearing on July 14, 2020 for the partial revision to subdivision lots/plats being described as partial replat of Lots 21, 22 & 23, Block 1 of Spring Branch Trails to be known as Spring Branch Trails Partial Replat No. 1

K2. PRECINCT 4

- a. ORDER APPROVED authorizing notice for public hearing on July 14, 2020 for the partial revision to subdivision lots/plats being described as partial replat of Lots 2, 3, and 4, Block 1, Tavola Section 30 to be known as Tavola, Section 30 Amending Plat No. 1.

K3. ALL PRECINCTS

- a. RESOLUTION AND ORDER APPROVED to defend Claim no. B-20-0022; Case No. 09-20-148-CV styled In Re Wayne Lewoczko and Andrea Fahrenthold Relators. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case with the expenses from the Risk Management Budget with the approval of the Director of Risk Management or designee.
- b. RESOLUTION AND ORDER APPROVED for the settlement offers of \$4,200.00 to be paid to claimant Mandy Jeffery and \$2,000.00 to be paid to claimant Jonathan Elvis Jeffery under Claim No. A-18-0084 in exchange for a full release of any and all claims. The County Auditor is authorized to issue checks in accordance with the settlement offers contingent upon receipt of full release with funding from budget 40220 line item 748381.

GRANTS – AGENDA ITEMS 9L1-3

- L1. REQUEST APPROVED to accept the Bureau of Justice Fiscal Year 2020 Coronavirus Emergency Supplemental (CESF) grant funding in the amount of \$144,817 for the Sheriff's Office. Grant application was approved in Commissioners Court on 05/12/2020.
- L2. REQUEST APPROVED to accept the grant funding from Maddie's Fund for the Animal Shelter in the amount of \$10,000. Grant application was approved in Commissioners Court on 04/14/2020.
- L3. REQUEST APPROVED to approve and accept the Help America Vote Act (HAVA) grant funds and resolution for Elections in the amount of \$510,612.76

with a match of \$102,122.55. Suzie Harvey is authorized as single point of contact for this grant.

Motion carried.

END OF CONSENT AGENDA

3. RENEWAL OPTION APPROVED – PROJECT #2016-0033 – VARIOUS DEPARTMENTS

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the renewal option for Project #2016-0033 Disaster Recovery (Debris) Management Services with Crowder Gulf, LLC., and Ceres Environmental Services, Inc., for various departments (exercising the third of five renewal options). Motion carried.

4. RESOLUTION AND ORDER APPROVED – ESCROW DEPOSIT – COUNTY ATTORNEY – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the funding of the escrow deposit for property located at 0 Newtown Street Conroe, Texas 77301 in the amount of \$10,000. The County Auditor and Treasurer are authorized and ordered to issue payment to fund the escrow deposit for the purchase of the property which is intended for construction of a new tax office on the property (the funding is to be reimbursed if property is used for an alternative purpose) from Line item 4996001.7598 to Chicago Title Insurance Company for the benefit of Newton Street Holdings, LLC. Motion carried.

AGENDA ITEM 10A – CONSIDER AND APPROVE FUNDING THE 457TH DISTRICT COURT STARTING JULY 15, 2020 WAS DEFERRED.

AGENDA ITEM 11A – CONSIDER POSITION CHANGES FOR 435TH DISTRICT COURT WAS DEFERRED AFTER DISCUSSION WITH JUDGE MAGINNIS AND MEMBERS OF COMMISSIONERS COURT.

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

5. ORDER APPROVED – DISASTER DECLARATION – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack to renew and extend the Declaration of Local Disaster issued for Public Health Emergency for a period of 30 days to expire on July 11, 2020 at 11:59 p.m. Motion carried.

6. RESOLUTION AND ORDER APPROVED – COVID 19 DISASTER COST CENTER – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to authorize the Office of Emergency Management to charge to the COVID-19 Disaster Cost center and additional amount not to exceed \$250,000 for expenses necessary and authorize overtime payments for custodial staff and for administrative staff in the Office of the County Judge in an amount not to exceed \$50,000. Motion carried.

7. RESOLUTION AND ORDER APPROVED – ECONOMIC RELIEF PROGRAM – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Metts, to adopt, approve and order the programs and the necessary expenditures to provide economic assistance to those persons in Montgomery County who have been adversely affected by the COVID-19 related health emergency as per resolution on file. Motion carried.

8. AGREEMENT APPROVED – LOCAL STIMULUS PROGRAM – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Agreement for Administrative and Mailing Services relating to the Coronavirus Aid, Relief, and Economic Security (CARES) Act Local Stimulus Program. This does not go into effect until it is cleared by Treasury Department. Motion carried.

COMMISSIONER METTS ASKED THE AUDITOR TO EXPLORE THE COSTS ASSOCIATED WITH LAW ENFORCEMENT FOR COVID-19 RESPONSE DURING THE TIME OF THE DISASTER, MARCH 12-MAY 31, 2020.

9. APPLICATION REJECTED – TWDB FLOOD INFRASTRUCTURE FUND – EMERGENCY MANAGEMENT

Motion by Judge Keough, seconded by Commissioner Noack, to reject the 2020 TWDB flood infrastructure fund abridged application. Motion carried.

THE COURT DISCUSSED OVERTIME DUE TO AN ADDITIONAL WORKLOAD CAUSED BY COVID-19. DEPARTMENTS CAN USE THE OVERTIME TO ADDRESS THE CURRENT WORKLOADS. DEPARTMENTS NOT IN PUBLIC SAFETY POSITIONS WILL NEED JUSTIFICATION SO IT CAN PASS THE AUDIT.

