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COMMISSIONERS COURT DOCKET
OCTOBER 26, 2021
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 26th day of October, 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 Don Fullen.

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 Metts, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

PROCLAMATIONS/RESOLUTIONS/PRESENTATIONS – AGENDA ITEM 8A

Sergeant Alexander Randall presented Detective Jarod Tunstall, of Constable Precinct 3's office, with Employee of the Month award.

CITIZENS – AGENDA ITEM 7

Joe Oseta addressed the court regarding voting security. He stated he believes the biggest challenge of this court is restoring voters' trust.

Kathy Losetta addressed the court regarding the new voting system. She stated that the county is replacing one hackable system for another hackable system.

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

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Metts, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated October 12, 2021. Motion carried.

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

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

COUNTY AUDITOR – AGENDA ITEMS 10A1-6

A1. REQUEST APPROVED by Justice of the Peace Precinct 4 to use an amount not to exceed $5,000 from the Justice of the Peace Technology Fund.

A2. COMPLETED AUDITS ACCEPTED, as submitted by the County Auditor.

A3. REPORT ACCEPTED that complies with Local Government Code Section 114.024.

A4. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

A5. REPORT ACCEPTED that complies with Local Government Code Section 114.023.

A6. REPORT ACCEPTED that complies with Local Government Code Section 114.025.

BUDGET OFFICE – AGENDA ITEMS 10B1-2

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.

TREASURER – AGENDA ITEMS 10C1-5

C1. DEPUTATION ACKNOWLEDGED of Treasurer Employee, Jennifer Allen.

C2. MONTHLY TREASURER REPORT APPROVED for September 2021, including:

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

C3. QUARTERLY INVESTMENT REPORT APPROVED for the Quarter ending September 30, 2021.

C4. ANNUAL INVESTMENT REPORT APPROVED for the fiscal year beginning October 1, 2020, and ending September 30, 2021.

C5. TREASURER'S ANNUAL STATEMENT OF BALANCES REPORT APPROVED for the fiscal year beginning October 1, 2020, and ending September 30, 2021.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 10D1

D1. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending September 2021.

PURCHASING – AGENDA ITEMS 10E1-4

E1. ADVERTISING APPROVED for the following:

a. Rebuild of Election Carts for Elections.
b. Compensation Study for Human Resources.
c. Birnham Woods Drive widening from Waterbend Cove to Rayford Road for Commissioner Precinct 3.

E2. RENEWAL OPTIONS APPROVED for the following:

a. Project #18-55 for Third Party Claims Administration with Boon-Chapman Benefits Administrator, Inc., to include Amendment #6 for subrogation (exercising the second of five renewal options).
b. Project #20-04 Demolition and Site Clearing for Inland Environments, LTD., with changes for various departments (exercising the second of five renewal options).
c. Project #18-41 Armored Transportation Services with Brinks, Incorporated with changes for various departments (exercising the third of four renewal options).

E3. CHANGE ORDER APPROVED for Project #18-30 All Hazards Preparedness, Planning, Consulting and Recovery Services with Hagerty Consulting, Inc., to add Amendment 8 for 2019 Flood Mitigation Assistance (FMA) acquisition consulting service for Emergency Management.

E4. AWARD APPROVED for Project #21-40 Surface Treatment for various precincts to Waters Construction Company, Inc.

RISK MANAGEMENT – AGENDA ITEM 10F1

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

BOND	NAME/DEPT	AMOUNT	ACTION
65641277	BROWN, JONEATTA/ CONSTABLE PRECINCT 1	$5,000	NEW BOND
65641349	MARTIN, SCOTT/ CONSTABLE PRECINCT 1	$5,000	NEW BOND
65642869	NEELEY, ALTON/ CONSTABLE PRECINCT 1	$5,000	NEW BOND

COMMISSIONERS – AGENDA ITEMS 10G1-2

G1. PRECINCT 2

a. REQUEST APPROVED to open position 7500-5201 Deputy-Operations/Weights and Measures, annualized salary to be $75,584.40. Total salaries and benefits needed for remaining FY 2022 is $101,956.87, funding to come from Commissioner Precinct 2 operations budget. Budget Office is authorized to effectuate any necessary changes.

