

#3 9B

JAN 11 2022

COMMISSIONERS COURT DOCKET  
DECEMBER 14, 2021  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 14<sup>th</sup> day of December, 2021, 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   | Robert Walker |
| Commissioner, Precinct 2   | Charlie Riley |
| Commissioner, Precinct 3   | James Noack   |
| Commissioner, Precinct 4   | James Metts   |
| Also County Clerk's Office | Holly Pinkard |

INVOCATION GIVEN BY Maris Blair.

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

CITIZENS – AGENDA ITEM 7

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

PROCLAMATIONS/RESOLUTIONS/PRESENTATIONS – AGENDA ITEM 8A

Amy Ressler, Brandon Gregson, Michael Potter, Michele Scaife, Justin Saenz, and Matthew Holloway presented the 2021 Executive Summary for Texas A&M AgriLife Extension to the court.

2. REQUEST APPROVED – VETERANS MEMORIAL PARK

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve a resolution of support for the Montgomery County Veterans Memorial Park and its mission to construct the Montgomery County Veterans Memorial Park and Educational/Visitors Center (the "Park"). Motion carried.

AGENDA ITEM 9G2c WAS DEFERRED.

AGENDA ITEM 9H2a WAS DEFERRED.

AGENDA ITEM 9M2a WAS MOVED TO OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

AGENDA ITEM 9P1 WAS DEFERRED.

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

Motion by Commissioner Riley, seconded by Commissioner Walker, 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:

COMMISSIONER NOACK ENTERED THE COURTROOM.

COUNTY AUDITOR – AGENDA ITEMS 9A1-7

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. REQUEST APPROVED by Justice of the Peace Precinct 1 to use \$23,000 from the Justice Courts Assistance and Technology Fund for the benefit of all Montgomery County Justice of the Peace.
- A3. REPORT ACCEPTED that complies with Local Government Code § 114.024.
- A4. REPORT ACCEPTED that complies with Local Government Code § 114.023.
- A5. REPORT ACCEPTED that complies with Local Government Code § 114.025.
- A6. COMPLETED AUDITS ACCEPTED, as submitted by the County Auditor.
- A7. REQUEST APPROVED by Justice of the Peace Precinct 1 to use Justice Court Technology Fund in an amount not to exceed \$9,600 for purchases of ticket writer system.

BUDGET OFFICE – AGENDA ITEMS 9B1-6

- B1. TRANSFERS, ADJUSTMENTS, AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments and general fund departments for Fiscal year 2021.
- B2. TRANSFERS, ADJUSTMENTS, AND AMENDMENTS APPROVED AND AUTHORIZED for special revenue departments and general fund departments for Fiscal Year 2022.
- B3. PREVIOUS ACTIONS MEMORIALIZED on changes to the Fiscal Year 2021 and Fiscal Year 2022 Budget in prior Commissioners Court meetings.
- B4. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for Fiscal Year 2021 Budget according to Budget Policy.
- B5. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for Fiscal Year 2022 Budget according to Budget Policy.
- B6. OPERATIONAL CARRYOVERS APPROVED from Fiscal Year 2021 to Fiscal Year 2022 for Sheriff's Office, Contingency, and Court Operations.

TREASURER – AGENDA ITEM 9C1

- C1. MONTHLY TREASURER REPORT APPROVED for November 2021, including:

- a. Monthly Statement of Balances Report for November 2021
- b. Monthly Investment Report for November 2021
- c. MCTRA Investment Report for November 2021
- d. Interest Summary Report for November 2021
- e. Investments Purchased Report for November 2021
- f. Debt Report (Reported and Maintained by Auditor's Office)
- g. Check Register for November 2021
- h. Manual Check Register for November 2021

PURCHASING – AGENDA ITEMS 9D1-4

- D1. REQUEST APPROVED to acknowledge and accept the rebate check from The Local Government Purchasing Cooperative and BuyBoard in the amount of \$30,774 to recognize Montgomery County's participation during the fiscal year 2021 for Purchasing Department.
- D2. CHANGE ORDERS APPROVED for the following:
  - a. CO #1 to Triple B Services, L.L.P., for Project #21-05 Community Drive Reconstruction and Widening for additional items for an increase in the amount of \$23,541.97 for Commissioner Precinct 4.

