

#4 8A
MAY 24 2016

COMMISSIONERS COURT DOCKET
May 10, 2016
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 10th day of May, 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 Sheriff Tommy Gage

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

2. PROCLAMATION APPROVED – EMERGENCY MEDICAL SERVICES WEEK

Motion by Commissioner Noack, seconded by Commissioner Meador, to proclaim the week of May 15-21, 2016 as Emergency Medical Services Week. Motion carried.

3. REQUEST APPROVED – MENTAL HEALTH COURT SERVICES – MANAGED ASSIGNED COUNSEL MH

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve new members of the Mental Health Court Services Advisory Board as follows:

- Judge Wayne Mack
- Daniel Lafferty
- Ronald J. Massey
- Janet Kasper
- Evan Roberson
- David Lindwall

Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Minutes from Special Session of Commissioners Court dated April 25, 2016. Motion carried.

5. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated April 26, 2016. Motion carried.

AGENDA ITEM 9A3 – CONSIDER AND ACCEPT TCDRS ASSESSMENT FOR PLAN YEAR 2017 WAS MOVED TO THE OPEN AGENDA. SEE MOTION #7 FOR COURT ACTION.

AGENDA ITEM 9F1b – ACCEPT THE RESIGNATION OF GUY HANCOCK FROM ESD #7 WAS REMOVED.

6. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-N

Motion by Commissioner Noack, 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, with the exception of Agenda Item 9A3 which was moved to the Open Agenda and 9F1b, which was removed from the agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY2016 APPROVED:
 - a. Non-Departmental: To allocate funds to Capital Improvement Fund for purchase of building at 402 W. Phillips M34/04.26.16.
 - b. Animal Shelter: To recognize and allocate revenue received November 2015, December 2015, January 2016, February 2016, and March 2016 as approved M16/04.12.16.
 - c. Airport: To adjust line items for Amend #1 to the Airport Master Plan Grant from TxDOT M7/03.08.16 and M15/04.12.16.
 - d. Commissioner Precinct 2: To adjust line items.
 - e. Commissioner Precinct 3: To adjust line items and set up “Advanced Veh Detection Equip” Project for the LIP Grant from TCEQ M31/04.26.16.
 - f. Commissioner Precinct 4: To adjust line items and create cost center for Parks for Commissioner Precinct 4.
 - g. Constable Precinct 4: To recognize and allocate revenue.
 - h. Constable Precinct 5: To fund payoff as approved M12/04.12.16, remove vehicle stipend as approved M7/04.12.16, and fund new vehicle, equipment, fuel and vehicle maintenance due to removal of vehicle stipend from position 5551-5910-9 as approved M15/04.26.16.
 - i. County Clerk: To fund Release #489882 as approved M8/04.26.16.
 - j. Court Guardianship: To recognize and allocate revenue.
 - k. District Attorney: To adjust budget lines and transfer funds to cover difference in cost of two replacement laptops.
 - l. District Clerk: To transfer funds for VPN token.

- m. Fire Marshal: To remove vehicle stipend from position 5433.6400.1 as approved M18/04.26.16 and fund purchase of new vehicle and equipment as approved M18/04.26.16.
 - n. Justice of the Peace Precinct 2: To transfer funds for VPN token.
 - o. Sheriff: To adjust line items, recognize and allocate revenue, and transfer funds for District 1 Office Furniture.
 - p. Tax Assessor/Collector: To transfer funds for desks and shelf buildout at New Caney and Conroe locations.
- A3. AGENDA ITEM 9A3 – CONSIDER AND ACCEPT TCDRS ASSESSMENT FOR PLAN YEAR 2017 WAS MOVED TO THE OPEN AGENDA. SEE MOTION #7 FOR COURT ACTION.
- A4. OFFICIALS' FEE REPORT ACCEPTED as audited for March, 2016.
- A5. COMPLETED CASH COUNT AND DEPOSIT FINDINGS ACCEPTED FOR 2nd quarter 2016 for the following:
- Airport
 - Animal Control
 - Animal Shelter
 - Commissioner Precinct 1
 - Commissioner Precinct 2
 - Commissioner Precinct 3
 - Commissioner Precinct 4
 - Constable Precinct 1
 - Constable Precinct 2
 - Constable Precinct 3
 - Constable Precinct 4
 - Constable Precinct 5
 - County Clerk
 - District Attorney Pre-Trial
 - District Clerk Cash
 - 284th District Court
 - 359th District Court
 - Drug Court Cash Elections
 - Elections
 - Fire Marshal
 - Forensics
 - Justice of the Peace Precinct 1
 - Justice of the Peace Precinct 2
 - Justice of the Peace Precinct 3
 - Justice of the Peace Precinct 5
 - Juvenile Justice Center
 - Law Library
 - Lone Star Convention Center
 - Memorial Library System
 - Permits Division
 - Sheriff's Office
 - Tax Office
 - Treasurer

