

JUL 14 2020

COMMISSIONERS COURT DOCKET  
JUNE 23, 2020  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 23<sup>rd</sup> 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 Tim Holifield

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

CITIZENS – AGENDA ITEM 7

Eric Yollick addressed the court concerning the budget of the 457<sup>th</sup> District Court. He gave the court a proposal for the budget. He asked the court to look for ways to reduce spending due to the economic crisis.

Christopher Block presented the court with an USB drive addressing flooding issues in Kingwood. He stated most of the flooding is caused by water from Montgomery County.

Heather Schoonover thanked the court for listening during the workshops regarding the Non Consent tow regulations. She also had questions in regards to the \$25 administrative fee.

Clint Bass addressed the court concerning the Non Consent Tow regulations. He is opposed to the ordinance due to the fact that it does not allow shared storage lots.

AGENDA ITEM 8A – MONTGOMERY COUNTY EMPLOYEES COMMITTEE

MONTGOMERY COUNTY EMPLOYEES COMMITTEE PRESENTED EMPLOYEE OF THE MONTH TO DETECTIVE JOHN NIQUETTE, WITH THE SHERIFFS OFFICE FOR THE MONTH OF APRIL, 2020, TO MORGAN LUMBLEY, WITH EMERGENCY MANAGEMENT FOR THE MONTH OF MAY, 2020 AND NOAH RICHARDSON, WITH DISTRICT ATTORNEY FOR JUNE, 2020.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated May, 26, 2020, Special Session of Commissioners Court dated June 1, 2020, and Regular Session of Commissioners Court dated June 9, 2020. Motion carried.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 10A-Q

Motion by Commissioner Noack, seconded by Commissioner Meador, 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 10A1-8

- A1. AGREEMENT APPROVED for the Adoption of the Texas County and District Retirement System Qualified Replacement Benefit Arrangement.
- A2. REQUEST APPROVED from Justice of the Peace Precinct 1 to use an amount not to exceed \$3,450 from the Justice of the Peace Technology Fund.
- A3. REQUEST APPROVED from Justice of the Peace Precinct 3 to use an amount not to exceed \$2,500 from the Justice of the Peace Technology Fund.
- A4. COMPLETED AUDITS ACCEPTED for Airport 1<sup>st</sup> Quarter Compliance Audits FY2020; and Law Library Compliance Audit FY2019.
- A5. REPORT ACCEPTED that complies with Local Government Code Section 114.025.

- A6. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A7. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A8. REPORT ACCEPTED that complies with Local Government Code Section 114.023.

BUDGET OFFICE – AGENDA ITEMS 10B1-3

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

TREASURER – AGENDA ITEM 10C1-3

- C1. INVESTMENTS PURCHASED REPORT APPROVED for week ending June 5, 2020.
- C2. MONTHLY INVESTMENT REPORT APPROVED for May 2020.
- C3. MONTHLY STATEMENT OF BALANCES REPORT APPROVED for May 2020.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 10D1

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

PURCHASING – AGENDA ITEMS 10E1-5

- E1. CHECK ACKNOWLEDGED AND ACCEPTED from Rene Bates Auctioneers, Inc., in the amount \$112,537.01 from the May 2020 Montgomery County online auction of seized and surplus items. The County Clerk did not receive a check for this item.
- E2. CHANGE ORDERS APPROVED:

- a. CO #1 to PGAL, Inc., for Architectural and Engineering Design Services for the Montgomery County Sheriff's Substation for additional services in the amount of \$5,400 for Sheriff's Office.
- b. CO #2 to Bey Commercial Construction, Ltd., for Project #20-12 Sallas Park Improvements to install crushed concrete at restroom building subgrade and install water line revisions for an increase in the amount of \$19,308.74 for MCCD/Commissioner Precinct 4.
- c. CO #2 to Harrison Kornberg Architects, LLC., for Project #2017-0029 Architectural Services for Records Storage Building for additional services with an increase in the amount of \$8,800 for County Clerk.
- d. Amendment #1 to Project #18-55 Third Party Claims Administration Services for the Montgomery County Medical Plan with PrimeDx to add Care Navigation Services for Risk Management.

