

APR 26 2016

COMMISSIONERS COURT DOCKET

April 12, 2016
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 12th day of April, 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 David Park.

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.

PROCLAMATION/RESOLUTIONS – AGENDA ITEMS 7A-E

AGENDA ITEM 7A – MONTGOMERY COUNTY EMPLOYEES COMMITTEE – EVELYN PARK PRESENTED AMY GUIDRY AS EMPLOYEE OF THE MONTH FOR MARCH, 2016.

2. PROCLAMATION APPROVED – CHILD ABUSE AWARENESS AND PREVENTION MONTH

Motion by Commissioner Noack seconded by Commissioner Clark, to proclaim April as Child Abuse Awareness and Prevention Month in Montgomery County. Motion carried.

3. PLACEMENT OF PINWHEELS APPROVED – CHILDRENS SAFE HARBOR

Motion by Commissioner Meador, seconded by Commissioner Clark to allow the placement of 966 pinwheels around the Alan B. Sadler Commissioners Court Building on April 26, 2016 to represent the number of children that came through the center last year. Motion carried.

4. PROCLAMATION APPROVED – MONTGOMERY COUNTY
TELECOMMUNICATORS WEEK

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

5. RESOLUTION APPROVED – MONTGOMERY COUNTY UNITED WAY

Motion by Commissioner Meador, seconded by Commissioner Riley, to recognize the value volunteers bring to the quality of life for residents of Montgomery County through

Montgomery County United Way and declare May 3, 2016 as Montgomery County United Way Volunteer Appreciation Day with all invited to attend the lunchtime celebration on the Courthouse steps on that day. Motion carried.

6. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated March 22, 2016. Motion carried.

AGENDA ITEM 9D34 – APPROVE GRANTING A DISCRETIONARY EXEMPTION FOR A PROFESSIONAL SERVICE FROM KATIE CRABBE, DVM WAS MOVED TO THE OPEN AGENDA. SEE MOTION 8 FOR COURT ACTION.

7. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-S

Motion by Commissioner Noack, seconded by Commissioner Clark, 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, with the exception of Agenda Item 9D34 as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-6

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

A2. BUDGET AMENDMENTS FY 2016 APPROVED:

- a. Various: To recognize and allocate revenues for failure to appear fees for quarter ending 12/31/15.
- b. Animal Shelter: To transfer funds from Commissioner Pct 4 to fund cell phone allowance for Animal Shelter Director as approved M22/03.22.16.
- c. Building Maintenance: To adjust line items.
- d. Capital Projects-2016: To adjust line items to fund M5 (9C4)/02.23.16, commit funds to Capital Projects for new Extension Office parking lot as approved M28/12.08.15, and allocate budget to Jail Project as approved M14/03.22.16.
- e. Commissioner Precinct 1: To adjust line items to cover damages, adjust line items, and set up grant North MoCo Recycling Center grant from TCEQ/HGAC M15/03.08.16.
- f. Commissioner Precinct 3: To adjust line items and recognize and allocate revenue.
- g. Commissioner Precinct 4: To recognize and allocate revenue and recognize and allocate lawsuit settlement funds Peach Creek Plantation, Ltd as approve M40/12.08.15.
- h. Constable Precinct 1: To recognize and allocate revenue.
- i. Constable Precinct 3: To recognize and allocate revenue.
- j. Constable Precinct 4: To recognize and allocate revenue and transfer funds for VPN Token.

- k. Constable Precinct 5: To transfer funds for evidence room remodel.
 - l. County Extension: To recognize and allocate revenues M14/10.12.09.
 - m. District Attorney: To transfer funds for VPN token and adjust line items.
 - n. Elections: To adjust line items and recognize and allocate revenue.
 - o. Emergency Management: To adjust line items for GAN M8/02.23.16 and adjust line items.
 - p. Justice of the Peace Precinct 3: To transfer funds for VPN Token.
 - q. Juvenile Probation-Foster Care: To adjust line items.
 - r. Juvenile Probation NSLP: To recognize and allocate reimbursement received National School Lunch Program for Jan/16.
 - s. 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).
 - t. Mental Health Court Services: To adjust line items.
 - u. Purchasing: To adjust line items.
 - v. Sheriff: To fund January 2016 invoice from Walker County for Inmate Housing as approved M4/01.26.16, to fund February 2016 invoice from Walker County for Inmate Housing as approved M4/01.26.16, adjust line items, recognize and allocate revenues for M9/03.08.16, and recognize and allocate revenues for M5/03.22.16.
 - w. Sheriff-Auto Theft Task Force: To recognize and allocate revenue.
 - x. Sheriff/HIDTA MOCONET: To adjust line items per Grantor and allocate funds for the High Intensity Drug Trafficking Areas (HIDTA) Grant M6/03.22.16.
 - y. Sheriff-So Mtg Cty Mud: To adjust line items.
 - z. SO-OCDETF-Road Hazard: To set up S.O. OCDETF-Road Hazard fund M4/03.08.16.
 - aa. Sheriff-Response Team: To recognize and allocate Revenue M3/03.08.16.
 - bb. Tax Assessor-Collector: To adjust line items to fund employee insurance due to closure of part-time position and opening of full-time position as approved M9/03.22.16.
 - cc. MCTRA Toll Road: To recognize and allocate toll revenue July 2015, August 2015, September 2015, October 2015, November 2015, December 2015, and January 2016.
- A3. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for October, 2015 and November, 2015.
- A4. COMPLETED AUDITS ACCEPTED for the following:
- Justice of the Peace Precinct 2,

- Justice of the Peace Precinct 5, and
- Audit of QuickBooks for Tax Motor Vehicle and Property Tax.

- A5. REPORT OF OFFICIALS' FEES ACCEPTED, as audited for February, 2016.
- A6. INTERIM ARBITRAGE REBATE ANALYSIS ACCEPTED AND COUNTY JUDGE IS AUTHORIZED TO SIGN for Montgomery County, Texas, Certificates of Obligation, Series 2006.

TREASURER – AGENDA ITEMS 9B1-2

- B1. MONTHLY INVESTMENTS REPORT APPROVED for March, 2016.
- B2. PLEDGED SECURITIES REPORT APPROVED for March, 2016.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-5

- C1. ACCEPTANCE ACKNOWLEDGED of Surety Bond #TX826848 for Parkway MZ, Inc. dba Parkway Family Mazda in the amount of \$100,000.00. Montgomery County has no responsibility for payment of this bond.
- C2. ACCEPTANCE ACKNOWLEDGED of Surety Bond #TX826831 for Parkway K, Inc. dba Parkway Family Kia in the amount of \$100,000.00. Montgomery County has no responsibility for payment of this bond.
- C3. ACCEPTANCE ACKNOWLEDGED of Surety Bond #5084086 for Wisch Imports LLC dba Volkswagen of The Woodlands in the amount of \$100,000.00. Montgomery County has no responsibility for payment of this bond.
- C4. REFUND APPROVED in the amount of \$214.50 due to overpayment of vehicle registration fees pursuant to Section 502.195, (b) of The Texas Transportation Code.
- C5. ACCEPTANCE ACKNOWLEDGED of Surety Bond #71753634 for Montgomery County Sheriff's Office in the amount of \$25,000.00.

