

COMMISSIONERS COURT DOCKET  
September 6, 2016  
SPECIAL SESSION

THE STATE OF TEXAS  
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 6<sup>th</sup> day of September, 2016, the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Special 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               | Craig Doyal   |
| Commissioner, Precinct 1   | Mike Meador   |
| Commissioner, Precinct 2   | Charlie Riley |
| Commissioner, Precinct 3   | James Noack   |
| Commissioner, Precinct 4   | Jim Clark     |
| Also County Clerk's Office | Amber Twiddy  |

1. ORDER APPROVED – PARTIAL REVISION – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack to approve an order authorizing notice of public hearing for partial replat of certain Lots and Reserves of Phase 1A Bluejack National to be known as Phase 1A Bluejack National Partial Replat No. 1, assess fees, accept payment and issue public notice. The public hearing is set for October 11, 2016 and a fee as permitted by LGC 232.009 for the replat in the amount of \$640.88 for publication and mailing of notices to property owners is imposed. Payment will be accepted from replat applicant in the amount of \$640.88 and written notice will be published in a newspaper of general circulation 3 times as well as be mailed by certified mail to all property owners whose property falls within Phase 1A Bluejack National. Motion carried. (The County Clerk's Office did not receive a check for this item.)

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 4: CONSIDER AND ADOPT THE BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2017.

THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA RECITED.

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

INVOCATION GIVEN BY Sheriff Tommy Gage.

Eric Yollick addressed the court concerning many items including security not allowing him in with a rubber hammer, animal cruelty, the animal shelter budget, a public relations firm hired for the animal shelter, and the budget process as a whole.

Bill O'Sullivan addressed the court concerning the pay raises being called a COLA, the road and bridge fund, and mobility.

Laurie Elliot addressed the court concerning the budget at the Animal Shelter. She believes it is being wasted at the Shelter.

Reagan Reed addressed the court concerning the budget. He would like the taxes lowered, budget cut and a separation of power in the appraisal process.

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

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

Judge Doyal addressed concerns that were brought up by citizens. He clarified some of the concerns.

Commissioner Noack addressed the Animal Shelter budget.

AGENDA ITEM 4 – Commissioner Noack moved to approve the budget with \$2.2 million for the Animal Shelter budget and work to identify how to low the animal shelter budget from \$3.4 million to \$2.2 million. Motion died for lack of a second.

Commissioner Clark addressed concerns with the Animal Shelter budget. He addressed many topics at the shelter.

Commissioner Riley also addressed the Animal Shelter Budget. He would like \$1 million set aside so that he would have time to look over the budget line for line.

Commissioner Clark addressed the carryover budget at the Animal Shelter.

Commissioner Meador also addressed the Animal Shelter Budget.

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2. REQUEST APPROVED – ANIMAL SHELTER BUDGET – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Animal Shelter budget with \$1 million of that budget set aside until further inspection of the budget. Commissioner Meador and Commissioner Clark vote “No”. Motion carried.

Commissioner Noack addressed the tax rate. He proposed a tax rate of \$0.4667/100. This would cut the rate by 1 cent by decreasing the Capital Improvement Fund.

Judge Doyal discussed the rate also and he suggested decreasing the COLA to county employees from 3% to 1% and leaving the Capital Fund intact due to upcoming Capital expenditures.

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3. REQUEST APPROVED – COLA DECREASED – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to decrease the COLA from 3% to 1% and leave the Capital Improvement Fund the same while cutting the tax rate to \$0.4667/100. Motion carried.

4. REQUEST APPROVED – VERBALIZATION OF STATEMENT – TAX RATE INCREASE – TAX ASSESSOR/COLLECTOR

The following was read verbatim by Judge Doyal:

**“I move that the property tax rate be increased by the adoption of a tax rate of \$0.4667/\$100, which is effectively a 3.94 percent increase in the tax rate”.**

Seconded by Commissioner Noack. Motion carried.

