

JUN 28 2016

COMMISSIONERS COURT DOCKET

June 14, 2016

REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 14th day of June, 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 Judge Wayne Mack

THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA RECITED.

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

AGENDA ITEM 7A – THE MONTGOMERY I.S.D THEATER ARTS DEPARTMENT WAS INTRODUCED TO THE COURT AND A RESOLUTION WAS READ RECOGNIZING THEIR MANY ACHIEVEMENTS. SEE MOTION 4 FOR COURT ACTION.

EMPLOYEE OF THE MONTH – MONTGOMERY COUNTY EMPLOYEE COMMITTEE

DISTRICT ATTORNEY BRETT LIGON PRESENTED JAMES LUMAN OF CUSTODIAL WITH EMPLOYEE OF THE MONTH FOR APRIL, 2016.

BARRY WELCH PRESENTED TONIA THERIOT OF THE CONSTABLE PCT. 4 OFFICE WITH EMPLOYEE OF THE MONTH FOR MAY, 2016.

SCHOLARSHIP AWARD – MONTGOMERY COUNTY EMPLOYEE COMMITTEE

KAYLIE BRANCH DAUGHTER OF TOM BRANCH WITH THE SHERIFF'S OFFICE JAIL DIVISION WAS PRESENTED A SCHOLARSHIP IN THE AMOUNT OF \$500.00 FROM THE MONTGOMERY COUNTY EMPLOYEE COMMITTEE.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated May 24, 2016. Motion carried.

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

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, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-6

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

A2. BUDGET AMENDMENTS FY16 APPROVED:

- a. Various: To recognize and allocate revenues for failure to appear fees for quarter ending 3/31/16, correct salary sweep #1, recognize and allocate Title I funds, and recognize and allocate mineral receipts.
- b. Adult Probation: To adjust budget lines.
- c. Animal Shelter: To recognize and allocate revenue received March 2016, April 2016, and May 2016 as approved M16/04.12.16.
- d. Building Maintenance: To adjust line items.
- e. Commissioner Precinct 1: To adjust line items.
- f. Commissioner Precinct 2: To adjust line items.
- g. Commissioner Precinct 3: To adjust line items, recognize and allocate revenue, and transfer funds for Mosquito Lab Deck Area.
- h. Commissioner Precinct 4: To recognize and allocate revenue.
- i. Constable Precinct 1: To recognize and allocate revenue.
- j. Constable Precinct 2: To transfer funds for Civil Process mailbox, recognize and allocate revenue and adjust line items.
- k. Constable Precinct 3: To adjust line items.
- l. Constable Precinct 4: To adjust line items, transfer funds for two VPN tokens, recognize and allocate revenue, and correct line item.
- m. Constable Precinct 5: To transfer funds for purchase of VPN token.
- n. Co Attorney Title IVE Grant: To transfer funds for Title IV-E grant for County Attorney for QTR ending 3/31/16.
- o. County Clerk: To transfer funds for 2 VPN tokens.
- p. Court Guardianship: To recognize and allocate revenue.
- q. Court Reporter Service Fund: To recognize and allocate revenue and adjust line items.
- r. District Attorney: To transfer funds for 2 replacement laptops.
- s. Emergency Management: To adjust for BA #1.
- t. Juvenile Probation: To recognize and allocate reimbursement received National School Lunch Program for Apr/16.

- u. Mental Health Court Services: To adjust line items.
 - v. Sheriff: To recognize and allocate revenue.
 - w. Sheriff/HIDTA MOCONET: To adjust line items per Grantor.
 - x. Sheriff-Jail: To recognize and allocate revenue.
 - y. Veterans Service: To adjust line items.
- A3. REQUEST APPROVED for Justice of the Peace Precinct 3 to use \$2,469.88 from Justice of the Peace Technology Fund.
 - A4. COMPLETED AUDIT ACCEPTED for Longevity Pay Audit.
 - A5. COMPLETED AUDIT ACCEPTED for Justice of the Peace Precinct 4.
 - A6. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of May, 2016.