G2. PRECINCT 3

a. ORDER APPROVED to confirm and ratify Interlocal Agreement with San Jacinto River Authority for the construction and installation of a concrete encasement as part of the Kuykendahl Road expansion.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 10H1-3

H1. PRECINCT 1

a. STREETS ACCEPTED INTO THE TWO-YEAR MAINTENANCE PERIOD in Vintage Oaks, Section 4.

b. FINAL PLAT APPROVED of Chambers Creek Drive Dedication Plat; 8.354 acres; William Weir Survey, A-42.

c. FINAL PLAT APPROVED of Chambers Creek, Section 1A; 6.012 acres; William Weir Survey, A-42.

d. FINAL PLAT APPROVED of Chambers Creek, Section 2; 42.03 acres; William Weir Survey, A-42.

H2. PRECINCT 2

a. GENERAL PLANS ACKNOWLEDGED for the Fairwater development.

b. REQUEST APPROVED TO ACKNOWLEDGE that the roads in Pine Island at Woodforest, Section 3 have been built to county standards and have completed the one-year maintenance period. The bond has been released. These roads are private and will not be maintained by Montgomery County.

c. STREETS ACCEPTED INTO THE ONE-YEAR MAINTENANCE PERIOD in Woodforest Central Pine Street & Pine Market Avenue Phase 3.

d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Bronze Trace (WF99 to WF67) and bond is released.

e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 61 and bond is released.

f. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 67 and bond is released.

g. STREETS ACCEPTED INTO THE ONE-YEAR MAINTENANCE PERIOD in Woodforest, Section 68.

h. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 76 and bond is released.

i. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 77 and bond is released.

j. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 90 and bond is released.

k. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 101 and bond is released.

l. FINAL PLAT APPROVED of Murphy Acres; 8.6164 acres; A. Roberts Survey, A-32.

m. FINAL PLAT APPROVED of Old Kentucky Farms, Section 2; 32.161 acres; James Pevehouse Survey, A-29.

n. FINAL PLAT APPROVED of M. Pate Estates Subdivision; 10.027 acres; Thomas Stansbury Survey, A-507

o. FINAL PLAT APPROVED of Magnolia Springs, Section 1; 32.17 acres; Lorenzo Jones Survey, A-294.

H3. PRECINCT 4

a. STREETS ACCEPTED INTO THE ONE-YEAR MAINTENANCE PERIOD in Artavia, Section 9.

b. REQUEST APPROVED TO ACKNOWLEDGE that the roads in Harpers Preserve, Section 23 have been built to county standards and have completed the one-year maintenance period. The bond has been released. These roads are private and will not be maintained by Montgomery County.

c. REQUEST APPROVED TO ACKNOWLEDGE that the roads in Harpers Preserve, Section 24 have been built to county standards and have completed the one-year maintenance period. The bond has been released. These roads are private and will not be maintained by Montgomery County.

d. FINAL PLAT APPROVED of Artavia, Section 8; 29.977 acres; Benjamin B. Foster Survey, A-785.

e. FINAL PLAT APPROVED of Artavia, Section 13; 16.909 acres; Benjamin B. Foster Survey, A-785.

f. FINAL PLAT APPROVED of Stetson East; 3.8910 acres; Finley McNaughton Survey, A-392.

g. FINAL PLAT APPROVED of Artavia, Section 12; 18.068 acres; Benjamin B. Foster Survey, A-785.

h. FINAL PLAT APPROVED of Aspire Way and Mona Mills Lane Street Dedication Phase 1; 2.424 acres; Benjamin B. Foster Survey, A-785.

i. FINAL PLAT APPROVED of Caney Mills, Section 4; 23.29 acres; T.P. Davy Survey, A-162.

HUMAN RESOURCES – AGENDA ITEM 10I1

I1. PAYROLL CHANGE REQUEST FORMS APPROVED:

DEPARTMENT	EMPLOYEE/POSITION	ACTION	EFFECTIVE DATE
284TH DISTRICT COURT	JOHNSON, JR., RAYBORN C./ STAFF ATTORNEY 284TH DC	RETIRED	10/31/2021
359TH DISTRICT COURT	WILSON, SUSAN/ CT ADM-359 DC	CORRECTION	10/02/2021
410TH DISTRICT COURT	DRISCOLL, JILL/ CTREPORT-410 DC	RETIRED	11/30/2021
ANIMAL SERVICES	CARBALLO, EDUARDO/ ANIMAL CONTROL OFFICER	NEW HIRE/ REPLACEMENT FOR OWENS, BARBARA	09/20/2021
	CARBALLO, EDUARDO/ ANIMAL CONTROL OFFICER	MATCH OTHER ANIMAL CONTROL OFFICERS	10/16/2021
	SALAZAR, JESSICA JUAREZ/ CLK III-ANSVC	NEW HIRE/ REPLACEMENT FOR KUNKLE, BILLIE	10/20/2021

