

#4 98
SEP 22 2020

COMMISSIONERS COURT DOCKET
September 8, 2020
REGULAR SESSION

THE STATE OF TEXAS
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 8th day of September, 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 Dr. Billy Graf.

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.

AGENDA ITEM 8B5 WAS MOVED TO THE OPEN SESSION; SEE MOTION 3 FOR
COURT ACTION.

2. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS
8A-R

Motion by Commissioner Noack, seconded by Commissioner Metts, 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 8A1-4

- A1. REPORT ACCEPTED that complies with Local Government Code 114.024.
- A2. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A3. COMPLETED AUDITS ACCEPTED, for County Clerk Registry Funds-FY 2019.
- A4. TRANSFER OF FUNDS APPROVED pertaining to the Joe Corley Facility from the General Fund account into the Joe Corley Agency Fund account in the amount of \$273,362.19. This is the total amount received on behalf of the Joe Corley Facility since transfer request made for 08/11/20 Commissioners Court. Joe Corley is now managed as an agency fund.

BUDGET OFFICE – AGENDA ITEMS 8B1-5

- B1. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED for Fiscal Year 2020 Budget according to Budget Policy.
- B2. ADJUSTMENTS AND AMENDMENTS APPROVED for Grant Departments for Fiscal Year 2020.
- B3. ADJUSTMENTS AND AMENDMENTS APPROVED for Special Revenue Departments and General Fund Departments for Fiscal Year 2020.
- B4. PREVIOUS ACTIONS MEMORIALIZED on changes to the Fiscal Year 2020 Budget.

AGENDA ITEM 8B5 WAS MOVED TO THE OPEN SESSION. SEE MOTION 3 FOR COURT ACTION.

TREASURER – AGENDA ITEM 8C1

- C1. DONATION ACCEPTED in the amount of \$7,100 to the Animal Shelter from Prai Beauty Group to be deposited into project DN0001 Animal Shelter Donation. County Clerk did not receive this check.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 8D1

- D1. COUNTY BOAT AGENT AGREEMENT APPROVED with the Texas Parks and Wildlife Department, authorizing the Montgomery County Tax Office to

issue vessel titles, registration and renewals. Tammy McRae is authorized to complete, execute and submit said Agreement, on behalf of Montgomery County, and to complete all additional formalities related thereto.

PURCHASING – AGENDA ITEMS 8E1-7

E1. RENEWAL OPTIONS APPROVED:

- a. Project #18-62 Bulk Road Materials with Vulcan Materials Company dba Vulcan Construction Materials and Century Asphalt LTD for various precincts (exercising the second of four renewal options).
- b. Project #19-55 Processing, Printing and Mailing of Jury Summons with Quest Mark Information Management for District Clerk (exercising the first of five renewal options).
- c. Project #2010-0085 Property, Casualty, Liability, Workers' Compensation & 3rd Party Administration with Arthur J. Gallagher Risk Management Services for Risk Management.

E2. CHANGE ORDERS APPROVED:

- a. CO #8 to Smith & Company for Project #2017-0024 Rayford Road Widening and Railroad Grade Separation from Richards Road to SH 99 to add additional items at no additional cost for Commissioner Precinct 3.
- b. Amendment #2 to Whitney & Associates for additional appraisal services to FM 1097 Expansion for an increase of \$34,600 for Commissioner Precinct 1.
- c. CO #3 to Pape-Dawson Consulting Engineers, Inc., for Surveying Services for Rogers Road for additional surveying services in the amount of \$29,970 for Commissioner Precinct 1.

E3. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Westlaw On-Line Computer Legal Research as an item that can be obtained from only one source from West Publishing Corporation dba Thomson Reuters-West for various departments. Local Government Code §262.024(a)(7)(A).
- b. Dark Fiber & Gigabit Ethernet Maintenance as an item that can be obtained from only one source from Wavemedia, Inc., for various departments. Local Government Code §262.024(a)(7)(A).
- c. Montgomery County Sheriff's Substation as an item that can be obtained from only one source: Electric power, gas, water, and other utility services from Southern Montgomery County Municipal Utility District in the amount of \$79,759.64 for the Sheriff's Office. Local Government Code Sec 262.024(a)(7)(C).