- b. Amendment #1 to Wavemedia, Inc., for Project #2013-0036 Fiber Optic and Duct Infrastructure Management for various departments.

D3. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254: Material Testing and Inspection Services for Sorters Road – Segment 1 from Geoscience Engineering & Testing, Inc. in the amount of \$207,905 for Commissioner Precinct 4.

D4. RENEWAL OPTIONS APPROVED for:

- a. Project #20-05 Animal Vaccines and Tests with Intervet, Inc., dba Merck Animal Health and Butler Animal Health Holding Company, LLC., dba Covetrus with removal and addition of an item for Animal Services (exercising the second of five renewal options).
- b. Project #20-06 Veterinary Supplies with Midwest Veterinary Supply, Inc. for Animal Services (exercising the second of five renewal options).

#### ADULT PROBATION – AGENDA ITEM 9E1

E1. REQUEST APPROVED to accept the FY2021 Statement of Financial Position pursuant to Local Government Code § 140.004.

#### RISK MANAGEMENT – AGENDA ITEM 9F1

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

| BOND     | NAME/DEPT                                | AMOUNT  | ACTION                        |
|----------|------------------------------------------|---------|-------------------------------|
| 65628743 | ANDERSON, BRITTANY/<br>CONSTABLE PCT. 1  |         | RIDER – CHANGE<br>DESCRIPTION |
| 62306534 | BAGWELL, JAMES/ FIRE<br>MARSHAL          | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 65368885 | BELL, MICHAEL/ CONSTABLE<br>PCT. 2       | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 62296623 | BRIDGES, SEAN/ CONSTABLE<br>PCT. 3       | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 61244059 | BULLINGER, JESSE R./<br>CONSTABLE PCT. 4 | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 65352058 | CARNEY, CRAIG/ CONSTABLE<br>PCT. 2       | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 16072460 | CRABTREE, BOYD/<br>CONSTABLE PCT. 1      | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64899605 | DEPAUL, DENNIS/ CONSTABLE<br>PCT. 1      | \$5,000 | CONTINUATION<br>CERTIFICATE   |



|          |                                           |         |                               |
|----------|-------------------------------------------|---------|-------------------------------|
| 65709394 | EVEY, JR., THOMAS J./<br>CONSTABLE PCT. 1 | \$5,000 | NEW BOND                      |
| 64957471 | HAYDEN, JACOB/ CONSTABLE<br>PCT. 5        | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 14934419 | JOHNSTON, RYAN D/<br>CONSTABLE PCT. 5     | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 14934419 | JOHNSTON, RYAN D/<br>CONSTABLE PCT. 5     |         | RIDER – CHANGE<br>DESCRIPTION |
| 65699748 | KELLY, CHRISTOPHER/<br>CONSTABLE PCT. 4   | \$5,000 | NEW BOND                      |
| 64917779 | LLEWELLYN, JARED/<br>CONSTABLE PCT. 1     | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64917771 | PERRY, WILL/ CONSTABLE<br>PCT. 1          | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 61237970 | PRADO, ERIC L./ CONSTABLE<br>PCT. 4       | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64958170 | SCHULTEA, JOSEPH/<br>CONSTABLE PCT. 1     | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64957420 | SEATON, LACI/ CONSTABLE<br>PCT. 1         | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 65352150 | TORRES, ENRIQUE/<br>CONSTABLE PCT. 2      | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 15454713 | WELCH, GORDON/ CONSTABLE<br>PCT. 5        | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64935455 | WEST, JOHNATHAN/<br>CONSTABLE PCT. 2      | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 65368780 | WILLIAMS, LOUIS/<br>CONSTABLE PCT. 1      | \$5,000 | CONTINUATION<br>CERTIFICATE   |
| 64899506 | WRIGHT, JACOB/ CONSTABLE<br>PCT. 1        | \$5,000 | CONTINUATION<br>CERTIFICATE   |

COMMISSIONERS – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. REAPPOINTMENT APPROVED of Kim Parrish and Mike Mason to the Montgomery County Emergency Service District (MCESD) #2 Board of Commissioners for a two-year term ending December 31, 2023.
- b. LIFT STATION AGREEMENT APPROVED between Montgomery County and Daniel Hamann dba Conroe Lake House Management, LLC.
- c. REQUEST APPROVED from Schwartz, Page & Harding, LLP for the creation and naming of Montgomery County Municipal Utility District No. 216.