TREASURER – AGENDA ITEMS 9B1-4

- B1. MONTHLY INVESTMENT REPORT APPROVED for May, 2016.
- B2. PLEDGES AND/OR RELEASES OF DEPOSITORY COLLATERAL ACCEPTED.
- B3. STATEMENT OF BALANCES REPORT APPROVED for April, 2016.
- B4. PLEDGED SECURITIES REPORT APPROVED for April, 2016.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-5

- C1. CONTINUATION CERTIFICATE ACKNOWLEDGED AND ACCEPTED for Surety Bond #71661702 for Conroe ISD-CISD Maintenance/Grounds Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C2. CONTINUATION CERTIFICATE ACKNOWLEDGED AND ACCEPTED for Surety Bond #71661698 for Conroe ISD-CISD Transportation-Oak Ridge Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C3. CONTINUATION CERTIFICATE ACKNOWLEDGED AND ACCEPTED for Surety Bond #71661687 for Conroe ISD-CISD Transportation-Conroe Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C4. RIDER ACKNOWLEDGED AND ACCEPTED for Surety Bond #106078950 for Lewis Food Town, Inc., Gerland's LLC and Gerland's Realty LLC in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C5. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending May 31, 2016.

PURCHASING – AGENDA ITEMS 9D1-14

- D1. RENEWAL OPTIONS APPROVED for the following:

- a. DNA Testing with Sorenson Forensics, LLC for Various Departments. (Exercising the second of five renewal options)
 - b. Miscellaneous Auto Parts Picked Up/Delivered with each of the following vendors: Advance Stores Company, Inc. and W&G Auto & Industrial Supply Company for Various Departments. (Exercising the fourth of five renewal options)
 - c. New Pews and Installation with Hall Furniture, LTD for Building Maintenance. (Exercising the third of five renewal options)
 - d. Additional five (5) Phase Treatment Services with Rebecca L. Smith dba Counseling Center of Montgomery County for Drug and DWI Courts. (Exercising the second of three renewal options)
 - e. Guardrail Materials, Installation and Repair with Willow City Sign and Rail, Inc. for Various Departments. (Exercising the first of three renewal options)
 - f. Polyethylene Corrugated Pipe with Coburn Supply Co., Inc. for Various Departments. (Exercising the fourth of five renewal options)
 - g. Hardwood, Lumber Supplies and Miscellaneous Items with each of the following vendors: Conroe Door and Hardware Inc. and Clark's Hardwood Lumber Co. for Building Maintenance. (Exercising the second of four renewal options.)
 - h. Preventative Maintenance on Standby Generators with Total Energy Solutions, Co. with an overall increase of 13.61% to existing contract for Various Departments. (Exercising the first of three renewal options)
 - i. Vehicle Loaner/Motorist Assistance Program with Buckalew Chevrolet, Inc. for Various Departments. (Exercising the second of five renewal options)
 - j. Records Management System Upgrade with Property Info Government Services Division dba Landata Technologies, Inc. Accept the go live date of 06/01/16 and to begin the first of five annual maintenance agreements for County Clerk.
- D2. ADVERTISING APPROVED for the following:
- a. Competitive sealed proposal (CSP)-Montgomery County, Sheriff's Substation for Sheriff's Office.
 - b. Copperhead Road Clearing and Grubbing for Precinct 2.
 - c. RFP-Extension of Dark Fiber for IT.
 - d. Demolition and site clearing of homes for Precinct 3.
- D3. CHANGE ORDER NO. 3 APPROVED to Joseph M. Santopetro, Architect for architectural services for New Sheriff's Substation located in Spring, TX for an additional 33.5 hours of architectural services to complete changes to original contract documents at an hourly fee of \$125.00 for a total of \$4,187.50 for Sheriff's Office.
- D4. REQUEST APPROVED for the cancelation of the month to month contract for the following:
- a. Mowing of right-of-ways with Wayne Yancey, Inc. effective 06/14/16 for Precinct 1.

