

COMMISSIONERS COURT DOCKET  
NOVEMBER 10, 2020  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 10<sup>th</sup> day of November, 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 J. 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 | Beverley Hinds |

INVOCATION GIVEN BY a Citizen in the Courtroom.

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 spoke at this time.

PRESENTATION - MONTGOMERY COUNTY EMPLOYEES' COMMITTEE – EMPLOYEE OF THE MONTH

Amy Cullen from Juvenile Probation was named the Employee of the Month for November, and Zachary Beaty from Constable Precinct 4 was named the Employee of the Month for December.

PRESENTATION – MONTGOMERY COUNTY HISTORICAL COMMISSION

Jon Edens and John Meredith were presented the William Harley Gandy Distinguished Service Award for their tireless efforts in preserving and restoring the "Conroe Community Cemetery".

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated October 27, 2020. Motion carried.

AGENDA ITEM 10B2C WAS MOVED TO OPEN AND DEFERRED.

AGENDA ITEM 10C2 WAS DEFERRED.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS

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

COUNTY AUDITOR – AGENDA ITEMS 10A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. REPORT ACCEPTED that complies with Local Government Code Section 114.024
- A3. REQUEST APPROVED for 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 the following:
  - Compliance Audit FY2019: County Clerk
  - Compliance Audits FY2020: Airport – Quarters 2 and 3
  - Commissioner Pct. 4 – Quarters 2 and 3
  - Constable Pct. 1 – Quarters 2 and 3
- A5. REQUEST APPROVED for the increase for County Court at Law Judges 1, 3, 4 and 5 pursuant to Government Code 25.0005(a) effective November 14, 2020. The effective date of the statute was September 1, 2019. The amount needed to effectuate this increase is \$37,775.15 for the period 09/01/19 – 11/13/2020. Contingency will be the funding source.

PURCHASING – AGENDA ITEMS 10B1-4

- B1. RENEWALS AWARDED:
  - a. Project #19-48 Intersection Improvements/Widening/Construction with Teamwork Construction Services, Inc., for various precincts (exercising the first of five renewal options).
  - b. Project #18-12 Bulk Fuel with Whitener Enterprises Inc., for various departments (exercising the third of four renewal options).
  - c. Project #20-04 Demo/Site Clearing with Inland Environments LTD., for various departments (exercising the first of five renewal options).
  - d. Project #2017-0067 Automotive Original Equipment Manufactured Dodge Parts with Demontrond Auto Country for various departments (exercising the third of three renewal options).

- e. Project #2017-0064 Automotive Original Equipment Manufactured Chevrolet Parts with John Weisner Inc., for various departments (exercising the third of three renewal options).
- f. Project #2017-0064 Automotive Original Equipment Manufactured Ford Parts with Gullo Ford of Conroe, for various departments (exercising the third of three renewal options).
- g. Project #20-07 Mosquito Spraying Services with Northwest Pest Patrol Inc., for various departments (exercising the first of five renewal options).
- h. Project #2017-0007 Job Order Contract for Minor Construction Trades with Nash Industries, Inc., TAS Mechanical, Inc., dba Total Air Service, and EMCOR - Gowan, Inc., for various departments (exercising the third of three renewal options).

B2. ADVERTISING APPROVED for the following bids/proposals:

- a. Calvary Road Culvert Crossings for Commissioner Precinct 1.
- b. Containerized Commercial Solid Waste Disposal Service for various departments.

AGENDA ITEM 10B2c WAS MOVED TO THE OPEN SESSION AND DEFERRED.

B3. CHANGE ORDER APPROVED:

CO#3 to Main Lane Industries, Ltd. For Project #20-08 – Widening of Lake Woodlands Dr. (Project “A”) for additional concrete found (RFI 09), signal pole relocation & hydro-excavation, quantity overruns for a reduction in the amount of \$16,989.89 for Commissioner Precinct 3.

B4. REQUEST APPROVED to approve the following highly qualified provider per Government code Sec. 2254 for:

On-Call Engineering Services with RPS Infrastructure, Inc., for FM 1488 Magnolia Relief Route for Commissioner Precinct 2.

