

COMMISSIONERS COURT DOCKET
February 23, 2016
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 23rd day of February, 2016, 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
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INVOCATION GIVEN BY Judge Wayne Mack

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

2. RESOLUTION APPROVED – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT DAY

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim March 7, 2016 as "MCMHTF" Day in Montgomery County and call upon the people of Montgomery County to observe this day with appropriate appreciation of the necessary work being performed by the employees of Correct Care, LLC serving the mentally ill on the Hospital's fifth anniversary. Motion carried.

3. RESOLUTION APPROVED – WORLD SPAY DAY

Motion by Commissioner Meador, seconded by Commissioner Clark, to designate February 23, 2016 "World Spay Day" and call upon the people of Montgomery County to observe the day by having their own pets spayed or neutered or by sponsoring the spaying or neutering of a pet in need. Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated February 9, 2016. Motion carried.

5. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-O

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, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY16 APPROVED:
 - a. Airport Maintenance: To transfer funds for payment to Entergy for undergrounding of electrical service at the U.S. Customs and Border Protection FIS Facility as approved M13/02.09.16 and set up budget for Entergy Service M13/02.09.16.
 - b. Animal Shelter: To adjust line item for hiring of Director-Animal Shelter CCT M30/02.09.2016.
 - c. Building Maintenance: To fund purchase of Diagnostic Reporting Devices and monthly monitoring fees as approved M14/02.09.16.
 - d. Capital Projects: To commit funds to Capital Projects for new MCSO District 1 Office location as approved M8/02.09.16.
 - e. Civic Center Complex: To adjust line items.
 - f. Commissioner Precinct 3: To recognize and allocate revenue and transfer funds for Mosquito Lab Remodel.
 - g. Commissioner Precinct 4: To adjust line items to cover PO #2015130-EMC Community Center, adjust line items for purchase of 13ft. Crane body as approved M2/01.12.16, adjust line items for purchase of 2016 Dodge Ram as approved M19/01.12.16, fund new positions as approved M29/02.09.16, and recognize and allocate revenue M28/02.09.16.
 - h. Constable Precinct 1: To recognize and allocate revenue and adjust line item.
 - i. Constable Precinct 2: To recognize and allocate revenue.
 - j. Constable Precinct 3: To adjust budget line for additional equipment M3/12.08.15.
 - k. Constable Precinct 4: To recognize and allocate revenue.
 - l. County Extension: To recognize and allocate revenues M14/10.12.09.
 - m. Court Guardianship: To recognize and allocate revenue.
 - n. Court Operations: To transfer funds for change of venue expenses.
 - o. Debt Service Fund: To record issuance of Refunding Bonds 2016.
 - p. DA No Refusal Grant: To fund additional match needed for Investigators, transfer funds for VPN token, and adjust budget lines.
 - q. Elections: To adjust line items.

- r. Extension Agents: To fund additional salary needed to bring position 665-4209-1 up to the minimum as approved M15/02.09.16.
 - s. Fire Marshal: To adjust line items.
 - t. Justice Court Technology Fund: To fund purchase of four printers for Justice of the Peace Precinct 5 as approved M19/02.09.16 and fund purchase of monitors, scanners, iPad, keyboard, and thumb drives as well as fund seminars for Justice of the Peace Precinct 1 as approved M19/02.09.16.
 - u. MCCD: To recognize and allocate PI for Yr16 draw 25, recognize and allocate PI for Yr17 draw14, to carryover encumbrance for PO 2013450, and to carryover encumbrance for PO 483638.
 - v. Memorial Library: To recognize and allocate revenue for the General Gift Account and for the Genealogy/Ron Jackson Gift Account.
 - w. Road Bonds Series 2016: To record issuance of Road Bonds 2016.
 - x. Sheriff: To adjust line items and carry over additional FY15 encumbrances as approved M12/02.09.16.
 - y. Tax Assessor-Collector: To adjust line items to fund employee insurance for new position as approved M16/02.09.16
- A3. LISTING ACKNOWLEDGED per department of the number of approved positions that haven assigned a canine stipend for fiscal year 2016, as per memo on file.
- A4. COMPLETED AUDIT ACCEPTED for I-contracts.
- A5. ADDENDUM ACCEPTED to Exhibit A to Rebate Services Contract with BLX Group.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9B1

- B1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending January 31, 2016.