- b. Travel Services with Corporate Travel Planners, Inc. effective 05/24/16 for Various Departments.
 - c. Plumbing Services – Non Davis Bacon with Holland Plumbing, LLC effective 06/14/16 for Various Departments.
 - d. Minor Construction/Repair/Rehabilitation or Alteration of a facility with CSB Contractors, Inc. effective 06/14/16 for Various Departments.
- D5. AWARDS APPROVED for the following:
- a. Mowing of right-of-ways, Project #2016-0043 to Triple B Ag, Inc. for Precinct 1.
 - b. Mowing of additional right-of-ways, Project #2016-0048 to Triple B Ag, Inc. for Precinct 4.
 - c. Continuation Book Service, Project #2016-0041 to Baker & Taylor for Library.
- D6. UTILIZATION OF CONTRACT APPROVED for the following:
- a. Access to the Texas Electronic Registration Remote System for the purpose of issuing individual birth certificates contract #537-17-0069-00001 with Department of State Health Services (DSHS) Vital Statistics Unit under the authority of Texas Government Code Chapter 791 for County Clerk.
- D7. DISCRETIONARY EXEMPTIONS APPROVED for a professional service as authorized by Local Government Code §262.024 (a)(4) for the following:
- a. Sexual Assault Examinations from Montgomery County Children's Advocacy Center, Inc. for Various Departments.
 - b. Forensic Services and approve the Independent Contractors Agreement and Release from Dr. Kathryn Pinneri on an as needed basis for Forensic Services Department.
 - c. Veterinarian Services and approve Agreement to provide services from Melinda Daniels, DVM for Animal Shelter.
 - d. Adult Counseling Services and approve Services Operations Agreement from each of the following vendors: Raymond Johnson Jr., LPC Forensic Counseling Services, and O'Brien Counseling Services, Inc. for Adult Probation.
 - e. Geotechnical Engineering Services Agreement for McCaleb Road Widening from Terracon Consultants, Inc., in the amount of \$15,350.00 for Precinct 2.
- D8. CHANGE ORDER NO. 9 APPROVED to Security On Site, LLC for security officers to include the location of Montgomery County Adult Probation Department in addition to current locations already named in existing contract effective 06/21/16 for Sheriff's Office.
- D9. REQUEST APPROVED of the name change of Stephens Office Supply, Inc. dba GoStephens to Hitouch Business Services, LLC dba Myofficeproducts, LLC effective 05/31/16 for Various Departments.
- D10. REQUEST APPROVED to declare miscellaneous items as salvage as authorized by Local Government Code §263.152 for Various Departments.

- D11. REQUEST APPROVED to rescind the request for approval of a Discretionary Exemption for installation of dark fiber from Sheriff's Office to 911 Building in the amount of \$14,500.00 and installation of dark fiber from 21675 and 21679 McClesky Road to 21130 US 59 in the amount of \$39,500.00 with a monthly recurring charge of \$250.00 for a total fee of \$54,000.00 from Wavemedia for IT Department. Previously approved in Commissioners Court on 04/26/16.
- D12. CHANGE ORDER NO. 5 APPROVED to Astro Fence Company for chain link fencing/materials and labor to add miscellaneous items to existing contract for Various Departments.
- D13. PAYMENT AND PERFORMANCE BONDS APPROVED for the following:
 - a. Airport Connector Construction from Triple B Services, LLP, Bond number 022-054-985 in the amount of \$1,422,503.95 for Precinct 1.
 - b. Disaster Recovery Management for May Severe Weather 16-0008 from Tetra Tech, Inc., Bond number 09222016 in the amount of \$250,000.00 for Various Departments.
- D14. PROCUREMENT POLICY APPROVED regarding implementation of FEMA Guidelines pursuant to 80 FR 54407 and 2 CFR 200.110 (a) for Purchasing.

RISK MANAGEMENT – AGENDA ITEMS 9E1-2

- E1. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Amber Cortes and Brandon Baack, LLC Spring Creek Wrecker in the amount of \$2,607.61 in reference to Claim #A-16-0054. Date of accident 05.19.16.
- E2. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
14611265	Shackelford, Timothy Lee/Const Pct 2	\$5,000.00	Renew/Cont Cert
61389010	Jones, Christopher/Const Pct 5	\$5,000.00	Renew/Cont Cert
15487168	Bates, Kevin/ Fire Marshal	\$5,000.00	Renew/Cont Cert
15486578	Burlin, George Scott/Fire Marshal	\$5,000.00	Renew/Cont Cert
61732176	Henderson, Jodelle/ Tax Assessor	\$50,000.00	Renew/Cont Cert
62442506	Ingle, Robin Lynn/Tax Assessor	\$100,000.00	Renew/Cont Cert
62442537	Jackson, Tina Marie/Tax Assessor	\$50,000.00	Renew/Cont Cert
14595247	Avery, Jan/Treasurer	\$25,000.00	Renew/Cont Cert
24790741	Kennelly, Brad/Const Pct 3	\$5,000.00	Renew/Cont Cert
15324973	Seals, Mark/Const Pct 4	\$5,000.00	Renew/Cont Cert
24774744	Rutherford, Dustin/Const Pct 1	\$5,000.00	Reserve/Renew
12744636	Sanson, William Randall/Const Pct 1	\$5,000.00	Renew/Cont Cert

