

JUN 26 2018

COMMISSIONERS COURT DOCKET

June 12, 2018

REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 12th day of June, 2018, 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	Craig Doyal
Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

ABSENT:

Commissioner, Precinct 3 James Noack

INVOCATION GIVEN BY Captain 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 Riley, seconded by Commissioner Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

AGENDA ITEM 7A – MONTGOMERY COUNTY EMPLOYEES COMMITTEE – EMPLOYEE OF THE MONTH

Dr. Kathryn Pinneri presented Taylor Nichols, Forensic Services Department, with Employee of the Month for June 2018.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated May 22, 2018. Motion carried.

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

Motion by Commissioner Meador, 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 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. REPORT OF OFFICIALS' FEES ACCEPTED as audited for February and March 2018.

A3. BUDGET AMENDMENTS FY2018 APPROVED:

- a. Various: To fund compensatory time pay for exempt personnel for Constables approved M7/04.24.18.
- b. Airport: To transfer funds to new cost center
- c. Animal Shelter: To adjust line items.
- d. Constable Pct 1: To recognize and allocate CIOT Grant FY 18 as awarded by TxDOT M10/05.22.18.
- e. Constable Pct 2: To recognize and allocate CIOT Grant FY 18 as awarded by TxDOT M10/05.22.18 and recognize and allocate revenue.
- f. Constable Pct 3: To recognize and allocate revenue.
- g. Constable Pct 4: To recognize and allocate revenue, recognize and allocate CIOT Grant FY 18 as awarded by TxDOT M10/05.22.18, and adjust line items.
- h. Constable Pct 5: To recognize and allocate revenue.
- i. County Attorney: To recognize to allocate revenues.
- j. County Court at Law 4: To transfer funds to Bldg Maint.
- k. County/District Court Tech Fund: To recognize and allocate revenue.
- l. Court Operations: To adjust line items-CCT 04.10.18/M17.
- m. Emergency Management: To adjust line items, adjust line items for Budget Amendment #4, adjust line items for budget Amendment #5, and adjust line items for BA #1.
- n. FEMA-DR-4332-TX: To set-up budget for Hurricane Harvey Cat B, Hurricane Harvey CAT C, and Hurricane Harvey DAC.
- o. Forensics: To fund CCT05.22.18/M4.
- p. Information Technology: To adjust line items.
- q. Juvenile Probation: To adjust carryover from previous year.
- r. MCCD: To recognize and allocate PI received for Willis Building (PI-1.1), Lonestar Building (PI-1.2), Magnolia Building (PI-2.1), Mag Medical Building (PI-2.2), and Splendora Building (PI-4.1) and recognize and allocate PI for CDBG Yr17 Draw 31.
- s. MCTRA; To recognize and allocate revenue for MCTRA project, recognize and allocate toll revenue Apr 2018, and recognize and allocate revenue for inspection services.
- t. Memorial Library: To recognize and allocate revenue.
- u. Non-Departmental: To close completed projects and return funding to CIP.
- v. Risk Management: To correct Budget Amendment 03/20/18 and allocate insurance proceeds.

- w. Sheriff: To adjust line items, adjust carryover from previous year, recognize and allocate revenue, and fund remodel for crime lab.
- x. Sheriff-Alarm Division: To adjust line items.
- y. Sheriff-Jail: To recognize and allocate revenue for April 2018.
- z. Tax Assessor/Collector: To transfer funds for build out and recognize and allocate revenue CCT05.22.18/M7&8.
- A4. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of May 2018.
- A5. COMPLETED AUDITS ACCEPTED for Payroll Audit Report.

TREASURER – AGENDA ITEMS 9B1-3

- B1. STATEMENT OF BALANCES APPROVED for April 2018.
- B2. PLEDGED SECURITIES REPORT APPROVED for May 2018.
- B3. PLEDGES AND/OR RELEASES OF COLLATERAL REPORT APPROVED.

PURCHASING – AGENDA ITEMS 9C1-6

- C1. UTILIZATION APPROVED for the following contracts:
 - a. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-4151 from Language Line Services, Inc. for Various Departments. Local Gov't Code §271.083
 - b. CAD/RMS/Ancillary software and services through the State of Texas Department of Information Resources contract #DIR-SDD-1623 from Spillman Technologies, Inc. for IT Department. Local Gov't Code §271.083
 - c. Fueling system and equipment through the Interlocal Agreement with Buyboard contract #510-16 from Fuel Control Solutions for Various Departments. Local Gov't Code §271.102
 - d. Office supplies & equipment through the Interlocal Agreement with Buyboard contract #496-15 from Pitney Bowes, Inc. for Various Departments. Local Gov't Code §271.102
- C2. DISCRETIONARY EXEMPTIONS APPROVED:
 - a. Maintenance services for Automated Fingerprint Identification System (AFIS) as an item that can be obtained from only one source from Safran USA, Inc. dba Morphotrak, LLC for Various Departments. Local Gov't Code §262.024(a)(7)
 - b. Products/cds/books/publications as an item that can only be obtained from one source from Matthew Bender & Company, Inc. dba LexisNexis Matthew Bender for Various Departments. Local Gov't Code §262.024(a)(7)
 - c. On-Line computer assisted legal research as an item that can be obtained from only one source from West Publishing Corporation dba Thomson Reuters-West for Various Departments. Local Gov't Code §262.024(a)(7)
 - d. Laboratory testing services as a personal or professional service from National Medical Services, Inc. dba NMS Labs for Various Departments. Local Gov't Code §262.024(a)(4)