PURCHASING – AGENDA ITEMS 9D1-34

- D1. ADVERTISING APPROVED for the following:
- Continuation Book Service for Library
 - Airport Connector Construction for PCT 1
 - Services for pumping out sewer tanks for Sheriff's Office
 - Mowing Right-of-ways for PCT 1
 - RFP-Plumbing services for Various Departments
 - RFP-Extension of fiber network for IT.
- D2. RENEWAL APPROVED for products and related services from Portable Computer Systems, Inc. and to include Amendment No. 2 to the existing contract through the Interlocal Agreement with the Texas Department of Information Resources (DIR) Contract #DIR-SDD-2061 as authorized by Local Government Code §271.083 (b) for Various Departments. (Exercising the third of three renewal options.)
- D3. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024 (a)(4) for attorney services from Kemp Smith, LLP for County Attorney.
- D4. DISCRETIONARY EXEMPTION GRANTED for items that can only be obtained from one source, including Captive Replacement Parts or Components for Equipment as authorized by Local Government Code §262.024 (a)(7)(D) for

Gradall Excavator parts only from Associated Supply Company, Inc. for Various Precincts.

- D5. RENEWAL APPROVED for computer peripherals with GHA Technologies, Inc. for Various Departments. (Exercising the fourth of five renewal options.)
- D6. RENEWAL APPROVED for additional crushed concrete with A&B Crushed Concrete, LLC effective 03/23/16 for Precinct 4. (Exercising the first of two renewal options.)
- D7. RENEWAL APPROVED for inmate telephone system maintenance with Telephone Data & Sound for Various Departments. (Exercising the fourth of five renewal options.)
- D8. RENEWAL APPROVED for lawn maintenance services with Silversand Services, Inc. for the Lone Star Convention and Expo Center. (Exercising the second of five renewal options.)
- D9. RENEWAL APPROVED for rehabilitation of roads with Smith & Company for Various Precincts. (Exercising the fourth of five renewal options.)
- D10. RENEWAL APPROVED for Cisco Products and related services from Cisco Systems, Inc. and each of its following resellers: Insight Public Sector, Inc. and NWN Corporation and to include amendment No. 2 to the existing contract through the Interlocal Agreement with the Texas Department of Information Resources Contract # DIR-TSO-2542 as authorized by Local Government Code § 271.083 (b) for Various Departments. (Exercising the second of three renewal options.)
- D11. RENEWAL APPROVED for energy saving lighting products from Xtralight Manufacturing Partnership, LTD through the Interlocal Agreement with BuyBoard Contract #437-13 as authorized by Local Government Code §271.102 for Various Departments. (Exercising the second of two renewal options.)
- D12. RENEWAL APPROVED for automated fingerprint identification system from Morphotrak, LLC through the Interlocal Agreement with Harris County Contract #10/0024 as authorized by Local Government Code §271.102 for Various Departments. (Exercising the fourth of four renewal options.)
- D13. REQUEST APPROVED to accept check #21350 in the amount of \$73,745.87 and the list of items sold through the Montgomery County Online Auction held 03/01/16 from Rene Bates Auctioneers, Inc. This includes total sales of \$79,725.27 less auctioneer's fee of \$5,979.40 for Various Departments. Check has been forwarded to Auditor for further processing.
- D14. AWARD APPROVED to Suncoast Resources, Inc. for additional bulk oil and transmission fluid project #2016-0019 for Various Departments.
- D15. RENEWAL APPROVED for contract for services from Language Line Solutions, Inc. and to include Amendment No. 1 to the existing contract through the Interlocal Agreement with the Texas Department of Information Resources (DIR) Contract #DIR-TSO-2549 as authorized by Local Government Code §271.083 (b) for Various Departments. (Exercising the first of two renewal options.)
- D16. RENEWAL APPROVED for lawn maintenance services with Silversand Services for the Conroe-North Houston Regional Airport. (Exercising the second of five renewal options.)
- D17. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024 (a)(4) for engineering services

for ditch profiling and drainage analysis in the Westwood Subdivision from MBCO Engineering, LLC in the amount of \$32,400.00 for Precinct 2.

- D18. RENEWAL APPROVED for pneumatic metro-fit metering replacement hot/cold cartridges and adapter assembly with an overall price increase of 5% with Secure Detention Products for Sheriff's Office. (Exercising the second of five renewal options.)
- D19. REQUEST APPROVED to utilize the contract for public safety & firehouse supplies & equipment as authorized by Local Government Code § 271.102 from each of the following vendors: All America Sales Corporation and Casco Industries, Inc. through the Interlocal Agreement with BuyBoard Contract #432-13 for Various Departments.
- D20. DISCRETIONARY EXEMPTION GRANTED for a professional services as authorized by Local Government Code §262.024 (a)(4) for Veterinarian Services from Dr. Katie Crabbe, DVM for Animal Shelter.
- D21. CANCELTION APPROVED of month to month contract for containerized commercial solid waste disposal service with Waste Management of Texas, Inc. for Various Departments.
- D22. RENEWAL APPROVED for commercial A/C filters from Dustless Air Filter Company for Various Departments. (Exercising the third of five renewal options.)
- D23. RENEWAL APPROVED for fire protection system from American Fire Protection Group dba API Systems Group for Various Departments. (Exercising the first of three renewal options.)
- D24. PAYMENT AND PERFORMANCE BONDS APPROVED from Rebel Contractors, Inc. in the amount of \$108,900.00 for Panther Branch Rehabilitation for Precinct 3.
- D25. REQUEST APPROVED to extend the utilization of Department of Information Resources (DIR) Contract #DIR-SDD-1777 for hardware, software and services for wireless voice, data, pagers and Mobile satellite voice from AT&T Mobility National Accounts, LLC on a month to month basis and add amendment 3 to existing contract for Various Departments.
- D26. REQUEST APPROVED to declare miscellaneous items as salvage as authorized by Local Government Code §263.152 for Various Departments.
- D27. DISCRETIONARY EXEMPTION GRANTED for items that can only be obtained from one source including captive replacement parts or components for equipment as authorized by Local Government Code §262.024 (a)(7)(D) for Mack Parts only from Cleveland Mack Sales, Inc. dba Performance Truck for Various Precincts.
- D28. CHANGE ORDER NO. 3 to Astro Fence Company for chain link fencing/materials and labor to add the following line items: Cedar Privacy Fence, Rot Board, Cap Board and Chain Link Gate to the Existing Contract for Various Departments.
- D29. AWARD APPROVED for haul service bulk road and miscellaneous materials, Project #2016-0035 as follows:
- Prime: A & B Crushed Concrete, LLC
 - Alternate: Tommy L. Baker
- For Various Precincts.