- E4. REQUEST APPROVED for the following:
- a. Reject all bids for Project #20-25 Single Family Housing Replacement Program for MCCD.
 - b. Cancel and re-advertise Project #20-26 RFP Lead Based Paint Inspections and Other Services for Montgomery County, Texas Lead Hazard Control Program for MCCD.
- E5. ADVERTISING APPROVED for the following:
- a. Reconstruction and Widening of Rogers Road for Commissioner Precinct 1.
- E6. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254: Material Testing and Inspection Services for Rayford Road Improvements and Birnham Woods Drive Intersection Improvements from Geoscience Engineering & Testing, Inc., in the amount of \$184,850.00 for Commissioner Precinct 3.
- E7. AWARD APPROVED for Project #20-37, Left & Right Turn Lane Widening on Cochran's Crossing at Bay Branch Drive & New Trails Drive at Technology Forest for Commissioner Precinct 3.

RISK MANAGEMENT – AGENDA ITEMS 8F1-2

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

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
65066098	Flores, Mariah/Const. Pct 3	\$ 5,000	New
63657173	McClendon III, Everett/Const. Pct 1	\$5,000	New
65007450	Vasquez, John/Const. Pct. 3	\$5,000	New

- F2. PARTICIPATION APPROVED for Montgomery County in the 2021 TAC Choice Silver Retiree Medical Program Package I and the director or assistant director of Risk Management is authorized to sign all necessary documents on behalf of Montgomery County. The county does NOT contribute to this program.

COMMISSIONERS – AGENDA ITEMS 8G1-2

- G1. PRECINCT 2

- a. RESOLUTION AND ORDER APPROVED supporting and requesting the Texas Legislature to amend the Texas Transportation Code Chapter 644 to authorize Montgomery County Constables and Deputy Constables to enforce Federal Motor Carrier Safety Regulations, including but not limited to commercial motor vehicle inspections Levels 1-3, within Montgomery County.

G2. PRECINCT 4

- a. RESOLUTION AND ORDER APPROVED in support of variance to the regulations Prohibiting the Sale of Alcoholic Beverages by Dealer Near School or Church for the property located at 9016 Highway 242, Conroe, Texas 77385 .

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS H1-3

H1. PRECINCT 2

- a. FINAL PLAT APPROVED of Audubon Creekside North, Section 3A; 8.920 acres; Charles Frazier Survey; A-206.
- b. FINAL PLAT APPROVED of Woodforest, Section 70; 8.86 acres; Archibald Hodge Survey; A-18.
- c. FINAL PLAT APPROVED of Woodforest Tract 3B-2 Phase 2 and Central Pine Street (FCT to Regal Row); 1.785 acres; Thomas Curry Survey; A-136.
- d. STREETS ACCEPTED into the county road maintenance system upon finding of prescriptive right based on public use in Spencer Terrace.

H2. PRECINCT 3

- a. STREETS ACCEPTED into the county road maintenance system in Allegro at Harmony, Section 4 and bond is released.
- b. STREETS ACCEPTED into the county road maintenance system in Woodland Field Crossing Street Dedication, Section 1 and bond is released.
- c. STREETS ACCEPTED into the county road maintenance system in Woodson's Reserve, Section 14 and bond is released.
- d. STREETS ACCEPTED into the county road maintenance system in Woodson's Reserve Parkway Phase 5 and bond is released.
- e. FINAL PLAT APPROVED of Meadows at Imperial Oaks, Section 11; 7.782 acres; George Lamb Survey; A-334.

H3. PRECINCT 4

- a. STREETS ACCEPTED into the one year maintenance period in East Montgomery County Improvement District Industrial Park, Section 4.