10. PURCHASE APPROVED – FORKLIFTS, TRAILER, AND TRUCK – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the purchase of 5 used forklifts, 4 trailers to transport the forklifts, 1 enclosed trailer, and to

upgrade the truck previously approved in an amount not to exceed \$131,000.00. Motion carried.

11. RENTAL APPROVED – WAREHOUSE – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the rental of a climate controlled 11,200 sq. ft. warehouse for the storage of supplies needed for Covid-19 response. Motion carried.

AGENDA ITEM 14A – TAMMY MCRAE WAS SWORN IN BY COMMISSIONER NOACK AS PRESIDENT OF THE TAX ASSESSOR-COLLECTORS ASSOCIATION OF TEXAS.

12. AGREEMENTS ACCEPTED – CARES ACT FUNDING – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the CARES Act Funding agreements between HUD and Montgomery County and authorize Judge Mark Keough to sign related paperwork.

- a. Community Development Block Grant Program (CDBG-CV) in the amount of \$1,640,976.
- b. Emergency Solutions Grant (ESG-CV) in the amount of \$775,483.

Motion carried.

13. REQUEST APPROVED – POSITION CHANGES – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve opening the following positions, and allow the Budget Office to transfer salary and associated funds between positions and/or accounts as necessary. These are both full time, temporary positions that will be funded out of the CARES Act/COVID-19 Funding. Both positions will be closed after the grant has concluded, December 30, 2020.

- a. Case File Monitor position: 642040-4283-1 with an annualized salary of \$44,205.
- b. Financial Monitor position: 642040-4282-1 with an annualized salary of \$44,205.

Commissioner Noack and Commissioner Metts voted “No”. Motion carried.

14. AGREEMENT APPROVED – CARES ACT ROUND 1 – COMMUNITY DEVELOPMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the 2020 CARES Act Round 1 Funding agreements between Montgomery County and the following non-profit agencies: Society of Samaritans - CDBG-CV; Society of Saint Vincent de Paul - CDBG-CV; Interfaith of the Woodlands - CDBG-CV; Mission Northeast - CDBG-CV; and Community Assistance Center - CDBG-CV. These agreements are paid for through CARES Act funding that is being provided to Montgomery County to help legal, low to moderate income residents of the county pay rent, mortgage, utilities and/or prescriptions. Assistance will be capped at \$2,500 per qualifying household while funds are available. Motion carried.

15. PAYMENT OF ACCOUNTS APPROVED – AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve the payment of accounts. Motion carried.

16. AWARD APPROVED – PROJECT #20-09 – MCCD/PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award for Project #20-09 - West Montgomery County Community Center Expansion to Huffco Services, Inc. for MCCD/Precinct 2. Motion carried.

17. AWARD APPROVED – PROJECT #20-22 – MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve the award for Project #20-22 - Replacement Security Doors Including Installation to Cornerstone Detention Products, Inc, for Montgomery County Mental Health Treatment Facility. Motion carried.

18. REQUEST APPROVED – CARES ACT – GRANTS

Motion by Commissioner Meador, seconded by Commisisoner Noack, to approve the Fiscal Year 2020 Texas Department of Transportation-Aviation CARES Act funding in the amount of \$157,000 for the Airport. James Brown is authorized to execute any related paperwork and accept grant funding once awarded. Motion carried.

19. GRANT APPLICATION APPROVED – AUTO THEFT TASK FORCE – GRANTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Fiscal Year 2021 Auto Theft Task Force grant application to Motor Vehicle Crime Prevention Authority (MVCPA) in the amount of \$337,464 with a match of \$282,204 from the Sheriff's Office and \$105,698 from other entities participating in the program. Mark J. Keough is authorized to be the authorized official. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

COMMISSIONER NOACK LEFT THE COURTROOM.

AGENDA ITEM 19A: Consider and approve the District Clerk's annual District Court Technology Fund Written Archival Plan that will continue the preservation of approximately 15,000 archive documents. For fiscal year 2020-2021, we are requesting \$61,000 to carry on this plan.

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

20. RESOLUTION AND ORDER APPROVED – ARCHIVAL PLAN – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the District Court Technology Fund 2020-2021 Archival Plan. All expenditures from the records technology fund must comply with Subchapter C, Chapter 262, Local Government Code, Motion carried.

21. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve the following Payroll Change Request Forms:

Request of Community Development to place Tiffany N. Hankeson, Case File Monitor, on payroll, effective June 10, 2020.

Motion carried.

COMMISSIONER NOACK RETURNED TO THE COURTROOM.

AGENDA ITEM 20B – THE COURT DISCUSSED PERSONNEL REQUEST AND UPGRADES FOR FY2021. THE COURT STATED THAT ALTHOUGH THE ANSWER WILL PROBABLY BE NO THE DEPARTMENTS AND ELECTED OFFICIALS CAN COME ASK FOR THE NEW PERSONNEL AND UPGRADES. THE COURT STATED THAT THERE WILL BE LESS REVENUE SO THEY WILL NEED A COMPELLING STORY FOR THE REQUEST TO BE CONSIDERED.

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

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLE 551.071.

EXECUTIVE SESSION – AGENDA ITEM 21A: CONSULTATION WITH COUNTY ATTORNEY REGARDING DEMAND BY JOSEPH SANTOPETRO. (SECTION 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

NO ACTION TAKEN ON THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 23

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

MISCELLANEOUS – AGENDA ITEM 24 – NO OTHER ITEMS LISTED

22. 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