- D30. PURCHASE APPROVED of one (1) New 2016 Dodge Charger pursuit from Grapevine Dodge Chrysler Jeep, LLC as authorized by Local Government Code §271.102 through the Interlocal Agreement with BuyBoard Contract #430-13 in the amount of \$26,896.00 for Sheriff's Office.
- D31. CANCELTION APPROVED of month to month contract for processing, printing, and mailing of jury summons with Burke Asset Partnership LTD dba Direct Mail Partners effective 05/19/16 for District Clerk.
- D32. PURCHASE APPROVED of one (1) new 2016 Chevrolet SWB ½ ton from Gunn Chevrolet LTD. through the Interlocal Agreement with BuyBoard contract #430-13 in the amount of \$30,047.00 as authorized by Local Government Code §271.102 for Precinct 1.
- D33. RENEWAL APPROVED for financing rate for various items from each of the following vendors: J.P. Morgan Chase Bank, N.A. and Santander Bank N.A. for Various Departments. (Exercising the fourth of four renewal options.)
- D34. AGENDA ITEM 9D34 – APPROVE GRANTING A DISCRETIONARY EXEMPTION FOR A PROFESSIONAL SERVICE FROM KATIE CRABBE, DVM WAS MOVED TO THE OPEN AGENDA. SEE MOTION 8 FOR COURT ACTION.

RISK MANAGEMENT – AGENDA ITEMS 9E1-2

- E1. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Hernan Luna in the amount of \$1,545.50 in reference to Claim #B-16-0018. Date of incident 03/12/16.
- E2. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
14952797	Gage, Ollie/ Const PCT 1	\$5,000	Reserve/Cont Cert
15283569	McLaughlin, Toby/Const PCT 2	\$5,000	Reserve/Cont Cert
14383648	Stovall, Jerry/Const PCT 1	\$5,000	Reserve/Cont Cert
61323522	Mullen Jr., John J/Const PCT 5	\$5,000	Reserve/Cont Cert

COMMISSIONERS – AGENDA ITEMS 9F1-2

F1. PRECINCT 1

- a. USE AGREEMENT APPROVED with MTB Mustangs to use the baseball fields at Gene Campbell Sports Complex for practices as scheduled by CAYB now through December 31, 2016.

F2. PRECINCT 4

- a. RESIGNATION ACCEPTED of Terry Cooper from ESD #12 Board of Commissioners.
- b. APPOINTMENT APPROVED of Charles Coburn to ESD #12 Board of Commissioners, replacing Terry Cooper, who resigned from the board.

- c. USE AGREEMENT APPROVED with East Montgomery County Sports Association to use the baseball, softball and football fields at Ed Rinehart Park through December 31, 2016.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Walden on Lake Conroe Section 15 Amending Plat No. 1; 0.191 acres; Thomas Corner Survey, A-10.

G2. PRECINCT 2

- a. PUBLIC HEARING DATE SET for May 10, 2016 to establish a 35 MPH Speed Limit on Old Conroe Road from FM 1488 to Park Avenue.
- b. REQUEST APPROVED of an additional six month extension for the completion of the roads and drainage improvements in the Wood Creek Estates Subdivision.
- c. CHANGE ORDER NO. 14 approved to the Advanced Funding Agreement with TxDot dated 11/17/03 in the amount of \$9,386.59. The project is construction of Kuykendahl from Alden Bridge Drive to Crownridge Drive.
- d. REQUEST APPROVED from Texas Gas Pipeline Company, LLC to install a 3 inch gas line within the right of way of Wright Road, Noack Road, and Stagecoach Road.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Pecan Grove at Jacobs Reserve; total length of roads 2,237.84 linear feet and bond is released.
- f. REQUEST APPROVED to acknowledge that the Roads in Woodtrace, Section 4 have been built to County standards; total length of roads 3,118.37 linear feet. The roads have completed the one year maintenance period and the bond is released. These roads are private and will not be maintained by Montgomery County.
- g. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest Central Pine Street (Woodforest Boulevard to Woodforest 65) Street Dedication; total length of roads 1,219.86 linear feet, to be effective April 12, 2016.
- h. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Alden Heights; total length of roads 1,787.80 linear feet, to be effective April 12, 2016.
- i. FINAL PLAT APPROVED for Veranda Oaks Estates, Section 2; 18.164 acres; John N. Thomas Survey, A-549.
- j. FINAL PLAT APPROVED for Fosters Ridge, Section 6; 19.278 acres; James Hodge Survey, A-19.
- k. FINAL PLAT APPROVED for Fosters Ridge, Section 5; 20.633 acres; James Hodge Survey, A-19.
- l. FINAL PLAT APPROVED for Dry Creek; 4.76 acres; James Brown Survey, A-78.

- m. FINAL PLAT APPROVED for Del Webb The Woodlands, Section 3; 23.06 acres; John N. Thomas Survey, A-549.
- n. FINAL PLAT APPROVED for Williamsburg 1488; 19.623 acres; Thomas Taylor Survey, A-546.

G3. PRECINCT 3

- a. REQUEST APPROVED from Centerpoint Energy, Gas Facilities to install a 4-inch gas line within the right of way of Constellation Drive.
- b. REQUEST APPROVED from Woodlands Joint Powers Agency to install a 6-inch water line within the right of way of Evergreen Circle.
- c. REQUEST APPROVED from Comcast Houston to install a fiber optic line within the right of way of South Panther Creek Drive.
- d. REQUEST APPROVED from Spring Creek Utility District to install a water and sanitary line within the right of way of Fox Run Boulevard and Old Riley Fuzzel Road.
- e. REQUEST APPROVED from Spring Creek Utility District to install a water line within the right of way of Birnham Woods Drive.
- f. FINAL PLAT APPROVED for Falls Lake Drive; 27.097 acres; Timothy O'Neal Survey, A-406.

G4. PRECINCT 4

- a. REQUEST APPROVED from Crystal Springs Water Company to install a water and sanitary line within the right of way of Shank Road.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Deerwood, Section 5 Replat No. 1; total length of roads 250 linear feet and bond is released.
- c. FINAL PLAT APPROVED for Peace of Country; 11.194 acres; Finley McNaughton Survey, A-392.
- d. FINAL PLAT APPROVED for Peach Creek Plantation Section Two Partial Replat No. 1; 9.999 acres; Elijah Votaw Survey, A-584.
- e. FINAL PLAT APPROVED for Vernon Acres; 2.432 acres; Finley McNaughton Survey, A-392.
- f. FINAL PLAT APPROVED for West Lake Houston Parkway Street Dedication, Section 5; 0.95 acres; M.H. Short Survey, A-535.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Control to place Ernest Johnson, Animal Control Officer, on Unpaid FMLA/Disability Leave, effective April 4, 2016.

Request of Animal Shelter to place William Baker, Kennel Technician, on payroll, as replacement for Walter Seay, effective March 31, 2016.

Request of Animal Shelter to place Morgan Howell, Kennel Technician, on payroll, effective March 31, 2016.

Request of Animal Shelter to accept the resignation of Corbin Lamb, Kennel Technician, effective March 22, 2016. [No benefits due.]

Request of Animal Shelter to accept the resignation of Kelly Nickel, Clerk III, effective March 17, 2016. [No benefits due.]