RISK MANAGEMENT – AGENDA ITEMS 10C1-3

C1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

| <u>BOND</u> | <u>NAME/DEPT</u>                   | <u>AMOUNT</u> | <u>ACTION</u> |
|-------------|------------------------------------|---------------|---------------|
| 63439435    | Bane, Erica/Tax Assessor           | \$ 100,000    | Continuation  |
| 15227734    | Barrett Jr., Bob/Const. Pct. 1     | \$ 5,000      | Continuation  |
| 15227712    | Bostick, Paul/Const. Pct. 1        | \$ 5,000      | Continuation  |
| 15227682    | Burnett Jr., Billy/Const. Pct. 1   | \$ 5,000      | Continuation  |
| 15227707    | Cade, Timothy/Const. Pct. 1        | \$ 5,000      | Continuation  |
| 64434947    | Dartez, Tyler/Const. Pct. 4        | \$ 5,000      | Continuation  |
| 15227738    | Delacruz, Jacqueline/Const. Pct. 1 | \$ 5,000      | Continuation  |
| 64434984    | Duenas, Rai/Const. Pct. 4          | \$ 5,000      | Continuation  |

|          |                                   |            |              |
|----------|-----------------------------------|------------|--------------|
| 64699844 | Dupree, Tiffany/Treasurer         | \$ 100,000 | New Bond     |
| 15227677 | Durrenberger, Jerry/Const. Pct. 1 | \$ 5,000   | Continuation |
| 64435021 | Ethredge, Donald/Const. Pct. 3    | \$ 5,000   | Continuation |
| 15227726 | Faught, Richard/Const. Pct. 1     | \$ 5,000   | Continuation |
| 15227556 | Ford, Richard/Const. Pct. 4       | \$ 5,000   | Continuation |
| 64435039 | Glaze, Ronald/Const. Pct. 3       | \$ 5,000   | Continuation |
| 15227576 | Hubbard, Paul/Const. Pct. 2       | \$ 5,000   | Continuation |
| 63437084 | Jalomo Jr., Gilbert/Purchasing    | \$ 5,000   | Continuation |
| 62612584 | Jensen, Tanner/Const. Pct. 4      | \$ 5,000   | Continuation |
| 63815225 | Jones, Christopher/Const. Pct. 5  | \$ 10,000  | Continuation |
| 15227699 | Mack, Wesley/Const. Pct. 1        | \$ 5,000   | Continuation |
| 15227723 | McCaffrey III, Wayne/Cons.Pct.1   | \$ 5,000   | Continuation |
| 15227581 | McCown, Janie/Const. Pct. 2       | \$ 5,000   | Continuation |
| 61523018 | McGee, LloydWesley/Cons.Pct. 1    | \$ 5,000   | Continuation |
| 62612719 | Randall, Alexander/Const. Pct. 3  | \$ 5,000   | Continuation |
| 15227717 | Raymond, Rauen/Const. Pct. 1      | \$ 5,000   | Continuation |
| 15227710 | Rhodes, Jarrett/Const. Pct. 1     | \$ 5,000   | Continuation |
| 62612703 | Ryan, Brent/Const. Pct. 3         | \$ 5,000   | Continuation |
| 15227733 | Serratt, Jerry/Const. Pct. 1      | \$ 5,000   | Continuation |
| 15227690 | Traylor, Tracy/Const. Pct. 1      | \$ 5,000   | Continuation |
| 61891554 | Washington, Jomo K./Const. Pc 3   | \$ 5,000   | Continuation |
| 15227714 | Wiese, Matthew/Const. Pct. 1      | \$ 5,000   | Continuation |

AGENDA ITEM 10C2 REQUEST FOR GROUP POLICY AMENDMENTS NO. 5 AND NO. 6 WAS DEFERRED.

C3. REQUEST APPROVED to approve 2021 Rates for Employee Benefit Voluntary Dental Plan.