COMMISSIONERS – AGENDA ITEMS 9F1-5

- F1. PRECINCT 1

- a. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED as submitted by Montgomery County Emergency Services District No. 2 (ESD #2) for fiscal year ending September 30, 2015.
- b. USE AGREEMENT APPROVED with Montgomery Girls Softball Association to use the softball fields at the West Montgomery Park January 1, 2016 through December 31, 2016.
- c. USE AGREEMENT APPROVED with Conroe Area Girls Softball Association to use the softball fields at the Gene Campbell Sports Park through December 31, 2016.
- d. USE AGREEMENT APPROVED with Willis Youth Athletic Association to use the baseball fields at the Charles Traylor Sports Park through December 31, 2016.
- e. USE AGREEMENT APPROVED with Conroe Area Youth Baseball to use the baseball fields at the Gene Campbell Sports Complex through December 31, 2016.

F2. PRECINCT 2

- a. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED as submitted by Montgomery County Emergency Services District No. 3 (ESD #3) for fiscal year ending September 30, 2015.

F3. PRECINCT 3

- a. AMENDED AND RESTATED IMPROVEMENTS IN RIGHT-OF-WAY AGREEMENT APPROVED with the Community Association of Harmony for monument sign. (No Agreement received.)

F4. PRECINCT 4

- a. RESIGNATION ACCEPTED of Guy Hancock from Montgomery County Emergency Services District No. 7 (ESD #7) Board of Commissioners.
- b. APPOINTMENT APPROVED of Wesley Swanson to MCESD #7 Board of Commissioners.
- c. CHECK ACCEPTED from Montgomery County Emergency Services District No. 7 in the amount of \$1,308.81 for the purchase of fuel. This is to be deposited into line item No. 615-7926. Check No. 1673 has been forwarded to the Auditor for further processing.
- d. CHECKS ACCEPTED from Montgomery County Committee on Aging Inc. in the total amount of \$1,913.38 for the purchase of fuel. This is to be deposited into line item No. 615-7926. Check No's 53013, 43010, 53004, and 52993 have been forwarded to the Auditor for further processing.

F5. PRECINCTS 2 AND 4

- a. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED as submitted by Montgomery County Emergency Services District No. 4 (ESD #4) for fiscal year ending September 30, 2015.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. REQUEST APPROVED for the acceptance of Seminole Street, approximately 594 linear feet in the Arrowhead Subdivision, into the County Road Maintenance System upon finding of prescriptive right based on public use.
- b. REQUEST APPROVED for the acceptance of Deer Haven Circle in Deer Haven Village Sections 1 and 2 into the County Road Maintenance System.
- c. REQUEST APPROVED for the acceptance of Landry Lane into the County Road Maintenance System upon finding of prescriptive right based on public use.

G2. PRECINCT 2

- a. REQUEST APPROVED from Gas Energy, LLC to install a 4 inch gas line within the right of way of Woodforest Parkway South.
- b. REQUEST APPROVED from Gas Energy, LLC to install a 4 inch gas line within the right of way of Fish Creek Thoroughfare Road.
- c. FINAL PLAT APPROVED of Woodforest, Section 63; 25.45 acres; James Pevehouse Survey, A-29 and Archibald Hodge Survey, A-18.
- d. FINAL PLAT APPROVED of Gras-Sullivan Reserves; 7.494 acres; T.J. Nichols Survey, A-397.

G3. PRECINCT 3

- a. PUBLIC HEARING DATE SET for July 12, 2016 to establish "No Parking, No Stopping, No Standing Monday-Friday 7:15 a.m.-9:00 a.m. and 3:00 p.m.-4:30 p.m." on both sides of Waterbend Cove between Birnham Woods Drive and West Benders Landing Boulevard.
- b. REQUEST APPROVED from Level 3 Communications to install an innerduct and fiber line within the right of way of Evergreen Circle.
- c. REQUEST APPROVED from Alpheus Communication to install a telecommunication line within the right of way of Grogan's Mill Road.
- d. REQUEST APPROVED from Centerpoint Energy Gas Facilities to install a gas line within the right of way of Black Oak Drive.
- e. REQUEST APPROVED from Centerpoint Energy Gas Facilities to install a gas line within the right of way of Sweetgum Drive.
- f. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Harmony Creek, Section 1; total length of roads 1,834.80 linear feet and bond is released.
- g. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Falls at Imperial Oaks, Section 21; total length of roads 6,095.06 linear feet, to be effective June 14, 2016.