	PATTERSON, SAMANTHA/ CLERK III	RESIGNED	10/28/2021
CUSTODIAL SERVICES	HERNANDEZ, RINA/ CUSTODIAN I	UNPAID FMLA/DISABILITY LEAVE	10/13/2021
	HERRIN, SONIA/ CUSTODIAN PT	RESIGNED	10/08/2021
	RODRIGUEZ, DIANNA/ CUSTODIAN PT	NEW HIRE/ REPLACEMENT FOR GARCIA, LUIS	10/18/2021
GRANTS & COMMUNITY DEVELOPMENT	SMITH, EBONIE/ CDBG PGM COORDINATOR	NEW HIRE	10/18/2021
COMMISSIONER PRECINCT 1	ADAMS JR., CHARLES/ OPERATOR III	PROBATIONARY PERIOD COMPLETED	10/30/2021
	HASARA, ISAAC/ LABORER	PROBATIONARY PERIOD COMPLETED	10/30/2021
	TAYLOR III, LEWIS/ OPERATOR I	PROBATIONARY PERIOD COMPLETED	10/16/2021
COMMISSIONER PRECINCT 3	ESTELLE, JR., MARK/ RECYCLETECH COMM 3-6	CORRECTION	10/02/2021
CONSTABLE PRECINCT 1	BRANCH, JUSTIN T./ ARPA-C1 MNTLHLT DPTY	NEW HIRE/ ARPA DEPUTY POSITION	11/01/2021
	COWL, LUCAS/ ARPA-C1 MNTLHLT DPTY	NEW HIRE/ ARPA DEPUTY POSITION	10/30/2021

	MACK, WESLEY/ LT CONST 1-2	CORRECTION	10/02/2021
	MCCLENDON III, EVERETT/ DEPUTY	STEP INCREASE	10/07/2021
CONSTABLE PRECINCT 3	GREER, LARRY D./ DPTY CONST 3-MUD88	NEW HIRE/ NEW POSITION	10/16/2021
	GUERRA, JOHN A./ DPTY CONST 3-MUD88-2	NEW HIRE/ NEW POSITION	10/16/2021
	LOUCKS, JUSTIN/ DPTY CONST 3-14	ADVANCED CERTIFICATION AWARDED	10/16/2021
	TUNSTALL, JAROD/ RMUD CORP CONST 3-1	CORRECTION	10/02/2021
	VASQUEZ, JOHN/ MUD94 DPTY CONST 3-8	CORRECTION	10/02/2021
CONSTABLE PRECINCT 4	CAPEHART, CHAD/ SGT CONST 4-5	PROMOTION/ REPLACEMENT FOR MCHUGH, ERIC	10/16/2021
	FIELDS, DALTON/ DPTY CONST 4-26	CORRECTION	10/02/2021
CONSTABLE PRECINCT 5	ALDRIDGE, JONOTHAN/ LT CONST 5-3	CORRECTION	10/02/2021
	MASDEN, WILLIAM/ MISD DPTY CONST 5-1	CORRECTION	10/02/2021
	ORTEGA, BREANNA/ DPTY CONST 5-10	TRANSFERRED/ REPLACEMENT FOR JOHNSON JR., CALVIN	10/30/2021
COUNTY AUDITOR	LUJAN, ANGIE M/ GEN LEDGER AST-AUDIT	NEW HIRE/ REPLACEMENT	11/01/2021

