

#2 9A

JUL 28 2020

COMMISSIONERS COURT DOCKET

JULY 14, 2020

REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 14th day of July, 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 2	Charlie Riley
Commissioner, Precinct 3	James Noack-remotely
Commissioner, Precinct 4	James Metts
Also County Clerk's Office	Amber Twiddy

ABSENT:

Commissioner, Precinct 1	Mike Meador
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INVOCATION GIVEN BY Judge Keough

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

CITIZENS – AGENDA ITEM 7

No citizens addressed court at this time.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the Minutes from Regular Session of Commissioners Court dated June 23, 2020 and special session dated June 30, 2020. Motion carried.

AGENDA ITEM 9K1 WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

AGENDA ITEM 9K3c WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

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

Motion by Commissioner Metts, 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 9A1-4

- A1. REPORT ACCEPTED that complies with Local Government Code Section 14.024.
- A2. REQUEST APPROVED to increase cash drawer funds and change reserve for a total increase of \$100.00 at Drug/DWI.
- A3. 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 \$3,494,376.03. This is the total amount received on behalf of the Joe Corley Facility since transfer request made for 06/09/20 Commissioners Court. Joe Corley Facility is now managed as an agency fund.
- A4. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

BUDGET OFFICE – AGENDA ITEM 9B1

- B1. UPDATED FY2021 BUDGET CALENDAR APPROVED.

TREASURER – AGENDA ITEMS 9C1-3

- C1. DONATION ACCEPTED of \$1,100 to the Animal Shelter from Rainie Robinson to be deposited into project DN0001 Animal Shelter Donation.
- C2. INVESTMENTS MATURED REPORT ACCEPTED for 6-26-2020.

C3. INVESTMENTS MATURED REPORT ACCEPTED for 7-3-2020.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9D1-2

D1. REQUEST APPROVED to accept Continuation Certificate of Surety Bond #LSM1023551 for Bexar County Markets, Inc DBA Arlan's Market in the amount of \$25,000. Montgomery County has no responsibility for payment of this bond.

D2. TAX COLLECTION REPORT ACCEPTED for Month ending June 2020.

PURCHASING – AGENDA ITEMS 9E1-7

E1. ADVERTISING APPROVED for the following:

- a. Intersection Improvements Grogans Mill at South Millbend for Commissioner Precinct 3.
- b. Left and Right Turn Lane Widening on Cochran's Crossing at Bay Branch Drive and New Trails Drive at Technology Forest for Commissioner Precinct 3.
- c. FM 1097 West Utility Relocation for Commissioner Precinct 1.

E2. CHANGE ORDERS APPROVED:

- a. CO #1 to WadeCon, LLC., for Project #20-16 Grogan's Mill Road Right Turn Lane at Research Forest Drive to add new unit item and one additional (1) day for an increase in the amount of \$5,000 for Commissioner Precinct 2.
- b. CO #3 to Hagerty Consulting, Inc., for Project #18-30 All Hazards Preparedness, Planning, Consulting and Recovery Services to add Amendment #3 for Emergency Management.

E3. RENEWALS OPTIONS APPROVED:

- a. Project #2017-0042 Court Ordered Alcohol Ignition Interlock Device with Draeger, Inc., and 1A Smart Start, LLC., for Adult Probation (exercising the third of four renewal options).
- b. Project #2017-0050 Lawn Maintenance Services with Whitmore, Arno V dba PVW Services for Conroe-North Houston Regional Airport and Lone Star Convention and Expo Center (exercising the third of five renewal options).
- c. Project #18-38 Rehabilitation of Roads with RC Smith Companies dba Smith & Company for various departments (exercising the second of four renewal options).

E4. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Counseling services as a personal or professional service with Refuge Trauma & Counseling for Veterans Treatment Court. Local Gov't Code §262.024(a)(4).
- E5. INTERLOCAL PARTICIPATION AGREEMENT APPROVED for the Purchasing Solutions Alliance for various departments. Local Government Code §271.102.
- E6. REQUEST APPROVED to approve the following highly qualified provider per Government code Sec. 2254 for:
 - a. External Audit Services from Weaver and Tidwell, LLP., in the amount of \$75,000 for County Auditor.
 - b. DNA Testing from Bode Cellmark Forensics for various departments.
- E7. DISCRETIONARY EXEMPTION GRANTED for upgrade of Talon robot vehicle as an item that can be obtained from only one source from Foster-Miller, Inc., dba QINETIQ North America (QNA) in the amount of \$88,597 for Emergency Management. Local Gov't Code §262.024(a)(7)(A).