5. RESOLUTION AND ORDER APPROVED – TAX RATE FOR DEBT SERVICE – TAX ASSESSOR/ COLLECTOR

Motion by Judge Doyal, seconded by Commissioner Noack, to set by Resolution and Order the 2016 Ad Valorem Tax Rate for Debt Service at 0.0762 cents per \$100 evaluation. Motion carried.

6. RESOLUTION AND ORDER APPROVED – ALLOCATING 2016 AD VALOREM ADOPTED TAX RATE – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve a Resolution and Order allocating and fixing the 2016 Ad Valorem Adopted Tax Rate of 0.4667 cents per \$100.00 valuation for specific purposes and funds as follows:

- 0.3419 cents on each \$100.00 valuation for the General Fund,
- 0.0486 cents on each \$100.00 valuation for the Road and Bridge fund and
- 0.0762 cents on each \$100.00 valuation for Interest and Sinking Fund (Debt Service Fund)

Motion carried.

COMMISSIONERS COURT IS RECESSED.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

Judge Doyal stated that the County Auditor needs time to recalculate the budget and asked the County Auditor for clarification as to whether the tax rate could be approved without a budget approval.

County Auditor stated that the tax rate cannot be approved without the budget approved first. She also stated that they needed a little time to work the one cent reduction into the budget document. She also asked for clarification as to where the reduction will be worked in the budget document. She stated that the motions for the tax rate need to be rescinded, but needed to know informally the tax rate that will be used so she can work it into the budget.

Judge Doyal stated the rate would be 0.4667, which is the one cent reduction and asked the County Auditor if she was asking where the court wanted the money moved from.

Commissioner Meador suggested Capital Improvement.

Commissioner Noack agreed.

It was also stated that County Employees salaries could be adjusted to the 1% COLA, but elected officials could not due to posting and Salary Grievance requirements.

Judge Doyal stated that County Employees raises would not be changed without elected officials also being changed.

The County Auditor stated that if the funds were removed from Capital Improvement she would be able to have a budget ready later in the day.

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7. MOTION TO RESCIND – TAX RATES – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to rescind the tax rates previously adopted. Motion carried.

COMMISSIONERS COURT IS RECESSED.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

8. REQUEST APPROVED – ADOPT BUDGET – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Clark, to adopt the Montgomery County Texas Budget for the Fiscal Year Ending September 30, 2017. Motion carried.

9. REQUEST APPROVED – VERBALIZATION OF STATEMENT – TAX RATE INCREASE – TAX ASSESSOR/COLLECTOR

The following was read verbatim by Judge Doyal:

**“I move that the property tax rate be increased by the adoption of a tax rate of \$0.4667/\$100, which is effectively a 3.94 percent increase in the tax rate”.**

Seconded by Commissioner Noack. Motion carried.

10. RESOLUTION AND ORDER APPROVED – TAX RATE FOR DEBT SERVICE – TAX ASSESSOR/ COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to set by Resolution and Order the 2016 Ad Valorem Tax Rate for Debt Service at 0.0762 cents per \$100 evaluation. Motion carried.

11. RESOLUTION AND ORDER APPROVED – TAX RATE FOR M&O – TAX ASSESSOR/ COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to set by Resolution and Order the 2016 Ad Valorem Tax Rate for Maintenance and Operations at 0.3905 cents per \$100 evaluation. Motion carried.

12. RESOLUTION AND ORDER APPROVED – ALLOCATING 2016 AD VALOREM ADOPTED TAX RATE – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve a Resolution and Order allocating and fixing the 2016 Ad Valorem Adopted Tax Rate of 0.4667 cents per \$100.00 valuation for specific purposes and funds as follows:

- 0.3419 cents on each \$100.00 valuation for the General Fund,
- 0.0486 cents on each \$100.00 valuation for the Road and Bridge fund and
- 0.0762 cents on each \$100.00 for Interest and Sinking Fund (Debt Service)

Motion carried.

13. COURT ADJOURNS

Motion by Commissioner Meador, 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

Craig Doyal  
COUNTY JUDGE