		FOR HLISTER, AMBER	
COUNTY CLERK	NORRIS, STEPHANIE/ CLERK II	RETURN FROM UNPAID FMLA/DISABILITY LEAVE	09/21/2021
COUNTY JUDGE	MILLSAPS, JASON/ CHIEF OF STAFF/EXEC DIR OEM	CORRECTION	10/02/2021
DISTRICT ATTORNEY	CASEY, CLAY/ DA ATTORNEY I-B	NEW HIRE/ REPLACEMENT FOR RADWAN, ZAYNA	10/25/2021
DISTRICT CLERK	SOLIS, NAOMI HOLLINGSWORTH/ PART TIME CLERK	NEW HIRE/ REPLACEMENT FOR WHIDDON, REBECCA	10/18/2021
	MANNING, REBECCA/ CTCLK III-DCLK	TRANSFERRED	10/04/2021
	MAROPIS, DEVEN/ COURT CLERK IV	PROBATIONARY PERIOD COMPLETED	10/16/2021
	MARQUIS, LAUREN/ CTCLK IV-DCLK	PROBATIONARY PERIOD COMPLETED	10/16/2021
	MEDINA, STEPHENIE/ COURT CLERK II	NEW HIRE/ REPLACEMENT FOR WALKER, HANNAH	10/18/2021
	NIEMEYER, JACOB/ CTCLK III-DCLK	TRANSFERRED	10/04/2021
	SCHANK, BRENDA/ OFF SUPV I-DCLK	RETIRED	10/31/2021

	WALL, ALEXIS/ CTCLK III-DCLK	PROBATIONARY PERIOD COMPLETED	10/16/2021
INFORMATION TECHNOLOGY	GAUNCE, CHRISTIAN LEE/ PT CLK III-IT	NEW HIRE/ REPLACEMENT FOR CRADDICK, JASLYN	10/18/2021
JUVENILE PROBATION-ADMIN	BRYANT III, RICHARD/ SYSADM DATA COOR-JUV	CORRECTION	10/02/2021
LIBRARY	LEE, FONDA B./ SHELVING CLERK I	CORRECTION/ REPLACEMENT FOR VARGO, THERESA	10/11/2021
	TAYLOR, SHAYNE L./ SHELVING CLK-LIB	NEW HIRE/ REPLACEMENT FOR DOMINO, NICHOLAS	10/23/2021
PURCHASING	POWELL, DONIELLE/ BUYER III-PURCH	RESIGNED	10/01/2021
RISK MANAGEMENT	CASTILLO, VICTOR/ ADMIN ASSISTANT I-RISK	NEW HIRE/ NEW POSITION	10/18/2021
SHERIFF	APONTE, SHALONDA/ DISPATCH-SO-31	NEW HIRE/ REPLACEMENT FOR DOSER, MEGAN	10/16/2021
	BJORK, CALEB J/ DO-SO JAIL-27	NEW HIRE/ REPLACEMENT FOR POE, CORTNEY	10/16/2021
	BLACKLOCK, BENJAMIN/ PROPEV TECH II-SO-2	TRANSFERRED/ REPLACEMENT	10/16/2021

		FOR GORDON, AMANDA	
	BRAND, CALEB/ DPTY-SO PTRL D5-17	RESIGNED	10/02/2021
	BYBEE, TONY/ SGT-SO PTRL SOUTH-3	RETIRED	12/31/2021
	CLOUSE, JERRY/ DO-SO JAIL-119	NEW HIRE/ REPLACEMENT FOR GUERRA, SHELBY	10/16/2021
	DAVIS, AUSTIN J./ DO-SO JAIL-68	NEW HIRE/ REPLACEMENT FOR MCLARTY, BRANDON	10/16/2021
	FRIEDRICHSEN, HOLLY/ DO-SO JAIL-39	NEW HIRE/ REPLACEMENT FOR SMITH, TYLER	10/30/2021
	FRUCHTNICHT, MAX/ DET-SO SVU-1	STEP INCREASE	10/20/2021
	GONZALES, CHRISTOPHER M./ DO-SO JAIL-183	NEW HIRE/ REPLACEMENT FOR CATHEY, MICAH	10/16/2021
	HOLLOWAY, BIANCA/ DO-SO JAIL-179	DISCHARGED	10/05/2021
	HOLUB, EMILY/ DISPATCH - SO-29	CORRECTION	10/02/2021
	JACKSON, MICHAEL A./ SGT-SO PTRL-D5-4	STEP INCREASE	10/28/2021
	JONES, JEREMIAH/ DO-SO JAIL-56	NEW HIRE/ REPLACEMENT	10/16/2021