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-3

- F1. PRECINCT 2
 - a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Cimarron Creek, Section 4 and bond is released.
 - b. FINAL PLAT APPROVED of Woodforest Central Pine Street Extension (Roundabout to Woodforest 102); 6.11 acres; James Pevehouse Survey, A-29.
 - c. FINAL PLAT APPROVED of Fairwater, Section 4; 12.219 acres; Thomas Chatham Survey, A-127.
 - d. FINAL PLAT APPROVED of Fairwater Parkway Street Dedication and Recreation Center; 5.917 acres; Thomas Chatham Survey, A-127.
 - e. FINAL PLAT APPROVED of Fairwater, Section 5; 6.986 acres; Thomas Chatman Survey, A-127.
 - f. FINAL PLAT APPROVED of Fosters Ridge, Section 20B; 26.5010 acres; James Hodge Survey, A-19
- F2. PRECINCT 3
 - a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE SYSTEM in Basilica Bay Drive Street Dedication, Section 1.

- b. PUBLIC HEARING DATE SET for August 11, 2020 to approve posting a 20 mph speed limit on Scarlet Woods Court.

F3. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE SYSTEM in Waukegan Way, Section 4.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Waukegan Way, Section 2 and bond is released.
- c. PUBLIC HEARING DATE SET for August 11, 2020 to consider and approve installing additional stop sign control on the eastbound and westbound approaches in the median cross over area of the Aiken Woods Drive and Tavola Drive and the Ridge Spring Drive and Tavola Drive intersections.
- d. PUBLIC HEARING DATE SET for August 11, 2020 to consider and approve establishing stop sign control on the eastbound approach of the Tommy Smith Road and Howards Way intersection.
- e. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE SYSTEM in Brooklyn Trails, Section 1.
- f. REQUEST APPROVED to acknowledge that the roads in Tavola, Section 32 have been built to county standards and have completed the one-year maintenance period. The bond is released at this time. These roads are private and will not be maintained by Montgomery County.
- g. FINAL PLAT APPROVED of Porter Drive; 2.555 acres; Thomas Miller Survey, A-365 and Wyatt Anderson Survey, A-53.
- h. FINAL PLAT APPROVED of Hillman Acres, 9.8436 acres; Edward Wrentmore Survey, A-633.
- i. FINAL PLAT APPROVED of New Caney ISD Keefer Crossing Middle School; 49.976 acres; Ira Milliman Survey, A-340.
- j. FINAL PLAT APPROVED of Crockett Trace Estates, Section 9; 35.542 acres; JE Lewis Survey, A-665 and Bennett Blake Survey, A-4.

HUMAN RESOURCES – AGENDA ITEM 9G1

- G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of 435th District Court to place Heather Dessommes, Court Coordinator I, on payroll as replacement for Christopher Rivera, effective July 11, 2020.

Request of Airport to accept the retirement of Mary Wilson, Office Supervisor II, effective July 31, 2020. [168.7450 hours or balance vacation; 212.24 hours or balance grandfathered sick leave; 228.39 hours or balance compensatory time]

Request of Animal Services to accept the resignation of Brittney Davis, Clerk III, effective July 9, 2020. [5.65 hours or balance vacation; 8.00 hours or balance holiday time]

Request of Custodial to place Jesus Alvarez, Custodian, on payroll as replacement for Kathy Gomez, effective June 29, 2020.

Request of Custodial to place Brenda Carreon, Custodian I, on payroll as replacement for Dalila Martinez, effective June 29, 2020.

Request of Custodial to place Gaspar Pompa Ponce, Custodian II, on payroll as replacement for Caleb Pomales, effective June 29, 2020.

Request of Custodial to place Rafael Ramirez Martinez, Custodian II, on payroll, as replacement for Tevin Williams, effective June 29, 2020.

Request of Custodial to place Priscilla Ann Trevino, Custodian, on payroll, effective July 1, 2020.

Request of Custodial to accept the resignation of Linda Vasquez, Custodian, effective June 16, 2020.

Request of CDBG to place Kristen Trettenero-Rodriguez, Finance Monitor, on payroll, effective July 6, 2020.

Request of Commissioner Precinct 1 to promote John D. Seigle, Operator Water System, as replacement for Jeffrey Johnson, effective July 11, 2020.

Request of Commissioner Precinct 2 to increase salary of Douglas Hosford, Operator I, due to merit increase as replacement for Virgil Clark, effective July 4, 2020.

Request of Commissioner Precinct 2 to increase salary of Ian Jensen, Operator I, due to merit increase as replacement for Justin Kopecky, effective July 4, 2020.