- b. FINAL PLAT APPROVED of Harrington Trails, Section 3; 31.38 acres; Walker County School Land Survey; A-494.
- c. FINAL PLAT APPROVED of New Caney Self Storage Phase 2; 4.1442 acres; Pryor Bryan Survey; A-76.
- d. FINAL PLAT APPROVED of Copeland Gun Range; 7.087 acres; Montgomery County School Land Survey; A-350.
- e. PUBLIC HEARING DATE SET for September 22, 2020 to post a 20-mph speed limit on Rolling Hills Road and Amber Park Drive from Twin Pines Drive to Hoda Drive.
- f. FINAL PLAT APPROVED of Crossno Ridge; 6.743 acres; M.B. Lawrence Survey; A-310.
- g. STREETS ACCEPTED into the one-year maintenance period in Harrington Drive Street Dedication and Reserves.

HUMAN RESOURCES – AGENDA ITEM 8I1

II. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Services to accept the resignation of Aaron Gunnels, Clinic/Vet Technician, effective August 27, 2020. [30.80 hours or balance vacation]

Request of Building Maintenance to place Fayez Nassri, Maint Tech II, on payroll as replacement for Roy Collins, effective August 25, 2020.

Request of Commissioner Precinct 3 to promote Catarino Figueroa, Foreman, as replacement for Kenneth Ackley, effective September 5, 2020.

Request of Commissioner Precinct 3 to place Brandi Masters, Coordinator Asst. Projects & Logistics, on payroll as replacement for William Grimes, effective August 31, 2020.

Request of Commissioner Precinct 3 to promote Roger Wells, Operator II, as replacement for David Gottberg, effective September 5, 2020.

Request of Commissioner Precinct 4 to place Dylan Green, Operator I, on payroll as replacement for Justin Mallard, effective August 31, 2020.

Request of Commissioner Precinct 4 to discharge Logan Mladenka, effective August 4, 2020. [No benefits due]

Request of Commissioner Precinct 4 to place Richard Welch, Operator I, on payroll as replacement for Logan Mladenka, effective August 31, 2020.

Request of Constable Precinct 3 to transfer Stephen Reese, Deputy Constable, as replacement for Brent Ryan, effective August 22, 2020.

Request of Constable Precinct 3 to place Stephen Alexander Reese, Deputy Constable, on Unpaid Military Leave, effective June 13, 2020.

Request of Constable Precinct 3 to transfer Justin R. Ravari, Deputy Constable, as replacement for Blake Hoye, effective August 22, 2020.

Request of Constable Precinct 3 to transfer Brent Ryan, Deputy Constable, as replacement for Stephen Reese, effective August 22, 2020.

Request of Constable Precinct 3 to transfer Blake Patrick Hoye, Deputy Constable, as replacement for Justin R. Ravari, effective August 22, 2020.

Request of County Attorney to increase salary of Byron A. Charles, Investigator II, due to step increase, effective September 19, 2020.

Request of County Clerk to place Catherine M. Gutierrez, Clerk II, on payroll as replacement for Wanda Wilson, effective August 26, 2020.

Request of County Clerk to transfer Donna Walters, Clerk II, effective September 5, 2020.

Request of District Clerk to place Megan Shiflett, Court Clerk II, on payroll due to return from Unpaid Leave of Absence, effective August 17, 2020.

Request of Elections to place Paula L. Arguello, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to remove Kathleen Bradley, Voter Clerk, from payroll, due to not accepting terms of offer, effective August 22, 2020.

Request of Elections to place Puangsoy Butler, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place Frederick Campana, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place Mary Funderburg, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place Christie Norton, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place Ann M. Sauder, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place Janet E. Suarez, Voter Clerk, on payroll effective September 5, 2020.

Request of Elections to place John S. Webb, Voter Clerk, on payroll effective September 5, 2020.

Request of Extension Agents to place Rose Cervantes, FCS Coordinator, on payroll as replacement for Jennifer Adams, effective September 5, 2020.

Request of Fire Marshall to place Lee Kenny Baumbach, Part-Time Investigator/Arson, on payroll, effective August 25, 2020.

Request of Fire Marshall to place Blaine Pyles, Part-Time Arson Investigator, on payroll effective August 25, 2020.