G2. PRECINCT 2

- a. REAPPOINTMENT APPROVED of Kelly Violette and Charles McDonald to the Montgomery County Emergency Service District (MCESD) #3 Board of Commissioners for a two-year term ending December 31, 2023.
- b. REAPPOINTMENT APPROVED of John Acree and Sean McElroy to the Montgomery County Emergency Service District (MCESD) #3 Board of Commissioners for a two-year term ending December 31, 2023.
- c. AGENDA ITEM 9G2c WAS DEFERRED.
- d. IMPROVEMENTS WITHIN RIGHT-OF-WAY AGREEMENT APPROVED with TW 1890 Research Forest Holdings, LLC.
- e. IMPROVEMENTS WITHIN RIGHT-OF-WAY AGREEMENT APPROVED with The Woodlands GL Holdings, LLC.

G3. PRECINCT 4

- a. DONATION APPROVED of concrete slab from East Montgomery County Sports Association. The concrete slab will be around the newly erected canopy at Ed Rinehart Park and is valued at \$5,216.
- b. REAPPOINTMENT APPROVED of David Miller, John Kelley, and Therlyn Cook to the Montgomery County Emergency Service District (MCESD) #6 Board of Commissioners for a two-year term ending December 31, 2023.
- c. REQUEST APPROVED to acknowledge the naming of private roads owned and operated by MHCDV1 Woodlands, LLC.

G4. PRECINCT 2 AND 4

- a. REAPPOINTMENT APPROVED of Michael Zepeda and Scott Guillote to the Montgomery County Emergency Service District (MCESD) #9 Board of Commissioners for a two-year term ending December 31, 2023.
- b. APPOINTMENT APPROVED of Jamie Nash to Montgomery County Emergency Service District (MCESD) #9 Board of Commissioners to replace Paul Babb current term, to expire December 31, 2022.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9H1-2

H1. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Fosters Ridge, Section 15, and bond has been released.
- b. FINAL PLAT APPROVED of Rivers Edge Old Conroe Road Street Dedication; 4.848 acres; James Hodge Survey, A-19.
- c. FINAL PLAT APPROVED of Rivers Edge, Section 1; 61.712 acres; James Hodge Survey, A-19.

H2. PRECINCT 4

- a. AGENDA ITEM 9H2a WAS DEFERRED.
- b. STREETS ACCEPTED INTO THE ONE-YEAR MAINTENANCE SYSTEM in Artavia, Section 8.
- c. STREETS ACCEPTED INTO THE ONE-YEAR MAINTENANCE SYSTEM in Tavola, Section 31.

HUMAN RESOURCES – AGENDA ITEM 9I1

II. PAYROLL CHANGE REQUEST FORMS APPROVED:

| DEPARTMENT                     | EMPLOYEE/POSITION                        | ACTION                                        | EFFECTIVE DATE |
|--------------------------------|------------------------------------------|-----------------------------------------------|----------------|
| <b>CUSTODIAL SERVICES</b>      | CASTANON, JACQUELINE/<br>CUSTODIAN PT    | NEW HIRE/<br>REPLACEMENT FOR<br>TOLEDO, LAURA | 12/13/2021     |
|                                | GONZALEZ, NALLELY/<br>CUSTODIAN I        | CORRECTION                                    | 11/18/2021     |
| <b>BUILDING MAINTENANCE</b>    | GILLESPIE, JAMES/<br>MAINTEC II-BLDMNT-4 | RESIGNED                                      | 12/07/2021     |
|                                | RIOS, RAUL/ MAINTEC II-<br>BLDMNT-5      | DISCHARGED                                    | 12/06/2021     |
| <b>COMMISSIONER PRECINCT 4</b> | ASHCRAFT, JAMES/<br>FOREMAN – COMM 4-4   | PROMOTION/ NEW<br>POSITION                    | 12/13/2021     |
|                                | BARRICK, JAYDEN/<br>FOREMAN – COMM 4-2   | NEW HIRE/ NEW<br>POSITION                     | 12/13/2021     |
|                                | BURTON, KEVIN/<br>FOREMAN – COMM 4-3     | PROMOTION/ NEW<br>POSITION                    | 12/13/2021     |
|                                | LEE, KEVIN/ OPER III –<br>COMM 4-2       | MERIT INCREASE                                | 12/13/2021     |
| <b>CONSTABLE PRECINCT 1</b>    | ASHTON, JOEY/ DPTY<br>CONST 1-17         | RESIGNED                                      | 01/02/2022     |