Request of Commissioner Precinct 2 to increase salary of Justin Kopecky, Operator I, due to merit increase as replacement for Dwayne Scheider, effective July 4, 2020.

Request of Commissioner Precinct 2 to increase salary of Jacob Ruffino, Operator I, due to merit increase as replacement for Steven McQuagge, effective July 4, 2020.

Request of Commissioner Precinct 2 to increase salary of Campbell Van Winkle, Operator I, due to merit increase as replacement for Douglas Hosford, effective July 4, 2020.

Request of Commissioner Precinct 3 to accept the retirement of Deborah Arrazate, Administrative Manager I, effective June 30, 2020. [235.3342 hours or balance vacation]

Request of Commissioner Precinct 3 to promote Luisa Bowers, Admin Manager I, as replacement for Deborah Arrazate, effective June 27, 2020.

Request of Commissioner Precinct 3 to promote William C. Grimes, MGR Projects & Logistics, as replacement for Andrew Dubois, effective June 27, 2020.

Request of Commissioner Precinct 3 to increase salary of Gavin Hoffmeyer, Operator I, due to completion of probationary period, effective July 11, 2020.

Request of Commissioner Precinct 3 to increase salary of Heriberto Rangel Trejo, Operator I, due to completion of probationary period, effective July 11, 2020.

Request of Commissioner Precinct 3 to increase salary of Victor Silva Santiago, Operator I, due to completion of probationary period, effective July 11, 2020.

Request of Commissioner Precinct 3 to change status of James Tumbleson, Operator I, as replacement for Juan Correa, effective July 11, 2020.

Request of Commissioner Precinct 3 to increase salary of Roger Allen Wells, Operator I, due to completion of probationary period, effective July 11, 2020.

Request of Commissioner Precinct 4 to discharge Clayde Arie, Operator II, effective June 17, 2020. [3.08 hours or balance vacation]

Request of Commissioner Precinct 4 to accept the resignation of Steve Hartwig, Manager Field Operations, effective June 22, 2020. [58.12 hours or balance vacation; 6.00 hours or balance holiday]

Request of Commissioner Precinct 4 to promote Justin Mallard, Operator II, as replacement for Clayde Arie, effective June 27, 2020.

Request of Constable Pct 1 to transfer Tammy Leverett, Clerk III, as replacement for Julie Nollkamper, effective July 6, 2020.

Request of Constable Pct 3 to accept the resignation of Ryan T. Wolsey, Deputy Constable, effective July 3, 2020. [175.24 hours or balance vacation; 103.75 hours or balance vacation; 10.00 hours or balance holiday]

Request of Constable Precinct 4 to transfer Tyler Dartez, Deputy Constable, as replacement for Christopher Heustis, effective June 27, 2020.

Request of Constable Precinct 4 to transfer Dalton Fields, Deputy Constable, as replacement for Tyler Dartez, effective July 6, 2020.

Request of Convention Center to transfer Jennifer Adams, Administrative Assistant I, as replacement for Terri Stozier, effective July 13, 2020.

Request of County Attorney to change status of Julie Stewart, Attorney II, effective June 13, 2020.

Request of County Auditor to place Michelle Byrd, General Ledger Assnt, on unpaid FMLA/Disability Leave, effective June 26, 2020.

Request of County Auditor to place Chelsea Rhodes, Receptionist/Data Entry on payroll as replacement for Carla Foley, effective July 6, 2020.

Request of District Attorney to promote Kevin Michael Bratcher, Attorney II, as replacement for Modesto E. Rosales, effective July 28, 2020.

Request of District Attorney to promote Leah Martine Fiedler, Attorney II, as replacement for Lydia Diane Murphy, effective June 22, 2020.

Request of District Attorney to change position of Carmen R. Morales, Attorney I, as replacement for Kevin Michael Bratcher, effective July 28, 2020.

Request of District Attorney to change position of Erica Elena Ortega, Attorney I, as replacement for Leah Martine Fiedler, effective June 22, 2020.

Request of District Attorney to accept the resignation of Modesto E. Rosales, Attorney II, effective July 3, 2020. [124.48 hours or balance vacation]

Request of District Clerk to place Megan Shiflet, Court Clerk II, on unpaid FMLA/Disability Leave, effective June 18, 2020.

Request of Elections to increase salary of Katherine A. Trahan, Voter Clerk, due to increase of responsibilities, effective June 25, 2020.