E3. ADVERTISING APPROVED for the following:

- a. Montgomery County Sheriff's Substation for Sheriff's Office.
- b. New Air Powered Water Vessel for Commissioner Precinct 4.

E4. RENEWALS OPTIONS APPROVED:

- a. Project #19-18 Preventative Maintenance for Stand-By Generators with Total Energy Solutions for various departments (exercising the first of four renewal options).
- b. Project #19-08 Workers Compensation Third Party Administrators with AS&G Administrators, Inc. for Risk Management (exercising the first of four renewal options).
- c. Project 2017-0032 Pre-Engineered Metal Buildings with Mueller Supply for various departments (exercising the third of three renewal options).
- d. Project #18-30 All Hazards Preparedness, Planning, Consulting and Recovery Services with Hagerty Consulting, Inc., for Emergency Management (exercising the second of four renewal options).
- e. Project #19-31 Wireless MACD Services with Teligistics, Inc., for Sheriff's Office (exercising the first of four renewal options).
- f. Project #19-42 Underground Conduit Installation with Third Coast Services, LLC for various departments (exercising the first of five renewal options).

E5. DISCRETIONARY EXEMPTIONS APPROVED:

- a. RB Digital Books as an item that can be obtained from only one source from Recorded Books Inc., for the Library. Local Gov't Code §262.024(a)(7)(B).

- F1. APPOINTMENT APPROVED of Associate Judge David Bluestein as a part-time Mental Health Associate Judge pursuant to Section 574.0085 Health and Safety Code.

RISK MANAGEMENT – AGENDA ITEMS

- G1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63672255	Aldrich, Michael/Const. Pct 4	\$5,000	Continuation Certificate
63680988	Aldridge, Johnathan/Const. Pct 5	\$5,000	Continuation Certificate
15487168	Bates, Kevin/Fire Marshal	\$5,000	Continuation Certificate
63672287	Beaty, Zachary/Const. Pct 4	\$5,000	Continuation Certificate
63659244	Buehl, Christopher/Const. Pct 5	\$5,000	Continuation Certificate
15486578	Burlin, George/Fire Marshal	\$5,000	Continuation Certificate
63672276	Capehart, Chad/Const. Pct 4	\$5,000	Continuation Certificate
63680460	Carley, Joshua/Const. Pct 5	\$5,000	Continuation Certificate
63681549	Christopher III, Gerald/Const. Pct 5	\$5,000	Continuation Certificate
63680351	Coldiron, James/Const. Pct 4	\$5,000	Continuation Certificate
61732223	Cook, Dana/Tax Assessor	\$100,000	Continuation Certificate
63681553	Davis, Jeremy/Const. Pct 5	\$5,000	Continuation Certificate
63662735	Epperson, Jessica/Const. Pct 3	\$5,000	Continuation Certificate
63682676	Fulcher Jr., Glen/Const. Pct 3	\$5,000	Continuation Certificate
63680432	Gordon, Kim/Const. Pct 5	\$5,000	Continuation Certificate
63246996	Hosler, Bryan/Const. Pct 4	\$5,000	Continuation Certificate
62442506	Ingle, Robin/Tax Assessor	\$100,000	Continuation Certificate
62442537	Jackson, Tina/Tax Assessor	\$100,000	Continuation Certificate
63680925	Johnson Jr., Calvin/Const. Pct 5	\$5,000	Continuation Certificate
63682678	Kelso, Garrett/Const. Pct 3	\$5,000	Continuation Certificate