G4. PRECINCT 4

- a. FINAL PLAT APPROVED of Dogwood Forest Partial Replat No. 1 adjoining Harper's Preserve; 1.34 acres; Richard Vince Survey, A-583.
- b. FINAL PLAT APPROVED of Harper's Preserve, Section 8, 5.49 acres; Richard Vince Survey, A-583.

- c. FINAL PLAT APPROVED of Woodridge Forest, Section 9, 17.799 acres, Mary Owens Survey, A-405.
- d. FINAL PLAT APPROVED of CST Corner Store No. 1905; 4.000 acres; William S. Taylor Survey, A-552.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Shelter to change status of Cheyenne Figge, Clerk III, from Part-time to Full-time as replacement for Kathleen Crandell, effective June 1, 2016.

Request of Animal Shelter to change status of Morgan Howell, Kennel Tech, from Part-time to Full-time, as replacement for Matthew Segari, effective May 28, 2016.

Request of Animal Shelter to change status of Kyle Moorhead, Kennel Tech, from Part-time to Full-time, as replacement for Anne Myers, effective May 28, 2016.

Request of Animal Shelter to place Mariela Rivera, Clerk III, on payroll, effective May 31, 2016.

Request of Animal Shelter to discharge Jason Roquemore, Kennel Tech, effective May 21, 2016. [No benefits due]

Request of Animal Shelter to discharge Taylor Lee Tolbert, Kennel Tech, effective May 26, 2016. [No benefits due]

Request of Custodial to discharge Feruza M. Muratshina, Custodian, effective May 23, 2016. [No benefits due]

Request of Building Maintenance to place Mark A. Fullen Jr., Maintenance Tech II, on payroll as replacement for Roy Wilkins, effective May 23, 2016.

Request of Building Maintenance to accept the resignation of Roy Wilkins, Maint Tech II, effective June 3, 2016. [67.66 hours or balance vacation; 26.00 hours or balance compensatory]

Request of Commissioner Precinct 1 to place Toby W. Mathis, Operator I, on payroll as replacement for Herman Mosley, effective May 24, 2016.

Request of Commissioner Precinct 3 to promote Kenneth Ackley, Foreman, as replacement for James Pace Jr., effective May 23, 2016.

Request of Commissioner Precinct 4 to discharge Hunter I. Carroll, Operator I, effective June 7, 2016. [No benefits due]

Request of Commissioner Precinct 4 to discharge Isaac Silva, Operator I, effective June 3, 2016. [No benefits due]

Request of Constable Precinct 1 to place James Manning III, Deputy, on payroll as replacement for Kevin Wolf, effective May 27, 2016.

Request of County Auditor to place Amber Avila, Part-time Clerk, on payroll as replacement for Bryan Wootton, effective May 23, 2016.

Request of County Auditor to place Kevin Berger, Part-time Clerk, on payroll, effective May 31, 2016.

Request of County Clerk to accept the resignation of Eden Leeann McMahan Stewart, Clerk III, effective June 1, 2016. [No benefits due]

Request of District Attorney to promote Ivy L. Berry, Legal Assistant II, as replacement for Diane Stockbridge, effective May 21, 2016.

Request of District Attorney to accept the resignation of Laura J. Breitenstein, Court Clerk IV, effective June 6, 2016. [27.57 hours or balance vacation; 25.88 hours or balance compensatory]

Request of District Attorney to promote Kristina S. Schulz, Legal Assistant I, as replacement for Ivy L. Berry, effective May 21, 2016.

Request of District Attorney to demote Diane L. Stockbridge, Court Clerk IV, as replacement for Kristina S. Schulz, effective May 21, 2016.

Request of District Attorney to accept the retirement of Diane L. Stockbridge, Court Clerk IV, effective May 31, 2016. [64.47 hours or balance vacation; 2.01 hours or balance compensatory]

Request of District Clerk to place Shari Hudson, Court Clerk II, on payroll due to Return from Unpaid FMLA/Disability Leave, effective May 23, 2016.

Request of District Clerk to place Carmen Keeton, Court Clerk II, on payroll as replacement for Brandon Harlan, effective May 31, 2016.

Request of District Clerk to promote Alexandra Martin, Court Clerk IV, as replacement for Elizabeth Hamblin, effective May 31, 2016.

Request of District Clerk to place Linda Ray, Part-time Clerk, on payroll as replacement for Tony Beltran, effective May 31, 2016.