COUNTY CLERK – AGENDA ITEM 10D1

D1. REQUEST APPROVED to acknowledge deputation of Deana Faircloth, Deputy County Clerk.

COMMISSIONERS – COUNTY ENGINEER - AGENDA ITEMS 10E1-2

E1. PRECINCT 2

- a. STREETS ACCEPTED into the county road maintenance system in Thunder Basin Parkway Dedication Plat, and bond is released.
- b. STREETS ACCEPTED into the county road maintenance system in West Denali Wilderness Parkway Phase 1 Dedication Plat, and bond is released.
- c. STREETS ACKNOWLEDGED to have been built to County standards and have completed the one-year maintenance period in Del Webb The Woodlands, Section 9, and the bond is released. These streets are private and will not be maintained by Montgomery County.
- d. STREETS ACCEPTED into the one-year maintenance period in Crown Ranch, Section 3.
- e. STREETS ACCEPTED into the one-year maintenance period in Woodforest, Section 70.
- f. STREETS ACCEPTED into the one-year maintenance period in Woodforest, Section 89.
- g. STREETS ACCEPTED into the one-year maintenance period in Woodforest, Section 92.
- h. STREETS ACCEPTED into the one-year maintenance period in Woodforest Central Pine Street Extension (Roundabout to Woodforest 102).
- i. FINAL PLAT APPROVED of Caddo Pines; 3.256 Acres; James Brown Survey; A-78.
- j. FINAL PLAT APPROVED of Woodforest, Section 83; 5.02 Acres; James Pevehouse Survey; A-29.
- k. FINAL PLAT APPROVED of Woodforest, Section 84; 9.7882 Acres; James Pevehouse Survey; A-29.
- l. FINAL PLAT APPROVED of Woodforest, Section 85; 15.8825 Acres; James Pevehouse Survey; A-29.

E2. PRECINCT 4

- a. FINAL PLAT APPROVED of Northpark Woods, Section 2; 35.19 Acres; William Birch Survey; A-74
- b. REQUEST APPROVED for an Agreement to Contribute Right of Way Funds for right of way improvements to Highway 105 from San Jacinto County line to Liberty County line with Texas Department of Transportation. Judge Mark J. Keough is authorized to sign all related paperwork. Funding source will be RD400117.

HUMAN RESOURCES – AGENDA ITEM 10F1

F1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Services to change status of Ruth Cuellar, Animal Care Technician, as replacement for Josiah Cox, effective October 31, 2020.

Request of Animal Services to place Ana Salcedo Becerra, Clerk III, on payroll as replacement for a Pooled Position, effective November 3, 2020.

Request of Animal Services to place Tyler Schultz, Maintenance Tech II, on payroll as replacement for Jerome J. Camilleri, effective October 26, 2020.

Request of Building Maintenance to promote Cleveland Lewis, Maint Tech III, as replacement for Adam Wright, effective October 31, 2020

Request of Building Maintenance to promote Christopher Smith, Maint Tech III, as replacement for Cleveland Lewis, effective October 31, 2020.

Request of Building Maintenance to promote Adam Wright, Maint Tech III, as replacement for Carlton Mann, Jr., effective October 31, 2020.

Request of Commissioner Precinct 2 to accept the resignation of Wyatt Albert, Operator II, effective October 15, 2020. [53.90 hours or balance vacation]

Request of Commissioner Precinct 2 to accept the resignation of Jordan Stancil, Operator I, effective October 8, 2020. [9.28 hours or balance vacation; 0.50 hours or balance comp; 12.00 hours or balance holiday]

Request of Commissioner Precinct 3 to correct effective date on PCR for Shronda Trow, Manager-Government Affairs, approved on 10/27/20, to be effective November 2, 2020.

Request of Constable Precinct 1 to increase salary of Bob Barrett, Deputy-Constable, due to step increase, effective October 17, 2020.

Request of Constable Precinct 3 to increase salary of Kevin Wolf, Deputy-Constable, due to step increase, effective December 12, 2020.