- e. Sexual assault examinations as a personal or professional service from Montgomery County Childrens Advocacy Center for Various Departments. Local Gov't Code §262.024(a)(4)

C3. RENEWALS AWARDED:

- a. Project #2016-0018 office supplies and miscellaneous accessories with online ordering capabilities with HiTouch Business Services, LLC for Various Departments. (Exercising the second of five renewal options)
- b. Project #2014-0039 traffic signs and related supplies with Vulcan, Inc. with a price increase of 10% for Various Departments. (Exercising the fourth of four renewal options)
- c. Project #2016-0033 disaster recovery (debris) management services with each of the following vendors: Crowder Gulf, LLC with an increase in price and Ceres Environmental for Various Departments. (Exercising the first of five renewal options)
- d. Project #2015-0043 guardrail materials, installation and repair with Willow City Sign and Rail, Inc. for Various Departments. (Exercising the third of three renewal options)
- e. Project #2016-0058 clearing and grubbing with Rebel Contractors, Inc. for Various Departments. (Exercising the second of three renewal options)
- f. Public involvement and community outreach with Concept Development and Planning, LLC for Precinct 3. Local gov't code §262.024(a)(4).

C4. MONTGOMERY COUNTY GRANT POLICY APPROVED and inclusion to County Purchasing Manual authorized.

C5. ADVERTISING APPROVED for the following:

- a. Project #18-56 Roads-Asphaltic Emulsions for Various Precincts.

C6. CHANGE ORDERS APPROVED:

- a. CO #1 in the amount of \$13,658.22 for Precinct 2 to Forde Construction Company for repair of Woodforest Parkway North Bridge.

RISK MANAGEMENT – AGENDA ITEMS 9D1-2

D1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
63623072	Sullivan, Jerod/Const Pct 4	\$5,000	Reserve/New
63584831	Stepp, Jeremy/Const Pct 4		Reserve/Rider
63584831	Stepp, Jeremy/Const Pct 4	\$5,000	Chg Description Reserve/New
63623232	Sapp, Kevin/Const Pct 4	\$5,000	Reserve/New
63623297	Barnett, Kenneth/Const Pct 4	\$5,000	Reserve/New
61681779	Swetnam, David/Const Pct 3	\$5,000	Renew/Cont Cert
14382015	Masden, Billy/Const Pct 5	\$5,000	Renew/Cont Cert
63190861	Rodriguez, Josue/Tax	\$50,000	Renew/Cont Cert

14595247	Assessor/Collector Avery, Jan/Treasurer	\$25,000	Renew/Cont Cert
61676784	Logue, Teri/Treasurer	\$25,000	Renew/Cont Cert
61710252	Acosta, Adam/Const Pct 3	\$5,000	Renew/Cont Cert
14382019	Hazlewood, Scott/Const Pct 5	\$5,000	Renew/Cont Cert
61697515	Bagwell, Laurie/Const Pct 5	\$5,000	Renew/Cont Cert
62050750	Bohanon, Kelley/Tax Assessor/Collector	\$100,000	Renew/Cont Cert
63624549	Wolf, Kevin/Const Pct 3	\$5,000	New
63627775	McLaughlin, Toby/Const Pct 2	\$5,000	New
62050127	Roe, Kimberly/Tax Assessor	\$100,000	New
24774744	Rutherford, Dustin/Const Pct 1	\$5,000	Reserve/Cont Cert
62050237	Willis, Vicki/Tax Assessor	\$100,000	New
62050169	Deville, Karena/Tax Assessor	\$100,000	New
14383649	Zemlicka, Leslee/Const Pct 1		Rider/Name Chg
14383649	Zemlicka, Leslee/Const Pct 1	\$5,000	Renew/Cont Cert
63659294	Smalley Jr., Bobby/Const Pct 2	\$5000	New
63659269	Thomason, Gregory/Const Pct 2	\$5000	New

D2. PAYMENT ACKNOWLEDGED to Robert Killbuck in the amount of \$3,025.00 in reference to claim #B-18-0019 DOL 04-13-18

COMMISSIONERS – AGENDA ITEMS 9E1-4

E1. PRECINCT 1

- a. REQUEST APPROVED for a 30 day extension for the filing of the 2017 District Audit Report for Emergency Service District #1 by June 1, 2018 pursuant to Section 775.082 of the Texas Health and Safety Code.

