

APR 12 2016

COMMISSIONERS COURT DOCKET
March 22, 2016
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 22nd day of March, 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 3	James Noack
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Joe Smith

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

2. RESOLUTION – WALK ACROSS TEXAS

Motion by Commissioner Meador, seconded by Commissioner Riley, to recognize the Montgomery County Walk Across Texas Community Challenge and encourage participation throughout the county. Motion carried.

3. PROCLAMATION APPROVED – NATIONAL PUBLIC SAFETY
TELECOMMUNICATORS WEEK

Motion by Commissioner Meador, seconded by Commissioner Clark, to proclaim the week of April 10-16, 2016 as National Public Safety Telecommunicators Week. Motion carried.

AGENDA ITEM 7C – THE ROTARY CLUB OF MAGNOLIA ADDRESSED THE COURT TO RECOGNIZE AND HONOR COMMISSIONER CHARLIE RILEY FOR HIS SERVICE TO THE COMMUNITY.

AGENDA ITEM 7D – MICHAEL MASSEY MADE A PRESENTATION FROM THE LAKE CONROE COMMUNITIES NETWORK CONCERNING GROUND WATER AND SURFACE WATER.

GREGG HOPE, MEMBER OF THE BOARD OF DIRECTORS OF LONE STAR GROUND WATER CONSERVATION DISTRICT, ALSO ADDRESSED THE COURT CONCERNING GROUNDWATER AND HE INTRODUCED BILL MULLICAN WHO PRESENTED THE COURT WITH INFORMATION CONCERNING GROUNDWATER.

THE COURT DECIDED TO ADDRESS THESE CONCERNS IN A WORKSHOP TO BE HELD AT A FUTURE DATE.

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

COMMISSIONER MEADOR READ A RESOLUTION NAMING CONROE-NORTH HOUSTON REGIONAL AIRPORT AS RELIEVER AIRPORT OF THE YEAR FROM TEXAS DEPARTMENT OF TRANSPORTATION AVIATION DIVISION.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Minutes from Regular Session of Commissioners Court dated March 8, 2016. Motion carried.

AGENDA ITEM 9F2d WAS CORRECTED CONCERNING THE LINE ITEM THE CHECKS WOULD BE DEPOSITED INTO FROM LINE ITEM NO. 615-43620 TO LINE ITEM NO. 615-436210 PER COMMISSIONER CLARK.

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

Motion by Commissioner Clark, seconded by Commissioner Meador, 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 9A1-2

A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

A2. BUDGET AMENDMENTS FY2016 APPROVED:

- a. Various: To recognize and allocate revenues.
- b. Building Maintenance: To carryover funds for various purchase orders.
- c. Commissioner Precinct 1: To adjust line items and recognize and allocate revenue.
- d. Commissioner Precinct 2: To adjust line items.
- e. Commissioner Precinct 3: To recognize and allocate revenue and recognize and allocate revenue for Lake Woodlands at Six Pines reimbursement for signal materials.
- f. Commissioner Precinct 4: To transfer funds for fencing for dog cage runs and parking lot at the fair association building.
- g. Constable Precinct 2: To recognize and allocate revenue.
- h. Constable Precinct 3: To recognize and allocate revenue M18/04.07.14.
- i. Constable Precinct 4: To recognize and allocate revenue.
- j. County Attorney Title IVE Grant: To transfer funds for title IV-E grant for County Attorney for QTR ending 12/31/2015.
- k. Court Reporter Service Fund: To recognize and allocate revenue.
- l. District Attorney: To recognize and allocate revenues.

- m. Emergency Management: To transfer funds for Canine Stipend approved M5/02.23.16 and transfer funds for Certification Pay approved M5/02.23.16.
- n. Juvenile Probation: To adjust line items.
- o. Memorial Library: To recognize and allocate revenue for the General Gift Account.
- p. Purchasing: To carryover funds for Release #485728.
- q. Risk Management: To adjust line items for purchase of vehicle.
- r. Sheriff: To adjust line items and recognize and allocate revenue to fund increase in copier lease.
- s. Sheriff/HIDTA MOCONET: To adjust line items per Grantor.
- t. Toll Bonds 10: To adjust line items for PO 2015347.