Request of Fire Marshall to accept the resignation of Alfredo Alvarez, Jr., effective August 21, 2020. [221.16 hours or balance vacation; 74.25 hours or balance comp; 1.00 hours or balance holiday].

Request of IT to place Karl Boyd, Operations Specialist III, on payroll as replacement for Jon Christopher Mickey, effective September 1, 2020.

Request of IT to promote Jon Christopher Mickey, Systems Admin II, as replacement for Tamera Mikusek, effective September 1, 2020.

Request of Justice of the Peace Precinct 2 to correct certificate amount of Juanita L. Surgers, Administrative Manager II, effective August 22, 2020.

Request of Justice of the Peace Precinct 3 to accept the resignation of Natalie Laurent, Administrative Manager II, effective November 2, 2020.

Request of Library to promote Deborah Eubanks Jackson, Library Assistant II, as replacement for Francisca Kilgore, effective September 5, 2020.

Request of Library to place Travis S. Miller, Computer Analyst, on payroll as replacement for Jeffrey Strozer, effective September 19, 2020.

Request of Sheriff to increase salary of Joshuah Herbert Boone, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to demote Jacob Matthew Butler, Crime Analyst I, as replacement for Flora Italia Fleming, effective September 5, 2020.

Request of Sheriff to place David Campos, Deputy, on payroll as replacement for Kimberly A. Christensen, effective August 22, 2020.

Request of Sheriff to increase salary of Kendrick L. Castillo, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to transfer David W. Coker, Deputy Patrol, as replacement for Cody A. McKee, effective August 22, 2020.

Request of Sheriff to increase salary of David W. Coker, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to place Dylon Cooley, Officer Civilian Deten on payroll as replacement for Caadin G. Hogan, effective August 22, 2020.

Request of Sheriff to accept the resignation of Jose Cruz, Officer Civilian Deten, effective August 24, 2020. [40.04 hours or balance vacation; 12.00 hours or balance holiday].

Request of Sheriff to increase salary of Benjamin W. Davis, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Kaleb E. Davis, Officer Civil Det II, due to completion of certification requirements, effective August 22, 2020.

Request of Sheriff to increase salary of Dudley W. Diuguid, Maintenance Tech III, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to transfer Austin Dorow, Officer Civilian Deten, as replacement for Alexander J. Hill, effective September 5, 2020.

Request of Sheriff to place Donald Dorsey, Officer Civilian Deten, on payroll as replacement for Conrad Justin Rappleyea, effective August 22, 2020.

Request of Sheriff to increase salary of Todd Mitchell Ellis Jr., Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Kaleb M. Ferow, Maintenance Tech II, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to promote Brian H. Fleming, Detective, as replacement for Jason K. Davidson, effective August 22, 2020.

Request of Sheriff to increase salary of Joshua P. Franklin, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Michael C. Gates, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to accept the resignation of Stephen Anthony Gaudern, Sergeant Detention, effective August 20, 2020. [225.9650 hours or balance vacation; 69.17 hours or balance comp; 8.00 hours or balance holiday].

Request of Sheriff to accept the resignation of Katelyn Shelby Hake, Dispatcher, effective August 21, 2020. [No benefits due].

Request of Sheriff to increase salary of Nathan T. Hall, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to place Daniel Hernandez, Deputy, on payroll as replacement for Lucille Nyeba Saah, effective September 5, 2020.

Request of Sheriff to transfer Nicholas Joseph Hoge, Deputy, as replacement for Corey A. Rice, effective August 22, 2020.

Request of Sheriff to place Justin Horswill, Officer Civilian Jail, on payroll as replacement for Michael Brian Quiser, effective August 22, 2020.

Request of Sheriff to transfer Emily Nicole Ice, Officer Civilian Deten, as replacement for Walter B. Nichols, effective August 22, 2020.

Request of Sheriff to correct certification amount of Denise Ann Jimenez, Manager - Communications, effective August 22, 2020.

Request of Sheriff to transfer Lillian Al Jimenez, Deputy Patrol, as replacement for Brian H. Fleming, effective August 20, 2020.