Request of Animal Shelter to discharge Walter Seay III, Kennel Technician, effective March 23, 2016. [No benefits due.]

Request of Animal Shelter to place Joe Turner, Kennel Technician, on payroll as replacement for Corbin Lamb, effective March 23, 2016.

Request of Animal Shelter to place Melissa Valdez, Clerk III, on payroll as replacement for Kelly Nickel, effective March 17, 2016.

Request of Custodial to demote Kathleen Estella Crandell, Custodian I, as replacement for Billy O. Owens, effective March 21, 2016.

Request of Custodial to promote Laura Mayra Garcia, Custodial Supervisor, as replacement for Kathleen Estella Crandell, effective March 21, 2016.

Request of Custodial to promote Daniel Hernandez-Roses, Custodian, as replacement for Hillary Grace Hillyard, effective March 21, 2016.

Request of Custodial to increase salary of Ludivina Mateos, Custodian, due to completion of probationary period, effective April 4, 2016.

Request of Custodial to discharge Rony Munoz, Custodian, effective March 18, 2016. [No benefits due.]

Request of Building Maintenance to accept the resignation Jeffery McCaffery, Maint Tech III, effective March 23, 2016. [56.86 hours or balance vacation; 47.00 hours or balance compensatory.]

Request of Building Maintenance to promote Roy Wilkins, Maint Tech III, as replacement for Jeffery McCaffery, effective March 28, 2016.

Request of Commissioner Precinct 1 to place Sandra A. Farris, Part-time Clerk, on payroll as replacement for Barbara Sheftall, effective March 21, 2016.

Request of Commissioner Precinct 1 to place Edward H. Grayson, Operator 1, on payroll as replacement for Bobby Gilliland, effective April 11, 2016.

Request of Commissioner Precinct 1 to accept the resignation of Jared Lee Martinez, Operator I, effective March 28, 2016. [3.09 hours or balance vacation; 1.53 hours or balance compensatory.]

Request of Commissioner Precinct 1 to place Michael G. Mock, Operator I, on payroll as replacement for Cody Erickson, effective April 4, 2016.

Request of Commissioner Precinct 1 to transfer Justin Ray Rogers, from Commissioner Precinct 4 to Commissioner Precinct 1 as replacement for Tommy Singleton, effective April 11, 2016.

Request of Commissioner Precinct 1 to place John Turner, Operator 1, on Unpaid FMLA/Disability Leave, effective March 13, 2016.

Request of Commissioner Precinct 2 to increase salary of Daniel Glen Amendt, Operator I, due to Position change, as replacement for Ronnie Fulton, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Tyler Charles Cole, Operator I, due to position change, as replacement for Daniel Amendt, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of John W. Dalzell, Operator I, due to position change, as replacement for Dwayne Schleider, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Kent W. Fowler, Operator I, due to position change, as replacement for Gregory Patton, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Ronnie J. Fulton, Operator I, due to position change, as replacement for James Scott Jackson, effective April 9, 2016.

Request of Commissioner Precinct 2 to promote Eric Vaughn Gaines, Operator II, as replacement for James Calvin Smith Jr., effective April 9, 2016.

Request of Commissioner Precinct 2 to promote George M. Herzog, Sr. Foreman, as replacement for Jason Bass, effective April 9, 2016.

Request of Commissioner Precinct 2 to promote James Scott Jackson, Operator II, as replacement for Ronald E. Hoffman, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Justin Kopecky, Operator I, due to completion of probationary period, effective April 9, 2016.

Request of Commissioner Precinct 2 to promote Edward Otter, Operator II, as replacement for Eric Vaughn Gaines, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Gregory Scott Patton, Operator I, due to position change as replacement for Kent Fowler, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Dwayne Edward Schleider, Operator I, due to position change as replacement for Ed Otter, effective April 9, 2016.

Request of Commissioner Precinct 2 to increase salary of Marc E. Sliger, Operator I, due to position change as replacement for Devin Turner, effective April 9, 2016.

Request of Commissioner Precinct 2 to promote James Calvin Smith Jr., Foreman, as replacement for George Herzog, effective April 9, 2016.

Request of Commissioner Precinct 2 to place Daniel T. Steely, Park Maintenance, on payroll as replacement for Trevor Pratt, effective April 4, 2016.

Request of Commissioner Precinct 2 to place Steven R. Windmiller, Mechanic I, on payroll as replacement for Frank W. Cavanah, effective March 28, 2016.

Request of Commissioner Precinct 4 to place Hunter I. Carroll, Operator 1, on payroll as replacement for Cody Austin Day, effective March 31, 2016.

Request of Commissioner Precinct 4 to place Isaac Silva, Operator I, on payroll, effective March 21, 2016.

Request of Constable Precinct 3 to transfer Sean Bridges, Deputy Constable, from Constable Precinct 3-MUD 94 Sub Unit to Constable Precinct 3, as replacement for John Lawless, effective February 27, 2016.

Request of Constable Precinct 3 to transfer John Lawless, Deputy, from Constable Precinct 3 to Constable Precinct 3-Spring Creek UD, as replacement for Steven Terrell, effective February 27, 2016.

Request of Constable Precinct 3 to place Perry Midyett, Deputy, on payroll, effective March 26, 2016.

Request of Constable Precinct 3 to transfer Steven Terrell, Deputy Constable, from Constable Precinct 3-Spring Creek UD to Constable Precinct 3- MUD 94 Sub Unit, as replacement for Sean Bridges, effective February 27, 2016.

Request of Constable Precinct 4 to place Christopher Taylor, Deputy, on payroll as replacement for James Ott, effective March 30, 2016.

Request of Constable Precinct 5 to promote Ashton D. Hedrick, Investigator II, as replacement for Chad Yates Walling, effective April 4, 2016.

Request of Constable Precinct 5 to promote Christopher Michael Jones, Chief Deputy Constable, as replacement for David Robert Wood, effective April 4, 2016.

Request of Constable Precinct 5 to promote William R. Masden, Lieutenant Constable, as replacement for Christopher Michael Jones, effective April 4, 2016.

Request of Constable Precinct 5 to promote Chad Yates Walling, Sergeant Constable, as replacement for William R. Masden, effective April 4, 2016.

Request of Constable Precinct 5 to remove David Robert Wood, Chief Deputy Constable, from payroll, (deceased) effective March 28, 2016. [195.085 hours or balance vacation]

Request of County Attorney to place Adam Anderson, Attorney I, on payroll as replacement for Caleb Thornton, effective March 28, 2016.

Request of County Attorney to bridge time of Michelle Black, Legal Assistant II, to reflect a new leave anniversary date of March 26, 1992, effective March 26, 2016.

Request of County Attorney to place Lloyd Saunders, Attorney I, on payroll, as replacement for John McKinney, effective April 11, 2016.

Request of County Auditor to discharge Reyna Josephine Cantrell, Internal Audit Lead, effective April 1, 2016. [44.92 hours or balance vacation.]

Request of District Clerk to increase salary of Emily Dobbs, Court Clerk II, due to completion of probationary period, effective March 28, 2016.