TREASURER – AGENDA ITEMS 9B1-6

- B1. ACCEPTANCE APPROVED of the Montgomery County Investment Policy revised March 15, 2016.
- B2. ACCEPTANCE APPROVED of the Pledges and/or Releases of Depository Collateral Report.
- B3. ACCEPTANCE APPROVED of the Monthly Statement of Balances for January 2016 and February 2016.
- B4. MONTHLY INVESTMENT REPORT APPROVED for February, 2016.
- B5. ACCEPTANCE APPROVED of the monthly pledged securities report for February, 2016.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

- C1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending February 29, 2016.
- C2. REFUND APPROVED due to overpayment for account 00.6613.00.27400 pursuant to section 31.11, (c-1) of the Texas Property Tax Code.

PURCHASING – AGENDA ITEMS 9D1-17

- D1. REQUEST APPROVED to extend the utilization of DIR Contract #DIR-SDD-1779 for wireless voice and data products from Cellco Partnership dba Verizon Wireless on a month to month basis as authorized by Local Government Code §271.083 (b) for Various Departments.
- D2. DISCRETIONARY EXEMPTION GRANTED for one source as authorized by Local Government Code § 262.024(a)(7)(B) for law books and subscriptions from West A Thomson Reuters Business for Various Departments.
- D3. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024 (a)(7)(A) for annual software maintenance from Environmental Systems Research Institute, Inc. for Various Departments.
- D4. PURCHASE APPROVED of two (2) Reach in Refrigerators from ISI Commercial Refrigeration, Inc. through the Interlocal Agreement with BuyBoard

Contract #429-13 in the amount of \$9,756.23 as authorized by Local Government Code §271.102 for Juvenile.

- D5. LEASE APPROVED of a mail machine for a 48 month term from Pitney Bowes through the Interlocal Agreement with BuyBoard Contract #496-15 for \$1,009.00 per month resulting in a total of \$48,432.00 as authorized by Local Government Code §271.102 for IT.
- D6. REQUEST APPROVED for the utilization of the contract for public safety and firehouse supplies and equipment from each of the following vendors: Caldwell Country Chevy, LLC dba CAP Fleet Upfitters, DACO Fire Equipment, Dooley Tackaberry, Inc., GT Distributors, Inc., Galls, LLC, Lonestar Products and Equipment LLC, Miller Uniforms and emblems, Inc., Paradigm Traffic Systems, Inc., and Precision Delta Corp. through the Interlocal Agreement with BuyBoard Contract #423-13 as authorized by Local Government Code §271.102 for Various Departments.
- D7. REQUEST APPROVED to declare miscellaneous items as salvage as authorized by Local Government Code §263.152 for Various Departments.
- D8. ADVERTISING APPROVED for the following:
- RFP- Paper Recycling and Document Destruction Services for Various Departments.
- D9. NAME CHANGE APPROVED of Texas Grease Acquisitions, LLC dba A-Affordable Vacuum Service to Liquid Environmental Solutions of Texas, LLC with Cancellation of contract effective 04/12/16 for Sheriff's Office/Jail.
- D10. AWARD APPROVED to EcoCutter in the amount of \$20,241.48 for mowing of right-of-ways projects #2016-0021 for Precinct 4.
- D11. CHANGE ORDER NO. 1 APPROVED to Jet Waste Services for containerized commercial solid waste disposal service to add self-contained compactor for a monthly rental rate of \$300.00 with a \$350.00 charge per (5) five ton haul with a \$36.00 charge per ton exceeding (5) tons for Various Departments.
- D12. CHANGE ORDER NO. 3 APPROVED to EcoSource Pest Control, Inc. dba Pestmaster Services of N. Houston for exterminating/pest control services to add location of Crime Lab Connex Building to existing contract for a monthly fee of \$20.00 for Various Departments.
- D13. CHANGE ORDER NO. 12 APPROVED to A&B Crushed Concrete, LLC for haul services for miscellaneous materials to haul asphalt from Montgomery County Yard, Precinct 4 to any location in Montgomery County, Precinct 4 at the cost of \$190.00 per load effective 02/12/2016 for Various Precincts.
- D14. CHANGE ORDER NO. 2 APPROVED to American Tire Distributors Inc. dba Grays Wholesale Tire for tires and tubes to replace discontinued line item #29 for no change in price for Various Departments.
- D15. RENEWAL APPROVED for energy services from Choice Energy Services Retail, LP through the Interlocal Agreement with Region 4 Education Service Center/TCPN Contract #R5184 as authorized by Local Government Code §271.102 for Purchasing.
- D16. RENEWAL APPROVED for parts for tractors and mowers-picked up and delivered for each of the following vendors: Lansdowne-Moody Co., Inc., and Brookside Equipment Sales, Inc. for Various Departments. (Exercising the third of four renewal options.)