Request of Forensic Services to accept the resignation of Tamara Ciaciura, Mediclegal Death Investigator I, effective July 24, 2020. [64.55 hours or balance vacation; 67.53 hours or balance compensatory time; 9.25 hours or balance holiday]

Request of Juvenile to accept the resignation of Truman Monroe O'Dowd, Juvenile Supervision Officer Substitute, effective June 30, 2020. Is eligible for re-hire. [No benefits due]

Request of Juvenile to accept the resignation of Victoria Rocio Rodriguez, Juvenile Supervision Officer Substitute, effective July 6, 2020. [No benefits due]

Request of Juvenile to remove Wesley Loveless White, Juvenile Supervision Officer, from payroll due to job abandonment, effective June 17, 2020. Is not eligible for rehire. [No benefits due]

Request of Library to accept the resignation of Natalie Ann Collins, Library Assistant II, effective July 24, 2020. [4.62 hours or balance vacation; 8.00 hours or balance holiday]

Request of Office of Court Administration to place Maritza Garcia, Jail Liaison/Compliance Monitor, on unpaid FMLA/disability Leave, effective June 26, 2020.

Request of Sheriff to increase salary of Matthew Allen Aaron, Deputy, due to step increase, effective July 11, 2020.

Request of Sheriff to correct PCR of Jazmine Georgianna N. Allen, Dispatcher, effective June 14, 2020.

Request of Sheriff to increase salary of Jody M. Armstrong, Internal Affairs Sergeant, due to step increase, effective July 11, 2020.

Request of Sheriff to transfer Kevin Austin Barnes, Deputy, effective June 27, 2020.

Request of Sheriff to increase salary of Brandon W. Bartoskewitz, Detective, due to step increase, effective June 27, 2020.

Request of Sheriff to place Nicholas Bell, Officer Civilian Deten, on payroll as replacement for Jordan Denee Drastata, effective July 11, 2020.

Request of Sheriff to transfer Steven Wayne Campos, Deputy, as replacement for Matthew Paul Sweeney, effective June 27, 2020.

Request of Sheriff to transfer David W. Coker, Deputy, as replacement for Sandi Marie Walker, effective June 27, 2020.

Request of Sheriff to accept the resignation of Kevin Michael Collignon, Deputy Patrol, effective July 10, 2020. [209.47 hours or balance vacation; 12.51 hours or balance compensatory time; 32.00 hours or balance holiday]

Request of Sheriff to transfer Corey Taylor Cooke, Deputy, effective June 27, 2020.

Request of Sheriff to transfer Mandy Lynn Curry, Sergeant, effective June 27, 2020.

Request of Sheriff to accept the resignation of Daniel Scott Derby, Deputy, effective July 24, 2020. [194.075 hours or balance vacation; 253.51 hours or balance compensatory time; 32.00 hours or balance holiday]

Request of Sheriff to promote Jesse Glen Fluellen, Lieutenant Detention, as replacement for Stephanie Starr Logan, effective June 27, 2020. [376.82 hours compensatory time]

Request of Sheriff to place Katelyn Hake, Dispatcher, on payroll as replacement for Paige Marie Sykes, effective July 11, 2020.

Request of Sheriff to accept the retirement of Henry Brice Herring, Sergeant Patrol, effective June 30, 2020. [114.46 hours or balance vacation; 1.89 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Sheriff to increase salary of Ashley Lain Hilgers, Officer Civil Det II, due to completion of certification requirements, effective June 27, 2020.

Request of Sheriff to place Paige Hoffman, Dispatcher, on payroll as replacement for Tacey Kay Kusmaul, effective June 27, 2020.

Request of Sheriff to increase salary of Alexander Michael Hons, Deputy Patrol, due to step increase, effective June 27, 2020.

Request of Sheriff to place Taylor Hunt, Records Specialist I, on payroll as replacement for Patricia Ann Harbin, effective July 11, 2020.

Request of Sheriff to transfer Justin Brent Kellas, Deputy, effective June 27, 2020.

Request of Sheriff to increase salary of Matthew W. McCord, Specialist, due to step increase, effective June 27, 2020.

Request of Sheriff to increase salary of Todd Alan McCoy, Detective, due to step increase, effective July 11, 2020.

Request of Sheriff to promote Teraz Bernard McCray, Civilian Detent Sergeant, effective July 11, 2020.

Request of Sheriff to transfer Pamela E. Munson, Deputy Patrol, as replacement for David W. Coker, effective June 27, 2020.

Request of Sheriff to accept the resignation of Fredi Alonso Ojeda, Officer Civilian Deten, effective July 1, 2020. [58.52 hours or balance vacation; 4.00 hours or balance holiday]

Request of Sheriff to increase salary of Jordan Morris Pankratz, Deputy Patrol, due to step increase, effective July 11, 2020.