|                                 |                                                 |                                                    |            |
|---------------------------------|-------------------------------------------------|----------------------------------------------------|------------|
|                                 | EVEY JR., THOMAS J./<br>ARPA-C1 MNTLHLTH DPTY   | NEW HIRE/ NEW<br>POSITION/ ARPA<br>DEPUTY          | 12/19/2021 |
| <b>CONSTABLE<br/>PRECINCT 3</b> | FORD, KENTON/ DPTY BLF-<br>CONST 3              | RESIGNED                                           | 12/03/2021 |
|                                 | GARZA, JUAN/ DPTY BLF-<br>CONST 3               | TRANSFERRED/<br>REPLACEMENT FOR<br>FORD, KENTON    | 12/11/2021 |
|                                 | HENENBERG, JERRY/ DPTY<br>CONST 3-12            | RETIRED                                            | 12/31/2021 |
|                                 | LOWERY, CADE/ MUD 94<br>DPTY CONST 3-8          | NEW HIRE/<br>REPLACEMENT FOR<br>GARZA, JUAN        | 12/11/2021 |
|                                 | OLMEDO, BRENDA/ RMUD<br>CORP CONST 3-1          | TRANSFERRED/<br>REPLACEMENT FOR<br>TUNSTALL, JAROD | 12/11/2021 |
|                                 | TUNSTALL, JAROD/<br>CORPORAL CONST 3-3          | TRANSFERRED/<br>REPLACEMENT FOR<br>OLMEDO, BRENDA  | 12/11/2021 |
|                                 | WEIKEL, RAY G./ DPTY<br>CONST 3-13              | RETIRED                                            | 12/31/2021 |
| <b>CONSTABLE<br/>PRECINCT 4</b> | RAGLAND, JR., BOBBY/<br>EMCMUD DPTY 4-2         | TRANSFERRED                                        | 11/27/2021 |
| <b>COUNTY ATTORNEY</b>          | BAUERBAND,<br>JACQUELINE/ LEGAL AST<br>III-CA-1 | RESIGNED                                           | 12/10/2021 |
| <b>COUNTY CLERK</b>             | ROBEY, RHONDA/ OFF<br>SUPV I-CTCLK-4            | RETIRED                                            | 12/31/2021 |
| <b>DISTRICT CLERK</b>           | FORBES, CHARLOTTE/<br>CTCLK III-DCLK            | RETURN FROM<br>UNPAID LEAVE OF<br>ABSENCE          | 12/06/2021 |

|                                              |                                             |                                                    |            |
|----------------------------------------------|---------------------------------------------|----------------------------------------------------|------------|
|                                              | MARTINEK, MICHELLE/<br>CTCLK III-DCLK       | NEW HIRE/<br>REPLACEMENT FOR<br>RUSSO, CHRISTOPHER | 12/13/2021 |
|                                              | RAUEN, KORI/ CTCLK III-<br>DCLK             | PROBATIONARY<br>PERIOD COMPLETED                   | 12/11/2021 |
| <b>EMERGENCY<br/>MANAGEMENT</b>              | MATTHYS, CLAYTON/<br>PLAN HL SEC-OEM-2      | RESIGNED                                           | 12/01/2021 |
| <b>IT SERVICES</b>                           | ZAVALA JR., RIGOBERTO/<br>OPS SPC III-IT EX | NEW HIRE/<br>REPLACEMENT FOR<br>POTTER, CHRISTIAN  | 12/20/2021 |
| <b>JUSTICE OF THE<br/>PEACE, PRECINCT 3</b>  | WEBER, MAYRA/ CTCLK<br>III-JP 3             | NEW HIRE/<br>REPLACEMENT FOR<br>GARVER, RONICA     | 12/13/2021 |
| <b>JUVENILE<br/>PROBATION-<br/>DETENTION</b> | ARTHUR, BRIAN EDWARD/<br>JSO-JUV-12         | RESIGNED                                           | 12/31/2021 |
| <b>LIBRARY</b>                               | LINTON, CARL/ COURIER –<br>LIB              | EQUITY ADJUSTMENT                                  | 11/27/2021 |
|                                              | MELIM, DIANA PENNA/ PT<br>LIBRARY AST 11-4  | RESIGNED                                           | 12/16/2021 |
|                                              | YOUNG, BILLY/ COPY<br>CATALOGER – LIB       | RETIRED                                            | 12/31/2021 |
| <b>PERMITS</b>                               | JONES, PHIL/ PERMITS DIR-<br>PERMITS        | RETIRED                                            | 12/31/2021 |
| <b>SHERIFF</b>                               | BEATTY, SHAWN/<br>DPTYPTL-SO TWT-60         | STEP INCREASE                                      | 12/22/2021 |
|                                              | CARTER, REGAN/<br>DISPATCH-SO-28            | NEW HIRE/<br>REPLACEMENT FOR<br>QUINLIN, DANIELLE  | 12/11/2021 |