- D17. REQUEST APPROVED to extend the utilization of the DIR Contract #DIR-SDD-1778 for wireless voice and Data Products from T-Mobile USA, Inc. on a month to month basis as authorized by Local Government Code §271.083 (b) for Various Departments.

RISK MANAGEMENT – AGENDA ITEM 9E1

- E1. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Astro Fence Corporation in the amount of \$9,085.00 in reference to Claim #B-15-0098. Date of Incident 05/25/15.

COMMISSIONERS – AGENDA ITEMS 9F1-2

F1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Conroe Chaos Select Baseball Team to use the baseball fields at Charles Traylor Baseball Park for practices as scheduled by WYAA from Now-December 31, 2016.
- b. USE AGREEMENT APPROVED with Willis Girls' Softball Association to use the softball fields at Charles Traylor Sports Park through December 31, 2016.

F2. PRECINCT 4

- a. CHECKS ACCEPTED in the amount of \$5,237.87 from the City of Roman Forest for the purchase of fuel. This is to be deposited into line item No. 615-7926. Check numbers 21155, 21100, 21064, 21001, and 20956 have been forwarded to the auditor for further processing.
- b. CHECKS ACCEPTED in the amount of \$2,797.66 from Montgomery County Committee on Aging, Inc. for the purchase of fuel. This is to be deposited into line item No. 615-7926. Check numbers 52863, 52806, 82790, 52773, and 82780 have been forwarded to the Auditor for further processing.
- c. CHECKS ACCEPTED in the amount of \$5,131.76 from Montgomery County ESD 7 for the purchase of fuel. This is to be deposited into line item No. 615-7926. Check numbers 1523, 1415, and 1366 have been forwarded to the Auditor for further processing.
- d. CHECKS ACCEPTED in the amount of \$11,721.63 from City of Woodbranch Village for Peach Creek Closure Signage, Burn Ban Signage and Magnolia Bridge Repair, as per Interlocal Agreement on file. This is to be deposited into line item No. 615-43620. Check numbers 0880 and 0874 have been forwarded to the Auditor for further processing.
- e. CHECKS ACCEPTED in the amount of \$1,826.24 from the City of Patton Village for disposal of Vegetative Debris and Pothole Patching as per Interlocal Agreement on file. This is to be deposited into line item No. 615-436210. (The amount listed on the agenda was \$1,896.24, but the three checks totals \$1,826.24) Check numbers 1433, 1312, and 1303 have been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. PUBLIC HEARING DATE SET for April 12, 2016 to establish a 25 MPH speed limit on Giles Road and Amberwood Road.

G2. PRECINCT 2

- a. FINAL PLAT APPROVED of Del Webb The Woodlands, Section 2; 14.39 acres; John N. Thomas Survey, A-549.
- b. PUBLIC HEARING DATE SET for April 12, 2016 to establish a 25 MPH speed limit on Baker Cemetery Road.

G3. PRECINCT 3

- a. REQUEST APPROVED from Centerpoint Energy, Gas Facilities to install a gas line within the right of way of Red Bay Circle.
- b. REQUEST APPROVED from San Jacinto River Authority to install a water transmission line within the right of way of W. Welsford Drive, Imperial Oaks Boulevard, Forester Park Lane, and Oak Park Lane.

G4. PRECINCT 4

- a. PUBLIC HEARING DATE SET for April 12, 2016 to establish one way stop sign control on the Eastbound Willaby approach at Shire Road.
- b. REQUEST APPROVED from Suddenlink Communications to install a fiber optic line within the right of way of Willis Waukegan Road.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to place Samantha Blondin, Kennel Supervisor, on payroll as replacement for Connie Poland, effective March 8, 2016.