Request of Sheriff to transfer Magdalena Edith Pickering, Deputy Patrol, effective June 27, 2020.

Request of Sheriff to place Cortney Dean Poe, Officer Civilian Deten, on unpaid leave of absence, effective May 4, 2020.

Request of Sheriff to accept the resignation of Michael Brian Quiser, Officer Civilian Deten, effective June 12, 2020. [11.88 hours or balance vacation; 0.13 hours or balance compensatory; 59.75 hours or balance holiday]

Request of Sheriff to transfer Corey A. Rice, Deputy Patrol, as replacement for Vicente Rafael Suarez, effective June 27, 2020.

Request of Sheriff to place Andrew Riley, Officer Civilian Deten, on payroll as replacement for Peter Eugene Coleman, effective June 27, 2020.

Request of Sheriff to transfer Christopher E. Roberts, Sergeant, as replacement for Justin Lane Wilkerson, effective July 11, 2020.

Request of Sheriff to place Erika Serrato, Officer Civilian Deten, on payroll as replacement for Pedro Gerald Herrera, effective June 27, 2020.

Request of Sheriff to place Steven S. Sims II, Officer Civilian Deten, on payroll as replacement for Michael Wayne Boatman, effective June 27, 2020.

Request of Sheriff to transfer Matthew Paul Sweeney, Deputy Patrol, as replacement for Steven Wayne Campos, effective June 27, 2020.

Request of Sheriff to transfer Sandi Marie Walker, Deputy Patrol, as replacement for John Manuel Griffin, effective June 27, 2020.

Request of Sheriff to transfer Justin Lane Wilkerson, Sergeant, as replacement for Mandy Lynn Curry, effective June 27, 2020.

Request of Sheriff to transfer Sterling A. Willis, Deputy, effective June 27, 2020.

Request of Sheriff to increase salary of Travis Aaron Wood, Deputy, due to step increase, effective May 30, 2020.

Request of Spring Creek Greenway NC to accept the resignation of Ryan Dulfer, Nature Center Assistant, effective June 18, 2020. [27.72 hours or balance vacation]

Request of Spring Creek Greenway NC to accept the resignation of Kendall Kruchten, Mosquito Driver, effective July 10, 2020.[No benefits due]

Request of Veterans Service to place Amber M. King, Clerk III, on payroll as replacement for Celelia Miller, effective July 6, 2020.

COUNTY JUDGE – AGENDA ITEMS 9H1-5

- H1. REQUEST APPROVED to accept Montgomery Central Appraisal District (MCAD) Annual Financial Report for Fiscal Year ending December 31, 2019.
- H2. BUDGET APPROVED for Montgomery County Emergency Communication Districts FY 21 budget. Judge Keough is authorized to sign Resolution approving the budget per Texas Health and Safety Code, Section 772.309.
- H3. REAPPOINTMENT APPROVED of Janet Qureshi and Dr. Richard Duren, to the Tri-County Behavioral Healthcare Board of Trustees, for a two (2) year term that ends August 31, 2022.
- H4. FINANCIAL AUDIT REPORT ACCEPTED as submitted by ESD #10 and ESD #7 for year ending December 2019.
- H5. FINANCIAL AUDIT REPORT ACCEPTED as submitted by ESD #14 and ESD #9 for year ending September 2019.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9I1-2

- I1. ADDENDUM APPROVED to the Montgomery County Multi-Jurisdictional Hazard Mitigation Plan.
- I2. DESIGNATION APPROVED of authorized emergency vehicles, pursuant to Texas Transportation Code, 541.201 (E).

MEMORIAL LIBRARY – AGENDA ITEM 9J1

- J1. USE AGREEMENT APPROVED by and between Montgomery County, Texas and Gulf Coast Regional Blood Center for blood drive.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-5