Request of District Clerk to accept the resignation of Marilyn Heintz, Court Clerk II, effective March 31, 2016. [139.68 hours or balance vacation.]

Request of District Clerk to accept the resignation of Alfreda Nancy Theriot, Court Clerk II, effective March 31, 2016. [157.38 hours or balance vacation.]

Request of Elections to change status of Joy Ann Sellers, Contract Elections Clerk, due to it being variable seasonal work paid with Contract Funds, effective March 12, 2016. [Worker will average over 30 hours per pay period and have gaps in work.]

Request of Elections to place Sherry A. Spaulding, Voter Clerk, on payroll, effective March 12, 2016.

Request of Fire Marshal to promote Kevin Bates, Assistant Fire Marshal, as replacement for Darren Hess, effective March 26, 2016.

Request of Information Technology to transfer Melissa Crawford, Computer Analyst I, from Juvenile Probation-Detention to Information Technology, effective April 4, 2016.

Request of Justice of the Peace Precinct 1 to promote Rosa J. Cabrera, Court Clerk IV, as replacement for Lamar Jeanette Gonzalez, effective March 28, 2016.

Request of Justice of the Peace Precinct 1 to place Tatiana Raya Rojas, Court Clerk III, on payroll as replacement for Patricia Rivera, effective March 28, 2016.

Request of Justice of the Peace Precinct 1 to place Candace R. Tolliver, Court Clerk II, on payroll as replacement for Rosie J. Cabrera, effective March 28, 2016.

Request of Justice of the Peace Precinct 2 to place Monique A. Sandoval, Court Clerk II, on payroll as replacement for Kelsey M. Fuller, effective March 28, 2016.

Request of Justice of the Peace Precinct 3 to place Azucena Garcia Martinez, Court Clerk II, on payroll, effective March 23, 2016.

Request of Juvenile to discharge Tyler Blackshear, Juvenile Supervision Officer-Substitute, effective March 29, 2016. Is not eligible for re-hire. [No benefits due.]

Request of Juvenile to transfer Alex Avila Flores Jr., from Juvenile Supervision Officer-JJAEP to Juvenile Supervision Officer, as replacement for Pamela Mills, effective April 9, 2016.

Request of Juvenile to discharge Emery Denzel Gardner, Juvenile Supervision Officer Substitute, effective March 29, 2016. Is not eligible for re-hire. [No benefits due.]

Request of Juvenile to accept the resignation of Duvy Mendez, Juvenile Supervision Officer Substitute, effective April 5, 2016. Is eligible for re-hire. [No benefits due.]

Request of Juvenile to promote Pamela Shanell Mills, Adm Assistant I, as replacement for Melissa Crawford, effective April 9, 2016.

Request of Library to accept the retirement of Vicki K. Steffler, Library Assistant II, effective April 30, 2016. [71.78 hours or balance vacation.]

Request of Sheriff to promote Christopher Buehl, Deputy Detention, as replacement for Chase Simonton, effective April 2, 2016.

Request of Sheriff to transfer Katherine Campbell, from Clerk IV CJR to Clerk IV Records, as replacement for Joshua Merillat, effective March 26, 2016.

Request of Sheriff to place Jennifer Cardozo, Officer Civilian Detention, on payroll as replacement for Lloyd Childress Jr., effective March 26, 2016.

Request of Sheriff to promote Craig Carney, Deputy Detention, as replacement for Daniel Derby, effective April 2, 2016.

Request of Sheriff to promote Mandy Lynn Curry, Sergeant-Detective SIU, as replacement for Michael Landrum, effective March 19, 2016.

Request of Sheriff to accept the resignation of Caleb DeHart, Officer Civilian Detention, effective April 5, 2016. [No benefits due.]

Request of Sheriff to accept the resignation of Ross Eckhart, Officer Civilian Detention, effective April 5, 2016. [88.34 hours or balance vacation; 170.64 hours or balance compensatory.]

Request of Sheriff to promote Clifford Finley Jr., Deputy Detention, as replacement for David Kelman, effective April 2, 2016.

Request of Sheriff to accept the resignation of Sandra Giron, Officer Civilian Detention, effective April 4, 2016. [No benefits due.]

Request of Sheriff to discharge Aaron Grant, Officer Civilian Detention, effective March 30, 2016. [34.50 hours or balance vacation; 119.38 hours or balance compensatory; 59.00 hours or balance holiday.]

Request of Sheriff to accept the resignation of Breck Hoffpauir, Dispatcher, effective April 1, 2016. [0.01 hours or balance vacation; 40.94 hours or balance compensatory]

Request of Sheriff to bridge time of Timothy Holifield, Sergeant Patrol, to reflect a new leave anniversary date of 11/25/1992, effective March 28, 2016.

Request of Sheriff to promote Lauren Homeyer, Deputy Detention, as replacement for Keith Billiris, effective April 2, 2016.

Request of Sheriff to promote Curtis Johnson Jr., Deputy Detention, as replacement for Brian Smith, effective April 2, 2016.

Request of Sheriff to place Coby Maddox, Officer Civilian Detention, on payroll as replacement for Coby Maddox, effective April 2, 2016.

Request of Sheriff to place Melissa Ronquillo, Clerk IV CJR, on payroll as replacement for Zakiya Ramos, effective April 2, 2016.

Request of Sheriff to accept the resignation of James Searcy Jr., Officer Civilian Detention, effective March 25, 2016. [191.60 hours or balance vacation; 277.89 hours or balance compensatory; 52.00 hours or balance holiday.]

Request of Sheriff to place Timothy Silva, Officer Civilian Detention, on payroll as replacement for Jose Campa, effective April 2, 2016.

Request of Sheriff to accept the resignation of Michael Stowe, Officer Civilian Detention, effective March 30, 2016. [64.68 hours or balance vacation; 147.79 hours or balance compensatory; 64.00 hours or balance holiday.]

Request of Sheriff to place Dominic Trevino, Deputy Patrol District VI, on payroll as replacement for Dylan Jobe, effective April 2, 2016.

Request of Sheriff to place Gary Tyneway Jr., Civilian Detention Officer, on payroll as replacement for Brooke Hosler, effective April 2, 2016.

Request of Tax Assessor to place Whitney Hair, Deputy Specialist I, on payroll as replacement for Bettye Kinard, effective April 11, 2016.

Request of Tax Assessor to discharge Bettye J. Kinnard, Deputy Specialist I, effective March 24, 2016. [No benefits due.]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 911-11

11. REQUEST APPROVED and CHECK ACCEPTED in the amount of \$7,738.22 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:

- 27014 Seahorse Lane, Magnolia, Texas 77355.

Check # 1312 has been forwarded to auditor for further processing.

12. REQUEST APPROVED and CHECK ACCEPTED in the amount of \$6,740.18 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:

- 29518 Temple Street, Magnolia, Texas 77355.