TREASURER – AGENDA ITEMS 9B1-4

- B1. MONTHLY INVESTMENT REPORT ACCEPTED for April 2016.

- B2. QUARTERLY INVESTMENT REPORT ACCEPTED for the quarter ending March, 2016.
- B3. MONTHLY STATEMENT OF BALANCES APPROVED for March, 2016.
- B4. PLEDGES AND/OR RELEASE OF DEPOSITORY COLLATERAL APPROVED.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1

- C1. ACCEPTANCE ACKNOWLEDGED of Surety Bond #LSM0889457 for Hodges Food Basket in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.

PURCHASING – AGENDA ITEMS 9D1-16

- D1. RENEWALS OPTIONS APPROVED FOR THE FOLLOWING:

- Traffic Signs and related supplies with Vulcan Signs for Various Departments. (Exercising the second of four renewal options.)
- Installation of aerobic septic system(s) with TJMC, LLC dba CJ's Projects and Services for MCCD (Exercising the second of five renewal options.)
- Raising and Undersealing concrete slabs and roads with Uretex USA, Inc. for Various Departments. (Exercising the third of five renewal options.)
- Mowing right-of-ways with Wayne Yancey, Inc. on a month to month basis for Precinct 1.
- Vehicle striping kits and installation with Bryant, Shona dba Bryant's Signs for Various Departments. (Exercising the fourth of five renewal options.)
- Miscellaneous Auto Parts picked up/delivered with O'Reilly Auto Enterprises LLC dba O'Reilly Auto Parts for Various Departments. (Exercising the fourth of five renewal options.)
- Plumbing services – Non Davis Bacon with M Holland Plumbing on a month to month basis including the name change from M Holland Plumbing to Holland Plumbing, LLC effective 01/20/16 for Various Departments.
- Uniform Rental and Services with Unifirst Corp on a month to month basis for Various Departments.
- Automated Teller Machine Services with Woodforest National Bank for Various Departments. (Exercising the third of five renewal options)
- Fleet Fuel Credit Card with Exxon/Mobil Corporation for Various Departments. (Exercising annual renewal options)
- Emergency Response for hazardous material incident handling and non-emergency cleanup of hazardous and/or non-hazardous waste and related items from Masters Advanced Remediation Services, Inc. through the Interlocal Agreement with Harris County Contract #14/0334 on a month to month basis for Various Departments.

- D2. REQUEST APPROVED for IDIQ Building Trade Services from Nash Industries, Inc. through the Interlocal Agreement with Harris County Department of

Education (HCDE) Choice Partners Contract #15/009CG-16 as authorized by Local Government Code §271.102 for Various Departments.