Request of Constable Precinct 5 to accept the retirement of Deanne Riley, Admin Manager I, effective December 31, 2020. [182.09 hours or balance vacation; 3.26 hours or balance comp; 1.25 hours or balance holiday]

Request of County Attorney to place Stephanie J. Razo, Attorney I, on payroll as replacement for Shannon Perkins, effective November 16, 2020.

Request of District Attorney to place Lora Ciborowski Beckman, Attorney III, on Unpaid FMLA/Disability Leave, effective November 2, 2020.

Request of District Clerk to place Sommer Brinkley, Court Clerk II, on payroll due to return from Unpaid FMLA/Disability Leave, effective September 28, 2020.

Request of Elections to increase salary of Suzana Bell, Voter Clerk, due to increase in responsibilities, effective October 24, 2020.

Request of Elections to decrease salary of Suzana Bell, Voter Clerk, due to decrease in responsibilities, effective October 31, 2020.

Request of Elections to transfer Deborah K. Bledsoe, Contract Election Clerk, effective October 31, 2020.

Request of Elections to decrease salary of William Carter, Voter Clerk, due to decrease in responsibilities, effective October 31, 2020.

Request of Elections to place Elzbieta Celinski, Voter Clerk, on payroll, effective October 21, 2020.

Request of Elections to increase salary of Bernadine Clark, Voter Clerk, due to increase in responsibilities, effective October 24, 2020.

Request of Elections to place Paul Crowson, Voter Clerk, on payroll effective October 22, 2020.

Request of Elections to decrease salary of Guillermo DeLeon, Voter Clerk, due to decrease in responsibilities, effective October 31, 2020.

Request of Elections to place Lisa C. Filbin, Voter Clerk, on payroll effective October 26, 2020.

Request of Elections to place Thomas J. Filbin, Voter Clerk, on payroll effective October 26, 2020.

Request of Elections to place Donald R. Fisher, Voter Clerk, on payroll effective October 28, 2020.

Request of Elections to place Gabriel Grimes, Voter Clerk, on payroll effective October 26, 2020.

Request of Elections to place Caimy Harbison, Voter Clerk, on payroll effective October 22, 2020.

Request of Elections to place Phyllis Jones, Voter Clerk, on payroll effective October 21, 2020.

Request of Elections to place Norma Martin, Voter Clerk, on payroll effective October 20, 2020.

Request of Elections to re-hire Rafaela E. Mess, Voter Clerk, effective October 26, 2020.

Request of Elections to place Sheila Mojica Reyes, Voter Clerk, on payroll effective October 21, 2020.

Request of Elections to place Shaliece Moser, Voter Clerk, on payroll effective October 21, 2020.

Request of Elections to increase salary of Mary Beth Phillips, Voter Clerk, due to increase in responsibilities, effective October 24, 2020.

Request of Elections to place Jill Sanders, Voter Clerk, on payroll effective October 24, 2020.

Request of Elections to place Ronda Sharp, Voter Clerk, on payroll effective October 21, 2020.

Request of Elections to increase salary of Corinne Singletary, Voter Clerk, due to increase in responsibilities, effective October 24, 2020.

Request of Elections to place Iaian Singletary, Voter Clerk, on payroll effective October 20, 2020.

Request of Elections to increase salary of Melinda Way, Contract Election Clerk, due to increase in responsibilities, effective October 3, 2020.

Request of Environmental to place Dawn Dorsey, Registered Sanitarian II, on Unpaid FMLA/Disability Leave, effective October 9, 2020.

Request of JP3 to increase salary of Dee Blair, Administrative Assistant II, due to merit increase, effective November 7, 2020.

Request of JP3 to place Kelby Engram, Court Clerk II, on payroll as replacement for Ileana Barnett, effective November 2, 2020.

Request of JP3 to promote Rashannie Grimes, Administrative Assistant I, as replacement for Tiffany Hartin, effective November 7, 2020.

Request of JP3 to promote Tiffany Hartin, Administrative Manager II, as replacement for Natalie Laurent, effective November 6, 2020.

Request of JP3 to increase salary of David Horton, Court Clerk II, due to merit increase, effective November 7, 2020.