- K1. AGENDA ITEM 9K1 WAS MOVED TO THE OPEN SESSION. SEE MOTION #4 FOR COURT ACTION.
- K2. PRECINCT 1

- a. ORDER APPROVED authorizing Notice of Public Hearing on August 25, 2020 for partial revision to subdivision lots/plats being described as partial replat of Lots 1 through 8 and Restricted Reserve "B", block 2 of the Proposed Partial Replat of Villas at White Oak Ranch, Section 2 and Lots 1 through 6, Block 1 of the proposed Replat of Villas at White Oak Ranch, Section 2 to be known as Villas at White Oak Ranch Section 1 Partial Replat No. 1.
- b. ORDER APPROVED authorizing Notice of Public Hearing on August 25, 2020 for partial revision to subdivision lots/plats being described as partial replat of Lot 10 and Lot 11 in Big Oak Ranchettes to be known as Big Oak Ranchettes Replat No. 1.
- c. RESOLUTION AND ORDER TO PAY APPROVED for the funding of Closing Costs relating to the acquisition of Parcel 39 of the expansion of FM 1097 in the amount of \$8,452.00.
- d. RESOLUTION AND ORDER TO PAY APPROVED for the funding of survey and estimate expenses in connection with the acquisition and relocation for Parcel 213-R02 (T) of the expansion of FM 1097 payable to Buehler Transfer and Storage in the amount of \$7,411.25.
- e. ORDER APPROVED authorizing the award of Special Commissioners in the proceedings under Cause No. 19-06-08247 in the amount of \$75,000.00 for the acquisition of real property described as Parcel 104 FM 1097 Road Project. The sum of \$27,179.00 previously tendered to the property owner is deducted from the Award of Special Commissioners. The County Treasurer and Auditor are authorized and directed to make payment in the amount of \$47,821.00 to be deposited into the registry of the Court for the benefit and use of the property owner. The County Treasurer and Auditor are authorized and directed to make payment to the Special Commissioners.
- f. ORDER APPROVED allowing partial lot conveyance without a replat for a portion of Lot 1, Block 1 of the Replat of Walden Ridge consisting of 0.141 acres.
- g. FULLY EXECUTED ROAD DEVELOPMENT AGREEMENT ACCEPTED AND RECORDED between Montgomery County and MRSS Partners, Ltd., Montgomery County MUD No. 176 and Montgomery County MUD No. 177.
- h. RESOLUTION AND ORDER APPROVED to approve the acquisition purchase and funding of the acquisition of 0 Newton Street, Conroe, Texas 77301 for the total sum of \$399,689.45 and to accept the executed or to be executed deed.

K3. PRECINCT 2

- a. RESOLUTION AND ORDER TO PAY APPROVED for funding of survey and estimate expenses in connection with the acquisition and relocation for Parcel 9R-1 of the expansion of Mansions Way payable to Felix Castillo in the amount of \$11,157.08.
- b. RESOLUTION AND ORDER TO PAY APPROVED for funding of survey and estimate expenses in connection with the acquisition and relocation for Parcel 9R-2 of the expansion of Mansions Way payable to Felix Castillo in the amount of \$11,158.55.
- c. AGENDA ITEM 9K3c WAS MOVED TO THE OPEN SESSION. SEE MOTION 5 FOR COURT ACTION.

K4. PRECINCT 4

- a. TEMPORARY EASEMENT APPROVED from Vernon Investment Partners, L.P., a Texas limited partnership to Montgomery County, Texas across a 2.0146 acre tract of land in the Erastus Perkins Survey, Abstract 425. Precinct 4 Commissioner James Metts is authorized to sign for acceptance of the Easement.
- b. TEMPORARY EASEMENT APPROVED from 1314 Investments, Inc., a Texas corporation to Montgomery County, Texas across a 0.6657 acre tract of land out of Restricted Reserve "B" of Porter Plaza as recorded in Cabinet E., Sheet 128 A. Precinct 4 Commissioner James Metts is authorized to sign for acceptance of the Easement.
- c. ORDER APPROVED authorizing Notice of Public Hearing on August 25, 2020 for partial revision to subdivision lots/plats being described as Lots 2, 3, and 4 Block 1, Tavola Sec 30 to be known as Tavola Sec 30, Amending Plat No. 1.

K5. ALL PRECINCTS

- a. RESOLUTION AND ORDER APPROVED for the settlement offer of \$18,000.00 to be paid to claimant Mariano Quintanilla under Claim No. A-19-0176 in exchange for a full release of any and all claims, and further, to authorize Montgomery County's third part administrator, AS&G to issue check to claimant in accordance with the settlement offer contingent upon receipt of a full release of any and all claims under Claim No. A-19-0176.
- b. RESOLUTION AND ORDER APPROVED to acknowledge the need for the County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 20-06-06463 and styled Buster Rains vs. Montgomery County, Texas under Claim No. B-18-0056. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case.

Funding is authorized from Risk Management Budget with approval of the Director of Risk Management or designee.

- c. RESOLUTION AND ORDER APPROVED to acknowledge the need for the County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 20-06-07436 and styled Tune Up Salon Holdco, LLC vs. Montgomery County, State of Texas, Governor Greg Abbott under Claim No. B-20-0027. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case. Funding is authorized from Risk Management Budget with approval of the Director of Risk Management or designee.