- D3. DISCRETIONARY EXEMPTION GRANTED for a professional service as authorized by Local Government Code §262.024(a)(4) for psychological services from Sam Houston State University for Sheriff's Office.
- D4. CHANGE ORDER NO. 5 APPROVED to Miller Uniforms & Emblems, Inc. for new uniforms to include multiple items to existing contract for Various Departments.
- D5. REQUEST APPROVED of the name change of Verizon to Frontier Communications effective 04/01/16 for Various Departments.
- D6. AWARD APPROVED to Southwaste Disposal, LLC for services for pumping out sewer tanks for Project #2016-0044 for Sheriff's Office.
- D7. ADVERTISING APPROVED for the following:
- RFP-Private Contract Defender for Indigent Juvenile Defense for Various Courts.
 - RFP-Lease and Development of approximately +/- .082 acre parcel of property for Conroe North Houston Regional Airport.
- D8. REQUEST APPROVED to declare miscellaneous items as salvage as authorized by Local Government Code §263.152 for Various Departments.
- D9. PURCHASE APPROVED of one (1) 2016 Chevrolet 2500 HD Silverado 4x4 Crew Cab SWB CK25743 from Caldwell Country Chevrolet through the Interlocal Agreement with BuyBoard Contract #430-13 in the amount of \$39,475.00 as authorized by Local Government Code §271.102 for Fire Marshal.
- D10. PAYMENT AND PERFORMANCE BOND APPROVED from Crowdergulf, LLC, bond number 2200532, in the amount of \$1,000,000.00 for April Severe Weather 16-0007 for Various Departments.
- D11. MISCELLANEOUS ITEMS APPROVED for the next online auction for Various Departments.
- D12. CHANGE ORDER NO. 4 APPROVED to Coburn Supply Co., Inc. for polyethylene corrugated pipe to include miscellaneous items for Various Departments.
- D13. PURCHASE APPROVED of one (1) Chevrolet Tahoe PPV from Buckalew Chevrolet, Inc. in the amount of \$34,655.00 previously awarded in Commissioners' Court on 04/26/16 for Constable 5.
- D14. REQUEST APPROVED to reject and re-advertise for Project #2016-0050 Rayford Road at IH-45 Intersection Improvements for Precinct 3.
- D15. PAYMENT AND PERFORMANCE BOND APPROVED from Tetra Tech, Inc., bond number 09213879, in the amount of \$250,000.00 for April Severe Weather 16-0007 for Various Departments.
- D16. RESOLUTION AND ORDER APPROVED to adopt the written definition for "safety record" and adopt the policy of considering a bidder's safety record as a criteria for determining who is a responsible bidder regarding competitive bidding on certain public works contracts subject to Chapter 271 of the Local Government Code.

E1. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Daniel Prunaru Reagan in the amount of \$3,050.00 in reference to Claim # G-16-0035. Date of incident 04/23/16.

E2. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
13327363	Cody, Carlton Lee/ Const Pct 1	\$5,000.00	Reserve/Cont Cert
71661877	Moody, Patricia Lynn/ Tax Assessor	\$100,000.00	Renew/Cont Cert

COMMISSIONERS – AGENDA ITEM 9F1

F1. PRECINCT 4

- a. ANNUAL FINANCIAL REPORT ACCEPTED, as submitted by Montgomery County Emergency Services District No. 12 (ESD 12) for fiscal year ending September 30, 2015.
- b. AGENDA ITEM 9F1b – ACCEPT THE RESIGNATION OF GUY HANCOCK FROM ESD #7 WAS REMOVED.
- c. CHECK ACCEPTED in the amount of \$1,307.74 from Montgomery County Emergency Services District No. 7 (ESD 7) for the purchase of fuel. This is to be deposited into line item No. 615-7926.

Check has been forwarded to Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-3

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Max Alley at FM 1484; 5.0052 acres; Johnathan Pitts Survey, A-28.

G2. PRECINCT 3

- a. PUBLIC HEARING DATE SET for May 24, 2016 to establish “No Parking Any Time” on both sides of Geneva Drive between Rayford Road and West Geneva Drive.
- b. REQUEST APPROVED from Centerpoint Energy, Gas Facilities, to install a 2-inch gas line within the right of way of Conroe Huffsmith Road.

G3. PRECINCT 4

- a. ORDER APPROVED Authorizing Notice of Public Hearing for Revision of Plat to subdivision lots/plats known as Lots 32, 33, 34, and 35 and Reserve “A” of Gleneagles, Section 3 to be known as Montgomery County M.U.D. No. 15 Water Plant No. 2. Public Hearing is set for June 14, 2016.
- b. FINAL PLAT APPROVED of New Caney ISD Athletic Stadium; 28.69 acres; William Massey Survey, A-387.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

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

Request of Animal Shelter to place Aaron Gibson, Kennel Technician, on payroll, as replacement for Erica Vickous, effective April 29, 2016.

Request of Animal Shelter to increase salary of Emma Isaacks, Kennel Technician, due to job reevaluation, effective March 26, 2016.

Request of Animal Shelter to accept the resignation of Karina Makiewicz, Clerk III, effective March 4, 2016. [No benefits due]

Request of Animal Shelter to accept the resignation of Anne Myers, Kennel Technician, effective April 22, 2016. [No benefits due]

Request of Animal Shelter to place Tammy Richey, Coord Vol/Rescue, on payroll as replacement for Minda Harris, effective April 21, 2016.