Request of Animal Shelter to accept the resignation of Valarie Conaway, Kennel Technician, effective February 26, 2016. [No benefits due]

Request of Animal Shelter to increase salary of Ronald Friedrich Jr., Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Gerald Friedsam, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Danielle Gallo, Surgery Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Jacob Luce, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Kathryn Matte, Vet Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Anne Myers, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Jason Roquemoire, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to place Matthew Segari, Kennel Technician, on payroll a replacement for Valarie Conaway, effective March 2, 2016.

Request of Animal Shelter to increase salary of Jessica Slabic, Surgery Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Jessica Winkle, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Animal Shelter to increase salary of Reatha Wright, Kennel Technician, due to completion of probationary period, effective March 26, 2016.

Request of Custodial to increase salary of Sariah Corallyn Berger, Custodian, due to completion of probationary period, effective March 9, 2016.

Request of Custodial to increase salary of Santos Merino, Custodian, due to completion of probationary period, effective March 9, 2016.

Request of Custodial to accept the resignation of Alba Mabel Torres, Custodian, effective March 16, 2016. [No benefits due]

Request of Commissioner Precinct 1 to accept the retirement of Waymon Earl Fountain, Operator III, effective April 30, 2016. [53.46 hours or balance vacation; 49.88 hours or balance compensatory]

Request of Commissioner Precinct 2 to change status of Frank W. Cavanah, from Mechanic I to Operator II, effective February 27, 2016.

Request of Commissioner Precinct 2 to place Tyler Thornbrough, Park Maintenance, on payroll as replacement for Eric Paul Hoffman, effective March 8, 2016.

Request of Commissioner Precinct 3 to place Tomislav Carevic, Operator I, on payroll as replacement for David Edwards, effective March 21, 2016.

Request of Commissioner Precinct 4 to rescind the hire of Clay Martin Simon, Operator I, approved in Commissioners Court 03/08/2016, effective March 7, 2016.

Request of Constable Precinct 4 to place Katrina Perry, Clerk III, on payroll as replacement for Jennifer Cardozo, effective March 21, 2016.

Request of County Auditor to place Alicia Higgins, Accts Payable Asst, on payroll as replacement for Lori Leal, effective March 28, 2016.

Request of County Clerk to place Candelaria S. Arias, Clerk II, on payroll as replacement for Eloisa C. Salinas, effective March 7, 2016.

Request of County Clerk to accept the retirement of Lorrie J. Denman, Clerk IV, effective March 31, 2016. [129.975 hours or balance vacation]

Request of County Clerk to place Carol M. Morgan, Clerk II, on Unpaid FMLA/Disability Leave, effective March 2, 2016.

Request of District Attorney to place Parsa Baghalian, Pre-Trial Diversion Intern, on payroll as replacement for Melissa Marie Hudspeth, effective March 4, 2016.

Request of District Clerk to place Catherine Gant, Part time Clerk, on payroll as replacement for Brandon Harlan, effective March 14, 2016.

Request of District Clerk to place Willard Hutson Jr., Part time Clerk, on payroll as replacement for Emily Dobbs, effective March 4, 2016.

Request of Elections to accept the resignation of Gary Audas Jr., Voter Clerk, effective March 25, 2016. [No benefits due]

Request of Elections to place Nathan Hipkins, Voter Clerk, on payroll, effective February 29, 2016.

Request of Elections to correct PCRF of Donna L. Riddick, Voter Clerk, to correct status to Seasonal, effective June 20, 2015.

Request of Extension to promote April Michelle Fagan, Administrative Manager 1, as replacement for Patricia M. Jones, effective April 4, 2016.

Request of Justice of the Peace Precinct 1 to accept the resignation of Patricia A. Rivera, Court Clerk III, effective March 9, 2016. [21.30 hours or balance vacation; 6.00 hours or balance compensatory]

Request of Sheriff to transfer Keith Billiris, Deputy Patrol District III, from Jail to Sheriff, as replacement for Stacy Sherlock, effective March 12, 2016.

Request of Sheriff to promote Jason Davidson, Detective, as replacement for Jason Hodges, effective March 12, 2016.

Request of Sheriff to place Caleb Dehart, Officer Civilian Detention, on payroll as replacement Mary Kay Siemon, effective March 19, 2016.

Request of Sheriff to transfer Daniel Derby, Deputy Patrol District I, from Jail to Sheriff as replacement for Jason Davison, effective March 12, 2016.