Request of Extension Agents to place Alicia M. Bergeron, 4-H Coordinator, on payroll, as replacement for April Fagan, effective June 6, 2016.

Request of Fire Marshal to place Jimmy Dean Ballinger Jr., PT Arson Investigator, on payroll, effective May 31, 2016.

Request of Fire Marshal to place Chase Reed Bradley, PT Arson Investigator, on payroll, effective May 31, 2016.

Request of Juvenile to change status of James Raymond Boze, Juvenile Supervision Officer, from Part-time to Full-Time as replacement for Sean Coleman, effective June 11, 2016.

Request of Juvenile to change status of Ashley Gaffney, Juvenile Supervision Officer Substitute, from Full-Time to Part-time, effective June 4, 2016. [11.12 hours or balance vacation; 2.875 hours or balance compensatory]

Request of Juvenile to place Monica Keener, Juvenile Probation Officer, on Unpaid FMLA/Disability Leave, effective May 24, 2016.

Request of Library to place Adria Brown, Shelving Clerk, on payroll as replacement for Natalia Martakova, effective May 23, 2016.

Request of Library to transfer Kathleen E. Crandell, Library Assistant II, from Animal Shelter to Library, as replacement for Debbie Wood, effective June 1, 2016.

Request of Library to place Hailey Juliano, Shelving Clerk, on payroll as replacement for Douglas Houstoun, effective May 23, 2016.

Request of Library to accept the resignation of Hope Marie Mathers, Library Assistant II-Program, effective July 1, 2016. [No benefits due]

Request of Library to change status of Brandilyn P. Pocevic, Library Assistant II-Children's, as replacement for Ramona Smidt, effective May 31, 2016.

Request of Library to promote Crystal Gayle Swimmer, Reference Librarian-Young Adult, as replacement for Erin Muske, effective June 4, 2016.

Request of Library to place Denise P. Westphal, Library Assistant IV, on payroll due to Return from Unpaid/FMLA Disability Leave, effective June 2, 2016.

Request of Library to change status of Deborah Lynn Wood, Library Assistant II-Reference, as replacement for Brandilyn Pocevic, effective May 31, 2016.

Request of Purchasing to place Tara Newman, Buyer III, on payroll due to Return from Unpaid/FMLA Disability Leave, effective June 1, 2016.

Request of Recycle Station Pct 3 to place Elizabeth Kubacki, Mosquito Driver, on payroll, effective June 2, 2016.

Request of Sheriff to discharge Paul Baron, Clerk IV Records Division, effective June 1, 2016. [102.35 hours or balance vacation; 0.13 hours or balance compensatory.]

Request of Sheriff to transfer Shelby Ford, Deputy Patrol District V, from Deputy Patrol District I as replacement for Daniel Garner, effective June 4, 2016.

Request of Sheriff to place Bethanie Gay, Clerk IV-CJR, on payroll as replacement for Erika Blue, effective June 11, 2016.

Request of Sheriff to transfer Troy K. Johnson, Deputy Detention, from Deputy Bailiff, as replacement for Richard Lee, effective June 4, 2016.

Request of Sheriff to accept the resignation of Samantha Lenorman, Clerk IV CJR, effective May 30, 2016. [77.51 hours or balance vacation; 24.00 hours or balance holiday]

Request of Sheriff to promote Broderick O'Connor, Detective, as replacement for Christopher Tate, effective June 4, 2016.

Request of Sheriff to promote Kimberly Kay Pardue, Office Supervisor 1, as replacement for Alice Evelyn Park, effective June 1, 2016.

Request of Sheriff to place Juan Resendez Jr., Officer Civilian Detention, on payroll as replacement for Kimberly Davis, effective May 28, 2016.

Request of Sheriff to transfer Ryan Savage, Deputy Bailiff, from Deputy Detention as replacement for Troy Johnson, effective June 18, 2016.

Request of Sheriff to place Corinne Tilley, Dispatcher, on payroll as replacement for Breck Hoffpauir, effective May 28, 2016.

Request of Sheriff to place Christopher Wofford, Officer Civilian Detention, on payroll as replacement for Kimberly Anderson, effective May 28, 2016.

Request of Sheriff to place Hugo Yanez, Officer Civilian Detention, on payroll as replacement for Lauren Homeyer, effective May 28, 2016.

Request of Tax Assessor/Collector to place Catherine Lachance, Deputy Specialist I, on payroll as replacement for Steven Dean, effective June 6, 2016.