Request of JP3 to discharge Christopher Pittenger, Court Clerk III, effective October 30, 2020. [33.88 hours or balance vacation]

Request of JP3 to promote Sandra Smith, Court Clerk III, as replacement for Rashannie Grimes, effective November 7, 2020.



Request of JP3 to place Dawn Stabler, Court Clerk III, on payroll as replacement for Christopher Pittenger, effective November 2, 2020.

Request of Sheriff to promote Kelly M. Abdelbaky, Office Supervisor I, as replacement for Gwendolynn Holmes, effective October 31, 2020.

Request of Sheriff to accept the resignation of David S. Aragon, Deputy, effective November 13, 2020. [71.29 hours or balance vacation; 57.90 hours or balance comp; 56.00 hours or balance holiday]

Request of Sheriff to place Melanie L. Auld, Dispatcher II, on payroll as replacement for Debra A. Forbes, effective October 31, 2020.

Request of Sheriff to transfer Tina Louise Birch, Deputy, as replacement for Joe Angel Thomason, effective October 31, 2020.

Request of Sheriff to increase salary of Amy Nicole Blackwelder, Deputy, due to step increase, effective October 31, 2020.

Request of Sheriff to increase salary of Corey V. Brummett, Deputy, due to step increase, effective October 31, 2020.

Request of Sheriff to place Neely M. Cole, Dispatcher, on payroll as replacement for Gregory Vernon Hooks, effective October 31, 2020.

Request of Sheriff to accept the resignation of Dysten R. Cooley, Officer Civilian Deten, effective October 21, 2020. [No benefits due]

Request of Sheriff to promote Keisha Dionne Davis, Civilian Detent Sergeant, effective October 31, 2020.

Request of Sheriff to place Jared Drew, Deputy, on payroll as replacement for Brandon Lee Kooi, effective October 31, 2020.

Request of Sheriff to promote Debra A. Forbes, Supervisor-Dispatch, as replacement for Jacob Matthew Butler, effective October 31, 2020.

Request of Sheriff to place Tracy Frederick-McKay, Dispatcher, on payroll as replacement for Katelyn Shelby Hake, effective October 31, 2020.

Request of Sheriff to increase salary of Zackary P. Fredricksen, Deputy, due to step increase, effective October 31, 2020.

Request of Sheriff to increase salary of Daniel Preston Garner, Detective, due to step increase, effective October 31, 2020.

Request of Sheriff to promote Jake-Paul Gonzales, Lieutenant-Detention, as replacement for Jermaine Dashion Jenkins, effective October 31, 2020.

Request of Sheriff to place Kristine Hanks, Deputy, on payroll as replacement for Tina Louise Birch, effective October 31, 2020.

Request of Sheriff to place Trevor Hedt, Officer-Civilian Deten, on payroll as replacement for Kelly M. Gardner, effective October 31, 2020.

Request of Sheriff to place Steven Hollingsworth, Deputy-Patrol, on payroll as replacement for Corey A. Rice, effective October 31, 2020.

Request of Sheriff to place Alfred Layman, Officer-Civilian Deten, on payroll as replacement for Zackary P. Frederickson, effective October 31, 2020.

Request of Sheriff to place Hailey Marie Leasure, Officer-Civilian Deten, on Unpaid/FMLA/Disability Leave, effective October 3, 2020.

Request of Sheriff to place Shannon Lepore-Whitley, Clerk IV, on payroll as replacement for Meghan Elizabeth Van Ham, effective October 31, 2020.

Request of Sheriff to place Kathleen M. McLaughlin, Deputy-Bailiff, on Unpaid FMLA/Disability Leave, effective October 29, 2020.

Request of Sheriff to place Brian Reed, Deputy, on payroll as replacement for Magdalena Edith Pickering, effective October 31, 2020.

Request of Sheriff to increase salary of Jacob Steven Rodgers, Deputy, due to step increase, effective October 31, 2020.

Request of Sheriff to place Kaitlyn Rusler, Dispatcher, on payroll as replacement for Emily Nicole Ice, effective October 31, 2020.