63681580	McKeon, Kristina/Const. Pct 5	\$5,000	Continuation Certificate
63680417	Park, Jeremy/Const. Pct 5	\$5,000	Continuation Certificate
63680342	Rodriguez, Pedro/Const. Pct 4	\$5,000	Continuation Certificate
63680949	Silvio, Michael/Const. Pct 5	\$5,000	Continuation Certificate
63681563	Simpson, Ryan/Const. Pct 5	\$5,000	Continuation Certificate
63659294	Smalley Jr., Bobby/Const. Pct 2	\$5,000	Continuation Certificate
63680447	Stepanski, Mark/Const. Pct 5	\$5,000	Continuation Certificate
63680360	Taylor, Christopher/Const. Pct 4	\$5,000	Continuation Certificate
63659269	Thomason, Gregory/Const. Pct 2	\$5,000	Continuation Certificate
64682535	Wall, Judy/Treasurer	\$100,000	Continuation Certificate

COMMISSIONERS – AGENDA ITEMS 10H1-2

H1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Willis Baseball 13U to use the baseball fields at Charles Traylor Memorial park for practices as scheduled by WYAA now through December 31, 2020.
- b. USE AGREEMENT APPROVED with Correa Baseball Academy to use the baseball fields at West Montgomery County Park for practices as scheduled by Montgomery Little League through December 31, 2020.
- c. USE AGREEMENT APPROVED with Motown Baseball to use the baseball fields at West Montgomery County Park for practices as scheduled by Montgomery Little League through December 31, 2020.

H2. PRECINCT 4

- a. CHECK ACCEPTED from Meals on Wheels Montgomery County in the amount of \$239.53 for the purchase of fuel for April 2020. This will be deposited into line item number 615-7926. This check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 10I1-3

I1. PRECINCT 3

- a. FINAL PLAT APPROVED for Meadows at Imperial Oaks, Section 12; 11.131 acres; George Lamb Survey, A-334.
- b. PUBLIC HEARING DATE SET for July 14, 2020 to consider and approve setting a 40-mph speed limit on Rayford Road between IH-45 and Richards Road.

I2. PRECINCT 4

- a. FINAL PLAT APPROVED for Woodridge Forest, Section 20; 0.824 acres; Mary Owens Survey, A-405.
- b. FINAL PLAT APPROVED for Cale's Forest; 8.028 acres; Hail Barton Survey, A-88.
- c. FINAL PLAT APPROVED for Deer Trails Estates, Section 2; 37.093 acres; J. Pitts Survey, A-28.

I3. ALL PRECINCTS

- a. REQUEST APPROVED from Park Construction to move heavy equipment across various county roads. This permit will expire October 11, 2020. Bond on file expires 5/1/2021.

HUMAN RESOURCES – AGENDA ITEM 9J1

J1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of 435<sup>th</sup> District Court to promote Christopher Rivera, Court Administrator, as replacement for April Knudsen, effective June 15, 2020.

Request of Animal Services to accept the resignation of Jerome Camilleri, Maintenance Tech II, effective June 20, 2020. [165.84 hours or balance vacation; 0.0050 hours or balance compensatory time; 3.875 hours or balance holiday time]

Request of Animal Services to remove Josiah Cox, Animal Care Technician, from payroll due to lay off, effective June 2, 2020. [No benefits due]

Request of Custodial Services to promote Kathy Gomez, Custodian I, as replacement for Jessica Pickering, effective June 13, 2020.

Request of Custodial to promote Dalila Martinez, Custodian I, as replacement for Thomas Dearman, effective June 13, 2020.

Request of Building Maintenance to accept the resignation of Roy Collins, Maint Tech II, effective June 12, 2020. [116.30 hours or balance vacation]

Request of Commissioner Precinct 2 to accept the resignation of Steven C. McQuagge, Operator I, effective June 12, 2020. [140.5950 hours or balance vacation; 180.00 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Commissioner Precinct 3 to accept the resignation of Juan Correa, Operator I, effective June 15, 2020. [80.020 hours or balance vacation]

Request of Commissioner Precinct 4 to place Justin Mallard, Operator I, on payroll as replacement for Amber Wooley, effective June 8, 2020.