Check #1167 has been forwarded to auditor for further processing.(Check 1313 from Bruin Floors was replaced with Check #1167 due to error on check amount)

13. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 32007 Buck Street, Magnolia, Texas 77355.
14. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 27003 Star Gazer Way Spring, Texas 77386.
15. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 7035 Standard Road, Magnolia, Texas 77354.
16. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 35307 West Pine Court, Pinehurst, Texas 77362.
17. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 10201 South Autumn Leaf Circle, Magnolia, Texas 77354.
18. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 7503 Bryan Lane, Montgomery, Texas 77316.
19. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 30101 Kline Drive, Magnolia, Texas 77355.
110. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 19240 Deer Glen Drive, Conroe, Texas 77302.
111. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 19376 Big Oak Drive, Conroe, Texas 77302.

COUNTY JUDGE – AGENDA ITEM 9J1

- J1. USE AGREEMENT APPROVED with Montgomery County United Way to use the Courthouse Steps for their Annual Volunteer Appreciation Ceremony and Luncheon on May 3, 2016.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-4

K1. PRECINCT 1

- a. ORDER APPROVED authorizing Notice of Public Hearing under Local Government Code §232.009 (C-1) for the Partial Revision to lots in the Townsite of Dobbin to be known as Dobbin Center. A public hearing regarding the Dobbin Center plat will be heard May 24, 2016. Written notice of the plat will be provided to owners of all lots within 200 feet of the subdivision lots which are subject to the replat and written notice of the plat of Dobbin Center 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 May 24, 2016 and lasting until at least one day following the public hearing.

K2. PRECINCT 2

- a. ORDER APPROVED authorizing Notice of Public Hearing under Local Government Code §232.009 (C-1) for Partial Revision to Reserve “D” of Woodforest, Section 3 to be known as Woodforest Section 62. A public hearing regarding the plat of Woodforest, Section 62 will be heard May 24, 2016. Written notice of the plat will be provided to owners of all lots within 200 feet of the subdivision lots which are subject to the replat and written notice of the plat of Woodforest, Section 62 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 May 24, 2016 and lasting until at least one day following the public hearing.

K3. PRECINCT 3

- a. INTERLOCAL AGREEMENT APPROVED between Montgomery County, Harris County, and Woodlands Road Utility District No. 1 regarding construction of Kuykendahl Bridge. The agreement was previously approved by Montgomery County on February 9, 2016.

K4. PRECINCT 4

- a. AGREEMENT APPROVED authorizing placement of improvements within right-of-way of Azalea Boulevard between the County and Valley Ranch MUD No. 1.
- b. ORDER APPROVED authorizing Notice of Public Hearing under Local Government Code §232.009 (C-1) for the Partial Revision to Lot 9, Block 7 of Splendor Estates to be known as Splendor Estates Block 7, Lot 9 Replat. A public hearing regarding the Splendor Estates Block 7, Lot 9 Replat will be heard May 24, 2016. Written notice of the Splendor Estates Block 7, Lot 9 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 Splendor Estates Block 7, Lot 9 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 May 24, 2016 and lasting until at least one day following the public hearing.
- c. AGREEMENT APPROVED authorizing placement of improvements within right-of-way of Valley Ranch Boulevard between the County and Valley Ranch Town Center One, LTD.

COUNTY ATTORNEY – AGENDA ITEM 9L1

- L1. RESOLUTION AND ORDER APPROVED to defend Lawsuit styled, Leslie Shipman V. Donald Sowell, Tommy Gage, Joseph Sclider, David Cook, and Alton Neely in Cause No. 4:16-cv-692 in the United States District Court for the Southern District of Texas, Houston Division. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case from the Risk Management Budget with the approval of the Director of Risk Management or the designee of the Director of Risk Management.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9M1-2

- M1. ANNUAL NURSING SERVICES STAFFING PLAN ACCEPTED for FY 2016.
- M2. SEMI-ANNUAL PERFORMANCE INDICATOR REPORT ACCEPTED for March, 2016 covering the period from September, 2015 through February, 2016 as recommended by MCMHTF Advisory Board.

DISTRICT CLERK – AGENDA ITEM 9N1

- N1. DEPUTATION APPROVED of Catherine Gant.

CONROE-NORTH HOUSTON REGIONAL AIRPORT – AGENDA ITEM 9O1

- O1. PARTIAL ASSIGNMENT OF LAND LEASE AGREEMENT APPROVED from Jeffry K. Lehner and Sandra J. Lehner to Sandra and Jeffry Lehner Revocable Trust for a leasehold interest in Unit 20, Building B, containing 2,352.00 square feet of land at the Conroe-North Houston Regional Airport.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9P1

- P1. AWARD ACCEPTED of ammunition with an estimated value of \$2,460.00 from the NRA pursuant to the NRA Grant Foundation Program. Application was approved in court October 27, 2015.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9Q1

- Q1. RACIAL PROFILING STATISTICAL DATA REPORT APPROVED for Constable Precinct 5 for 2015.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9R1

- R1. CERTIFICATE OF SUBSTANTIAL COMPLETION DOCUMENT APPROVED from Edwards Associates, PLLC for the renovations and additions to the East Montgomery County Community Project.

LIBRARY – AGENDA ITEM 9S1

- S1. ANNUAL REPORT APPROVED to the Texas State Library and Archives Commission, including submission of the application for accreditation.

Motion carried.

END OF CONSENT AGENDA

8. DISCRETIONARY EXEMPTION GRANTED – PROFESSIONAL SERVICE – ANIMAL SHELTER

Motion by Commissioner Clark, seconded by Commissioner Meador, to grant a discretionary exemption for a professional services as authorized by Local Government Code §262.024 (a)(4) from Katie Crabbe, DVM for consulting services to Animal Shelter and Animal Shelter Director for creation and implementation of revised health and welfare practices at the Montgomery County Animal Shelter. Judge Doyal and Commissioner Noack opposed vote. Motion carried on 3-2 vote.

9. REQUEST APPROVED – POSITION CHANGES – DISTRICT ATTORNEY

REQUEST APPROVED – DONATION OF CANINE – DISTRICT ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following:

- a. Position changes: Close position 4351-7706-3 (Legal Assistant III),
Open Position 4351-3995-9 (Court Clerk IV)
Close Position 4351-7706-4 (Legal Assistant III)
Open Position 4351-8550-1 (Admin Manager I)
Transfer \$38,035.14 from 4351-7706-3 to 4351-3995-9
Transfer \$58,773.26 from 4351-7706-4 to 4351-8550-1
Transfer \$6,226.74 from 4351-7706-3 to 4351-8550-1
Transfer \$6,003.62 from 4351-7706-3 to 4351-7706-2 (Legal Assistant III-Paralegal Board Certification)
Return remaining Salary \$8,507.76 (Plus benefits) to General Fund
- b. Donation of canine “Chaco”, valued at \$45,000.00 and assign canine and canine stipend in the amount of \$6,500.00/annually to position 4351-7610-3 (Victim Assistance Coordinator), effective March 30, 2016.

The stipend in the amount of \$6,500.00 will be funded out of the \$8,507.76 that was to be returned to the General Fund resulting in the amount \$2,007.76 being returned to the General Fund. Motion carried.