Request of Animal Shelter to transfer Matt Segari, from Kennel Technician to Surgery Technician, as replacement for Danielle Gallo, effective April 23, 2016.

Request of Animal Shelter to place Tracy Strain, Manager-Kennel, on payroll as replacement for Cory Durand, effective April 23, 2016.

Request of Animal Shelter to accept the resignation of Erica Vickous, Kennel Technician, effective January 15, 2016. [No benefits due.]

Request of Custodial to accept the resignation of Gumercindo Herrera Jr., Custodian, effective April 26, 2016. [No benefits due.]

Request of Commissioner Precinct 1 to transfer James E. Pace, Jr., Operator III, from Commissioner Precinct 3 to Commissioner Precinct 1, as replacement for Tracey Stilley, effective May 2, 2016.

Request of Commissioner Precinct 2 to decrease salary of Troy L. Schatte, Operator I, due to employee request, effective May 3, 2016.

Request of Constable Precinct 2 to bridge time of Deborah C. Diehl, Clerk III, to reflect a revised leave anniversary date of 1/19/1991, effective October 27, 2015.

Request of Constable Precinct 4 to increase pay of James Slack, Sergeant, to add cell phone allowance, effective April 28, 2016.

Request of Constable Precinct 5 to place Gerald Bronson Christopher III, Deputy Constable, on payroll as replacement for Ashton Hedrick, effective April 30, 2016.

Request of Constable Precinct 5 to place Joshua Timothy Carley, Deputy Constable, on payroll as replacement for Terry Thomas, effective April 23, 2016.

Request of Court Operations to place Sharolyn Wood, Visiting Judge, on payroll effective January 17, 2016.

Request of District Clerk to promote Elizabeth Hamblin, Accounting Assistant, as replacement for Kay Piland, effective April 25, 2016.

Request of District Clerk to promote Kelsey Padgett, Office Supervisor I, as replacement for Sherry Foster, effective April 25, 2016.

Request of District Clerk to promote Lisbeth Rogers, Court Clerk IV, effective April 26, 2016.

Request of Justice of the Peace Precinct 3 to place Shandra A. Dean, Court Clerk II, on payroll as replacement for Azucena Martinez, effective April 25, 2016.

Request of Juvenile to accept the resignation of Christine Wood, Juvenile Probation Officer, effective April 27, 2016. Is eligible for re-hire. [3.20 hours or balance vacation.]

Request of Library to accept the resignation of Devon M. Curry, Library Assistant II/Childrens, effective April 29, 2016. [34.535 hours or balance vacation]

Request of Library to accept the resignation of Douglas Houstoun, Shelving Clerk I, effective April 25, 2016. [No benefits due]

Request of Purchasing to place Tara Newman, Buyer III, on payroll due to Return from Unpaid FMLA/Disability Leave, effective April 22, 2016.

Request of Sheriff to place Jessica Davis, Officer Civilian Detention, on Unpaid FMLA/Disability Leave, effective April 9, 2016.

Request of Sheriff to accept the resignation of Andrea Griffiths, Clerk IV, effective May 19, 2016. [154.83 hours or balance vacation; 27.64 hours or balance compensatory.]

Request of Sheriff to place Cristian Lopez, Deputy Patrol District VI, on payroll, effective May 7, 2016.

Request of Sheriff to transfer Christopher Tate, Detective-SIU, from Detective to Detective-SIU as replacement for Mandy Curry, effective April 30, 2016.

Request of Sheriff to place Joe Thomason, Officer Civilian Detention, on payroll as replacement for Paul Mann, effective April 30, 2016.

Request of Sheriff to place Noe Torres, Officer Civilian Detention, on payroll as replacement for Caleb DeHart, effective May 7, 2016.

Request of Sheriff to place Sara Vradenburg, Officer Civilian Detention, on payroll as replacement for Samantha Cortez, effective May 7, 2016.

Request of Sheriff to discharge Douglas Ware, Mechanic III, effective April 29, 2016. [No benefits due.]

Request of Sheriff to accept the resignation of Kaitlin Youngblood, Clerk IV, effective May 5, 2016. [8.89 hours or balance vacation; 32.66 hours or balance compensatory]

Request of Tax Assessor to place Kenneth Martin III, Deputy Specialist, on payroll, effective May 16, 2016.