Request of Sheriff to transfer Hector Estrada, Deputy Patrol (Gang Unit D2), from Jail to Sheriff as replacement for Mackenzie Smith, effective March 12, 2016.

Request of Sheriff to promote Daniel Garner, Detective, as replacement for James Glisson, effective March 12, 2016.

Request of Sheriff to place Sandra Giron, Officer Civilian Detention, on payroll as replacement for Jason Costa, effective March 19, 2016.

Request of Sheriff to transfer David Kelman, Deputy Patrol District III, from Jail to Sheriff, as replacement for John Lawless, effective March 12, 2016.

Request of Sheriff to transfer Brian Smith, Deputy Patrol District VI, from Jail to Town Center Sub Unit, as replacement for Dawson Weatherford, effective March 12, 2016.

Request of Sheriff to place Jose "Angelo" Teoxon, Dispatcher, on payroll as replacement for Andrea Dollins, effective March 26, 2016.

Request of Custodial to accept the resignation of Hillary Grace Hillyard, Custodian, effective March 15, 2016. [106.74 hours or balance vacation; 0.25 hours or balance compensatory]

Request of Custodial to increase salary of Darrian J. Scott, Custodian, due to completion of probationary period, effective March 15, 2016.

Request of Sheriff to place John Jones, Deputy Detention, on payroll as replacement for Hector Estrada, effective March 19, 2016.

Request of Sheriff to accept the resignation of Chase Simonton, Deputy Detention, effective March 15, 2016. [184.10 hours or balance vacation; 402.15 hours or balance compensatory; 16.00 hours or balance holiday]

Request of Tax Assessor to promote Hannah Dentler, Deputy Specialist II, as replacement for Whitney Black, effective April 9, 2016.

Request of Tax Assessor to promote Danielle Donahoe, Deputy Specialist II, as replacement for Priscilla Martinez, effective April 9, 2016.

Request of Tax Assessor to promote Josue Rodriguez, Deputy Specialist II, as replacement for Vickey Ort, effective April 9, 2016.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1-2

- I1. ORDER APPROVED for demolition on the following property that is abandoned, deemed unsafe, or unlivable:

- 22341 Sandy Lane, Porter, Texas 77365, Precinct 4

The estimated cost is \$4,500.00 and will be funded by CDBG.

- I2. REQUEST APPROVED and CHECK ACCEPTED in the amount of \$9,207.15 for the Order to Release Lien and Acknowledge Receipt of Check to be filed in Real Property Records to cover the cost to the County for the demolition of a public nuisance. Total cost of lien has been met for the following property:

- 24331 E. Terrace Dr., Porter, Texas 77365.

Check has been forwarded to auditor for further processing.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9J1a

- J1. PRECINCT 4

- a. ORDER APPROVED authorizing Notice of Public Hearing under Local Government Code §232.009 (C-1) for Revision of Plat known as Lot 70, Block 4, of Peach Creek Plantation, Section 3 to be known as Dossey Estates. A public hearing regarding the Dossey Estates replat will be heard April 26, 2016. Written notice of the replat will be provided to owners of all lots within 200 feet of the lots which are subject to the replat and written notice of the Dossey Estates Replat, along with "Notice of Public Hearing", be posted continuously on the Montgomery County website beginning as soon as applicable, but no later than 30 days prior to April 26, 2016 and lasting until at least one day following the public hearing.

COUNTY ATTORNEY – AGENDA ITEMS 9K1

- K1. AMENDMENT APPROVED of Solicitation/Modification of IGSA Contract.

COUNTY ATTORNEY –MENTAL HEALTH TREATMENT FACILITY- AGENDA ITEMS 9L1-9

- L1. RE-APPOINTMENT APPROVED of Dr. Jack Pieniazek, MD to the medical staff of Correct Care Recovery Solutions/ Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Family Medicine for a 2 year reappointment period.
- L2. RE-APPOINTMENT APPROVED of Dr. Christopher Chapman, MD to the medical staff of Correct Care Recovery Solutions/ Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Family Medicine for a 2 year reappointment period.
- L3. RE-APPOINTMENT APPROVED of Dr. Samson Sheih, MD to the medical staff of Correct Care Recovery Solutions/ Montgomery County Mental Health

Treatment Facility as an active member with requested privileges in Family Medicine for a 2 year reappointment period.