Request of Sheriff to increase salary of Matthew D. Jones, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Justin Brent Kellas, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Nathan G. Kern, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Allen W. Kulhanek, Jr., Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to discharge Kevin T. Leach, Officer-Civilian Deten, effective August 18, 2020. [56.87 hours or balance vacation; 3.7450 hours or balance comp; 16.25 hours or balance holiday].

Request of Sheriff to place Jamie Lummus, Officer-Civilian Deten, on payroll as replacement for Justin Kyle Turner, effective August 22, 2020.

Request of Sheriff to accept the resignation of Thomas Evan Luster, Jr., Comm Spec/Radio Tech II, effective August 21, 2020. [No benefits due].

Request of Sheriff to place McCade McAfee, Officer-Civilian Deten, on payroll as replacement for Robert O. Walker, effective August 22, 2020.

Request of Sheriff to transfer Cody A. McKee, Specialist, as replacement for Stephanie Holman, effective August 22, 2020.

Request of Sheriff to place Trace M. McMahon, Officer-Civilian Deten, on payroll as replacement for Fredi Alonso Ojeda, effective September 5, 2020.

Request of Sheriff to increase salary of Stephen J. Mitchell, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to accept the retirement of Stephen L. Mullis, Detective, effective September 30, 2020. [199.5450 hours or balance vacation].

Request of Sheriff to increase salary of Pamela E. Munson, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to transfer Cristian Roman Perez, Deputy Patrol, as replacement for Nicholas Joseph Hoge, effective August 22, 2020.

Request of Sheriff to increase salary of Austin Samuel Porter, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to place Regina L. Pressler, Records Specialist I, on payroll due to return from Unpaid FMLA/Disability Leave, effective August 17, 2020.

Request of Sheriff to increase salary of James Patrick Reed, Maintenance Tech III, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to increase salary of Corey A. Rice, Deputy Patrol, due to step increase, effective September 5, 2020.

Request of Sheriff to place Jada Rock, Officer-Civilian Jail, on payroll as replacement for Juan Resendez, Jr., effective August 22, 2020.

Request of Sheriff to place Thomas Stees, Dispatcher, on payroll as replacement for Ashleigh Nicole Greenan, effective August 22, 2020.

Request of Sheriff to increase salary of John Morris Taylor, Maintenance Tech III, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to increase salary of Ricardo M. Uresti III, Deputy, due to step increase, effective September 5, 2020.

Request of Sheriff to increase salary of Mathew E. Veith, Supervisor-Jail Maint, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to increase salary of Garvie Alton Walker, Maintenance Tech III, due to job re-evaluation, effective August 8, 2020.

Request of Sheriff to accept the resignation of Richard A. Welborn, Jr., Officer-Civilian Deten, effective September 4, 2020. [48.70 hours or balance vacation; 79.09 hours or balance comp; 48.00 hours or balance holiday].

Request of Tax Assessor to promote Brent Carter II, Deputy Specialist II, as replacement for JoAnne Gavrilos, due to completion of education and tenure requirements, effective September 19, 2020.

Request of Tax Assessor to promote Crystal Castro, Deputy Specialist II, as replacement for Radhika Murthy, due to completion of education and tenure requirements, effective September 19, 2020.

Request of Tax Assessor to promote Laura Crowson, Deputy Specialist III, as replacement for Lorena Garcia, due to completion of education and tenure requirements, effective September 19, 2020.

Request of Tax Assessor to promote Veronica Heredia, Deputy Specialist II, as replacement for Julie Urevig, due to completion of education and tenure requirements, effective September 19, 2020.

Request of Tax Assessor to promote Joni Parker, Deputy Specialist II, as replacement for Elizabeth Solis, due to completion of education and tenure requirements, effective September 19, 2020.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 8J1-4

- J1. REQUEST APPROVED to Rescind Order to Abate Nuisance for 3303 Falling Leaf Ln., Spring, Texas 77380. This property has been brought into compliance without county involvement of funds.