		FOR CAMACHO, ROBERT	
	KELMAN, DAVID/ DET-SO PTRL S-8	STEP INCREASE	10/06/2021
	KOOI, BRANDON/ DPTY DET-SO JAIL-6	STEP INCREASE	10/05/2021
	LUMPKIN, JOHN/ SGT DET-SO JAIL-8	STEP INCREASE	10/07/2021
	MCDONALD, STEVEN JR./ DPTY-SO K9-4	TRANSFERRED/ REPLACEMENT FOR SAGE, WESLEY	10/16/2021
	MISELDINE, KYRAN/ DO-SO JAIL-48	NEW HIRE/ REPLACEMENT FOR BELL, NICHOLAS	10/16/2021
	NUNN, KALEIGH/ DISPATCH II-SO-3	RESIGNED	10/25/2021
	OLIVER, ETHAN/ DO-SO JAIL-89	NEW HIRE/ REPLACEMENT FOR EDMONDS, JACOB	10/16/2021
	POLKINGHORN, JOHN P./ DO-SO JAIL-126	NEW HIRE/ REPLACEMENT FOR ROCK, JADA	10/16/2021
	PUSAR, MARIUS/ DPTYPTL-SO TWT-23	STEP INCREASE	10/05/2021
	SALLEE, ALEXANDRIA/ DISPATCH-SO-7	RESIGNED	10/27/2021
	SENN, ANDREW/ DPTY-SO PTRL	RESIGNED	10/29/2021

	SMARK, DANA/ DET-SO OCU-4	CORRECTION	10/02/2021
	SMITH, ADAM J./ DPTY-SO PTRL D2-2	NEW HIRE/ REPLACEMENT FOR HUDSON, THOMAS	10/30/2021
	SMITH, BRIAN W./ DPTYPTL-SO TWT-24	STEP INCREASE	10/20/2021
	TURNER, JASON/ MAINTECH II-SO	TRANSFERRED/ REPLACEMENT FOR HOLDRIDGE, MICHAEL	10/16/2021
	VENKATARAMIAH, PRIYA/ DO-SO JAIL-23	RESIGNED	10/29/2021
	WEBB, FELICIA/ LT-SO ACAD	RETIRED	11/30/2021
	WILKERSON, JUSTIN/ SPC-SO OCU-7	STEP INCREASE	10/03/2021
	YOUNT, RYAN/ DPTYPTL-SO D5-24	STEP INCREASE	10/16/2021
	ZIESE, ZACHARIAH/ DO-SO JAIL-154	NEW HIRE/ REPLACEMENT FOR MOORE, ERIKA	10/16/2021

I2. REQUEST APPROVED of adoption of Montgomery County Employee Policy 4.18 Mental Health Leave.

JUSTICE OF THE PEACE PRECINCT 2 – AGENDA ITEM 10J1

J1. MONTHLY COLLECTIONS REPORT ACCEPTED for September 2021.

JUSTICE OF THE PEACE PRECINCT 5 – AGENDA ITEM 10K1

K1. MONTHLY COLLECTIONS REPORT ACCEPTED for September 2021.

SHERIFF – AGENDA ITEMS 10L1-2

L1. WATER LINE EASEMENT APPROVED with Southern Montgomery County Municipal Utility District.

L2. SANITARY SEWER EASEMENT APPROVED with Southern Montgomery County Municipal Utility District.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 10M1-4

M1. PRECINCT 1

a. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the partial replat of Lot 1 and Lot 2, Block 2 of Republic Grand Ranch, Section 1, to be known as Republic Grand Ranch, Section 1, Partial Replat No. 3. The purpose of the proposed partial replat is to relocate the common line between Lot 1 & Lot 2, Block 2, Section 1.

b. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 107 of the expansion of FM 1097 in the amount of $3,231.00, payable to Charter Title Company.

c. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 208 of the expansion of FM 1097 in the amount of $1,224.00, payable to Charter Title Company.

d. ACCESS AGREEMENT APPROVED with CenterPoint Energy for the performance of field surveying and geotechnical engineering activities.

M2. PRECINCT 2

a. ORDER APPROVED authorizing acceptance of a donation by Woodforest Partners, L.P. of a 391.054 acre tract of land, more or less, out of the Archibald Hodge Survey, A-18. Precinct 2 Commissioner Charlie Riley, B. D. Griffin, County Attorney, and/or Jennifer L. Fox, Assistant County Attorney, are authorized to sign any and all documents relating to the acceptance and acquisition of said property.