E2. PRECINCT 2

- a. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED for ESD #3 (Emergency Service District) with fiscal year ending December 31, 2017.
- b. USE AGREEMENT APPROVED with Magnolia Area Softball Association to use the fields at Magnolia Sports Park through December 31, 2018.

E3. PRECINCT 4

- a. CHECK ACCEPTED from Montgomery County ESD #7 in the amount of \$839.09 for the purchase of fuel. This will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.
- b. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED for ESD #6 (Emergency Service District) with fiscal year ending September 30, 2017.

- c. REQUEST APPROVED for a 30 day extension for the filing of the 2017 District Audit Report for Emergency Service District #12 by June 1, 2018 pursuant to Section 775.082 of the Texas Health and Safety Code.
- d. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED for ESD #7 (Emergency Service District) with fiscal year ending September 30, 2017.

E4. PRECINCTS 2 and 4

- a. REQUEST APPROVED for a 30 day extension for the filing of the 2017 District Audit Report for Emergency Service District #9 by June 1, 2018 pursuant to Section 775.082 of the Texas Health and Safety Code.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-3

F1. PRECINCT 2

- a. FINAL PLAT APPROVED for Woodforest, Section 93; 9.421 Acres; Archibald Hodge Survey, A-18.
- b. PUBLIC HEARING DATE SET for July 10, 2018 to post a 45 mph speed limit for Sendera Ranch Drive.
- c. FINAL PLAT APPROVED of Thousand Oaks, Section 4; 2.09 acres; Cyrus Wickson Survey, A-600.

F2. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodson's Reserve, Section 8 and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodson's Reserve Parkway, Phase 3 and bond is released.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harmony Village, Section 7.
- d. FINAL PLAT APPROVED of Woodson's Reserve, Section 5; 11.704 acres; Montgomery County School Land Survey, A-351.
- e. FINAL PLAT APPROVED of Meadows at Imperial Oaks, Section 9; 9.435 acres; George Lamb Survey, A-334.
- f. FINAL PLAT APPROVED of Harmony Village Section 4; 18.14 acres; Montgomery County School Land Survey, A-351.
- g. FINAL PLAT APPROVED of Harmony Village Section 3; 16.74 acres; Montgomery County School Land Survey, A-351.
- h. FINAL PLAT APPROVED of The Woodlands East Shore Retail; 3.463 acres; John Taylor Survey, A-547.

F3. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harpers Preserve, Section 10.
- b. FINAL PLAT APPROVED of Harpers Preserve, Section 11; 19.80 acres; Montgomery County School Land Survey, A-350.

- c. FINAL PLAT APPROVED of Woodridge Forest, Section 13; 5.378 acres;
Mary Owens Survey, A-405.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Budget Office to transfer Emily Fain, Budget Analyst, from Human Resources, effective June 2, 2018.

Request of Custodial to increase salary of Amanda Craig, Custodian, due to completion of probationary period, effective June 17, 2018.

Request of Custodial to place James Luman, Custodian II, on Unpaid Leave of Absence, effective May 24, 2018.

Request of Custodial to place Elisabeth Morris, Custodian, on payroll as replacement for Daniel Ruiz, effective June 11, 2018.

Request of County Court at Law #5 to accept the retirement of Barbara Lynn Nichols, Court Coordinator II, effective June 30, 2018.[194.41 hours or balance vacation]

Request of Commissioner Precinct 1 to accept the retirement of James Robert Lamza, Operator I, effective June 30, 2018.[6.785 hours or balance vacation; 235.00 hours or balance compensatory time]

Request of Commissioner Precinct 1 to increase salary of Clifford James Szymczak, Laborer, due to completion of probationary period, effective June 9, 2018.

Request of Commissioner Precinct 1 to increase salary of Allen Dwayne Windham, Operator II, due to completion of probationary period, effective June 9, 2018.

Request of Commissioner Precinct 2 to promote Diana Trim, Coordinator-Facilities, as replacement for Yvonne Hines, effective June 4, 2018.

Request of Commissioner Precinct 2 to place David Wiggins, Mechanic I, on payroll as replacement for Steven Windmiller, effective May 30, 2018.

Request of Commissioner Precinct 4 to accept the resignation of Jeffrey Barton II, Operator I, effective May 25, 2018.[9.88 hours or balance compensatory time]

Request of Commissioner Precinct 4 to accept the resignation of Thomas Faulkner, Operator II, effective May 9, 2018. [6.16 hours or balance vacation; 12.00 hours or balance compensatory time]

Request of Commissioner Precinct 4 to place Matthew D. Nelson, Superintendent, on payroll as replacement for Michael Guyton, effective June 4, 2018.

Request of Commissioner Precinct 4 to promote Walter Pierce Jr., Operator II, as replacement for Thomas Faulkner, effective June 2, 2018.

Request of Constable Precinct 4 to add certification pay to Michael Aldrich, Deputy Constable, due to receipt of TCOLE certification, effective June 2, 2018.