- J2. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property records to recover cost to the county for demolition for abate nuisance at 17188 Oak Grove Ln., New Caney, Texas 77357.
- J3. ORDER APPROVED to Release Lien and acknowledge receipt of check as payment in full of assessment lien to recover cost to the county for demolition of a public nuisance. Total cost of lien has been met for property located at 17513 Woods Dr. New Caney, Texas 77357.
- J4. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the county for demolition for abate nuisance at 23070 Smith Road, Porter, Texas 77365.

COUNTY JUDGE – AGENDA ITEM 8K1

- K1. INTERLOCAL AGREEMENTS RATIFIED AND RECORDED between Montgomery County and Willis ISD, Conroe ISD, Splendora ISD, and Montgomery ISD, previously approved August 25, 2020.

JUSTICE OF THE PEACE PRECINCT 2- AGENDA ITEM 8L1

- L1. MONTHLY COLLECTIONS REPORT ACCEPTED for July 2020.

JUSTICE OF THE PEACE PRECINCT 4 – AGENDA ITEM 8M1

- M1. MONTHLY COLLECTIONS REPORT ACCEPTED for August 2020.

ELECTIONS – AGENDA ITEM – 8N1

- N1. APPOINTMENT OF ELECTIONS OFFICIALS APPROVED in accordance with Chapter 32, Section 127.005 of the Texas Election Code, per list on file.

SHERIFF – AGENDA ITEM – 8O1

- O1. SECOND AMENDMENT APPROVED to the Tower Lease Agreement between Verizon Wireless Towers and Montgomery County, Texas.

COUNTY ATTORNEY – AGENDA ITEMS – 8P1-4

- P1. PRECINCT 1
 - a. AWARD APPROVED of the Special Commissioners in the proceedings under Cause No. 20-05-05708, for the acquisition of real property described as Parcel 207, FM 1097 Road Project. The County Treasurer and County

Auditor are authorized to make payment in the amount of \$188,778.00 into the registry of the Court in which such proceeding was heard, such payment to be made for the benefit and use of the property owners named in such proceeding in eminent domain.

County Treasurer and Auditor are further authorized and directed to make payment to the Special Commissioners in such cause, payable to the individuals and in the amounts set out in the Award of Special Commissioners and Court Order Conditionally Granting Writ of Possession.

P2. PRECINCT 2

- a. RESOLUTION AND ORDER APPROVED for (1) the Advance Funding Agreement between the Texas Department of Transportation and Montgomery County for the modification of a traffic signal to accommodate an additional leg to the Freeport Drive intersection on the south side of SH 105 in Montgomery County, Texas, and (2) the Donation Agreement between Montgomery County and JABA Interest, LLC for the funding of the traffic signal modification in the amount of \$101,741.00. Commissioner Charlie Riley is authorized to execute the Advance Funding Agreement and the Donation Agreement on behalf of Montgomery County Texas in multiple counterparts and/or through electronic signature.
- b. RESOLUTION AND ORDER APPROVED for the acquisition, purchase, and funding of the acquisition of 536 Fort Sumpter St., Conroe, Texas 77302, in accordance with the Flood Mitigation Assistance Grant 2016 from Kristopher James Kasper and Charlotte Kasper for the total sum of \$61,116.00, and to accept the deed or to be executed deed.
- c. RESOLUTION AND ORDER APPROVED of the acquisition, purchase, and funding of the acquisition of 577 Brandon Rd., Conroe, Texas 77302, in accordance with the Flood Mitigation Assistance Grant 2016 from Kenneth Ernst and Sherry Ernst for the total sum of \$126,559.70, and to accept the deed or to be executed deed.

P3. PRECINCT 3

- a. ORDER APPROVED that License Agreement with Texas Feral Hog Control, LLC is accepted and approved. Commissioner James Noack, or his designee, is authorized to sign said Agreement on behalf of Montgomery County, Texas.

P4. PRECINCT 4

- a. RESOLUTION AND ORDER APPROVED for the Memorandum of Agreement for the acquisition of Parcel 28, and the purchase and funding of

the acquisition of Parcel 28 for the widening of Sorters Road from Jorge Roberto Villalta and Veronica Razo Villalta for the total sum of \$81,392.50 upon the terms and conditions contained in the closing statement, and to accept the deed or to be executed deed.