PURCHASING – AGENDA ITEMS 9C1-20

- C1. ADVERTISING APPROVED for the following:
- Haul Services for miscellaneous materials for Various Precincts.
 - RFP – Logging Recorder System for Sheriff's Office.
 - RFP – Travel Services for Various Departments.
- C2. MISCELLANEOUS ITEMS APPROVED for the next online auction for Various Departments.
- C3. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024(a)(4) for addressing and GIS consulting services from LJA Engineering & Surveying, Inc. on an as needed basis for IT.
- C4. CHANGE ORDER NO. 2 APPROVED to Joseph M. Santopetro for architectural services for New Sheriff's Substation located in Spring, TX for an increase in architectural fees. The increase of \$11,743.98 resulting in a revised fee from \$126,057.52 to \$137,801.50 for Purchasing.

- C5. CHANGE ORDER NO. 2 APPROVED to MJR Services, Inc. for Mission Northeast Warehouse Facility to complete site stabilization by spray hydro-seed(remaining property is approximately one (1) acre) for a total of \$4,150.00 for Community Development.
- C6. DISCRETIONARY EXEMPTION GRANTED for one source as authorized by Local Government Code §262.024(a)(7)(A) for 1mage User License Maintenance from 1mage Software, Inc. for Various Departments.
- C7. RENEWAL APPROVED for Sod-delivered and installed with Cutting Edge Landscape & Lawn Care, Inc. for Various Departments.
- C8. DISCRETIONARY EXEMPTION APPROVED for a professional service as authorized by Local Government Code §262.024(a)(4) for Risk Management Services from Dennis B. McMahon for Risk Management.
- C9. RENEWAL APPROVED for sports lighting system with Consolidated Electrical Distributors for Various Departments.
- C10. RENEWAL APPROVED for Radio Tower Services with Shaffer Tower Services, Inc. for Sheriff's Office.
- C11. RENEWAL APPROVED for copying reproducibles with Ridgway's LLC dba ARC with the name change to ARC Document Solutions, LLC for Various Departments.
- C12. RENEWAL APPROVED for library specialty supplies with Brodart, Co. and The Library Store, Inc. for Library.
- C13. REQUEST APPROVED to reject proposal for RFP-Lawn Maintenance Services Project #2015-0042 for Building Maintenance.
- C14. REQUEST APPROVED of name change of Schmidt Counseling to W&A Schmidt effective 01/25/16 for Various Departments.
- C15. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024 (a)(4) for autopsy services from Dr. William McClain on an as needed basis for Forensic Services Department.
- C16. REQUEST APPROVED to utilize the contract for products and related services from Hewlett Packard Enterprise Company and its reseller NWN through the Texas DIR Contract #DIR-TSO-3359 as authorized by Local Government Code §271.083(b) for Various Departments.
- C17. DISCRETIONARY EXEMPTION GRANTED for vehicle and equipment repairs as authorized by Local Government Code §262.024 (a)(11) for vehicle and equipment repairs (parts and labor) from the following vendors: Associated Supply Co., Inc.; N.C. Eagle Services, Inc. and Cleveland Mack Sales, Inc. dba Performance Truck for Various Departments.
- C18. DISCRETIONARY EXEMPTION GRANTED for one source as authorized by Local Government Code § 262.024 (a)(7)(A) for tasers and taser accessories from Taser International for Various Departments.
- C19. REQUEST APPROVED to utilize the contract for Total Solutions for Law Enforcement, Security, Facilities Management, Fire, Rescue, Clothing , Marine Craft and Emergency/Disaster Response from Networkfleet, Inc. through GSA Schedule 84 Contract #GS-07F-5559R as authorized by Local Government Code §271.103 for Various Departments.

- C20. REQUEST APPROVED to declare miscellaneous items as salvage as authorized by Local Government Code §263.152 for Various Departments.

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>
61936929	Baker, Michelle/Const PCT 3	\$5,000	Renew/Cont Cert
15101519	Vogel, Richard/Const PCT 3	\$5,000	Renew/Cont Cert
62306437	Valerio IV, Pedro/Const PCT 3	\$5,000	Renew/Cont Cert
15487516	Cooke, Paul/Const PCT 3	\$5,000	Renew/Cont Cert
24754805	Hoffmeyer, Christopher/Const PCT 3	\$5,000	Renew/Cont Cert
61960842	Dunn, Brian/Const PCT 4	\$5,000	Renew/Cont Cert
62306563	Ferrell, Brandon/Fire Marshal	\$5,000	Renew/Cont Cert

- D2. PAYMENT ACKNOWLEDGED AND RECORDED INTO MINUTES to Mirian Amalia Gomez in the amount of \$700.88 in reference to Claim #A-15-0127. Date of incident 12/19/15.