CITIZENS – AGENDA ITEM 10

Bill O'Sullivan addressed the court concerning Professional Services Contracts and Interlocal Agreement for Mobility in Montgomery. He would like to see those Professional Services Contracts approved by the County Attorney's office.

Tina Quinn addressed the court about her concerns over recent changes at the Animal Shelter.

Jocelyn Schmidt addressed the court about Target Zero and educating the public concerning the release of feral cats after they are spayed and neutered.

Sheila Cox read a letter she wrote to the County Judge and Commissioners. She is concerned over recent changes at the Animal Shelter.

Laura McConnell with Lone Star Animal League addressed the court concerning the state of the Animal Shelter with the recent changes. She asked many questions of the court regarding hiring processes and the work schedule of Dr. Hayden.

Deana Sellens with Texas Litter Control also spoke to the court about the Animal Shelter. She stated that Dr. Hayden needs to be a director at the shelter not a working vet at the shelter.

Barbara Bates addressed the court concerning the Animal Shelter. She questioned the previous citizen Deana Sellens on her comments and defended the team at the shelter that was recently discharged.

10. REQUEST APPROVED – POSITION CHANGES – SHERIFF

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

- a. Close 5601-5903-46 (Deputy-Patrol)
Open 5601-6005-27 (Sergeant-Patrol)
Transfer \$12,365.34 from 5601-3903-600 (Temp Data Clerk) to 5601-6005-27 (Sergeant-Patrol)

Motion carried.

11. PURCHASE APPROVED – NARCOTIC DETECTION DOG – CONSTABLE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the purchase of a narcotic detection dog. This will be funded through Department Asset Forfeiture Funds and partnership with Willis I.S.D. Willis I.S.D. will pay half the cost of the canine, officer's stipend and all canine related expenses including veterinarian expenses. Motion carried.

12. REQUEST APPROVED – PAYOFF OF VACATION HOURS – CONSTABLE PRECINCT 5

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the payoff of Chief Deputy Wood in the amount of \$13,188.19. This will be funded by Contingency. Motion carried.

13. NOTIFICATION OF DEFAULT APPROVED – FROC, LLC – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve Notification of Default, with 30 days to cure, under the Tax Abatement Agreement between Montgomery County and FROC, LLC (Forest Ridge Office Condominiums). Motion carried.

14. AMENDMENT APPROVED – ENERGY ALLOYS, LLC – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the First Amendment to Tax Abatement Agreement between Montgomery County and Energy Alloys, LLC. Motion carried.

AGENDA ITEM 16A – CONSIDER AND APPROVE POLICY ON INTERPRETER PAYMENT AND COURT OPERATIONS WAS DEFERRED.

15. FUNDING SOURCE APPROVED – AIRPORT MASTER PLAN AGREEMENT – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the unallocated balance in the Airport Maintenance fund as the funding source for a portion of the Sponsor's share (\$108,073.00) of the Airport Master Plan Agreement with TxDot. Contract was previously approved on March 8, 2016. Motion carried.

16. BUDGET APPROVED – ANIMAL SHELTER – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the Animal Shelter Budget from May 1, 2016 to September 30, 2016. Revenue generated from the Shelter will be recognized and used through June. The matter will be revisited after those funds are depleted for the remainder of the fiscal year. Motion carried.

17. REQUEST APPROVED – POSITION CHANGES – ANIMAL SHELTER

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

- a. Transfer \$2,200.00 salary (and benefits) from Position 6331-2711-600 (Pooled Kennel Technician) to Position 6331-2720-700 (Vet Technician) effective 04/12/16. This will not increase the FY2017 Budget. Motion carried.

18. REQUEST APPROVED – CONTRACT NEGOTIATION PROCESS – CONROE-NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the contract negotiation process with Greatland Holdings Inc. (the highest evaluated respondent) for RFP-Lease and Development of approximately +/- 1.696 acre parcel of property. Motion carried.

19. DISCRETIONARY EXEMPTION GRANTED – ENGINEERING/SURVEYING SERVICES – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to grant a discretionary exemption for a professional service as authorized by Local Government Code §262.024 (a)(4) for Engineering/Surveying Services for Precinct 2 for the following:

- a. Copperhead Road (Nichols Sawmill Road to Sanders Cemetery Road) from Isani Consultants, LP in the amount of \$461,687.00.
- b. Copperhead Road (Nichols Sawmill Road to Sanders Cemetery Road) from West Belt Surveying, Inc. in the amount of \$185,170.00.
- c. Research Forest Drive from LJA Engineering, Inc. in the amount of \$208,073.55.
- d. Sendera Ranch Road from Dannenbaum Engineering Corporation in the amount of \$266,152.00.
- e. Fish Creek Thoroughfare Expansion from Bleyl Interests, Inc., dba Bleyl and Associates in the amount of \$154,990.00.
- f. Keenan Cutoff Road from Cobb, Fendley, & Associates, Inc. in the amount of \$266,292.00.

As per Agreements on file. Motion carried.

20. AWARD APPROVED – JURY SUMMONS – DISTRICT CLERK

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the award of RFP-Processing Printing and Mailing of Jury Summons to Data Integrators, Inc. for District Attorney. Motion carried.

21. REQUEST APPROVED – CONTRACT NEGOTIATION PROCESS – VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the contract negotiation process with Dunbar Armored, Inc. (the highest evaluated respondent) for RFP-Armored Transportation Services and Intelligent Safe Technology for Various Departments. Motion carried.

22. REQUEST APPROVED – VARIOUS EQUIPMENT – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the utilization of the contract for medium and heavy trucks and truck bodies from Houston Freightliner, Inc. through the Interlocal Agreement with HGAC Contract #HT06-14 and the purchase of (1) one new 2017 Freightliner 108SD-70 and (1) one Etnyre Centennial 2000 gallon Asphalt distributor for a combined total of \$181,303.00 for Precinct 1. Motion carried.

AGENDA ITEM 20A1 – INTERLOCAL AGREEMENT BETWEEN CITY OF MONTGOMERY AND MONTGOMERY COUNTY WAS DEFERRED.

23. ORDER APPROVED – RECEIPT OF MONEY – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 4

RESOLUTION AND ORDER APPROVED – APPOINT SPECIAL COMMISSIONER – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 4

RESOLUTION AND ORDER APPROVED – APPOINT APPRAISER – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack to approve the following items:

- a. Order acknowledging receipt of Check (Money Order # 17-351772954) in the amount of \$50.00 from Michel Stamper 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 Auditor for further processing.),
- b. Appoint B.D. Griffin as Special Commissioner to sell the abandoned right-of-way being a portion of Portman Road located in floodway through a 15.418 acre tract and the right of way to be sold is described in volume 963, page 210, Deed Records of Montgomery County, Texas, and
- c. Appoint Matt Whitney with Whitney and Associates as appraiser to appraise the abandoned right-of-way being a portion of Portman Road which is not part of the County Road System and located in floodway through a 15.418 acre tract and the right of way to be sold is described in volume 963, page 210, Deed Records of Montgomery County, Texas.

Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 21A1: CONSIDER AND APPROVE ESTABLISHING A 25 MPH SPEED LIMIT ON GILES ROAD AND AMBERWOOD ROAD.

