COMMISSIONERS’ COURT DOCKET FEBRUARY 7, 2011
REGULAR SESSION

THE STATE OF TEXAS
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 7th day of February, 2011 the Honorable Commissioners’ Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners’ Courtroom of the Montgomery County Courthouse Annex, Conroe, Texas, with the following Members of the Court present:

County Judge, Alan “Barb” Sadler
Commissioner, Precinct #1 - Mike Meador
Commissioner, Precinct #2 - Craig Doyal
Commissioner, Precinct #4 - Ed Rinehart
Also - Rebecca Biasotti, County Clerk’s Office

INVOCATION GIVEN BY CRAIG DOYAL

PLEDGE OF ALLEGIANCE RECITED BY EVERYONE PRESENT

PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED BY EVERYONE PRESENT

1. COMMISSIONERS’ COURT AGENDA APPROVED

Motion by Judge Sadler, seconded by Commissioner Rinehart, to approve Commissioners’ Court Agenda for discussion and necessary action. Motion carried.

2. MINUTES APPROVED - COMMISSIONERS’ COURT MINUTES - COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve Commissioners’ Court Minutes for January 24, 2011, as presented by the County Clerk. Motion carried.

3. CONSENT AGENDA APPROVED - AGENDA ITEMS 8A-O

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the Consent Agenda, as follows:

COUNTY AUDITOR - AGENDA ITEMS 8A

A. ACCOUNTS approved, as submitted by the County Auditor.

B. BUDGET AMENDMENTS for FY 2010 approved, as follows:

1. AIRPORT: To recognize and allocate 1012CONRO grant revenue from USDOT for FY10.

2. ATTORNEY ADMIN FUND: To adjust line items and allocate revenue.

3. CONSTABLE – PRECINCT 1: To allocate revenues and County portion for billable departments.

4. CONSTABLE – PRECINCT 2: To allocate funds for budgetary shortages due to accruals.
5. CONSTABLE – PRECINCT 3 – RMUD: To correctly allocate sub-unit billable department.

6. CONSTABLE – PRECINCT 3 – TCID: To correctly allocate sub-unit billable department.

7. CONSTABLE – PRECINCT 3 – MUD 94: To correctly allocate sub-unit billable department.

8. CONSTABLE – PRECINCT 5 – Mag ISD: To correctly allocate sub-unit billable department.

9. CONTINGENCY: To adjust line items.

10. COUNTY ATTORNEY STATE FUNDS: To recognize and allocate County Attorney State Funds revenue.

11. DA STATE FUNDS: To recognize and allocate DA State Funds revenue.

12. ELECTIONS: To recognize and allocate contract services revenue.

13. FORFEITURES: To allocate forfeiture revenues.

14. JOE CORLEY DETENTION FACILITY: To allocate revenues as received.

15. PHOTO TRAFFIC SIGNAL ENFORCEMENT: To properly budget for red light camera program.

16. RECORDS MANAGEMENT AND PRESERVATION: To recognize and allocate county records management fee.

17. SHERIFF – 911 SERVICES: To correctly allocate sub-unit billable department.

18. SHERIFF – COMMISSARY: To recognize and allocate commissary revenue.

19. SHERIFF – TOWN CENTER SUB-UNIT: To correctly allocate sub-unit billable department.

20. SHERIFF – WALDEN SUB-UNIT: To correctly allocate sub-unit billable department.

21. VARIOUS: To adjust line items.

C. BUDGET AMENDMENTS for FY 2011 approved, as follows:

1. CDBG/$2.001 MIL – YR 13: To adjust line items.

2. CDBG YEAR 13: To adjust line items.

3. COMMISSIONER PCT 1: To adjust line items.

4. COMMISSIONER PCT 4: To adjust line items.

5. CONSTABLE PCT 1: To recognize and allocate reimbursements.

6. CONSTABLE PCT 3: To adjust line items.
7. CONSTABLE PCT 4: To recognize and allocate donation.
8. COUNTY COURT AT LAW #2: To fund payoff, (CC #20/12.20.2010).
9. COUNTY COURT AT LAW #4: To transfer funds for VPN token.
10. COUNTY ENGINEER: On call transportation services (M37/12.22.08).
11. DISTRICT ATTORNEY: To fund payoff, (CC #17b, 12.20.10).
12. DRUG COURT: To carry over funds for FY10 encumbrance. Release 396502.
13. DRUG COURT: To recognize and allocate revenue for November and December 2010 (MRT Books).
14. JUVENILE PROBATION: To recognize and allocate revenue.
15. MEMORIAL LIBRARY: To recognize and allocate donation.
16. RISK MANAGEMENT: To transfer funds for damage claims.
17. RISK MANAGEMENT: To recognize and allocate insurance proceeds.
18. RISK MANAGEMENT: To recognize and allocate restitution.
19. SHERIFF: To transfer funds for VPN tokens.
20. SHERIFF: To recognize and allocate donations.
21. VARIOUS: To carry over funds for FY10 encumbrances.
22. VARIOUS: To fund personal use of County owned vehicles for calendar year 2010.