Request of Tax Assessor to promote Radhika Murthy, Deputy Specialist II, due to completion of education and tenure requirements for promotion, effective May 21, 2016.

Request of Tax Assessor to place Edlecia D. Pierson, Deputy Specialist I, on payroll, effective May 10, 2016.

Request of Tax Assessor to promote Joanna Turrubiarres, Deputy Specialist III, due to meeting educational and tenure requirements for the promotion, effective May 21, 2016.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 911-3

11. ORDER APPROVED Rescinding and Vacating Order to Abate a Public Nuisance for the following address:

- 22341 Sandy Lane, Porter, Texas 77365.

This property has been brought into compliance without County involvement of funds.

12. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 20087 Split Oak Drive, New Caney, Texas 77357.

- I3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 30322 Maurice, Magnolia, Texas 77354.

SHERIFF – AGENDA ITEMS 9J1-2

- J1. AMENDMENT ACCEPTED to Auto Theft Task Force Interlocal Agreement.
- J2. RESOLUTION AND ORDER APPROVED to accept a donation of a covert tracking device from NICB for use by the Montgomery County Auto Theft Task Force (ATTF) in the Program.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-3

- K1. ORDER APPROVED for the settlement reached in connection with a claim No. A-14-0088 arising out of a claim styled Clifford McCowan and Joseph Harrison Jr. vs. Montgomery County. The County Auditor is authorized to issue checks in accordance with the General Release of All Claims and Indemnity Agreement.
- K2. RESOLUTION AND ORDER APPROVED to delegate authority to the County Commissioners to authorize any activities, execute use agreements and take all other actions necessary to effectuate same for park facilities located within their respective precinct boundaries.
- K3. FULLY EXECUTED AMENDMENT NO. 6 ACCEPTED to IGSA No. 79-00-0071 to increase per diem as per wage determination as previously approved and ratified in Commissioners Court on March 8, 2016.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9L1-3

- L1. MINUTES ACCEPTED of the February 16, 2016 and March 15, 2016 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- L2. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for March 2016 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- L3. FOUR MANAGEMENT PLANS ACCEPTED for fiscal year 2016 as recommended by the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board as follows:
- Patient Safety Plan,
 - Performance Improvement Plan,
 - Training and Staff Development Plan, and
 - Infection Control Plan.

COMMUNITY DEVELOPMENT – AGENDA ITEM 9M1

- M1. CHECK ACCEPTED in the amount of \$21,238.00 from Mission Northeast, Inc. for balance due for the first change order on this project.

Check has been forwarded to Auditor for further processing.

CONSTABLE PRECINCT 4 – AGENDA ITEM 9N1

- N1. APPOINTMENT APPROVED of Wesley Carr as Reserve Deputy Constable for Montgomery County Constable Precinct 4.

Motion carried.

END OF CONSENT AGENDA

AGENDA ITEM 9A3 WAS DISCUSSED AT THIS TIME.

COMMISSIONER MEADOR ASKED TO DEFER THIS ITEM UNTIL MORE INFORMATION WAS GATHERED FOR A COLA FOR RETIREES.

7. ACTION DEFERRED – TCDRS PLAN ASSESSMENT – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to defer action on accepting the TCDRS Plan Assessment for Plan Year 2017 until more information is gathered concerning a COLA for retirees. Motion carried.

CITIZENS – AGENDA ITEM 10

Shirley Cusack addressed the court concerning an ordinance change for a “Community Cat” program. She supports the ordinance and the program.

Joe Michels voiced his concerns with the current leadership at the Animal Shelter. He stated the shelter needs a more cohesive program.

Sheila Cox addressed the court with her concerns at the Animal Shelter. She had many questions for Commissioner Clark.

Diedra Robbins addressed the court over the new ordinance and “Community Cat” program. She does not support the program.

8. REQUEST APPROVED – UNCLAIMED PROPERTY CAPITAL CREDITS – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve filing for Unclaimed Capital Credits with the Texas Comptroller of Public Accounts for year 2015 and Judge Doyal is authorized to sign the request. Motion carried.

9. REQUEST APPROVED – CITIZENS COMMITTEE – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the request to appoint a Citizens Committee to review elected officials raises. Each member of the court will appoint a citizen to the committee to review and make recommendations on the salaries of elected officials. This will be for raises above any COLA. The appointments will be made at a later court date. Motion carried.