COMMUNITY DEVELOPMENT– AGENDA ITEM 9L1

- L1. FIRST ADDENDUM(S) APPROVED to Agreement(s) between Montgomery County and the following non-profit organizations in relation to the CRAMA program, adding administrative costs previously approved on June 30, 2020:

Crisis Assistance Center dba Community Assistance Center
Easter Seals of Greater Houston, Inc.
Interfaith of the Woodlands
Mission Northeast, Inc.

GRANTS – AGENDA ITEM 9M1

- M1. REQUEST APPROVED to approve the Fiscal Year 2020-2021 Veterans Treatment Court grant award from Fund for Veterans Assistance in the amount of \$200,000 for Veterans Treatment Court. Grant application was approved in Commissioners Court on 10/22/2019. Judge Mark J. Keough is authorized to sign Notice of Grant Award.

Motion carried.

END OF CONSENT AGENDA

4. REQUEST APPROVED – POSITION CHANGES – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Metts, to close positions 4751-7912-500, Attorney III- Part Time, 4751-7904-6, Attorney I and 4751-7922-1, Divisions Chief-CA and open position 4751-7912-5, Attorney III, with annualized salary to be \$95,243.81, and open position 4751-8926-1, First Assistant County Attorney, with annualized salary to be \$150,388.94. Also increase salary for position 4751-7905-6 to an

annualized salary of \$83,848.74, decrease salary for position 4751-7905-9 to an annualized salary of \$80,282.65. \$11,259.12 in funds will be sent to Contingency for FY2020 and FY2021 will have an annualized reduction of \$29,871.12. Reorganization was originally submitted as Mid-Year Budget. Budget Office is authorized to effectuate all changes. Motion carried.

5. AGREEMENT APPROVED – ROADWAY IMPROVEMENT – COUNTY ATTORNEY – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the Roadway Improvement Agreement with Westwood Magnolia Parkway Improvement District regarding Mansions Way. Motion carried.

6. ORDER APPROVED – DECLARATION OF LOCAL DISASTER – COUNTY JUDGE

Motion by Commissioner Metts, seconded by Commissioner Riley, to renew and extend the Declaration of Local Disaster issued for Public Health Emergency for a period of 30 days to expire on August 13, 2020 at 11:59 pm. Motion carried.

AGENDA ITEM 10A – CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FY2021 OPERATING BUDGET WAS DEFERRED.

7. RESOLUTION AND ORDER APPROVED – COVID-19 – EMERGENCY MANAGEMENT

Motion by Commissioner Metts, seconded by Commissioner Riley, to authorize the Office of Emergency Management to charge the Covid-19 disaster cost center an additional amount of \$350,000 (total aggregate to date of \$1,000,000) for expenses necessary to respond to the ongoing pandemic. Motion carried.

8. RESOLUTION AND ORDER APPROVED – OVERTIME – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize overtime payments for eligible Community Development staff in order to facilitate increase workload due to administration of the CRAMA program. Said overtime shall no exceed \$5,000 and will be calculated at a rate of time and half, plus benefits, will be recorded on timesheets using category codes determined by the Auditor's office, paid out bi-weekly as earned and shall be funded from COVID-19 Disaster Cost center (department 650). Motion carried.

9. REQUEST APPROVED – MILEAGE EXPENSES – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize mileage expenses for 4 Community Development employees in an amount not to exceed \$5,000. This will end December 31, 2020. Motion carried.

10. REQUEST APPROVED – RECLASSIFICATION – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the round 2 reclassification of PPE items purchased by departments to the CARES Act Fund in the amount of \$54,170.42. Motion carried.

EMERGENCY MANAGEMENT DIRECTOR GAVE AN UPDATE ON EXPENDITURES OF ITEMS PURCHASED BY OEM TO DATE FROM CARES ACT.

EMERGENCY MANAGEMENT DIRECTOR GAVE THE COURT AN UPDATE ON ALL FUNDS SPENT FROM THE CARES ACT.

AGENDA ITEM 11A WILL BE DISCUSSED FURTHER AFTER EXECUTIVE SESSION.

COMMISSIONER NOACK LEFT THE SESSION.

11. PLAN APPROVED – CONSOLIDATED ACTION PLAN – COMMUNITY DEVELOPMENT

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the 2020 Consolidated Action Plan. Actions to implement the plan are authorized and County Judge is authorized to sign documents related to the plan. Motion carried.

12. AMENDMENT APPROVED – CONSOLIDATED ACTION PLAN – COMMUNITY DEVELOPMENT

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve the Amendment to the 2019 Consolidated Action Plan (ESG-CV Round 2) and authorize actions to implement the plan. County Judge is authorized to sign documents related to the plan. Motion carried.