COMMISSIONERS – AGENDA ITEMS 9E1-2

- E1. PRECINCT 2

- a. APPOINTMENT APPROVED of Buck Carraway to the Montgomery County Emergency Service District #10 Board of Commissioners with a term ending December 31, 2016.

- E2. PRECINCT 4

- a. USE AGREEMENT APPROVED with Splendora Youth Baseball Association to use the baseball fields at Ipes Park for practices as scheduled through December 31, 2016.
- b. USE AGREEMENT APPROVED with Montgomery County Naturals (MCN) to use the baseball (baseball or softball) fields at Bull Sallas Park for practices as scheduled by EMCSA through December 31, 2016.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-5

- F1. PRECINCT 1

- a. REQUEST APPROVED from Kinder Morgan to install pipeline within the right of way of Various Roads.
- b. FINAL PLAT APPROVED for Point Aquarius, Section 10 Partial Replat No. 1; 0.503 acres; Timothy Cude Survey, A-351.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in The Estates, Section 2; total length of roads 2,665.29 linear feet, to be effective February 23, 2016.

F2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 52; total length of roads 1,707.75 linear feet, to be effective February 23, 2016.
- b. REQUEST APPROVED from Kinder Morgan to install pipeline within the right of way of Various Roads.

F3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodson's Reserve, Section 1; total length of roads 3,806.70 linear feet and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Vivace at Harmony, Section 1; total length of roads 7,045.97 linear feet, to be effective February 23, 2016.
- c. FINAL PLAT APPROVED for Falls at Imperial Oaks, Section 21; 23.887 acres; Timothy O'Neal Survey, A-406.
- d. REQUEST APPROVED from Kinder Morgan to install pipeline within the right of way of Various Roads.
- e. FINAL PLAT APPROVED for Rayford Road Crossing Replat No. 1; 17.14 acres in the Montgomery County School Land Survey, A-351.

F4. PRECINCT 4

- a. REQUEST APPROVED from Kinder Morgan to install pipeline within the right of way of Various Roads.

F5. ALL PRECINCTS

- a. REQUEST APPROVED from Park Construction to move heavy equipment across various county roads. These permits (2) will expire May 23, 2016.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of 435th District Court to accept the resignation of Michael T. Seiler, District Judge, effective February 16, 2016. [No benefits due.]

Request of Custodial to increase salary of Maria L. Duck, Custodian, due to completion of probationary period, effective February 2, 2016.

Request of Custodial to accept the retirement of Billy O. Owens, Custodian I, effective February 29, 2016. [100.55 hours or balance vacation; 5.625 hours or balance compensatory.]

Request of Recycle Station-Pct 3 to place Donald Peacock, Recycle Technician, on Unpaid FMLA/Disability Leave, effective February 4, 2016.

Request of Recycle Station-Pct 3 to place Donald Peacock, Recycle Technician, on payroll due to Return from FMLA/Disability Leave, effective February 16, 2016.

Request of Commissioner Precinct 4 to discharge Cody Austin Day, Operator I, effective February 9, 2016. [28.27 hours or balance vacation; 12.37 hours or balance compensatory.]

Request of Constable Precinct 3-Spring Creek UD to place Steven W. Terrell, Deputy, on payroll, effective February 13, 2016.

Request of Constable Precinct 4 to accept the resignation of Jennifer Cardozo, Clerk III, effective February 5, 2016. [3.08 hours or balance vacation.]

Request of County Auditor to accept the retirement of Margie Stephens, Internal Audit Assistant, effective February 29, 2016. [154.4856 hours or balance vacation.]

Request of County Court at Law #4 to place Cassandra Jean McCoy, Court Reporter, on payroll as replacement for Pamela May, effective February 1, 2016,

Request of District Clerk to place Delores Springer, Part-time Clerk, on payroll due to Return from Unpaid FMLA/Disability Leave, effective February 16, 2016.

Request of Elections to increase salary of Sandra Hawkins, Voter Clerk, due to increased responsibility, effective February 9, 2016.