Request of Constable Precinct 4 to change title of Cory Arnold, Detective, effective June 2, 2018.

Request of Constable Precinct 4 to change title of Joshua Bergland, Detective, effective June 2, 2018.

Request of Constable Precinct 4 to change title of Tanner Jensen, Detective, effective June 2, 2018.

Request of Constable Precinct 4 to increase salary of Arturo Looza, Lieutenant Constable, due to step increase and remove auto allowance, effective June 16, 2018.

Request of Constable Precinct 4 to change title of Eric Prado, Detective, effective June 2, 2018.

Request of Constable Precinct 4 to accept the retirement of Donald Smith Jr., Deputy Constable, effective June 29, 2018. [197.42 hours or balance vacation; 115.00 hours or balance compensatory time; 2.00 hours or balance holiday]

Request of County Attorney to place Bushra Khan, Attorney II, on payroll as replacement for John McKinney, Jr., effective June 4, 2018.

Request of County Attorney to increase salary of Randy Lewis, Investigator II, due to step increase, effective June 2, 2018.

Request of County Attorney to increase salary of James Wiggins Jr., Investigator II, due to step increase, effective June 2, 2018.

Request of County Clerk to increase salary of Joseph P. Monreal, Computer Analyst III, due to completion of probationary period, effective June 16, 2018.

Request of District Attorney to increase salary of Heather Lynn Cash, Supervisor, Investigators, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Gale Lynn Echols, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Kimberly A. Franklin, Investigator II, due to step increase, effective June 2, 2018,

Request of District Attorney to place Kaylyn N. Glenn, Court Clerk IV, on payroll as replacement for Lindsay N. Buckholts, effective May 23, 2018.

Request of District Attorney to increase salary of Suzanne Hollifield, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Larry Leroy Melton, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to place Jennifer Mendiola-Hooker, Pre-Trial Diversion Intern, on payroll as replacement for Kevin Michael Bratcher, effective June 4, 2018.

Request of District Attorney to increase salary of Armond Paul Merillat, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Jason K. Salter, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Swen Eric Spjut, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of William B. Steward, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Dennis Lee Ward, Investigator II, due to step increase, effective June 2, 2018.

Request of District Attorney to increase salary of Michael Earl Wright, Investigator II, due to step increase, effective June 2, 2018.

Request of Elections to change status of Cynthia Norum, Voter Clerk, from full time to part time, effective June 2, 2018.

Request of Elections to change status of Estela Sanchez, Contract Election Clerk, from part time to full time, effective June 2, 2018.

Request of Fire Marshal to increase salary of Kevin Bates, Assistant Fire Marshal, due to completion of probationary period, effective June 2, 2018.

Request of Fire Marshal to increase salary of George Scott Burlin, Senior Inspector/Plans Examiner, due to step increase, effective June 2, 2018.

Request of Fire Marshal to increase salary of David Lee Jr., Fire Inspector, due to step increase, effective June 2, 2018.

Request of Fire Marshal to increase salary of Douglas Sanguedolce, Fire Inspector, due to step increase, effective June 2, 2018.

Request of Fire Marshal to increase salary of Jeffrey Williams, Fire Inspector, due to step increase, effective June 2, 2018.

Request of Human Resources to promote Rosa L. Contello, HR Assistant II, as replacement for Mandy Pyle, effective June 2, 2018.

Request of Human Resources to transfer Mandy L. Pyle, HR Assistant II, as replacement for Emily Fain, effective June 2, 2018.

Request of Justice of the Peace Pct. 2 to accept the resignation of Monique Parson, Court Clerk II, effective June 1, 2018. [48.81 hours or balance vacation; 0.88 hours or balance compensatory time]

Request of Juvenile to accept the resignation of Kelsea Jeanette Baker, Juvenile Supervision Officer Substitute, effective May 22, 2018. Is eligible for re-hire. [No benefits due]

Request of Juvenile to discharge Eldher Ramirez Anaya, Juvenile Supervision Officer Substitute, effective May 15, 2018. Is not eligible for re-hire. [No benefits due]

Request of Library to promote Diana Andrade, Library Assistant II, as replacement for Catherine Marshall, effective June 23, 2018.

Request of Library to accept the resignation of Haley Renae Campbell, Library Assistant II, effective June 12, 2018. [17.10 hours or balance vacation]

Request of Library to discharge Madison Chagaris, Library Assistant II, effective May 29, 2018. [No benefits due]

Request of Library to accept the resignation of Martin R. Swenson, Reference Librarian, effective June 8, 2018. [164.08 hours or balance vacation]

Request of Mental Health Court Services to discharge Gloria Kessler, Program Director, effective May 30, 2018. [35.88 hours or balance vacation]

Request of Commissioner Pct 1 Recycle Center to increase salary of Alan M. Gehovak, Recycle Technician, due to completion of probationary period, effective June 9, 2018.