- L4. RE-APPOINTMENT APPROVED of Dr. Karen Nelson, PHD to the medical staff of Correct Care Recovery Solutions/ Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Psychology for a 2 year reappointment period.
- L5. RE-APPOINTMENT APPROVED of Dr. Farrell Scruggs, DDS to the medical staff of Correct Care Recovery Solutions/ Montgomery County Mental Health Treatment Facility as an active member with requested privileges in Dentistry for a 2 year reappointment period.
- L6. MINUTES ACCEPTED of the January 19, 2016 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- L7. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for January 2016 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L8. TWO REVISED OR REVIEWED POLICIES APPROVED as follows:
 - Communication (Patient) V. 4
 - Patient Rights and Responsibilities V. 5

As part of the management plan as recommended by the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.

- L9. TWO MANAGEMENT PLAN REVIEWS, UPDATES AND REVISIONS APPROVED as follows:
 - Scope of Services Plan FY 2016
 - Emergency Operations Plan FY 2016

As part of the management plan as recommended by the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.

AIRPORT – AGENDA ITEM 9M1-2

- M1. ASSIGNMENT OF LEASE WITH CONSENT OF LESSOR APPROVED from Conservair, Inc. dba General Aviation Services to Herdrich Investments, LLC for 1.35 acres in the Conroe-North Houston Regional Airport.
- M2. PARTIAL ASSIGNMENT OF LAND LEASE AGREEMENT WITH CONSENT OF LESSOR APPROVED from Lazy K Air, LLC to R. Michael Durham and Barbara A. Durham for 5,740.0 square feet (Hangars 11, 12, 14, 15, and 20, Bldg A) in the Conroe-North Houston Regional Airport.

CONSTABLE PRECINCT 2 – AGENDA ITEM 9N1

- N1. RACIAL PROFILING REPORT APPROVED from Constable Precinct 2 for the year 2015.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9O1

- O1. AMENDED AND RESTATED INTERLOCAL COOPERATION AGREEMENT APPROVED between Montgomery County and Rayford Road Municipal Utility District.

CONSTABLE PRECINCT 4 – AGENDA ITEM 9P1-2

- P1. CHECK ACCEPTED from the Texas Comptroller of Public Accounts for the Constable Precinct 4 departments 2016 annual allocation payment from the "LEOSE" account for \$2,135.91 for continuing education of licensed personnel. The proceeds should be placed in account 5541.74181. Check ____ has been forwarded to the Auditor for further processing.
- P2. APPOINTMENTS APPROVED of the following Reserve Deputy Constables for Montgomery County Constable Precinct 4 department:
- Lauren Homeyer
 - Eugene Barnett
 - Pedro Rodriquez
 - Kirk Hall
 - Eric Cisneros
 - Lolita Jensen

COMMUNITY DEVELOPMENT – AGENDA ITEM 9Q1

- Q1. REQUEST APPROVED to authorize Judge Doyal to execute the 2016 CDBG Public Service Grant Agreements between Montgomery County and the following Non-Profits Agencies: Walker Montgomery Community Development Corporation and Salvation Army Conroe Corps.

LIBRARY – AGENDA ITEMS 9R1-2

- R1. REVISED MONTGOMERY COUNTY MEMORIAL LIBRARY SYSTEM (MCMLS) POLICIES APPROVED for the following:
- Patron Behavior,
 - Personnel 1- Dress Code and 2- Borrowing policy for staff members
- As reviewed by Policy Committee and Staff in County Attorney's Office per documentation on file.
- R2. REQUEST APPROVED to close the Malcolm Purvis Library during Depot Day, April 16, 2016 and allowing the Magnolia Historical Society to use the parking lot with insurance through the City of Magnolia.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Jim Kuykendall, Mayor Oak Ridge North, presented the Court with a signed Resolution supporting the Montgomery County Thoroughfare Plan.

6. FUNDING ACCEPTED – 2016 HIDTA GRANT – SHERIFF

Motion by Commissioner Clark, seconded by Commissioner Meador, to accept funding in the amount \$32,920.00 for the 2016 HIDTA Grant. Benefits will be funded from the Sheriff's 5601 budget. The grant was submitted on the behalf of the Sheriff's Office and supplemental funds will be awarded at a later date. Motion carried.