|  |                                          |                                                   |            |
|--|------------------------------------------|---------------------------------------------------|------------|
|  | GARZA, RICARDO/ SPC-SO<br>LIVESTOCK-1    | TRANSFERRED/<br>REPLACEMENT FOR<br>MURRAY, LOCKEY | 12/25/2021 |
|  | GLISSON, JAMES/ SGT-SO<br>PTRL W DET-2   | RETIRED                                           | 12/31/2021 |
|  | HAHS, PAUL/ LT-SO ACAD                   | PROMOTION/<br>REPLACEMENT FOR<br>WEBB, FELICIA    | 12/11/2021 |
|  | LOPEZ, CRISTIAN/ SPC-SO<br>SWAT-3        | TRANSFERRED/<br>REPLACEMENT FOR<br>PENA, DANIEL   | 12/11/2021 |
|  | MARINELLI, MATTHEW/<br>DISPATCH-SO-7     | NEW HIRE/<br>REPLACEMENT FOR<br>SALLEE, ALEXANDRA | 12/11/2021 |
|  | MARTIN, CODY/ DO-SO<br>JAIL-81           | RESIGNED                                          | 12/03/2021 |
|  | MONTES, ALEXIS/ DPTY-SO<br>PTRL D5-19    | STEP INCREASE                                     | 12/13/2021 |
|  | OCHOA, SUSANA/ SO<br>DEPUTY EAST 45      | TRANSFERRED/<br>REPLACEMENT FOR<br>LOWERY, CODY   | 12/11/2021 |
|  | PENA, DANIEL/ SPC-SO<br>PTRL W           | TRANSFERRED/<br>REPLACEMENT FOR<br>LECK, ROY      | 12/11/2021 |
|  | QUINTANILLA, MILAGROS/<br>DO-SO JAIL-8   | DISCHARGED                                        | 11/18/2021 |
|  | ROSS, TERI A./ DET-SO<br>SVU-7           | STEP INCREASE                                     | 12/19/2021 |
|  | SAUCEDA, ARMANDO/ SO<br>DOII JAIL 1 COMM | TRANSFERRED/ NEW<br>POSITION                      | 12/11/2021 |

|                                     |                                          |                                                          |            |
|-------------------------------------|------------------------------------------|----------------------------------------------------------|------------|
|                                     | SPARKS, MICHAEL E./ SO<br>DEPUTY EAST 56 | STEP INCREASE                                            | 12/19/2021 |
|                                     | TAN, ALEX N./ DISPATCH<br>II-SO-35       | NEW HIRE/ NEW<br>POSITION                                | 12/11/2021 |
|                                     | WYCHOPEN, JONATHAN/<br>SO DEPUTY EAST 77 | STEP INCREASE                                            | 12/16/2021 |
| <b>TAX ASSESSOR –<br/>COLLECTOR</b> | ANDERSON, JANET/<br>DEPUTY SPEC IV       | RETIRED                                                  | 12/31/2021 |
|                                     | HEREDIA, VERONICA/<br>DEPUTY SPEC III    | COMPLETION OF<br>EDUCATION AND<br>TENURE<br>REQUIREMENTS | 12/25/2021 |
|                                     | UREVIG, JULIE/ DEPUTY<br>SPEC IV         | COMPLETION OF<br>EDUCATION AND<br>TENURE<br>REQUIREMENTS | 12/11/2021 |

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 9J1

- J1. REQUEST APPROVED for the annual Techshare Resource Sharing Agreement and Addendum for Montgomery County’s use of TechShare Indigent Defense. County Judge Mark J. Keough is authorized to sign documents on behalf of Montgomery County.