Request of Commissioner Pct 3 Recycle Station to place Shirley Marino Lee, Mosquito Driver, on payroll, effective June 4, 2018.

Request of Risk Management to place Tara Castaneda, Assistant Director, on payroll as replacement for Maria Patton, effective June 4, 2018.

Request of Sheriff to transfer Michael Merrill Berry Jr., Deputy Patrol, as replacement for Derek Dwayne Ragon, effective June 2, 2018.

Request of Sheriff to accept the retirement of Michael Dennis Chumley, Comm Spec/Radio Tech II effective June 30, 2018.[273.86 hours or balance vacation; 169.00 hours or balance compensatory time]

Request of Sheriff to place Christopher Crisp, Jr., Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to transfer Danny R. Dickson, Deputy Bailiff, as replacement for Richard W. Garlock, effective June 2, 2018.

Request of Sheriff to increase salary of Richard L. Durbin, Sergeant, due to step increase, effective June 2, 2018.

Request of Sheriff to increase salary of Edward C. Fisher III, Deputy, due to step increase, effective June 2, 2018.

Request of Sheriff to promote David Lawrence Foreman, Sergeant, as replacement for Ward A. Hammons, effective June 2, 2018.

Request of Sheriff to transfer Richard W. Garlock, Deputy-Detention, as replacement for Danny R. Dickson, effective June 2, 2018.

Request of Sheriff to transfer Jake-Paul Gonzales, Sergeant, effective June 2, 2018.

Request of Sheriff to place Vernon Guillory, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to place Christopher Jackson, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to place Jacoby Limrick, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to transfer Johnathan Severo Logan, Deputy, as replacement for Ryan W. McCarty, effective June 2, 2018.

Request of Sheriff to transfer Ryan W. McCarty, Deputy, as replacement for Johnathan Severo Logan, effective June 2, 2018.

Request of Sheriff to transfer Charles T. Rivette, Deputy-Detention, as replacement for Billy H. Stover, effective June 2, 2018.

Request of Sheriff to promote Christopher E. Roberts, Sergeant, as replacement for Jake-Paul Gonzales, effective June 2, 2018.

Request of Sheriff to place Courtney Robinson, Officer Civilian Deten, on payroll, as replacement for Justin Brent Kellas, effective June 2, 2018.

Request of Sheriff to promote Margarito Rosales Jr., Sergeant, as replacement for Daniel Clanton Whitworth, effective June 2, 2018.

Request of Sheriff to transfer Wesley G. Sage, Deputy, as replacement for Tina Louise Harvey, effective June 2, 2018.

Request of Sheriff to place Tyler Shanahan, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to place Rodgerick Sharp, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to transfer Billy H. Stover, Deputy Bailiff, as replacement for Charles T. Rivette, effective June 2, 2018.

Request of Sheriff to place Ashia Tillis, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to transfer Rogelio Vargas III, Specialist, effective June 2, 2018.

Request of Sheriff to place Austin Vaughan, Officer Civilian Deten, on payroll, effective June 2, 2018.

Request of Sheriff to promote Chana Lee Woodrow, Telecom Records Special, as replacement for Cornelia Fain, effective June 2, 2018.

Request of Tax Assessor-Collector to increase salary of Dana A. Cook, Collections Manager, due to completion of education requirements, effective June 2, 2018.

Request of Tax Assessor-Collector to increase salary of Nichole M. Cruz, Deputy Specialist III, due to completion of education and tenure requirements, effective June 2, 2018.

Request of Tax Assessor-Collector to increase salary of Hannah E. Gesford, Deputy Specialist III, due to completion of education and tenure requirements, effective June 2, 2018.

Request of Tax Assessor-Collector to place Rebecca McWhirter, Deputy Specialist I, on payroll as replacement for Elizabeth Solis, effective June 11, 2018.

Request of Tax Assessor-Collector to increase salary of Radhika Murthy, Deputy Specialist III, due to completion of education and tenure requirements, effective June 2, 2018.

Request of Tax Assessor-Collector to increase salary of Josue Rodriguez, Deputy Specialist III, due to completion of education and tenure requirements, effective June 2, 2018.

Request of Tax Assessor-Collector to increase salary of Mikka Petty Thiem, Deputy Specialist III, due to completion of education and tenure requirements, effective June 2, 2018.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-5

- H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 15529 Charles Ray Lane Conroe, TX 77302.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 15513 Charles Ray Lane Conroe, TX 77302.
- H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 29910 Roberts Trail Magnolia, TX 77354.
- H4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 16257 Portman Terry Road Conroe, TX 77306.

- H5. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 326 Skylark Magnolia, TX 77355.