- b. FIRST AMENDMENT APPROVED to Roadway Improvement Agreement to improve portions of Kelly Road and Gilbert Road in Precinct 4.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY - AGENDA ITEM 8Q1

- Q1. APPOINTMENT APPROVED of Dr. Joseph Heath, Psychiatrist for active status, as recommended by the MCMHTF Advisory Board.

COMMUNITY DEVELOPMENT – AGENDA ITEM 8R1

- R1. REQUEST APPROVED to authorize County Judge Mark Keough to sign the FY2020 funding grant agreements between HUD and Montgomery County that incorporates the Community Development Block Grant Program (CDBG), the HOME Investment Partnerships Program (HOME), and the Emergency Solutions Grant Program (ESG).

Motion carried.

END OF CONSENT AGENDA

3. LINE ITEM TRANSFERS APPROVED – BUDGET OFFICE

Motion by Commissioner Noack, seconded by Commissioner Meador, to authorize line item transfers for the County Treasurer Office to pay down their comp time, outside of budget policy. Motion carried.

4. ORDER APPROVED - DECLARATION OF LOCAL DISASTER – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve an Order extending the Declaration of Local Disaster issued for a Public Health Emergency for a period of 30 days, to expire on October 12, 2020 at 11:59 p.m. Motion carried.

5. CARES FUNDS APPROVED– N95 MASKS - EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve \$121,000.00 of Cares Act funds to be used for purchasing 30,000 N95 masks. Motion carried.

6. ADDITIONAL CARES FUNDS APPROVED – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve use of an additional \$250,000.00 of Cares Act funds to continue to purchase Covid-related items for County offices, as needed. Motion carried.

7. AWARD APPROVED – PROJECT #20-33 – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award to Salem Group for Rectification of Detention Ponds at Wood Creek Estates for Commissioner Precinct 2 for \$327,550.00. Motion carried.

8. AWARD APPROVED – PROJECT #20-35 – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the award to Christianson Building Group for Montgomery County Sheriff's Office District 4 Patrol Expansion for \$6,554,701.00. Motion carried.

9. RAMP GRANT APPROVED – GRANTS

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the annual Routine Airport Maintenance Program Grant (RAMP) from Texas Department of Transportation Aviation in the amount of \$100,000.00 for the Airport. A \$50,000.00 match is required from Airport Capital Projects Budget. Airport Director James Brown is authorized to submit and accept grant electronically on behalf of Montgomery County. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 13A1: Consider and approve changing the name of Flower Mound Drive to Flower Mound Lane in the Flower Mound Ranchettes Subdivision in Precinct 2.

AGENDA ITEM 13B1: Consider and approve the partial revision of Lots 1, 2 and 3 of Block 1 of the Salamanca Subdivision, Montgomery County Map Records Cabinet Z, Sheet 4313, to be known as Splendora ISD Tram Road.

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

10. REQUEST APPROVED – STREET NAME CHANGE – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to change the name of Flower Mound Drive to Flower Mound Lane in the Flower Mound Ranchettes Subdivision. 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 14A: CONSIDER AND DISCUSS settlement of Claim No. 800.4022; Date of Loss 11/01/2018. (Section 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

11. RESOLUTION AND ORDER APPROVED – CLAIM NO. 800.4022 – EXECUTIVE SESSION

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve Claim No. 800.4022. Motion carried.

CITIZENS – AGENDA ITEM 16

Mike Bolger from Carriage House Wedding Venue spoke about the amount of litter on the road near the Venue, and would like to see more signage and other deterrents to alleviate the problem.

Paulette Ramirez spoke about the flooding problems in River Oaks in Precinct 4.

MISCELLANEOUS – AGENDA ITEM 17 – NO OTHER ITEMS LISTED

12. 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: Mark Turnbull
COUNTY CLERK

Mike Meador
COUNTY JUDGE

Mike Meador, County Judge Pro Tem