ELECTIONS – AGENDA ITEMS 9K1-2

- K1. EARLY VOTING LOCATIONS AND TIMES APPROVED for the May 7, 2022 Joint Election.
- K2. JOINT ELECTION AGREEMENT APPROVED between Montgomery County and various political entities for the May 7, 2022 Election for the purpose of sharing polling places, voting equipment, election officials, and the related costs.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9L1-2

- L1. URA RELOCATION AND MOVING EXPENSES APPROVED for the future acquisition of 25815 Green Haven in accordance with the Flood Mitigation

Assistance Grant 2016. Expenses to be paid in installments NTE a total of \$8,000. County Auditor is authorized to issue manual check to effectuate the same.

- L2. RESOLUTION AND ORDER APPROVED for the DHS grant award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management for the FY 2021 UASI and SHSP grant programs. Darren Hess is authorized to execute as the authorized official.

COUNTY ATTORNEY – AGENDA ITEMS 9M1-4

M1. PRECINCT 1

- a. ORDER APPROVED authorizing the conveyance of a temporary access and construction easement to the City of Conroe for the Stewarts Creek Trunk Line Replacement and further authorizing Commissioner Robert C. Walker and/or Assistant County Attorney Jennifer L. Fox to execute any and all documents necessary to effect the conveyance of the easement.

M2. PRECINCT 2

- a. AGENDA ITEM 9M2a WAS MOVED TO OPEN SESSION. SEE MOTION 10 FOR COURT ACTION.

M3. PRECINCT 4

- a. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 62 of the Ford Road Project from Michael R. Eberle, Individually and as Trustee of the Eberle Family Trust as created under the Will of Martha Carol Eberle, Deceased, under Cause No. 12-28,833-P, County Court at Law No. 2, for the total sum of \$23,007.00, and to accept the deed.
- b. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 304 Brook Hollow Drive in accordance with the Flood Mitigation Assistance Grant 2016 from Gloria Gendi, for the total sum of \$266,449.11, and to accept the deed.
- c. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 24765 N. Lakeview Drive, in accordance with the CDBG-DR Grant 2017 from Duane J. Hockman and Eileen Hockman, for the total sum of \$106,207.18, and to accept the deed.
- d. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 24677 N. Lakeview Drive, Splendora, Texas 77372, in accordance with the CDBG-DR Grant 2017 from Rosetta Gayle Stevenson, for the total sum of \$80,995.00, and to accept the deed.



- e. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 24580 N. Lakeview Drive, Splendora, Texas 77372, in accordance with the CDBG-DR Grant 2017 from Nancy Wade Brown, for the total sum of \$99,654.76 and to accept the deed.
- f. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 24782 N. Lakeview Drive, Splendora, Texas 77372, in accordance with the CDBG-DR Grant 2017 from Edward L. Wise and Mary V. Elliott, for the total sum of \$84,049.45, and to accept the deed.

M4. ALL PRECINCTS

- a. RESOLUTION AND ORDER APPROVED to defend Claim No. 800.5524 Civil Action No. H-21-2562 and styled Michael Faulkner vs. Detention Officers Fulbright, Baines and Holloway; in the United States District Court for the Southern District of Texas, Houston Division, and further, for authorization for the Montgomery County Attorney to incur expenses as necessary for the proper defense and negotiation of said case.
- b. RESOLUTION AND ORDER APPROVED to defend claim No. 800.4602 Cause No. 21-11-15735 and styled Cedric Wheeler vs. Montgomery County, Texas and John Doe; in the 457<sup>th</sup> Judicial District Court of Montgomery County, Texas, the Honorable Vince Santini presiding, and further, for authorization for the Montgomery County Attorney to incur expenses as necessary for the proper defense and negotiation of said case.