SHERIFF – AGENDA ITEMS 9I1-2

- I1. FIRST AMENDMENT APPROVED to License Agreement dated June 16, 2008 between Montgomery County and American Towers, Inc. for a communications tower located at 14703 FM 1488 Magnolia, TX 77354-1286. Sheriff Rand Henderson is approved and authorized to execute the First Amendment to the license agreement pursuant to the resolution and order approved on April 24, 2018.
- I2. FIRST AMENDMENT APPROVED to License Agreement dated June 16, 2008 between Montgomery County and American Towers, Inc. for a communications tower located at 14914 Wiggins Road, Conroe, TX 77302-4662. Sheriff Rand Henderson is approved and authorized to execute the First Amendment to the license agreement pursuant to the resolution and order approved on April 24, 2018.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9J1-2

J1. PRECINCT 1

- a. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on July 24, 2018 for partial revision to lots/plats being described as part of lots R-25, R-26 and R-27 in Block 10 of Cape Conroe, Section II to be known as Cape Conroe Sec. 2, Partial Replat No. 1.

J2. PRECINCT 4

- a. EASEMENT GRANTED to Entergy across a portion of a 10.805 acre tract in the William Wills Survey, A-594.
- b. ORDER APPROVED acknowledging receipt of check from Michel Stamper in the amount of \$50.00 for lease of real property described as Tracts 329, 330, and 331, Krohn Ranchettes an unrecorded subdivision out of the S.H. Bryan Survey, A-70. Check has been forwarded to the Auditor for further processing.
- c. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on July 24, 2018 for partial revision to lots/plats being described as Lot 15, Block 2, of Peach Creek Plantation Section 2 to be known as Peach Creek Plantation Section 2, Partial Replat No. 2.
- d. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on July 24, 2018 for partial revision to lots/plats being described as Reserve A, Block 1 of Cleveland (105) DTP Addition to be known as Cleveland (105) DTP Addition, Partial Replat No. 1.
- e. RESOLUTION APPROVED to authorize County Judge to sign and deliver Disclaimer of Interest in Drainage Easement over and across 0.563 acres in the William B. Bridges Survey, A-73.

COUNTY ATTORNEY – AGENDA ITEMS 9K1

- K1. INTERLOCAL SOFTWARE LICENSE AGREEMENT APPROVED between Montgomery County, Texas and Fort Bend County, Texas.

COUNTY CLERK – AGENDA ITEM 9L1

- L1. CONTRACT APPROVED for Department of State Health Services Vital Statistics Remote Birth Access Contract and Data Use Agreement between DSHS and Montgomery County and County Judge is authorized to execute.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9M1

- M1. ADDENDUM APPROVED to the Home Investment Partnership Program Agreement between Montgomery County Texas and Montgomery County Youth Services regarding the expenditure of CDBG FY 2017 funds.

GRANTS – AGENDA ITEMS 9N1-3

- N1. GRANT APPLICATION APPROVED for the National School Lunch Program for Juvenile Probation Department. This grant is a reimbursement grant for meals provided to juveniles in the program. Pamela Mills is authorized to submit and accept grant on behalf of Montgomery County.
- N2. FUNDING ACCEPTED from Texas Veterans Commission in the amount of \$100,000.00 for the Veterans Treatment Court. County Judge is authorized to sign any related paperwork.
- N3. CORRECTED AMOUNT APPROVED of the Click it or Ticket Grant for Constable Pct. 4 in the amount of \$5,001.74.

DISTRICT ATTORNEY – AGENDA ITEM 9O1

- O1. REQUEST APPROVED to return Chaco, a canine, to Service Dogs, Inc. for additional training and in consideration for relief from the future care expenses related to the same. Canine stipend associated will be removed from handler.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEMS 9P1-2

- P1. REQUEST APPROVED to use the District/County Court Technology Fund (Fund 241) in the amount of \$958.00 for Audio Equipment in the 435th District Court.
- P2. CONTRACTS APPROVED for 2018-19 Felony Contract Defender Program for the following: Chris Allen; Robbie Barker; Robert S. Bartlett; Katherine Bihm; William Pattillo; Oscar Sommers; and Michael Valdez. County Judge is authorized to sign on behalf of Montgomery County.

ELECTIONS – AGENDA ITEM 9Q1

- Q1. JOINT ELECTION AGREEMENT APPROVED between Montgomery County and Various Political Entities for the November 6, 2018 election for the purpose of sharing polling locations, voting equipment, election officials and the related costs.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Citizens will address the court at the time the agenda item is presented.

Bill O'Sullivan addressed the court concerning the distribution of the road bond. He stated that the revenue from these bonds should have been committed by now. He asked to move Commissioner Noack's projects forward so he can get started on them.

AGENDA ITEM 11A – CONSIDER, DISCUSS AND TAKE ACTION ON DISTRIBUTION OF \$50 MILLION ROAD BOND ISSUANCE.

THE COUNTY AUDITOR AND MEMBERS OF THE COURT DISCUSSED THE \$50 MILLION ROAD BOND ISSUANCE AND DISTRIBUTION. THE COURT DISCUSSED THE SELL OF THE FINAL TRANCHE OF THE BONDS AND DEFERRED ACTION ON THE DISTRIBUTION FROM THE SALE OF THE \$50 MILLION ROAD BOND ISSUANCE.