Request of Emergency Management to transfer Darren L. Hess, Deputy Emer Mgmt Coor, from Fire Marshal, as replacement for Nicky Kelly, effective February 15, 2016.

Request of Fire Marshal to remove salary supplement from David W. Lee Jr., Fire Inspector, due to receiving a County vehicle, effective February 15, 2016.

Request of Library to change status of Natalia I. Martakova, Shelving Clerk, as replacement for Julie Arensdorf, effective February 16, 2016.

Request of Library to promote Hope Marie Mathers, Library Assistant II, as replacement for Deborah Wood, effective February 16, 2016.

Request of Library to place Bridget Minchuk, Shelving Clerk, on payroll, effective February 16, 2016.

Request of Library to accept the retirement of Timothy E. Walker, Branch Manager, effective March 25, 2016. [187.10 hours or balance vacation]

Request of Sheriff to place Tristan Aleksick, Officer Civilian Detention, on payroll as replacement for Tarina Lively, effective February 13, 2016.

Request of Sheriff to increase salary of Burdette Leroy Deyo Jr., Mechanic III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to accept the resignation of Roslyn Donaldson, Officer Civilian Detention, effective March 11, 2016. [6.465 hours or balance vacation; 0.04 hours or balance compensatory.]

Request of Sheriff to increase salary of Robert J. Kortlang Jr., Mechanic III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to accept the resignation of Coby Maddox, Officer Civilian Detention, effective February 13, 2016. [67.76 hours or balance vacation; 176.33 hours or balance compensatory; 48.00 hours or balance holiday.]

Request of Sheriff to increase salary of Eduardo Nava, Clerk IV, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to change job title of James Patrick Reed, from Maintenance Tech II to Maintenance Tech III, due to the closing of Maint Tech II Positions in jail, effective February 9, 2016.

Request of Sheriff to increase salary of James Patrick Reed, Maintenance Tech III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to promote Christopher E. Roberts, Detective-SIU, as replacement for Keith Echols, effective February 13, 2016.

Request of Sheriff to increase salary of Suzanne Yvonne Shirer, Clerk IV, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to increase salary of Jeffery S. Vanmeeteren, Mechanic III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to increase salary of Mathew E. Veith, Mechanic III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to change job title of Garvie Alton Walker, from Maintenance Tech II to Maintenance Tech III, due to the closing of Maint Tech II Positions in jail, effective February 9, 2016.

Request of Sheriff to increase salary of Garvie Alton Walker, Mechanic III, due to equity adjustment, effective February 13, 2016.

Request of Sheriff to place Tracey Kay Williams, Dispatcher, on payroll as replacement for Brandi Welch, effective February 20, 2016.

Request of Tax Assessor to place Lourdes Etanislado, Deputy Specialist I, on payroll, effective February 16, 2016.

Request of Tax Assessor to place Bettye Kinard, Deputy Specialist I, on payroll, effective February 23, 2016.

Request of Tax Assessor to promote Kimberly K. Nava, Deputy Specialist IV, due to completion of mandated educational requirements, effective February 13, 2016.

Request of Tax Assessor to promote Vickey D. Ort, Deputy Specialist IV, due to completion of mandated educational requirements, effective February 13, 2016.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-2

- H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 10149 Dogwood Lane, Conroe, Texas 77306.
- H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 24066 Butterfly Lane, Porter, Texas 77365.

COUNTY JUDGE – AGENDA ITEM 9Ia

- Ia. RESOLUTION APPROVED to authorize New Hope Cultural Education Facilities Finance Corporation of Health Facilities to finance the costs of health facilities in Montgomery County. The County approved the Bonds and the project for the purposes of Section 147(f) of the Internal Revenue Code of 1986; provided that the County shall have no liability in connection with the financing of the project.

SHERIFF – AGENDA ITEMS 9J1-2

- J1. DONATION ACCEPTED in the amount of \$400.00 to the Montgomery County Sheriff's Office from the Beuford and Addie Hill Family Reunion. These funds will be allocated to the Sheriff's Admin Budget line 5601-7390. Check No. 9475517182 has been forwarded to Auditor for further processing.
- J2. INTERLOCAL AGREEMENT APPROVED between Montgomery County, Texas and Grimes County, Texas for sale of Cargo Trailer.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEM 9K1

- K1. IMPROVEMENTS IN RIGHT-OF-WAY AGREEMENT APPROVED with the Community Association of Harmony for monument sign.