7. RESOLUTION AND ORDER APPROVED – GRANT REQUEST FORM APPROVED – CONSTABLE PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to authorize Precinct 4 Constable Department to apply for a grant through the East Montgomery County Improvement District for the purchase of Mobile Traffic Statistics Sensor and approve the grant request form in the amount of \$5,756.63 (67%), with a match of \$2,835.36 (33%) funded by Commissioner Precinct 4. Motion carried.

8. ADDENDUM ACCEPTED – MISSION NORTHEAST – COMMUNITY DEVELOPMENT

Motion by Commissioner Clark, seconded by Commissioner Meador, to accept an addendum to the Agreement between Montgomery County and Mission Northeast regarding the Mission Northeast Warehouse Project. Original Agreement was approved by Commissioner's Court 10/28/2013. Motion carried.

9. REQUEST APPROVED – POSITIONS CHANGES – TAX ASSESSOR

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

- Close 499.8309.500 (Part-time Operations Mgr.-Tax)
- Open 499.3907.15 (Deputy Specialist I)
- Transfer \$29,814.98 from 499.8309.500 to 499.3907.15 and use excess salary and benefit funds to cover cost of employee insurance
- Close 499.4074.2 (Research Analyst)
- Open 499.3907.16 (Deputy Specialist I)
- Transfer \$29,814.98 from 499.4074.2 to 499.3907.16
- Transfer any remaining funds to 499.9999.999.

These changes will not affect the current annual budget. Motion carried.

10. REQUEST APPROVED – POLICY CHANGES – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the Montgomery County Memorial Library System (MCMLS) Policy: Disaster and Emergency Plan, Weather-Related and Non-Weather Related Emergency Procedures, as per documentation on file. Motion carried.

11. MEMORANDUM OF UNDERSTANDING APPROVED – TRI-COUNTY BEHAVIORAL HEALTHCARE – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve a Memorandum of Understanding between Montgomery County and Tri-County Behavioral Healthcare for Montgomery County Veterans Treatment Court. Motion carried.

12. REQUEST APPROVED – FY 2017 BUDGET PACKET – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the FY 2017 budget packet. Motion carried.

PHYLLIS MARTIN MADE A PRESENTATION OUTLINING THE COMPREHENSIVE ANNUAL FINANCIAL REPORT AND THE COUNTY'S FINANCIAL STANDINGS.

13. REPORT ACCEPTED – COMPREHENSIVE ANNUAL FINANCIAL REPORT – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to accept the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2015. Motion carried.

14. REQUEST APPROVED – ALLOCATION OF REVENUE – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the Allocation of Revenue, in the amount of \$1,419,873.99 to the Jail Capital Project Fund. Motion carried.

15. REPORT ACCEPTED – COMPLIANCE REPORT – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to accept the Compliance Report for the year ended September 30, 2015. Motion carried.

16. DISCRETIONARY EXEMPTION GRANTED – REAL VISION IMAGING – PURCHASING – VARIOUS JPS

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve granting a discretionary exemption for one source as authorized by Local Government Code §262.024(a)(7)(A) for Real Vision Imaging (RVI) Software Hosting Initial Application License and set up in the amount of \$10,000.00 per Justices' of the Peace 1, 2, 4, and 5 and annual support of RVI Image A \$5,000.00 per Justice of the Peace for a total of \$60,000.00. RVI is to be integrated into existing Netdata Application from Graves Humphries Stahl, LTD for Various JPs. Motion carried.

AGENDA ITEM 19B WAS CORRECTED BY THE COUNTY ATTORNEY'S OFFICE; DID READ PROVISIONAL STATUS; SHOULD READ ACTIVE STATUS.

17. RESOLUTION AND ORDER APPROVED – ANNUAL PERFORMANCE INDICATOR REPORT – COUNTY ATTORNEY – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY

APPOINTMENT APPROVED – MEDICAL EXECUTIVE DIRECTOR – COUNTY ATTORNEY – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY

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

- Resolution and Order accepting the Annual Performance Indicator Report for the Montgomery County Mental Health Treatment Facility as per Report on file and
- The Appointment of Dr. Victoria Morgan, Psychiatrist for active status and functioning medical Executive Director at MCMHTF for a one year appointment period.

Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 20A1: CONSIDER AND APPROVE ESTABLISHING A 35 SPEED LIMIT ON WELCH ROAD FROM FM 149 TO TALIAFERRO ROAD.