M3. PRECINCT 4

a. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of 721 Chateau Woods Parkway, Conroe, Texas 77385, in accordance with the Flood Mitigation Assistance Grant 2016, from Gabriel Correa and Wendy Correa for the total sum of $543,523.00 and to accept the deed.

b. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 22 of the Ford Road expansion project from Isaac J. Jackson and wife, Elizabeth Jackson, for the total sum of $130,093.23 and to accept the deed.

c. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 23 of the Ford Road expansion project from Sandra R. Jackson, for the total sum of $135,167.00 and to accept the deed.

d. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 84 of the Ford Road expansion project from Deborah S. Powell; Mildred Dian Dwyer, for the total sum of $46,145.25 and to accept the deed.

e. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 121 of the Ford Road expansion project from John E. West and Shelly West, for the total sum of $24,482.50 and to accept the deed.

f. RESOLUTION AND ORDER TO PAY APPROVED for acquisition of Parcel 128 of the Ford Road expansion project from Kenneth M. Allison and Linda Allison, for the total sum of $66,130.00 and to accept the deed.

g. RESOLUTION AND ORDER TO PAY for acquisition of Parcel 129 of the Ford Road expansion project from Cherokee Park, LP, A Texas Limited Partnership, for the total sum of $18,712.50 and to accept the deed.

h. ORDER APPROVED Authorizing Notice of Public Hearing under Local Government Code 232.009(C-1) for the replat of a partial replat of Lots 1 & 2 of Hidden Acres, Section 2, Partial Replat No. 1, to be known as Replat of Hidden Acres Section 2, Partial Replat No. 1. The purpose of the proposed replat of partial replat is to create 3 residential lots.

M4. ALL PRECINCTS

a. RESOLUTION AND ORDER ADOPTING STORMWATER MAINTENANCE DECLARATION APPROVED for the development and implementation of a long-term maintenance plan for owners and operators of any new development or redevelopment of properties consisting of 1 acre of land or more, including projects that disturb less than one acre that are part of a larger common plan of development or sale.

b. AGREEMENT APPROVED for the financing and construction of road improvements by and between Montgomery County, Texas and Montgomery County Municipal Utility District No. 180.

DISTRICT CLERK – AGENDA ITEM 10N1

N1. DEPUTATIONS ACKNOWLEDGED of the following District Clerk's Deputy: Naomi Hollingsworth-Solis and Stephenie Medina.

CONROE-NORTH HOUSTON REGIONAL AIRPORT – AGENDA ITEM 10O1

O1. FIRST AMENDMENT APPROVED for the land lease agreement between Montgomery County and KH Aviation ("KH") at the Conroe North Houston Regional Airport.

CONSTABLE PRECINCT 1 – AGENDA ITEMS 10P1-2

P1. APPOINTMENT ACCEPTED of the following deputies for Montgomery County Constable Precinct 1 – Justin Branch and Lucas Cowl.

P2. FACILITY UPGRADES AND OFFICE SPACE MODIFICATIONS APPROVED to the Precinct 1 Constables office, and Building Maintenance is authorized to perform the necessary work. No additional funding source needed.

CONSTABLE PRECINCT 4 – AGENDA ITEM 10Q1

Q1. MEMORANDUM OF UNDERSTANDING APPROVED between the Organized Crime Drug Enforcement Task Forces (OCDETF) and the Montgomery County Constable Precinct 4 office. The agreement includes $9,420 for equipment rental and overtime funding for FY 2022 in the amount of $19,372.

GRANTS AND COMMUNITY DEVELOPMENT – AGENDA ITEMS 10R1-9

R1. FISCAL YEAR 2022 CHILD VICTIM COORDINATOR GRANT FUND ACCEPTED from the Governor's Office of Texas in the amount of $82,891.29 for District Attorney's office. Match of $21,102.43 will come from District Attorney's budget. Grant application was approved in Commissioners Court on 1/26/2021.

R2. FISCAL YEAR 2022 DOMESTIC VIOLENCE INVESTIGATOR GRANT FUNDS ACCEPTED from the Governor's Office of Texas in the amount of $74,777.11 for District Attorney's Office. Match of $38,350.13 from District Attorney's Office Budget. Grant application was approved in Commissioners Court on 1/26/2021.

R3. FISCAL YEAR 2022 FIRST RESPONDER MENTAL HEALTH COORDINATOR GRANT FUNDS ACCEPTED from the Governor's Office of Texas in the amount of $134,316.82 for the Sheriff's Office. Match of $34,766.82 from Sheriff's Office budget. Grant application was approved in Commissioners Court on 2/09/2021.