ELECTIONS – AGENDA ITEM 9L1

- L1. TEMPORARY LICENSE AGREEMENT APPROVED with Woodforest Development, Inc. for use of the premises at 101 Elk Trace Parkway for use as a polling location.

DISTRICT CLERK – AGENDA ITEM 9M1

- M1. REQUEST APPROVED to allow the following non-profit organizations to receive jury donations in the year of 2016:
 - 1. Crime Victim's Compensation Fund
 - 2. Local Child Welfare Fund
 - 3. Veterans Treatment Court
 - 4. Operation Pets Alive!
 - 5. New Danville
 - 6. Montgomery County Youth Services
 - 7. Caiden's Hope Foundation
 - 8. Humane Society of Montgomery County

AIRPORT – AGENDA ITEM 9N1

- N1. EASEMENT GRANTED to Entergy to provide service to Customs Facility.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9O1

- O1. DONATION ACCEPTED in the amount of \$400.00 on behalf of Constable Precinct 3 Office from John Rabun. The funds will be allocated to budget line 5531-7390. Check No. 9244616824 was been forwarded to the Auditor for further processing.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Bill O' Sullivan addressed the court concerning mobility in the County. He believes a special session of court should be held to address mobility.

- 6. REQUEST APPROVED – SPECIAL SESSION ADDED – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the addition of a Special Session of Commissioner's Court for Tuesday, September 6, 2016 to the current Commissioners Court 2016 Meeting Schedule. This Special Session will be held solely to consider, approve, and adopt the budget and Tax Rate for Fiscal Year 2017. The Commissioner's Court meeting scheduled for Wednesday, August 31, 2016 will remain on the calendar and held as scheduled. Motion carried.

7. REQUEST APPROVED – VARIOUS PURCHASES – JUSTICE OF THE PEACE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the purchase of the following:

- Justice of the Peace Real Vision Imaging (RVI) Software Hosting,
- Initial application license & set-up/Installation (\$10,000/JP 1,2,4,&5)=\$40,000.00,
- Annual Maintenance & Support/Image Storage & Backup (\$5,000.00/JP 1,2,4,&5)=\$20,000.00, and
- Fujitsu FI-7160 document scanner (26 @842.48 each)(JP1-8 JP2-7, JP4-6, & JP5-5)=\$21,904.48

For a total of \$81,904.48 to be funded from the Justice of the Peace Technology Fund. Motion carried.

8. REQUEST APPROVED – 2014 UASI GRANT – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the submission of a grant extension request from the Office of Emergency Management to the State for the 2014 UASI Grant. Motion carried.

9. MEMORANDUM OF UNDERSTANDING ACCEPTED – FY2016 OVERTIME – SHERIFF

Motion by Commissioner Clark, seconded by Commissioner Meador, to accept the Memorandum of Understanding between the US Immigration and Customs Enforcement HSI Joint Operations Program and the Montgomery County Sheriff's Office. The agreement is for FY2016 Overtime with funds allocated as follows: MOCONET-\$8,250.00 and Gang Unit-\$6,000.00. All benefits will be funded by the Sheriff's 5601 budget. Motion carried.

10. REQUEST APPROVED – HGAC GRANT APPLICATION – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the submission of the HGAC Grant Application for the purchase of an Automated Fingerprint Identification System (AFIS) with software, maintenance and technical support. This application is for fiscal year 2017 with funding in the amount of \$27,500.00 and no county match is required. Motion carried.

11. REQUEST APPROVED – DWI COURT GRANT APPLICATION – DWI AND DRUG COURT

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the 2016-2017 Montgomery County DWI Court Grant Application to the Office of the Governor, State of Texas in the amount of \$402,951.04. Motion carried.

12. REQUEST APPROVED – CARE ASSISTED REHABILITATION EXPERIENCE – DWI AND DRUG COURT

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Montgomery County Care Assisted Rehabilitation Experience (CARE) Program Grant

Application to the Office of the Governor, State of Texas, in the amount of \$659,172.55.
Motion carried.

13. REQUEST APPROVED – COMMUNITY DEVELOPMENT FUNDING GRANT –
CONSTABLE PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the grant request form in the amount of \$5,756.63 (67%) with a match of \$2,835.36 (33%) paid by Constable Precinct 4 Asset Forfeiture Fund. Constable Precinct 4 Department is authorized to apply for a Community Development Funding Grant from the East Montgomery County Improvement District (EMCID) for the funding of a mobile traffic statistics sensor. A Resolution and Order was not included in the packet. Motion carried.