Request of Constable Precinct 1 to place Julie Nolkamper, Clerk IV, on payroll as replacement for Yvonne Abrams, effective June 13, 2020.

Request of Constable Precinct 5 to increase salary of Blake McElhaney, Deputy Constable, due to step increase, effective June 27, 2020.

Request of Constable Precinct 5 to increase salary of Kristina McKeon, Deputy Constable, due to step increase, effective August 8, 2020.

Request of County Attorney to accept the retirement of Claudette Denise Johnson, Legal Assistant III, effective June 30, 2020. [251.7050 hours or balance vacation; 13.00 hours or balance compensatory time]

Request of County Auditor to transfer Carla Erin Foley, Acct Payable Asst, effective June 8, 2020.

Request of County Auditor to accept the retirement of Betty Lovin, Accts Payable Asst, effective May 31, 2020. [71.60 hours or balance vacation]

Request of County Engineer to place Michael Teasdale, Engineer 1, on payroll effective July 6, 2020.

Request of District Attorney to place Jane M. Lowery, Coord-Victim Assistance, on payroll due to return from unpaid FMLA/disability leave, effective June 29, 2020.

Request of District Clerk to increase salary of Kayla Adams, Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to promote Tony Beltran, Court Clerk III, effective June 15, 2020.

Request of District Clerk to place Jonathan O. Chicas, Court Clerk II, on payroll as replacement for Vanessa Medina, effective June 15, 2020.



Request of District Clerk to increase salary of Jeff Vincent Fiore Jr., Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Charlotte Forbes., Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Tracy Lynn Hutchison, Office Supervisor I, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Sarah Introligator, Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Lauren Marquis, Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to place Julia A. Meyer, Court Clerk II, on payroll as replacement for Ryan Rendon, effective June 15, 2020.

Request of District Clerk to increase salary of Bobbye Miller, Office Supervisor I, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Terrell Mizell, Court Clerk II, due to completion of probationary period, effective June 15, 2020.

Request of District Clerk to increase salary of Brenda Schank, Office Supervisor I, due to completion of probationary period, effective June 15, 2020.

Request of Elections to increase salary of Janet Batchelor, Voter Clerk, due to increase of responsibilities, effective June 29, 2020.

Request of Elections to increase salary of Arla Linscomb, Voter Clerk, due to increase of responsibilities, effective June 29, 2020.

Request of Elections to increase salary of Corrinne Singletary, Voter Clerk, due to increase of responsibilities, effective June 29, 2020.

Request of Information Technology to increase salary of Steve Allen, Lead Business System Coordinator III, due to completion of probationary period, effective June 13, 2020.

Request of Information Technology to transfer Frank A. Hersom, Operations Specialist III, effective June 8, 2020.

Request of Information Technology to place Daniel Kinard, Operations Specialist III, on payroll as replacement for Frank A. Hersom, effective June 8, 2020.

Request of Information Technology to place Dalton Richey, Law Enforcement Tech Spec III, on payroll as replacement for Cory Platt, effective June 8, 2020.

Request of Juvenile to change status of Cassidy Cadieux, Juvenile Supervision Officer Substitute, due to employee's request, effective June 13, 2020.

Request of Juvenile to accept the resignation of Alyssa Rachelle Watson, Counselor, effective June 19, 2020. Is eligible for rehire. [30.6030 hours or balance vacation]

Request of Juvenile to discharge Antoine C. White, Juvenile Supervision Officer Substitute, effective June 4, 2020. Is not eligible for re-hire. [No benefits due]

Request of Office of Court Administration to increase salary of Chad Peace, Director-Court Administration, due to completion of probationary period, effective June 13, 2020.

Request of Office of Court Administration to remove Esliyerd Reyes, Jail Liaison/Compliance Monitor, from payroll due to job abandonment, effective June 15, 2020.[No benefits due]

Request of Risk Management to increase salary of Irene Gonzales, Risk Analyst, due to merit increase, effective June 15, 2020.

Request of Risk Management to increase salary of Kristopher Haag, Risk Analyst, due to merit increase, effective June 15, 2020.