R4. FISCAL YEAR 2022 ACCIDENT RECONSTRUCTION AND TRAFFIC INVESTIGATION UNIT GRANT FUNDS ACCEPTED from the Governor's Office of Texas in the amount of $114,259.24. No match required. Grant application was approved in Commissioners Court on 2/09/2021.

R5. FISCAL YEAR 2021 NARCAN SUPPORT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) ACCEPTED from Department of Justice in the amount of $54,380. No match required. Grant application was approved in Commissioners Court on 7/27/2021.

R6. CONTRACT AMENDMENT INCREASE APPROVED to Sheriff's Office Training Academy contract with Houston Galveston Area Council (HGAC) contract ID 4881 in the amount of $36,090. Judge Mark Keough is authorized to Docusign amendment.

R7. FISCAL YEAR 2022-2023 VETERANS TREATMENT COURT GRANT APPLICATION APPROVED to Texas Veterans Commission in the amount of $200,000 for Veterans Treatment Court. No match required. This is an annual grant that funds court coordinator, counseling and drug and alcohol testing. Josie Iracheta is authorized to submit grant electronically on behalf of Montgomery County.

R8. K9 GRANT AWARD FROM AKC REUNITE ACCEPTED in the amount of $7,500 for Constable Precinct 5. Grant application was approved in Commissioners Court on 10/12/2021.

R9. REQUEST APPROVED authorizing County Judge Mark J. Keough to execute the following FY2022 CDBG and HESG Grants between Montgomery County and the following non-profit agencies:

Emergency Solutions Grants Program (HESG)

- Yes to Youth-Montgomery County Youth Services
- Campus of Hope

Community Development Block Grant Program (CDBG)

- Children's Books on Wheels
- Keep Us Fed Montgomery County
- Society of Samaritans, Inc.
- Access Builds Children
- Meals on Wheels Montgomery County
- The Montgomery County Children's Advocacy Center, Inc.
- Angel Reach, Inc.
- Society of Saint Vincent De Paul

Motion carried.

END OF CONSENT AGENDA

4. RESOLUTION APPROVED – ELECTION EQUIPMENT – PURCHASING

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve Resolution Approving Financing Terms, Lease Agreement and associated documents with Truist Bank in the amount of $8,131,106, pertaining to procurement of Election Equipment previously approved by Commissioners Court on 9/14/2021. Purchasing Agent, County Auditor and other applicable departments are authorized to execute and complete all necessary formalities to facilitate same. Documentation fee of $3,500 is approved related thereto, to be charged to department 3210. Motion carried.

5. REQUEST APPROVED – CAPITAL IMPROVEMENT PLAN – BUDGET

Motion by Commissioner Noack, seconded by Commissioner Metts, to authorize Budget Office to effectuate Budget Amendment to fund 7 projects stated in presentation, along with $1,420,000 to Commissioner Metts' Project, and $4,260,000 for Commissioner Noack's Ed Chance Project. Motion carried.

6. REQUEST APPROVED – VEHICLE AND EQUIPMENT CAPITAL PLAN – BUDGET

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize budget to effectuate a budget amendment to fund the 5 Vehicle and Equipment Projects presented to the court. Also, a subsequent amendment was made to authorize Budget to make an amendment in an amount not to exceed $110,000 to cover the difference between the Capital Improvement Plan for the necessary elections supplies. Funding to come from Capital Improvement Fund balance. Motion carried.

AGENDA ITEM 12C: AMANDA CARTER DISCUSSED THE CHANGES TO THE MONTGOMERY COUNTY BUDGET POLICY WITH THE COURT.

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

7. PROPOSAL APPROVED – FY 2021 FEMA BRIC – EMERGENCY MANAGEMENT

Motion by Judge Keough, seconded by Commissioner Riley, to approve the proposal from AC disaster consulting for the creation and submission of 6 Infrastructure applications for the FY 2021 FEMA BRIC (Building Resilient Infrastructure and Communities) grant opportunity. Total awards estimated at approximately $112 million, and this grant opportunity has a 25% local cost share. Darren Hess is authorized to sign as authorized official. NTE payment of $41,000 to come from Disaster Funds. Motion carried.

8. PROPOSAL APPROVED – FY 2021 FEMA FLOOD MITIGATION ASSISTANCE – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the proposal from Hagerty consulting for the creation and submission of a Home buyout grant application for the FY 2021 FEMA Flood Mitigation grant opportunity. This application will support the buyouts of approximately 40 properties throughout Montgomery County Severe Repetitive Loss/Repetitive Loss properties, estimated $12 million in grant opportunities. No county match required. Darren Hess is authorized to sign as authorized official. Funding source for NTE of $98,000 will be Disaster Funds. Motion carried.