AGENDA ITEM 20B1: CONSIDER AND APPROVE ESTABLISHING A "NO THRU TRUCKS" ZONE ON LEGENDS RUN DRIVE BETWEEN RAYFORD ROAD AND BIRNHAM WOODS DRIVE.

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

18. REQUEST APPROVED – ESTABLISH SPEED LIMIT – PRECINCT 1

**REQUEST APPROVED – ESTABLISH “NO THRU TRUCKS”ZONE –
PRECINCT 3**

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the following from the Public Hearing:

- Establish a 35 mph speed limit on Welch Road from FM 149 to Taliaferro Road and
- Establish a “No Thru Trucks” Zone on Legends Run Drive between Rayford Road and Birnham Woods Drive.

Motion carried.

19. REQUEST APPROVED – POSITION CHANGES – PRECINCT 2

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

- Close Position 613-2900-600 (Laborer)
- Transfer \$5,514.96 salary and benefits to Position 613-1602-1 (Park Maintenance)

These changes will not increase the current FY 2016 budget. Motion carried.

**20. RESOLUTION AND ORDER APPROVED – AMERICAN DIABETES
ASSOCIATION – PRECINCT 2**

Motion by Commissioner Riley, seconded by Commissioner Meador, to permit the American Diabetes Association access to certain roads in Precinct 2 on April 23, 2016, beginning at 10:00 a.m. to conduct a 5K event. Motion carried.

**21. RESOLUTION AND ORDER APPROVED – GRANT APPLICATION –
PRECINCT 4**

Motion by Commissioner Clark, seconded by Commissioner Noack, to authorize Commissioner Precinct 4, through the East Montgomery County Improvement District (EMCID), to file an Application for Community Development Grant Funding to convert existing tennis courts in A.V. “Bull” Sallas Park into basketball courts. Commissioner Clark is authorized to execute any and all documents necessary to effectuate the same. The cost of the improvements will be \$21,152.88, with \$10,576.00 (50%) funded by EMCID. (County Auditor made a correction to this item in court the agenda stated that EMCID would fund \$10,576.88, but the \$0.88 will be funded by Commissioner Precinct 4). Motion carried.

22. REQUEST APPROVED – CELL PHONE ALLOWANCE – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve a cell phone allowance for Position No. 6331-9522-1 (Animal Shelter Director) in the amount of \$960.00 per year, plus benefits. This will be funded by line item No. 615-7997. Motion carried.

**THE COURT RECESSED FOR SESSION OF THE MONTGOMERY COUNTY
TOLL ROAD AUTHORITY.**

**23. REQUEST APPROVED – SUPPLEMENTAL ENAGEMENT LETTER –
MONTGOMERY COUNTY TOLL ROAD AUTHORITY**

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve a Supplemental Engagement Letter with the Muller Law Group. Motion carried.

MONTGOMERY COUNTY TOLL ROAD AUTHORITY ADJOURNED.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

24. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the following Payroll Change Request Forms:

Request of Animal Shelter to place Todd B. Hayden, Director, on payroll as replacement for Michael A. White, effective March 15, 2016.

Motion carried.

AGENDA ITEM 24A WAS MOVED FROM EXECUTIVE SESSION TO OPEN PER COUNTY ATTORNEY, AS A RESULT EXECUTIVE SESSION WAS NOT NECESSARY.

25. RESOLUTION AND ORDER APPROVED – COUNTY ATTORNEY – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve a Resolution and Order supporting the need for the Montgomery County Attorney's Office to investigate, prosecute, settle and release as necessary and appropriate, on behalf of Montgomery County, claims relating to collection of payment for services performed by Montgomery County, Commissioner Precinct 3. The Montgomery County Attorney is authorized to incur expenses as necessary for the proper investigation, prosecution, settlement and release of said claims. Motion carried.

AGENDA ITEM 26 – CITIZENS

Yolanda Mares addressed the court concerning Big Tree Estates being overtaken by businesses creating unsafe conditions.

AGENDA ITEM 27 – MISCELLANEOUS – NO OTHER ITEMS LISTED

26. COURT ADJOURNS

Motion by Commissioner Meador, seconded by Commissioner Clark, 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 Doyle
COUNTY JUDGE