Request of Sheriff to demote Christina Marie Forman, Specialist, due to voluntary demotion, effective June 27, 2020.

Request of Sheriff to accept the resignation of John Manuel Griffin, Deputy Patrol, effective June 14, 2020. [52.36 hours or balance vacation; 29.00 hours or balance holiday]

Request of Sheriff to accept the resignation of Katherine Kelly Nichols, Temporary Data Clerk, effective June 11, 2020. [No benefits due]

Request of Sheriff to place Jason Matthew Poorman, Deputy Detention, on payroll due to return from unpaid leave of absence, effective June 1, 2020.

Request of Spring Creek Greenway N.C. to accept the resignation of Ryan Dulfer, Nature Center Assistant, effective June 18, 2020. [24.64 hours or balance vacation]

Request of Tax Assessor Collector to accept the retirement of Charlotte Hatchley, Administrative Manager I, effective July 31, 2020. [217.23 hours or balance vacation]

- K1. AMENDMENT/MODIFICATION APPROVED for No. Special VTC Language to the amendment of solicitation/modification of contract 70CDCR18DIG000013, between Montgomery County and Immigration and Customs Enforcement, Office of Acquisitions Management to incorporate the use of guard services to monitor Federal Prisoners on a case-by-case basis during court hearings conducted via VideoTeleconferencing (VTC) when the Federal Judiciary has restricted in-person presentation of a prisoner before court.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 10L1

- L1. CONTRACTS APPROVED for the Felony Contract Defender Program 2020-2021 term. County Judge is authorized to sign contracts on behalf of Montgomery County.

EMERGENCY MANAGEMENT – AGENDA ITEMS 10M1-2

- M1. ACCEPTANCE APPROVED of Supplemental Award to the following HSGP 2018 UASI grant and amount. Grant 3694701 2018 UASI Emergency Operations Center/Regional Technology Enhancements in the amount of \$92,908.73.
- M2. LEASE AGREEMENT RATIFIED between CW Rod Conroe LLC and Montgomery County for lease of climate controlled storage previously approved by Commissioners Court on June 9, 2020.

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

- N1. PRECINCT 1
  - a. ORDER APPROVED that the award of the Special Commissioners in the proceedings under cause no. 19-06-08246 in the amount of \$133,760.00 for the acquisition of real property described as Parcel 103, FM 1097 Road Project. Also the sum of \$42,646.00 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 \$91,114.00 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.
  - b. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for FM 1097 Road Expansion Project Parcel 210 being a 0.1074 acre parcel of land out of the Timothy Cude Survey, A-12 owned by Beatrice G. Kleimann as Trustee of the Bypass Trust created under the Kleimann Family Revocable Trust.
  - c. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings for FM 1097 Road

Expansion Project Parcel 218 being a 2.408 acre parcel of land out of the Neal Martin Survey, A-26 owned by Beatrice G. Kleimann as Trustee of the Bypass Trust created under the Kleimann Family Revocable Trust.

- d. ADVANCED FUNDING AGREEMENT ACCEPTED AND RECORDED between Montgomery County and TxDOT for the IH-45 NB Frontage Road Project.
- e. RESOLUTION AND ORDER APPROVED for the purchase and funding of the acquisition of 0 Newton Street Conroe, Texas 77301 from Newton Street Holdings, LLC for the total sum of \$399,689.45. County Judge or Assistant County Attorney is authorized to approve and execute the deed and execute the closing statement and all other documents necessary to effect the acquisition of 0 Newton Street. The County Auditor and Treasurer are authorized and ordered to issue payment from line item 4996001.7598 to Chicago Title for the benefit of Newton Street Holdings, LLC.

N2. PRECINCT 2

- a. ISSUANCE APPROVED of Notice of Right of Repurchase as provided by Texas Property Code §21.101 for a 2.28 acre tract in the Ezra Reed Survey, Abstract 458, obtained through eminent domain and recorded in Clerk's File No. 2009-116032, having determined that the property became unnecessary for the public use for which it was acquired.