9. REQUEST APPROVED – VOTING SYSTEM – ELECTIONS

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the purchase of supplies necessary to put the Hart Verity Duo voting system into service. Funds will come from CIP. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

Commissioner Noack exited the courtroom.

AGENDA ITEM 15A1: Consider the replat of Lots 1 and 2, Block 2 of Montgomery County Business Park, recorded in Cabinet J, Sheet 64 of the Montgomery County Map Records, to be known as Taco Bell Montgomery, Section 1 Replat. The purpose of the proposed partial replat is to combine lots 1 and 2 into 1 restricted commercial reserve.

AGENDA ITEM 15B1: Consider the replat Lots 12,13 and 14 of Buck Hills Subdivision, as recorded under Volume 7, Page 425 in the map records of Montgomery County, Texas, to be known as The Cottage at Buckshot Landing Replat. The purpose of the proposed partial replat is to combine lots into one unrestricted reserve.

AGENDA ITEM 15C1: Consider the partial replat of Lot 9, Block 6 of Splendora Estates as recorded in Volume 5, Page 138 of the Map Records of Montgomery County, Texas, to be known as Splendora Estates, Partial Replat No. 2. The purpose of the proposed partial replat is to create 2 residential lots.

AGENDA ITEM 15C2: Consider the replat of Lot 1, Block 2 of Tower Glen North Subdivision, as recorded in Cabinet D, Sheet 69 of the Map Records of Montgomery County, Texas, to be known as Tower Glen North, Section 1, Replat No. 1. The purpose of the proposed partial replat is to reconfigure Lot 1 into 2 Lots.

Commissioner Noack returned to the courtroom.

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

10. FINAL PLATS APPROVED – COUNTY ENGINEER

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

Taco Bell Montgomery, Section 1; 1.192 acres; John Corner Survey, A-8.

The Cottage at Buckshot Landing; 18.3040 acres; J.N. Thomas Survey, A-549.

Tower Glen North, Section 1 Replat No. 1; 2.104 acres; Clark Beach Survey, A-79.

Motion carried.

11. REQUEST APPROVED – OPERATION LONE STAR – GRANTS AND COMMUNITY DEVELOPMENT

Motion by Commissioner Noack, seconded by Commissioner Metts, to approve Fiscal Year 2022 Operation Lone Star grant application to the Office of the Governor of Texas in the amount of $500,000 for Montgomery County. Rebecca Ansley is authorized official of this grant and is authorized to submit grant electronically on behalf of Montgomery County. 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 18A: Consider and discuss Resolution and Order to settle claim no. D-19-0155. (Section 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

12. RESOLUTION AND ORDER APPROVED – CLAIM NO. D-19-0155

Motion by Commissioner Riley, seconded by Commissioner Metts, to approve a Resolution and Order approving the payment of $300,000 for a claim involving an occurrence at the Montgomery County Jail, and to authorize Montgomery County's third party administrator, AS&G, to issue a check to claimant in accordance with the Claim No. D-19-0155. Motion carried.

CITIZENS – AGENDA ITEM 20

Marlon Jones addressed the court regarding a Subdivision rule and regulation that is preventing small businesses like his to work in Montgomery County. He asked that the court look into revising the wording of the rule.

Keith Meyer addressed the court stating he would like the record to reflect that he and the Walnut Creek Forest Property Owners Association are objecting the routing and the proposed new Thoroughfare plan.

Zoltan Karl addressed the court regarding the intersection of Grogan's Mill Road and Research Forest Drive. He asked for transparency during the project, and expressed thanks to Commissioner Riley.

Kevin Patton addressed the court about a road that is in Precinct 4. He stated that there is inconsistency in the documentation regarding the length of the road, causing issues with other citizens and his property.

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

MISCELLANEOUS – AGENDA ITEM 21

The court noted that the Special Session of Court scheduled for October 28, 2021, has been canceled and moved to November 3, 2021 at 10 a.m.

13. COURT ADJOURNS

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

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

ATTEST:

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

COMMISSIONER'S COURT TEXAS MONTGOMERY COUNTY

BY: Mark Turnbull
COUNTY CLERK

COUNTY JUDGE