Request of Sheriff to place Savouth Uch, Officer-Civilian Deten, on payroll as replacement for Dylen R. Cooley, effective October 31, 2020.

Request of Sheriff to place Lillian C. Wallace, Comm Spec/Radio Tech II, on payroll as replacement for Thomas Evan Luster, Jr., effective October 31, 2020.

Request of Sheriff to increase salary of Shawn Michael Yates, Deputy, due to step increase, effective October 31, 2020.

Request of Tax Assessor to promote Edlecia Pierson Arias, Accounting Analyst, as replacement for Amy Crowson, effective October 31, 2020.

Request of Tax Assessor to discharge Kara Welch, Deputy Specialist I, effective October 27, 2020. [No benefits due]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 10G1-3

- G1. REQUEST APPROVED for demolition on the following property that is abandoned, deemed unsafe, or unlivable:

Precinct 4, 1420 Sweetgum St., Conroe, Texas 77385

Estimated cost will be \$5,500 and will be funded by CDBG

- G2. REQUEST APPROVED for demolition on the following property that is abandoned, deemed unsafe, or unlivable:

Precinct 2, 222 Goodson Loop, Pinehurst, Texas 77362

Estimated cost will be \$3,600 and will be funded by CDBG

- G3. REQUEST APPROVED to rescind Order to Abate Nuisance for 8720 Club House Dr., Willis, Texas 77378. This property has been brought into compliance without county involvement of funds.

COUNTY JUDGE – AGENDA ITEM – 10H1

- H1. REQUEST APPROVED to appoint Jean Mann to the Montgomery County Historical Commission. This appointment was made at the request of the Montgomery County Historical Commission.

JUSTICE OF THE PEACE PRECINCT 2 – AGENDA ITEM 10I1

- I1. REQUEST APPROVED to accept the Monthly Collection Report for September 2020.

JUSTICE OF THE PEACE PRECINCT 4 – AGENDA ITEM 10J1

- J1. REQUEST APPROVED to accept the Monthly Collection Report for October 2020.

JUSTICE OF THE PEACE PRECINCT 5 – AGENDA ITEM 10K1

- K1. REQUEST APPROVED to accept the Monthly Collection Report for September 2020.

EMERGENCY MANAGEMENT – AGENDA ITEM 10L1

- L1. REQUEST APPROVED to accept Supplemental Awards to the following HSGD 2018 UASI grants and amounts:

- a. Grant 3419302 2018 UASI First Responder FC Spec Team sustainment in the amount of \$170,000.
- b. Grant 2977003 2018 UASI LETPA First Responder LE Special Response in the amount of \$91,870.31.

SHERIFF – AGENDA ITEMS 10M1-2

- M1. REQUEST APPROVED to accept the Memorandum of Understanding between the U.S. Immigration and Customs Enforcement HSI Joint Operations program and the Montgomery County Sheriff's Office. The overtime funding is for FY 2021 and as listed below. All benefits will be funded from Sheriff's budget 1-100-50-6000-790920.

Gang Investigation \$15,000  
MOCONET Task Force \$8,440  
Human Trafficking \$2,000

- M2. REQUEST APPROVED to approve Second Amended and Restated Interlocal Cooperation Agreement by and between Montgomery County and Westwood Magnolia Parkway Improvement District (WMPID).

COUNTY ATTORNEY – AGENDA ITEMS 10N1-2

N1. PRECINCT 1

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 226 of the expansion of FM 1097 from Lakeside Place on Lake Conroe Property Owners Association, Inc., for the total sum of \$31,618.00, and to accept the Deed or to be executed Deed.
- b. RESOLUTION AND ORDER APPROVED to pay the Escrow Deposit for property located at 400 Hilbig, Conroe, TX 77301, tract one and tract two, MCAD numbers R77157 and R77160, in the amount of \$10,000.00 to Stewart Title Company for the benefit of John D. Eckstrum and Alice M. Eckstrum.
- c. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial revision of Lots 62 and 64, Block 19, Walden on Lake Conroe, Section 4, to be known as Walden on Lake Conroe Section 4, Replat No. 1 for December 15, 2020.
- d. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial revision of Lots 2, 3 and 4 in Block 1 of Point Aquarius, Section 1, to be known as Point Aquarius Section 1 Replat No. 1 for December 15, 2020.