14. REQUEST APPROVED – DOMESTIC VIOLENCE PROSECUTOR GRANT –
DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the application for the Domestic Violence Prosecutor Grant to the Governor's Office in the amount of \$80,000.00 with a match of \$45,500.53 from the District Attorney's Office Budget. Motion carried.

15. REQUEST APPROVED – DONATION FROM MONTGOMERY COUNTY CRIME
STOPPERS – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a donation in the amount of \$20,000.00 from Montgomery County Crime Stoppers for fixtures and equipment for the Montgomery County District Attorney's Office Community Development and Training Room. The County Clerk's office did not receive the donation to forward to the Auditor. Motion carried.

16. REQUEST APPROVED – ADJUSTED HOURS – LIBRARY

Motion by Commissioner Clark, seconded by Commissioner Meador, to authorize the closing of the South Regional Library and delay the opening of the Mitchell Library until 11:00 a.m. on Saturday, March 5, 2016 to address conditions associated with The Woodlands Marathon. Motion carried.

17. REQUEST APPROVED – MONTGOMERY COUNTY VETERANS TREATMENT
COURT – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the grant application to the Governor's Criminal Justice Division for the Montgomery County Veterans Treatment Court, in the amount of \$209,957.69 and Judge Doyal is authorized to sign the Resolution and associated documents. No county match will be required. Motion carried.

18. REQUEST APPROVED – NAME CHANGE – MANAGED ASSIGNED COUNSEL

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the name change from the Departments current name of Managed Assigned Counsel MH to Mental Health Court Services. Motion carried.

19. REQUEST APPROVED – SALARY TRANSFER – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Clark, to transfer \$2,646.00 salary (and benefits) from 450-4309-2 (Accounting Assistant) to 450-3972-1 (Court Clerk II). These changes will not affect the departmental budget for FY2016. Motion carried.

20. REQUEST APPROVED – FORMULA GRANT – INDIGENT DEFENSE

Motion by Commissioner Clark, seconded by Commissioner Meador, to accept the FY2016 Formula Grant from Texas Indigent Defense Commission. The grant period is 10/01/2015-09/30/2016, in the amount of \$499,267.00. Motion carried.

21. REQUEST APPROVED – POSITION CHANGES – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the following position changes:

- Close 503-5301-501 (Computer Analyst-Part-time)
- Open 503-5301-1 (Computer Analyst-Full-time)
- Transfer \$19,720.79 from 503-5301-501 to 503-5301-1
- Transfer \$19,716.01 from 503-5516-3 (Lead Bus Sys Coord III) to 503-5301-1

These changes will be effective 02/27/2016 and will not increase the FY 2016 budget, but the FY2017 will increase the cost of employee insurance in the amount of \$10,997.40. Judge Doyal voted No. Motion carried.

22. REQUEST APPROVED – BUDGET REVIEW COMMITTEE FY 2017 – AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to reinstate a Budget Review Committee for the FY 2017 budget. The recommended committee members are:

- County Judge Craig Doyal
- Commissioner Precinct 3 James Noack
- County Auditor Phyllis Martin

Motion carried.

23. REQUEST APPROVED – DRUG COURT GRANT – AUDITOR

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve a request to the Office of Governor-Criminal Justice Division for the Drug Court Grant (Grant number 1604015) allowing the addition of generated program income to the grant budget in the amount of \$100,000.00. The Auditor's office is authorized to submit the request. Motion carried.

24. CHANGE ORDER APPROVED – ENGINEERING SERVICES – ENGINEERING/MCTP

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve Change Order No. 1 to PTP Transportation, LLC for engineering services for Montgomery County Transportation Program for additional construction phase services in the amount of \$409,245.96 for a revised total of \$1,277,402.56 for Engineering/MCTP. Motion carried.

25. REQUEST APPROVED – VEHICLE PURCHASE – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the purchase of two (2) 2016 Ram 1500 SSV from Grapevine Dodge Chrysler Jeep, LLC through the Interlocal Agreement with BuyBoard contract #430-13 in the amount of \$56,060.00 as authorized by Local Government Code §271.102 for the Sheriff's Office. Motion carried.