CONROE-NORTH HOUSTON REGIONAL AIRPORT – AGENDA ITEM 9N1

- N1. CONSENT OF PARTIAL ASSIGNMENT OF LAND LEASE APPROVED from Rylin Land Ventures, LLC to ELC Ventures, LLC for .040 acres of land at the Conroe North Houston Regional Airport.

CONSTABLE PRECINCT 1 – AGENDA ITEMS 9O1-3

- O1. APPOINTMENT ACCEPTED of Deputy Thomas J. Evey Jr. for Montgomery County Constable Precinct 1.
- O2. PERSONAL SERVICES AGREEMENT AND RELEASE OF LIABILITY ACCEPTED between Montgomery County and Constable Precinct 1 Reserve Deputy Jason Hodges.
- O3. REQUEST APPROVED to accept the Department of Justice Annual Certification Report Equitable sharing as filed and accepted by the Department of Justice.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9P1

- P1. AGENDA ITEM 9P1 WAS DEFERRED.

COUNTY JUDGE – AGENDA ITEM 9Q1

- Q1. AMENDMENT/MODIFICATION NO. P00012 RATIFIED between U.S. Immigration and Customs Enforcement and Montgomery County regarding Joe Corley Detention Center. The purpose of this amendment is to ensure compliance with federal contractor orders related to ongoing pandemic.

GRANTS AND COMMUNITY DEVELOPMENT – AGENDA ITEMS 9R1-6

- R1. REQUEST APPROVED to authorize County Judge Mark J. Keough to execute the FY2022 Emergency Solutions Grants Program (HESG) between Montgomery County and The Salvation Army of Greater Houston.
- R2. FIRST AMENDMENT APPROVED to CDBG-CV Round 3 Agreement between Montgomery County and Mission Northeast.
- R3. FISCAL YEAR 2023 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT APPLICATION APPROVED to Texas Department of Transportation (TxDOT), in the amount of \$102,990.50 for the Sheriff's Office. Match of \$26,009.05 from the Sheriff's Office budget. Rebecca Ansley is authorized to submit grant application electronically on behalf of Montgomery County.
- R4. FISCAL YEAR 2023 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT APPLICATION APPROVED to Texas Department of Transportation, in the amount of \$11,998.45 for Constable Precinct 1 Office. Match of \$3,192.88 from Constable Precinct 1 Office budget. Rebecca Ansley is authorized to submit grant electronically on behalf of Montgomery County.
- R5. FISCAL YEAR 2023 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT APPLICATION APPROVED to Texas Department of Transportation in the amount of \$11,877.20 for Constable Precinct 2 Office. Match of \$3,161.79 from Constable Precinct 2 Office budget. Rebecca Ansley is authorized to submit grant electronically on behalf of Montgomery County.
- R6. FISCAL YEAR 2023 NO REFUSAL GRANT APPLICATION APPROVED to Texas Department of Transportation in the amount of \$140,024 for District Attorney's Office. Match of \$98,958.89 from District Attorney's Office budget. Rebecca Ansley is authorized to submit grant electronically on behalf of Montgomery County.

Motion carried.

**END OF CONSENT AGENDA**

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**4. ORDER APPROVED – LAND DONATION – PRECINCT 2**

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve the donation of a 391.054 acres tract of land (390.825 net acreage) from Woodforest Partners, LP and further, authorize Commissioner Charlie Riley, County Attorney B.D. Griffin, and/or Assistant County Attorney Jennifer L. Fox to sign any and all documents relating to the acceptance of said property. Motion carried.

AGENDA ITEM 10A: EMERGENCY MANAGEMENT – Darren Hess and Jason Millsaps discussed the need for the purchase and replacement of radios and radio equipment for Emergency Services Districts in Montgomery County.

**5. REQUEST APPROVED – PRECINCT BOUNDARIES – ELECTIONS**

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Order for Changes to County Election Precinct Boundaries and Creation of New County Election Precincts. Motion carried.

**6. NOMINEES ACCEPTED – MCCD ADVISORY COMMITTEE – GRANTS AND COMMUNITY DEVELOPMENT**

Motion by Commissioner Noack, seconded by Commissioner Riley, to accept Commissioner Precinct 2 nominee, Tom Grayson, and Commissioner Precinct 3 nominees, Angie Signorelli and Misty Perinne, for Montgomery County Community Development Advisory Committee. Motion carried.