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

4. REQUEST APPROVED – AUDIO VISUAL EQUIPMENT – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Meador, to authorize the Information Technology Department to proceed with upgrades to the audio visual equipment in Courtroom in the amount of \$76,000.00. Motion carried.

5. REQUEST APPROVED – FUEL EXPENSE ACCOUNT – CONSTABLE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to increase the fuel expense account #5511-735411 budget by \$115,000.00 to cover bulk fuel and delivery charges for the remainder of the budget year. This will be funded with contingency. Motion carried.

6. REQUEST APPROVED – POSITION CHANGES – CONSTABLE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to close position 5511-5910-1 Deputy Constable and open position 5511-6010-3 Sergeant Constable to be effective June 16, 2018. Transfer \$46,500.74 to new position and an additional \$16,699.60 in salary, \$2,049.00 in retirement, and \$1,277.59 in social security is needed to fully fund the position and a cell phone allowance will be included at \$479.96. This will be funded with contingency. Motion carried.

7. REQUEST APPROVED – VEHICLE PURCHASE – CONSTABLE PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve the funding of two Chevrolet Tahoes PPVs fully equipped with one year of maintenance included and fuel at \$44,750.00 each. This will replace employee vehicle stipends and will be funded by reduction in salary and contingency. In the future if a vehicle stipend is being replaced by a County vehicle the item may be placed on the Consent Agenda. Motion carried.

8. MEMORANDUM OF UNDERSTANDING APPROVED – ADDITIONAL DEPUTIES – CONSTABLE PRECINCT 5

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Memorandum of Understanding and the Addendum B-School Resource Officer Pay Summary with Magnolia Independent School District, regarding the addition of 10 Deputies for the school. This will be funded by Magnolia ISD. Montgomery County Constable Precinct 5 David Hill is the authorized official to sign and execute any and all related documents. Motion carried.

9. CONTRACT APPROVED – IMMIGRATION AND CUSTOMS ENFORCEMENT – DISTRICT ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve contract between Immigration and Customs Enforcement for the reimbursement of Joint Operation Expenses from the Treasury Forfeiture Fund. This agreement is for FY18 and associated benefits will be funded from 4351-75985. Montgomery County District Attorney is the authorized official to sign and execute any and all related documents. Motion carried.

10. REQUEST APPROVED – EXEMPTION TO POLICY – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve an exemption to Montgomery County Policy #5.1-18 authorizing overtime payment at a rate of time and a half to exempt employees working on the joint operations contract from Immigration and Customs Enforcement. The overtime payment will be paid out of contract funds. Motion carried.

Bryan Luther addressed the court concerning the amendment to the Airport Advisory Board Bylaws. He is in favor of the change.

11. RESOLUTION AND ORDER APPROVED – AIRPORT ADVISORY BOARD BYLAWS – CONROE-NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Amended and Restated Bylaws of the Conroe-North Houston Regional Airport Advisory Board. Motion carried.

12. ORDER OF GENERAL ELECTION APPROVED – ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Order of Election for the November 6, 2018 General Election. Motion carried.

13. REQUEST APPROVED – EXPENDITURES OF SURPLUS – ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve Expenditures of Surplus in Election Services Contract Fund pursuant to section 31.100(f) of the Texas Election Code and Secretary of State Section 81.161 of the Texas Administrative Code. Motion carried.

Bill O'Sullivan addressed the court concerning the increase in salary for 2 vacant Veterinarian positions at the Animal Shelter. He supports the increase and also addressed the salary of Dr. Gentry.

14. REQUEST APPROVED – SALARY INCREASE – ANIMAL SHELTER

Motion by Commissioner Clark, seconded by Commissioner Riley, to increase the salary for both vacant Veterinarian positions 6331-8350-1 and 6331-8350-2 from \$103,000.00 to \$110,000.00 excess funds of \$6,094.29 to be transferred from position 6331-9538-1 to position 6331-8350-1. The remaining salary and benefits totaling \$9,480.49 will be funded from line 6331-7419 Professional Services. Motion carried.

15. RESOLUTION AND ORDER APPROVED – AMENDMENT TO WILD ANIMAL ORDINANCE – ANIMAL SHELTER

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Amendment to Montgomery County's Rules and Regulations for the Keeping of Wild Animals in the Unincorporated Area of Montgomery County. Motion carried.

16. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 3

Motion by Commissioner Clark, seconded by Commissioner Meador to approve the contract for engineering services for Lake Woodlands at Sterling Ridge Drive and Branch Crossing at Sterling Ridge Drive from Jones & Carter, Inc. in the amount of \$51,900.00. Motion carried.

17. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador to approve the contract for surveying, engineering, and design services for the construction of Firehouse

Road SH 242 to Harpers School Road from Weisser Engineering, Co. in the amount of \$143,365.00. Motion carried.

18. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador to approve the contract for engineering and design services for the construction of Ford Road from IH 69 to Harris County Line from LJA Engineering in the amount of \$199,806.00. Motion carried.

19. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 3

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the contract for architectural and engineering design services for the renovation of Spring Creek Greenway Nature Center located at 1300 Riley Fuzzel Road from PGAL, Inc. in the amount of \$60,000.00. Motion carried.

20. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador to approve the contract for acquisition services for Sorters Road from FM 1314 to Irenell Drive from KDM Acquisitions Services Inc., in the amount of \$148,400.00. Motion carried.

21. CONTRACT APPROVED – ENGINEERING SERVICES – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve the contract for appraisal services for Sorters Road expansion from FM 1314 to 1000 feet south of Northpark Drive from Whitney and Associates in the amount of \$75,900.00. Motion carried.

22. CHANGE ORDER APPROVED – RAYFORD ROAD WIDENING – PRECINCT 3

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve CO #3 to Smith & Company for Rayford Road widening and railroad grade separation from Richards Road to SH 99 for improvements to existing Rayford Road Pavement in the amount of \$238,579.64. Motion carried.

23. CHANGE ORDER APPROVED – GENE CAMPBELL BOULEVARD – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve CO #1 to Smith & Company for Gene Campbell Boulevard reconstruction and widening to patch and overlay portions of Gene Campbell Boulevard from Nichols Lane to FM 1485 in the amount of \$307,296.24. Motion carried.

24. DISCRETIONARY EXEMPTION APPROVED – LANDRUM CREEK CULVERT – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve granting a discretionary exemption for emergency repair of Landrum Creek culvert and paving of Spring Branch Road as an item that must be purchased to preserve or protect the public health or safety of the residents of the county from Randy Roan Construction in the amount of \$154,000.00 as authorized by Local Government Code §262.024(a)(2). Motion carried.

25. AWARD APPROVED – AIRPORT ROAD PARKING LOT – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award to Precise Services, Inc. in the amount of \$747,227.45 for project #18-46 Airport Road parking lot construction. Motion carried.

26. PURCHASE APPROVED – KUBOTA TRACTOR – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase of one Kubota Tractor with accessories through the Interlocal Agreement with Buyboard contract #515-16 from Kubota Tractor Accessories in the amount of \$77,701.34 as authorized by Local Government Code §271.102. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 20A1: CONSIDER THE PARTIAL REVISION OF BLACK OAK SECTION 1, TO BE KNOWN AS BLACK OAK SECTION 1, PARTIAL REPLAT NO. 1.

Bruce Tyler addressed the court on the proposed replat. He stated that there are flooding issues in the neighborhood and wanted to make the court aware of that.

AGENDA ITEM 20B1: CONSIDER THE PARTIAL REVISION OF LOT 20, BLOCK 2, OF PEACH CREEK PLANTATION SECTION 1, TO BE KNOWN AS PEACH CREEK PLANTATION SECTION 1, PARTIAL REPLAT NO. 2.

AGENDA ITEM 20B2: CONSIDER AND APPROVE POSTING A 20-MPH SPEED LIMIT FOR ALL STREETS IN OAK TREE SUBDIVISION.

Paul Dewey Jones asked the court if the 20 mph speed zone was reserved for schools. He stated he had seen many pop up.

The minimum speed limit will be verified.

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

NO ACTION NECESSARY ON THE ITEMS DISCUSSED IN THE PUBLIC HEARING.

JUDGE DOYAL MOVED AGENDA ITEM 24 – MISCELLANEOUS

JUDGE DOYAL INFORMED THE COURT THAT THE \$89 MILLION REVENUE BONDS FOR SH 249 DID SELL.

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 551.074.

EXECUTIVE SESSION – AGENDA ITEM 21A: DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE - ANIMAL SHELTER DIRECTOR; AIRPORT DIRECTOR.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH THE EXCEPTION OF COMMISSIONER JAMES NOACK AND COMMISSIONER CHARLIE RILEY.

NO ACTION NECESSARY ON THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 23

Wayne Wagner addressed the court concerning Sawdust Road. He stated that the road floods and the home values in Grogan's Point have plummeted. He listed some solutions to the problems.

Eric Yollick addressed the court on secrecy. He presented a photo of Dennis Rodman and Kim Jong Un. He stated that total secrecy stops all competition of ideas and stated that Montgomery County government is moving in this direction.

Dewey Jones addressed the court on various topics. He congratulated those who were re-elected and complimented the court on the job they have done. He stated that the citizens cannot expect the members of court to be everywhere because they are only five people. He also does not agree with complaints he has heard.

27. COURT ADJOURNS

Motion by Commissioner Clark, seconded by Commissioner Meador, to adjourn this session of Court. Motion carried.

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

ATTEST:

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

BY:

Mark Turnbull

COUNTY CLERK

Craig Royal

COUNTY JUDGE