N3. PRECINCT 4

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase and funding of the acquisition of Parcel 95 for the widening of Sorters Road from Porter Special Utility District for the total sum of \$4,608.20 and to accept the deed.
- b. ORDER APPROVED acknowledging receipt of check in the amount of \$20.00 from Solveig Matek for lease of real property described as 5.190 acres known as tract 92 out of the Archibald Hodge Survey, A-18. Check has been forwarded to the Auditor for further processing.

COUNTY CLERK – AGENDA ITEM 1001

- O1. REMODEL PROJECT APPROVED for the County Clerk's Office with an estimated cost of \$472.00 from Building Maintenance. The funds are available from a previous project that had a surplus and no addition funding source is needed.

DISTRICT CLERK – AGENDA ITEM 10P1

- P1. DEPUTATION ACKNOWLEDGED of District Clerk Deputy Clerks, Jonathan Chicas and Julia Meyer.

GRANTS – AGENDA ITEMS 10Q1-3

- Q1. GRANT APPLICATION APPROVED AND RATIFIED for the 2020 Tomball Health Coalition/Tri County Health Alliance grant application in the amount of \$22,696.09 for swift/high water rescue training and equipment for Constable Precinct 5 with no match required. Chief Chad Walling is authorized to complete any and all formalities related thereto.
- Q2. INTERLIBRARY LOAN LENDING (ILL) REIMBURSEMENT PROGRAM APPROVED for Fiscal Year 2020 for the Library. This is a reimbursement program with no match required. Library Director Jeri Williams is designated as authorized official.
- Q3. GRANT AWARD ACCEPTED for the Fiscal Year 2020-2021 Solid Waste Compactor grant from Houston-Galveston Area Council (HGAC) in the amount of \$68,513 with a match of \$15,100.71 for Commissioner Precinct 1 Office. Grant application was approved in Commissioners Court on 10/08/2019.

Motion carried.

**END OF CONSENT AGENDA**

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4. REQUEST APPROVED – POSITION CHANGES – 435<sup>TH</sup> DISTRICT COURT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the transfer of \$3,011.20 from position 442-8410-1, Court Administrator to 442-8520-1, Court Coordinator I, annualized salary to be \$62,000. Authorize Budget Office to effectuate all necessary changes. The 435th will be giving \$2,142.75 in salaries and benefits back to Jury Fund Contingency. Motion carried.

5. REQUEST APPROVED – POSTION CHANGES – OFFICE OF COURT ADMINISTRATION

REQUEST APPROVED – POSITION CHANGES – OFFICE OF COURT ADMINISTRATION

RESOLUTION AND ORDER APPROVED – ASSOCIATE JUDGE – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Metts, to approve the following:

- a. request approved to create and fund the 457th District Court starting July 15, 2020. Total request not to exceed \$131,560.05 for personnel, benefits and operational services for FY2020.
- b. request approved to close position 436-7926-1 Staff Attorney and open position 436-8413-1 Associate Judge for the 410th District Court with an annualized salary to be \$132,470 and Open Position 436-7500-2 Court Reporter with an annualized salary to be \$88,691.20. Additional funding not to exceed \$30,000 for salary and benefits for FY2020.
- c. Resolution and order approved to create the position of Associate Judge in the 410<sup>th</sup> District Court with compensation of the New Associate Judge set at \$132,470.00 per year, plus benefits.

The budget officer is authorized to use the appropriate funding source including the Court Reporter Service Fund and Contingency. Motion carried.

AGENDA ITEMS 13A, 13B, AND 13C WERE MOVED TO BE HEARD AFTER EXECUTIVE SESSION.

COMMISSIONER MEADOR LEFT THE COURTROOM.