JENNIE TARABORELLI GAVE AN UPDATE TO THE COURT CONCERNING 2ND ROUND PASS THROUGH PROJECTS. SHE BELIEVES THAT THE COURT NEEDS TO GET THEIR PROJECT LIST TOGETHER SO THE PROJECTS CAN BEGIN.

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

10. REQUEST APPROVED – JUVENILE CASE MANAGER FUND – JUSTICE OF THE PEACE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the request for \$300.00 from the Juvenile Case Manager Fund for seminar expenses. Motion carried.

AGENDA ITEM 10C - THE OFFICE OF EMERGENCY MANAGEMENT GAVE AN UPDATE ON CURRENT DISASTER STATUS. THE DEBRIS FROM THE STORM IS BEING PICKED UP AND MONTGOMERY COUNTY WAS ADDED TO PRESIDENTIAL DECLARATION FOR INDIVIDUAL ASSISTANCE.

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

11. REQUEST APPROVED – GRANT APPLICATION – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve a grant application for FY16 Pre-disaster Mitigation Planning Grant. The Office of Emergency Management is authorized to work with HGAC to facilitate application for the grant on behalf of Montgomery County. Judge Doyal is authorized to sign on behalf of Montgomery County. HGAC would be the recipient of this grant, but they would help Montgomery County with the mitigation plan. Motion carried.

12. PARTICIPATION APPROVED – FY16 FLOOD MITIGATION ASSISTANCE PROGRAM – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve Montgomery County's Participation in the FY16 Flood Mitigation Assistance Program. Emergency Management is authorized to work with contractors to facilitate applying for the grant and Judge Doyal is authorized to sign on behalf of Montgomery County. Commissioner Meador voted "No". Motion carried.

13. REQUEST APPROVED – FUND TRANSFER – FORENSIC SERVICES

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the transfer of \$101,000.00 from line item #7101 (salary department head) to line item #7441 (Contract Services) to cover expenses for contract pathologists pending arrival of new Forensics Director. Motion carried.

14. MEMORANDUM OF UNDERSTANDING ACCEPTED – OVERTIME FUNDING – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Clark, to accept the Memorandum of Understanding between the US Immigration and Customs Enforcement HSI Joint Operations Program and the Montgomery County Sheriff's Office. The Overtime Funding is the seconded and final allotment for FY16 as follows:

- MOCONET \$2,750.00
- Gang Unit \$2,000.00

All benefits will be funded by the Sheriff's 5601 budget. Motion carried.

15. REQUEST APPROVED – EXCESS POSITION FUNDS – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the transfer of excess position funds within seven Civilian Detention Officer Positions to a Jail Maintenance Tech 3 Position as follows:

<u>FROM POSITION</u>	<u>AMOUNT</u>
5121-5800-1	\$ 243.98
5121-5800-16	\$1,065.22
5121-5800-19	\$1,034.28
5121-5800-20	\$1,034.28

5121-5800-21	\$1,065.22
5121-5800-22	\$1,065.22
5121-5800-23	\$ 360.68
<u>TO POSITION</u>	<u>AMOUNT</u>
5121-5701-1	\$5,868.88

This will accommodate an employee transfer from the County Airport to the MCSO Jail and does not increase the current salary structure. Motion carried.

16. REQUEST APPROVED – TRANSFER OF FUNDS – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the transfer of \$3,021.74 for annual salary plus benefits from line item 465-7104 (overtime) to position 4659-8407-1 (OCA Manager). This does not increase the FY 2016 budget. Judge Doyal and Commissioner Noack voted “No”. Motion carried.

AGENDA ITEM 17A – CONSIDER AND APPROVE NEW MEMBERS OF THE MENTAL HEALTH COURT SERVICES ADVISORY BOARD WAS HEARD EARLIER IN COURT. SEE MOTION 3 FOR COURT ACTION.

17. REVISIONS APPROVED – ANIMAL CONTROL ORDINANCE – ANIMAL CONTROL

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the adoption of the revised Montgomery County Rabies Control and Animal Restraint Ordinance and fee schedule. Commissioner Noack voted “No”. Motion carried.

18. REQUEST APPROVED – VEHICLE PURCHASE – SHERIFF

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the purchase of two (2) new 2016 Dodge Charger Pursuits with options from Grapevine Dodge Chrysler Jeep, LLC through the Interlocal Agreement with BuyBoard Contract #430-13 in the amount of \$53,392.00 for Sheriff’s Office. Motion carried.