Request of Tax Assessor/Collector to accept the resignation of Sujey Mendoza, Deputy Specialist I, effective May 31, 2016. [34.52 hours or balance vacation; 1.26 hours or balance compensatory]

Request of Tax Assessor/Collector to place Rachel Stewart, Deputy Specialist I, on payroll as replacement for Brandi Luther, effective June 20, 2016.

Request of Tax Assessor/Collector to accept the resignation of Tisa Williams, Deputy Specialist I, effective June 3, 2016. [3.08 hours or balance vacation]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1-7

11. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the county for demolition for abate nuisance for the property located at 16695 Ardmore Street, Conroe, Texas 77302.
12. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the county for demolition for abate nuisance for the property known as Lots 367, 368, 369, and 369-A, Block 30, Lakewood Estates, Section 3 also known as Delores Lane, Conroe, Texas 77384.
13. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 15060 Tommy Smith Road, Conroe, Texas 77306.
14. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 1802 Riverwood Trail, Spring, Texas 77386.
15. REQUEST APPROVED and CHECK ACCEPTED in the amount of \$8,035.54 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:
 - 22737 Pinedale Lane, Porter, Texas 77365.Check No. 1332 has been forwarded to auditor for further processing.
16. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the county for demolition for abate nuisance for the property located at 2311 Miller Road, Cleveland, Texas 77328.
17. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 10235 Ehlers Road, Conroe, Texas 77302.

SHERIFF – AGENDA ITEM 9J1

- J1. AMENDMENT APPROVED to Interlocal Agreement-Auto Theft Task Force dated August 11, 2015.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-2

- K1. PRECINCT 3
 - a. RESOLUTIONS AND ORDERS TO PAY APPROVED for acquisition of the following for the Rayford Road Expansion Project:
 1. Parcel 16 from Milstead Properties, LLC for the total sum of \$4,863.26,

2. Parcel 43 from Walter B. Davis and Linda Cunningham Davis for the total sum of \$140,333.53
3. Parcel 47 from Gerald Louis Tagle for the total sum of \$147,183.03
4. Parcel 51 from Billie Jo Hyer and Larry E. Booth for the total sum of \$177,194.25.

The Memorandums of Agreement for each parcel listed is approved as well as the purchase and funding of the acquisition of each parcel. Judge Doyal and/or B.D. Griffin, Assistant County Attorney, are authorized to approve the deed and to execute the closing statements and all other documents necessary to effect the acquisitions. County Auditor and County Treasurer are authorized to issue payment from line item 6144014-75985827 and project code RD300018 to WFG National Title Co. in the amounts listed above.

- b. RESOLUTION AND ORDER TO PAY PARTIAL RELEASE FEE APPROVED for fees associated with the acquisition of Parcel 49 of the expansion of Rayford Road project code RD300018 to the Mortgage Service Center for the total sum of \$250.00 upon the request contained in the Request for funds from Property Acquisition Services, LLC. The County Auditor and County Treasurer are authorized to issue payment from line item 6144014-75985827 to The Mortgage Service Center.
- c. APPOINTMENTS APPROVED of Ronda Trow and Matt Beasley to Board of Directors of Reinvestment Zone Number One, City of Oak Ridge North, Texas to serve two year terms or until their respective successor is appointed.

K2. PRECINCT 4

- a. ORDER APPROVED Authorizing Notice of Public Hearing for Revision of Plat for partial revision to subdivision lots/plats being described as part of lot 25, block 1 of Circle Oaks, Section 1 to be known as Circle Oaks, Section 4. Public Hearing is set for July 25, 2016.

ADULT PROBATION – AGENDA ITEM 9L1

- L1. PROPOSED BUDGET ACCEPTED for Montgomery County Adult Probation for FY 2017. The Montgomery County Adult Probation Department will meet with the Board of Judges on or about July 1, 2016 to discuss and approved the proposed budget. This is required by local government code, section 140.004 and is for informational purposes only.

AUTO THEFT TASK FORCE – AGENDA ITEM 9M1

- M1. RESOLUTION APPROVED for the Fiscal Year 2017 Auto Burglary and Theft Prevention Authority Grant Program. The Lieutenant is designated as Program Director and the Montgomery County Auditor is designated as the Financial Officer. The original Grant Application was approved by Commissioners Court on April 26, 2016.