13. GRANT APPLICATION APPROVED – NATIONAL SCHOOL LUNCH/BREAKFAST PROGRAM – GRANTS

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the National School Lunch/Breakfast Program grant application from USDA Texas Health and Human Services for Juvenile Probation Department. Pam Mills is authorized to submit grant electronically on behalf of Montgomery County. Motion carried.

COMMISSIONER NOACK RETURNED TO THE SESSION.

14. GRANT APPLICATION APPROVED – WATER RESCUE BOAT – GRANTS

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the Water Rescue Boat grant application to Westwood Magnolia Parkway Improvement District (WMPID) in the amount of \$27,204.50 for Constable Precinct 5 Office. Chief Walling is authorized to submit grant application on behalf of Montgomery County. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 14A1: Consider the partial revision of 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.

AGENDA ITEM 14A2 : Consider the partial revision of Lots 21, 22 & 23, Block 1 of Spring Branch Trails, 2, to be known as Spring Branch Trails Partial Replat No. 1.

AGENDA ITEM 14B1: Consider and approve setting a 40-mph speed limit on Rayford Road between IH-45 and Richards Road.

AGENDA ITEM 14C1: Consider the partial revision of Lot 105, Bear Creek Ranch, to be known as Bear Creek Ranch Partial Replat No. 1.

AGENDA ITEM 14C2: Consider the partial revision of all of Lots 30, 31 and 32 of the Powell Subdivision Number 2, to be known as Sherwood Glen Section 1.

AGENDA ITEM 14C3: Consider the partial revision of Lots 2, 3 and 4, Block 1, Tavola Sec. 30, to be known as Tavola Sec. 30, Amending Plat No. 1.

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

15. FINAL PLAT APPROVED – SPRING BRANCH TRAILS PARTIAL REPLAT NO. 1 – COUNTY ENGINEER

FINAL PLAT APPROVED – WALDEN ON LAKE CONROE, SECTION 8A REPLAT NO. 1 – COUNTY ENGINEER

FINAL PLAT APPROVED – BEAR CREEK RANCH PARTIAL REPLAT NO. 1 – COUNTY ENGINEER

FINAL PLAT APPROVED – SHERWOOD GLEN, SECTION 1– COUNTY ENGINEER

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the following plats:

- a. final plat approved of Spring Branch Trails Partial Replat No. 1; 5.860 acres; William Rankin Survey, A-30;
- b. final plat approved of Walden on Lake Conroe, Section 8A Replat No. 1; 0.634 acres; William C. Clark Survey A-6;
- c. final plat approved of Bear Creek Ranch Partial Replat No. 1; 2.088 acres; W.F. Renfro Survey, A-446; and
- d. final plat approved of Sherwood Glen, Section 1; 17.196 acres; Richard Peebles Survey, A-414.

Motion carried.

16. REQUEST APPROVED – SPEED LIMIT – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve setting a 40 mph speed limit on Rayford Road between IH-45 and Richards Road. Motion carried.

17. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of County Attorney to promote Adam Anderson, Attorney II, as replacement for Julie Stewart, effective July 14, 2020.

Request of County Attorney to promote Amy Dunham, First Assistant County Attorney, effective July 14, 2020.

Request of County Attorney to increase salary of Bushra Khan, Attorney II, due to merit increase, effective July 14, 2020.

Request of County Attorney to promote Julie Stewart, Attorney III, as replacement for Lloyd Sanders, effective July 14, 2020.

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 Montgomery County Homestead Assistance, Maintenance and Preservation (CHAMP) program. Section 551.071.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

NO ACTION NECESSARY ON THE ITEM DISCUSSED DURING EXECUTIVE SESSION.

18. RECLASSIFICATION APPROVED – CARES ACT FUNDS – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the reclassification of public safety salary and benefits in the amount of \$19,781,388.93 to Cares Act Funds department 650. Motion carried.

CITIZENS – AGENDA ITEM 19

No citizens addressed the court at this time.

MISCELLANEOUS – AGENDA ITEM 20 – NO OTHER ITEMS LISTED

19. COURT ADJOURNS

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

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

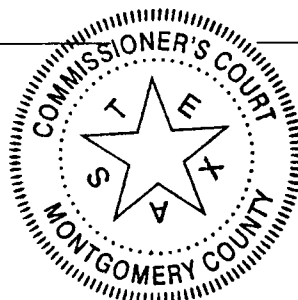
ATTEST:

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

Mark Turnbull

BY:

COUNTY CLERK



COUNTY JUDGE

[Handwritten signature]