19. DISCRETIONARY EXEMPTION GRANTED – PROFESSIONAL SERVICES – VARIOUS PRECINCTS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve granting a discretionary exemption for a professional service as authorized by Local Government Code §262.024 (a)(4) for engineering services for the following:

- a. Walden Road Widening from Bleyl & Associates in the amount of \$489,800.00 for Precinct 1,
- b. McCaleb Road-SH 105 to FM 2854 from McDonough Engineering Corporation in the amount of \$335,760.00 for Precinct 2, and
- c. SH 242 at Gosling Road from Jones & Carter, Inc. in the amount of \$106,000.00 for Precinct 2.

Motion carried.

COMMISSIONER MEADOR LEFT THE COURTROOM

20. REQUEST APPROVED – CONSULTING SERVICES – VARIOUS DEPARTMENTS

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve the utilization of the contract for consulting services as authorized by Local Government Code §271.102 to prepare for the Federal Emergency Management Agency (FEMA) Flood Mitigation Assistance Program and to process eligible properties and back-up documentation for a flood mitigation assistance (FMA) Grant submittal for the 2016 Grant Cycle through the Interlocal Agreement with HGAC Contract #HP07-13 from Tetra-Tech, Inc. not to exceed the amount of \$25,000.00 for Various Departments.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 20A1: CONSIDER AND APPROVE ESTABLISHING A 35 MPH SPEED LIMIT ON OLD CONROE ROAD FROM FM1488 TO PARK AVENUE.

AGENDA ITEM 20B1: CONSIDER AND APPROVE THE DISTRICT CLERK'S PROPOSED DISTRICT COURT TECHNOLOGY FUND WRITTEN ARCHIVAL PLAN FOR 2016-2017.

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

21. REQUEST APPROVED – SPEED LIMIT – PRECINCT 2

REQUEST APPROVED – DISTRICT COURT TECHNOLOGY FUND WRITTEN ARCHIVAL PLAN – DISTRICT CLERK

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve the following items from the public hearing:

- a. Establish a 35 MPH speed limit on Old Conroe Road from FM 1488 to Park Avenue.
- b. The District Clerk's proposed District Court Technology Fund Written Archival Plan for 2016-2017.

Motion carried.

22. REQUEST APPROVED – SUPPLEMENTAL FUNDING – COUNTY ENGINEER – PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve a request for supplemental funding in the amount of \$208,415.37 to TxDOT in reference to agreement for right of way procurement for FM 1488 West of FM 149 to east of FM 149. This will be funded with 2016 Leverage Bonds. Motion carried.

23. AGREEMENT APPROVED – RIGHT OF WAY FUNDS – COUNTY ENGINEER – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve an agreement to contribute right of way funds for right of way improvements to SL 494 at Evans Gully with Texas Department of Transportation. The County Engineer was not sure of the exact cost, but he believed it was right at \$200,000.00. This will be funded with 2016 Leverage Bonds. Judge Doyal is authorized to sign all related paperwork. Motion carried.

HUMAN RESOURCES ASKED THAT THE EFFECTIVE DATE ON THE FIRST PAYROLL CHANGE REQUEST FORM FROM THE CONSENT PACKET (CHEYENNE BARNETT) BE CHANGED TO MARCH 26, 2016.

24. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Office of Court Administration to increase salary of Berenice Juan, OCA Manager, due to job re-evaluation, effective May 2, 2016.

Request of Sheriff to transfer Michael A. Manning, Maintenance Tech III, from Airport to Jail, as replacement for Gary Franks, effective May 14, 2016.

AGENDA ITEM 22B – CONSIDER AND DISCUSS ACTION ON A PAID TIME OFF POLICY FOR ADVERSE WEATHER AND DISASTERS WAS DEFERRED.

COMMISSIONER MEADOR RETURNED TO THE COURTROOM.

CITIZENS – AGENDA ITEM 23

NO CITIZENS ADDRESSED COURT AT THIS TIME

AGENDA ITEM 24– MISCELLANEOUS – NO OTHER ITEMS LISTED

25. COURT ADJOURNS

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

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

ATTEST:

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

BY:

Mark Turnbull

COUNTY CLERK

Craig Doyel

COUNTY JUDGE