6. AGREEMENTS APPROVED – 2020 CARES ACT ROUND 1 – COMMUNITY DEVELOPMENT

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve the 2020 CARES Act Round 1 Funding agreement between Montgomery County and Community Assistance Center. This agreement is paid for through CARES Act funding that is being provided to Montgomery County to help low to moderate income, legal 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. Community Assistance Center - ESG-CV. Motion carried.

7. CHANGE ORDER APPROVED – PROJECT #19-06 – COMMISSIONER PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve CO #1 to Smith & Company for Project# 19-06 Spring Branch Road to add additional items in the amount of \$81,165 for Commissioner Precinct 1. Motion carried.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

8. CHANGE ORDER APPROVED – PROJECT #18-31 – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve CO #3 to Glenn Fuqua, Inc. for Project# 18-31 Grand Pines Road Construction to add additional items in the amount of \$116,012.25 for Commissioner Precinct 2. Motion carried.

9. AWARD APPROVED – RFP #20-17 – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award for Project RFP #20-17 - Internet Protocol Telephony (VoIP) Services to Consolidated Communications for Information Technology. Motion carried.

10. ORDINANCE APPROVED – INCIDENT MANAGEMENT TOWING ROTATION – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve Ordinance Regulating Incident Management Towing Rotation and Storage Services for Montgomery County, Texas. 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 17A: Consultation with County Attorney regarding Court of Appeals NO. 03-17-00499-CV styled Nicky E. Dyer, et al and Montgomery County, Texas v. Texas Commission on Environmental Quality, et al and Texcom Gulf Disposal, LLC. (Section 551.071)

**COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.**

NO ACTION NECESSARY ON THE ITEM DISCUSSED IN EXECUTIVE SESSION.

11. INTERLOCAL AGREEMENT APPROVED – MONTGOMERY COUNTY HOSPITAL DISTRICT – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Interlocal Agreement between Montgomery County and Montgomery County Hospital District regarding Emergency Equipment, Medical Supplies, Diagnostic Testing, and other related healthcare support. The interlocal will remain in effect until terminated per the provisions of the interlocal. Motion carried.

12. RESOLUTION AND ORDER APPROVED – OVERTIME COVID-19 – EMERGENCY MANAGEMENT

Motion by Commissioner Metts, seconded by Commissioner Meador, to authorize the overtime payments for all Montgomery County public safety offices, agencies or departments. The overtime will be paid out of the CARES Act Fund, Department 650. Submission is authorized of timesheets identifying overtime of employees in public safety offices, agencies and departments. Motion carried.

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

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the payout of comp time that was earned due to the COVID-19 pandemic. The County Auditor is authorized to issue payment of the comp time in an amount not to exceed \$30,000.00 and charge department 650 for the last pay period ending July 12. Motion carried.

14. REQUEST APPROVED – FUNDS FOR IT – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Metts, to authorize the transfer of \$500,000.00 more from department 650 for Information Technology to purchase more items to increase telework and work at home capabilities. Motion carried.

15. REQUEST APPROVED – MEAL PURCHASE – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to authorize the use of CARES Act Funds, department 650, to be used to pay taxes and delivery fees for meals purchased for quarantined individuals staying at the hospital. Motion carried.

16. REQUEST APPROVED – PURCHASE OF SHELTER – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase of a Zumro Shelter for additional space at the hospital for COVID patients in an amount not to exceed \$500,000.00. Motion carried.

17. REQUEST APPROVED – BODY SCANNER – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the testing of a Forensic Body Scanner for 90 days with an option to purchase after in an amount not to exceed \$160,000.00. Motion carried.

CITIZENS – AGENDA ITEM19

No Citizens addressed the court at this time.

MISCELLANEOUS – AGENDA ITEM 20 – NO OTHER ITEMS LISTED.



18. COURT ADJOURNS

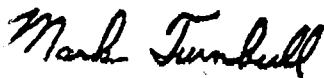
Motion by Commissioner Noack, seconded by Commissioner Meador, to adjourn this session of Court. Motion carried.

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

ATTEST:

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

BY:



COUNTY CLERK



COUNTY JUDGE