26. AWARD REJECTED – SHERIFF'S SUBSTATION – SHERIFF

Motion by Commissioner Clark, seconded by Commissioner Meador, to reject the award to CSB Contractors, Inc. for the South Montgomery County Sheriff's Substation previously awarded January 26, 2016. Motion carried.

AGENDA ITEM 26A – CONSIDER AND APPROVE A RESOLUTION IN SUPPORT OF THE EMERSON AT PIN OAKS APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS WAS DEFERRED.

27. RECEIPT OF LETTERS ACKNOWLEDGED – ELECTION ORDERS – COUNTY ATTORNEY

Motion by Commissioner Clark, seconded by Commissioner Meador, to acknowledge receipt of letters from Montgomery County Emergency Services Districts No. 2 and No. 14 notifying the court of election orders concerning the adoption of property tax increase or imposition of sales and use tax. Motion carried.

28. RESOLUTION AND ORDER APPROVED – CONTRACT REVIEW – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a policy requiring contract review. The Contract Review Committee shall include County Commissioner, Precinct 1 or his designee (unless the applicable contract is directly within another commissioner's area of responsibility then the affected commissioner or his designee will replace Commissioner Precinct 1). All proposed contracts related to construction (including projects funded by road bonds) and /or consulting regarding roads or other buildings or structures shall be reviewed by the Contract Review Committee if the amount of the contract is likely to exceed \$500,000.00, no contract over \$500,000.00 will be submitted to Commissioner Court for approval unless it has been reviewed, and the approval shall be indicated on each contract submitted to Commissioner Court. Motion carried.

29. AMENDMENT APPROVED - MONTGOMERY COUNTY PUBLIC HEALTH DISTRICT COOPERATIVE AGREEMENT – COUNTY ATTORNEY

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve an amendment to the Montgomery County Public Health District Cooperative Agreement to move the Cooperative Agreement from an Advisory Board to Administrative Board and to delete the second sentence of Section 6.1 that relates to a flow of funds. Motion carried.

30. INTERLOCAL AGREEMENT APPROVED – WEST LOOP CONNECTOR – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve an Interlocal Agreement with the City of Willis relating to construction of West Loop Connector Road. Motion carried.

AGENDA ITEM 28A2 – CONSIDER AND TAKE APPROPRIATE ACTION ON PETITION TO ABANDON A PORTION OF PORTER ROAD WAS DEFERRED.

31. INTERLOCAL AGREEMENT APPROVED – REINVESTMENT ZONE NUMBER 1 – PRECINCT 3

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve an Interlocal Agreement between Montgomery County and City of Oak Ridge North regarding County participation in Reinvestment Zone Number 1, City of Oak Ridge North, Texas. 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, 551.074

EXECUTIVE SESSION – AGENDA ITEM 29A: CONSIDER AND DISCUSS
CLAIM NO. B-13-0095; CAUSE NO. 4:14-CV-00371; RUTH ANN “MISSY
VANDINE V. J.R. MOORE, JR., ET AL.; IN THE UNITED STATES
DISTRICT COURT-SOUTHERN DISTRICT-HOUSTON
DIVISION.(SECTION 551.071).

**COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH
THE EXCEPTION OF COMMISSIONER JAMES NOACK.**

32. RESOLUTION AND ORDER APPROVED – CLAIM NO. B-13-0095 – EXECUTIVE
SESSION

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the settlement in the amount of \$57,500.00 of the lawsuit filed under Cause No. 4:14-cv-00371 and styled Ruth Ann “Missy” Van Dine v. J.R. Moore, Jr., et al; In the United States District Court for the Southern District of Texas, Houston Division. This will be paid to the Plaintiff in exchange for a full release of all claims, Judge Doyal is authorized to execute all documents necessary to effect the Settlement Agreement, and the County Auditor and Treasurer are authorized to issue payment with funding from Contingency in the form of a check in the amount of \$32,463.20 payable to Ruth Ann VanDine and a check in the amount of \$25,036.80 payable to Lesa Carter Consulting. Motion carried.

CITIZENS – AGENDA ITEM 31

Bill O’Sullivan addressed the court again on the importance of mobility and would like a plan put together with 5 year benchmarks to see if they are being met.

AGENDA ITEM 32 – MISCELLANEOUS – NO OTHER ITEMS LISTED

33. 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 Doyal
COUNTY JUDGE