**7. REQUEST APPROVED – SECURITY PROJECT – INFORMATION TECHNOLOGY**

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

Approve security project for Commissioner Precinct 1, for an amount not to exceed \$146,830.77. Funds will come from reclassified funds.

Approve the security project for Commissioner Precinct 2, for an amount not to exceed \$116,830.05. Funding source will be reclassified funds.

Approve the security project for Commissioner Precinct 4, for an amount not to exceed \$196,716.54. Funds will come from reclassified funds.

Approve security project for Constable Precinct 1, in an amount not to exceed \$189,513.43. Funding source will be reclassified funds.

Motion carried.

8. REQUEST APPROVED – SECURITY COMMUNITY CENTER – INFORMATION TECHNOLOGY

Motion by Commissioner Metts, seconded by Commissioner Noack, to approve fiber installation to the Security Community Center. Funding will come from ARPA funds. Motion carried.

9. AWARD APPROVED – FALSE ALARM MANAGEMENT PROGRAM – PURCHASING

Motion by Commissioner Riley, seconded by Commissioner Walker, to approve the award and contract to PM AM Corporation for Project #21-27 RFP False Alarm Management Program for Sheriff's Office. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 15A1: Consider the partial replat of Restricted Reserve E, Sendera Lakes Estates, Map or Plat thereof recorded in Plat No. 9216317, Montgomery County Plat Records, to be known as QKTA Realty, LLC. The purpose of the proposed partial replat is to subdivide the existing unrestricted reserve and create a separate tract.

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

10. REQUEST APPROVED – MENTAL HEALTH DEPUTIES – COMMISSIONER PRECINCT 1

Motion by Commissioner Walker, seconded by Commissioner Metts, to approve the purchase of supplies and equipment needed for Constable Precinct 1 Mental Health Deputies. \$22,000 will come from ARPA funds, \$12,000 will come from contingency funds, and additional overtime will be funded with vacancy savings. 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, ARTICLES 551.071, 551.072.**

EXECUTIVE SESSION – AGENDA ITEM 17A: Consultation with County Attorney regarding claim no. 800.5141. (Section 551.071)

EXECUTIVE SESSION – AGENDA ITEM 17B: Discuss the purchase, exchange, lease or value of real property. (Section 551.072)

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

AGENDA ITEM 18 – NO ACTION TAKEN ON MATTERS IN EXECUTIVE SESSION.

**CITIZENS – AGENDA ITEM 19**

Bob Holden addressed the court regarding COVID-19. He suggested that government should provide Ivermectin as a cheaper version of treatment for COVID-19.

Paul Gregory addressed the court regarding COVID-19. He played an audio recording on his device of a man speaking about his son's death and opposing the COVID-19 vaccine for children.

Cindy Phillips addressed the court after passing out documentation for the panel, reading excerpts from the Omega Brief. County Clerk did not receive what citizen gave to panel. The following citizens continued to read excerpts from the Omega Brief, and spoke about the Moderna Patents:

Dorothy Mccann – Also spoke on the administration of Remdesivir by hospital staff.

Tina Orbach – Passed documents to the panel. Also, spoke on the VARS report, stating the COVID-19 vaccine does not work. County Clerk did not receive what citizen passed to the panel.

Sunday – Showed picture on her phone to the panel, and read the change in definition of “vaccine”.

Debra Pharris

COMMISSIONER NOACK LEFT THE COURTROOM.

Steve Laurence

Helen Erickson

Tammy McDonald

Roxanne Stage

Jordan Brown addressed the court about COVID-19, stating that the people need to fight for and protect their rights.

Susan Scruggs addressed the court regarding CDC and their changes in the definition for the word “vaccination”.

Dawn Bednars made a statement that people should continue to fight and stand for their rights, science, and the children.

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

MISCELLANEOUS – AGENDA ITEM 20

Amy Dunham, Assistant County Attorney, addressed the court on behalf of Commissioner Noack, stating that he would like the court to consider bringing the recently approved towing contract back to the agenda for the next court by Purchasing, due to questionable actions by the towing company. The panel stated they would like this item to be brought back to court on the next agenda.

11. COURT ADJOURNS

Motion by Commissioner Riley, seconded by Commissioner Walker, 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