- e. RESOLUTION AND ORDER APPROVED for the exchange of a tract of land containing 0.158 acres between Montgomery County, Texas and Longstreet, LLP. County Judge Mark J. Keough, County Attorney B.D. Griffin, or their designees are authorized to execute all documents on behalf of Montgomery County for this exchange.

N2. PRECINCT 4

- a. REQUEST APPROVED for Roadway Improvement Agreement with Mackenzie Creek II, Ltd. for the construction of roadside drainage improvements off Creighton Road.
- b. RESOLUTION AND ORDER TO PAY APPROVED for Possession and Use Agreement between Montgomery County and Jacqueline Addison and Tommy Addison for Parcel 68 of Sorters Road, for the total sum of \$23,420.00. County Judge is authorized to execute the Agreement on behalf of Montgomery County.

CONSTABLE PRECINCT 1 – AGENDA ITEM 1001

- O1. REQUEST APPROVED to ratify Tactical Diversion Task Force Agreement with United States Department of Justice, Drug Enforcement Administration.

CONSTABLE PRECINCT 3 – AGENDA ITEM 10P1

- P1. REQUEST APPROVED to accept the donation of a Pro Eagle off-road floor jack valued at \$469.99 from J. and E. Enterprises Offroad L.L.C., dba Offroad Alliance. The jack will be utilized on the agency's MAP vehicle.

CONSTABLE PRECINCT 4 – AGENDA ITEM 10Q1

- Q1. REQUEST APPROVED to accept the appointment of Joseph Senn Reserve Deputy constable for Montgomery County Constable Precinct 4.

CONSTABLE PRECINCT 5 – AGENDA ITEM 10R1-2

- R1. REQUEST APPROVED of the Memorandum of Understanding between the U.S. Immigration and Customs Enforcement HIS Joint Operations Program and the Montgomery County Constable Precinct 5 Office. The overtime funding is for FY2021 in the amount of \$2,000 with fringe benefits of \$400 to be paid from 7500.790920.
- R2. REQUEST APPROVED of the amendment to agreement between Montgomery County and Magnolia ISD for school resource officer related to school year 2020-2021.

COMMUNITY DEVELOPMENT – AGENDA ITEMS 10S1-2

- S1. REQUEST APPROVED to authorize County Judge Mark J. Keough to execute the FY2020 CDBG Grant Agreements between Montgomery County and the following non-profit agencies;

**Community Development Block Program (CDBG)**

- TOMAGWA Ministries, Inc.
- Inspiration Ranch

- S2. REQUEST APPROVED to approve the Amendment to the North MC Community Center Occupancy agreement to extend the lease for BVCAP, a non-profit organization in Montgomery County for one additional year.

GRANTS – AGENDA ITEMS 10T1-2

- T1. REQUEST APPROVED to accept the Fiscal Year 2021 Airboat Project grant award from the Governor's Office of Texas Criminal Justice Division (CJD) in the amount of \$85,250 for the Sheriff's Office. No match required. Grant application was approved in Commissioners Court on 2/25/2020.
- T2. REQUEST APPROVED to accept the Fiscal Year 2020 Center for Tech and Civic Life (CTCL) grant award in the amount of \$272,180 for Elections. Grant application was approved in Commissioners Court on 10/13/2020. Suzie Harvey is authorized to accept grant award electronically on behalf of Montgomery County.

Motion carried.

**END OF CONSENT AGENDA**

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AGENDA ITEM 10B2c CARGO VAN FOR ANIMAL SERVICES, WAS MOVED TO THE OPEN SESSION AND DEFERRED.