AGENDA ITEM 21B1: CONSIDER AND APPROVE ESTABLISHING A 25 MPH SPEED LIMIT ON BAKER CEMETERY ROAD.

AGENDA ITEM 21C1: CONSIDER AND APPROVE PLACEMENT ON THE NORTH SIDE OF WATERWAY SQUARE PLACE IMMEDIATELY ACROSS FROM THE HOTEL DROP OFF OF TWO "RIGHT ONLY" SIGNS.

AGENDA ITEM 21C2: CONSIDER AND APPROVE PLACEMENT OF TWO "DO NOT ENTER" SIGNS FACING EAST, NORTH AND SOUTH OF WATERWAY SQUARE PLACE IMMEDIATELY WEST OF THE INTERSECTION OF WATERWAY SQUARE PLACE AND WOODLOCH COURT.

AGENDA ITEM 21C3: CONSIDER AND APPROVE PLACEMENT OF THE SOUTHBOUND STOP SIGN ON WOODLOCH COURT AT THE INTERSECTION WITH WATERWAY SQUARE PLACE A "NO RIGHT TURN" SIGN.

AGENDA ITEM 21C4: CONSIDER AND APPROVE PLACEMENT ON THE SOUTH SIDE OF WATERWAY SQUARE PLACE IMMEDIATELY SOUTH OF THE INTERSECTION WITH WOODLOCH COURT A "LEFT TURN ONLY" SIGN.

AGENDA ITEM 21D1: CONSIDER AND APPROVE ESTABLISHING ONE WAY STOP SIGN CONTROL ON THE EASTBOUND WILLABY APPROACH AT SHIRE ROAD.

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

24. REQUEST APPROVED – SPEED LIMIT – COMMISSIONER PRECINCT 1

REQUEST APPROVED – SPEED LIMIT – COMMISSIONER PRECINCT 2

REQUEST APPROVED – VARIOUS SIGNAGE ON WATERWAY SQUARE PLACE – COMMISSIONER PRECINCT 3

REQUEST APPROVED – ONE WAY STOP SIGN CONTROL – COMMISSIONER PRECINCT 4

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

- a. Establish a 25 MPH speed limit on Giles Road and Amberwood Road.
- b. Establish a 25 MPH Speed limit on Baker Cemetery Road.
- c. Placement on the north side of Waterway Square Place immediately across from the hotel drop off of two "right only" signs.
- d. Placement of two "do not enter" signs facing east, north and south of Waterway Square Place immediately west of the intersection of Waterway Square Place and Woodloch Court.
- e. Placement of the southbound stop sign on Woodloch Court at the intersection with Waterway Square Place a "no right turn" sign.
- f. Placement on the south side of Waterway Square Place immediately south of the intersection with Woodloch Court a "left turn only" sign.

- g. Establish one way stop sign control on the eastbound Willaby Approach at Shire Road.

Motion carried.

25. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve opening position 612-8902-5 (Senior Foreman) and fund at \$62,899.20 plus benefits annually effective April 12, 2016. This will be funded from line item 612-7340. Motion carried.

26. REQUEST APPROVED – TRANSFER OF FUNDS – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the transfer of \$1,500.00 salary from Position 613.5602.1 (Mechanic I) to Position 613.8008.1 (Field Supervisor). These changes will not increase the FY 2016 Budget. Motion carried.

27. REQUEST APPROVED – ADOPT A COUNTY ROAD PROGRAM – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Meador, to accept a request from Lori Byrnes to participate in the Adopt a County Road Program. The roadway section she is interested in adopting is Mail Rt. Road in Montgomery, Texas. Motion carried.

28. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 2

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

- a. Close Position 613-1602-2 (Park Maintenance) and Open Position 613-2900-3 (Laborer). Transfer \$23,866.34 to newly opened position. Transfer \$2,071.26 from 613-5602-1 (Mechanic I) to 613-2900-3 (Laborer). Transfer \$903.50 from 613-5602-1 (Mechanic I) to 613-1602-1 (Park Maintenance).

Motion carried.

29. REQUEST APPROVED – POSITION CHANGES – COMMISSIONER PRECINCT 2

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

- a. Open 613-2900-600 (Laborer-Pooled) and fund at 1,508 hours.
b. Transfer the following amounts:

Position	Amount
613-2900-2 (Laborer)	\$ 1,428.95
613-3202-5 (Operator II)	\$ 2,002.21
613-2303-1 (Operator III)	\$ 2,962.13
613-5602-1 (Mechanic I)	\$ 3,538.86
613-8902-1 (Sr. Foreman)	\$14,091.65
613-8902-4 (Sr. Foreman)	\$ 4,764.51

There is no change to the 2016 Budget. Motion carried.

AGENDA ITEM 22C1 – COMMISSIONER CLARK INFORMED THE COUT OF A DRUG AND MEDICATION TAKE BACK EVENT SCHEDULED 10 A.M TO 2 P.M SATURDAY, APRIL 30, 2016 AT THE EAST MONTGOMERY COUNTY COURTHOUSE ANNEX LOCATED AT 21130 U.S 59, NEW CANEY, TX 77357.

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

**30. RESOLUTION AND ORDER APPROVED – CHANGE ORDER NO. 1–
MONTGOMERY COUNTY TOLL ROAD AUTHORITY**

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve Change Order No. 1 to P.O. No. 2015224 for Landtech Consultants, Inc. to provide additional surveying services to provide for an increase of \$38,741.95 resulting in a new contract price of \$306,846.26. Motion carried.

MONTGOMERY COUNTY TOLL ROAD AUTHORITY ADJOURNED.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

**31. REQUEST APPROVED – ADOPTION OF SMOKING POLICY – HUMAN
RESOURCES**

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the adoption of the 3.10 Smoking Policy Revision to the Montgomery County Employee Policy Manual as recommended by Human Resources, per documentation on file. Motion carried.

32. 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 increase salary of Jessica Laguna, Vet Technician, due to merit increase, effective April 12, 2016.

Request of Commissioner Precinct 1 to promote Tracey C. Stilley, Sr. Foreman, effective April 12, 2016.

Request of Commissioner Precinct 2 to increase salary of Allen C. Fleming Jr., Field Supervisor, due to job re-evaluation, effective April 9, 2016.

Motion carried.

CITIZENS – AGENDA ITEM 25

Simon Sequeira with Quadvest Water Drilling addressed the court concerning Groundwater being classified as private property. He disagrees with Lone Star Groundwater Conservation District's views on the Groundwater in Montgomery County.

MISCELLANEOUS – AGENDA ITEM 26

Judge Doyal stated that there would be a Workshop concerning Groundwater after Commissioner's Court on April 26, 2016.

Commissioner Noack commented that if Department Heads and Elected Officials need to move money around for Salary without any additional money being asked for then it could be on the consent agenda in order to speed things up. Judge Doyal and the other Commissioners were in agreeance.

COURT ADJOURNS

Judge Doyal Adjourned Court.

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

Charles Dwyer

COUNTY JUDGE