COUNTY ATTORNEY – AGENDA ITEM 9N1

- N1. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney's Office to investigate, prosecute, settle and release as necessary and appropriate, on behalf of Montgomery County, claims relating to collection of payment for services performed by Montgomery County, Commissioner Precinct 3. This will be funded from Line item 614-7598.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS
901-4

- O1. MINUTES ACCEPTED of the April 19, 2016 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- O2. REVISED TABLE OF ORGANIZATION APPROVED to reflect changes consistent with re-allocation of resources and moving direct supervision of the Director of Programs and Programs Department from Hospital Administrator to the Director of Psychology as recommended to the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- O3. APPOINTMENT APPROVED of Dr. Tyesha Alexander for active membership for the requested privileges to practice Psychology at the Montgomery County Mental Health Treatment Facility (MCMHTF) for a 2 year appointment period.
- O4. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for April, 2016 as recommended by the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.

DISTRICT CLERK – AGENDA ITEM 9P1

- P1. DEPUTATIONS APPROVED for the following:
 - a. Willard Hutson
 - b. Carmen Keeton
 - c. Linda Ray

As per depositions on file.

AIRPORT – AGENDA ITEMS 9Q1-2

- Q1. RESOLUTION AND ORDER APPROVED to permit Angel Flight, a non-profit organization, access to the County Airport on October 22, 2016 from approximately 7:00 a.m. to approximately 12:00 p.m. to conduct a “Race of Angels” fun run event.
- Q2. LANDLORDS AGREEMENT, CONSENT AND SUBORDINATION APPROVED between Montgomery County and Integrity Bank SSB relating to Herdair Group, LLC.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9R1

- R1. AMENDED INTERLOCAL AGREEMENT APPROVED between Montgomery County, Texas and The Woodlands Township for Law Enforcement Services.

FIRE MARSHAL – AGENDA ITEM 9S1

- S1. PURCHASE APPROVED of a replacement Tahoe for the Fire Marshal’s Office, Inspection Division. This unit will replace a unit recently removed from service and funding will come from insurance claim in the amount of \$30,099.00 with remaining funds to be taken from permit fees with the total amount not to exceed \$50,000.00. This will not affect the general fund or budget.

JUVENILE PROBATION – AGENDA ITEM 9T1

- T1. NATIONAL SCHOOL LUNCH/BREAKFAST PROGRAM APPLICATION APPROVED to the Texas Health and Human Service Commission. Funding will be accepted once awarded and the amount of the grant is based on reimbursements.

BUILDING MAINTENANCE – AGENDA ITEM 9U1

- U1. REQUEST APPROVED to acknowledge and accept the Precinct One Montgomery County Courts Annex HVAC Chiller Project Report and Incentive Check #6315770, in the amount of \$5,768.43 from the Entergy Texas Citysmart Program.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

No Citizens addressed Court at this time.

4. RESOLUTION – MONTGOMERY I.S.D THEATER ARTS DEPARTMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to recognize and honor the outstanding record The Montgomery ISD Theater Arts Department has achieved. Motion carried.

5. RESOLUTION APPROVED – SAN JACINTO RIVER AUTHORITY – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to authorize support of the San Jacinto River Authority (SJRA) application to the Texas Water Development Board for flood protection planning grant assistance. Motion carried.

A FUNDING SOURCE WAS ADDED TO AGENDA ITEM 9N1(AAPPROVED IN MOTION #3 WITH THE CONSENT AGENDA) AT THIS TIME.

6. REQUEST APPROVED – SALARY INCREASE – JUSTICE OF THE PEACE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the salary increase for position 45512.4132.2 from \$1,221.54 to \$1,506.64 bi-weekly with a total increase per County Auditor of \$8,889.19 annually (Agenda stated \$8,880.09 annually, but the amount was corrected in court) including benefits to be funded from Juvenile Case Manager Fund. Commissioner Noack voted “No”. Motion carried.

7. REQUEST APPROVED – NEW POSITION – 435TH DISTRICT COURT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the creation of position 442-8520-1 (Court Coordinator I) with salary in the amount of \$49,852.00 and benefits in the amount of \$21,134.92 for a total of \$70,986.92. This will be funded with Contingency. Motion carried.

8. REQUEST APPROVED – FUND 241 – 435TH DISTRICT COURT

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the use of fund 241, District/County Court Technology Fund, by transferring \$5,501 to 442-241-7390 (Agenda stated 442-7390, but it was corrected in court) for the purchase of computers and monitors for Judge and new position as well as an Ipad for signing warrants. Motion carried.

9. DONATION APPROVED – CANINE – CONSTABLE PRECINCT 5