4. REQUEST APPROVED – DEPUTY POSITION – COUNTY JUDGE

Motion by Judge Keough, seconded by Commissioner Meador, to open position 55216-5010-1 Deputy, annualized salary \$56139.20 effective 11/14/2020. Total needed for remaining FY 2021 is \$73,373.92 plus \$7,500 for necessary equipment. Funding will be

from contingency. Commissioner Noack and Commissioner Riley opposed. Motion carried.

5. RESOLUTION AND ORDER APPROVED - LOCAL DISASTER – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to renew and extend the Declaration of Local Disaster issued for Public Health Emergency for a period of thirty (30) days to expire on December 10, 2020 at 11:59 pm. Motion carried.

AGENDA ITEM 12B WAS VOTED ON BEFORE AGENDA ITEM 12A

COMMISSIONER MEADOR LEFT THE COURTROOM, BUT RETURNED DURING THIS DISCUSSION.

6. REQUEST APPROVED – REIMBURSEMENTS – EMERGENCY MANAGEMENT

After some discussion among the Commissioners and the Auditor regarding the reimbursement of public safety expenses from July 1, 2020 through September 30, 2020, from the CARES Act Funds, in an estimated amount of \$22,513,211.15, a vote was taken and the request was approved in a 4 to 1 vote. Commissioner Noack opposed. NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON THE COUNTY WEBSITE.

7. RESOLUTION AND ORDER APPROVED – TECHNOLOGY PURCHASES – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Metts, to authorize the IT department to make equipment and technology purchases to assist in complying with the CDC distancing and telecommuting guidelines in an additional amount not to exceed \$350,000. This will be to finalize projects already in the works, and will be funded by CARES ACT funds. Motion carried.

8. REQUEST APPROVED – PPE – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the purchase of additional PPE and necessary supplies to address the needs of the county and external public safety agencies in an amount not to exceed \$250,000. Motion carried.

9. REQUEST APPROVED – COUNTY FIRE CODE – FIRE MARSHALL

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve updating the County Fire Code to 2018 best practices. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 14A1: CONSIDER AND APPROVE Authorizing Cancellation of The Refuge in Willis, Section 1, a subdivision in Montgomery County, Texas, filed by Darryl Bayer was deferred.

AGENDA ITEM 14B1: CONSIDER AND APPROVE posting all-way stop sign traffic control at the Auburn Fields Drive and Huron Bend Drive intersection and to lower the posted speed limit from 30-mph to 25-mph in the Auburn Trails at Oakhurst Subdivision.

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

10. REQUEST APPROVED – TRAFFIC CONTROL – PRECINCT 4

Motion by Commissioner Metts, seconded by Commissioner Riley to approve posting all-way stop sign traffic control at the Auburn Fields Drive and Huron Bend Drive intersection and to lower the posted speed limit from 30-mph to 25-mph in the Auburn Trails at Oakhurst Subdivision. Motion carried.

11. REQUEST APPROVED – RENAME BRIDGE – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to take all appropriate action to name the Waterway Avenue Bridge in The Woodlands to The Alex Sutton Family Bridge. Commissioner Noack is authorized to execute any and all documents to effectuate the same. 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 16A: CONSULTATION WITH COUNTY ATTORNEY REGARDING SETTLEMENT OF CLAIM NO. PY2019-10653-A; DATE OF LOSS 7/8/2019. (SECTION 551.071).

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

12. REQUEST APPROVED – SETTLEMENT OF CLAIM – RISK MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve Risk Management settling Claim No. PY2019-10653, date of loss 07/08/2019. Motion carried.

CITIZENS – AGENDA ITEM 18



Eddie McAluso expressed his thanks for the Court's support of the Montgomery County Veteran's Office. He wanted to personally thank Kay Lee, Karen Karr, and Kathy Smith in Veteran's Services for their kindness and help.

Walter Boyd spoke about several subjects.

MISCELLANEOUS - AGENDA ITEM 19 – NO OTHER ITEMS LISTED

13. COURT ADJOURNS

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

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

ATTEST:

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

BY: Mark Turnbull  
COUNTY CLERK

[Signature]  
COUNTY JUDGE