TREASURER - AGENDA ITEMS 8B

A. WEEKLY INVESTMENT REPORTS approved as follows:

1. January 3-7, 2011
2. January 24-28, 2011

B. ADDITIONAL INVESTMENTS approved for the following weeks:

1. December 13-17, 2010
2. December 20-22, 2010
3. December 27-31, 2010

C. STATEMENT OF BALANCES APPROVED FOR THE FOLLOWING MONTHS:

1. August, 2010
2. September, 2010
3. October, 2010

D. QUARTERLY INVESTMENT REPORT FOR QUARTER ENDING DECEMBER 31, 2010 approved.

E. TICKET LOG FOR MONTH OF JANUARY, 2011 approved.
TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 8C

A. FEBRUARY SUPPLEMENTAL CHANGES TO CONSOLIDATED TAX ROLL approved.

PURCHASING DEPARTMENT - AGENDA ITEMS 8D

A. ADVERTISING APPROVED FOR THE FOLLOWING:

1. RFP/Q Upgrade or replacement of existing data backup system – Information Technology.

2. RFP/Q Energy Efficiency and Conservation Block Grant Program – Phase VIII – energy savings solar photovoltaic systems for Montgomery County Administration Building and Tullis Library – Department of Infrastructure.

3. On-line Auction – Various Departments.

4. New construction, six bedroom residential home – MCCD.

5. RFP/Q Application for clearing house bank depository and participating bank – Treasurer.

B. RENEWALS approved as follows:

1. P.O. #2010446 to Inland Environments LTD for demolition and site clearing – MCCD.

2. P.O. #2010450 to M Space Holdings LLC for modular homes – MCCD.

3. P.O. #2010451 to American Homestar Corporation for modular homes – MCCD.

4. P.O. #20140445 to Consolidated Electrical Distributor for sports lighting system – Various Departments.

5. P.O. #2010375 to Cutting Edge Landscape & Lawn Care for sod – delivered and installed – Various Departments.

6. P.O. #2009463 to Hellard Services for lawn maintenance services – Lone Star Convention and Expo Centers.

7. P.O. #2009334 to Hellard Services for lawn maintenance services – Lone Star Executive Airport.

8. P.O. #2000321 to Spectrum Catering, Concessions & Events for food and beverage concessions – The Lone Star Convention Center.

9. P.O. #2009336 to Property Info Government Service Division dba Landata Technologies, Inc. for records management system – County Clerk.


11. P.O. #2008227 to Corporate Travel Planners, Inc. for travel service (month to month until 03.10.11) – Various Departments.
C. CHANGE ORDERS APPROVED as follows:

1. Change order #4, P.O. #2009440 to Tradewinds Trading Company, Inc. dba TW Medical for price changes for animal tests and vaccines – Animal Shelter/Animal Control.

2. Change order #1, P.O. #2010461 to API Systems Group, Inc. for added fire alarm monitoring services – Various Departments.

3. Change order #12, P.O. #2009386 to Diamondback Service Management for pest control services adding service to Montgomery County Wellness Center – Various Departments.

4. Change order #3, P.O. #2011066 to Fairweather Group LLC for forensic facility price increase of $1069.53 – Infrastructure.

5. Change order #7, P.O. #2008496 to Fairweather Group LLC for a price decrease of $11,421.00 for the design build of the Spring Creek Community/Nature Center and Sheriff Station – Infrastructure.

6. Change order #1, P.O. #2010647 to Diamond Commercial Construction, Inc. for a price increase of $15,819.00 for painting and coating the Lone Star Equestrian Center – LSCC.

D. DISCRETIONARY EXEMPTIONS approved as follows:

1. Annual software maintenance from Custom Logic Design, Inc. – Various Departments.

2. Annual software maintenance from Environmental Systems Research – Various Departments.

3. 1Mage Software, Inc. for 1Mage user license maintenance – Various Departments.

4. Vehicle and equipment repairs (parts and labor) from:

   a. Lansdowne Moody Co. LP
   b. N C Eagle Services, Inc.
   c. Heavyquip
   d. Cleveland Mack Sales, Inc.
   e. Hi-Way Equipment Co.
   f. Mustang Machinery Co., LTD

   – Various Departments.

5. Mack parts only from Cleveland Mack Sales, Inc. – Various Precincts.

6. Caterpillar engine and earth moving products from Mustang Machinery Co. LTD – Various Departments.

7. Gradall excavator parts only from Hi-Way Equipment Co. – Various Departments.

8. Purchase of a portable forensic laser system in the amount of $44,921.00 from Arrowhead Forensics, Inc. to be funded from Lee & E Grant – Sheriff's Office.

E. PRE-PAY APPROVED in the amount of $350.00 for TAS Inspection for the Montgomery County Bar Association Law Library by Texas Code Review – Infrastructure.
RISK MANAGEMENT - AGENDA ITEMS 8E

A. PAYMENT APPROVED to USAA Casualty Insurance Company in the amount of $12,954.77 in reference to Claim #A-10-0058.

B. PAYMENT APPROVED to Daniel E. Lockhart and his attorney Thomas K. Kruppstadt in the amount of $5,144.19 in reference to Claim #A-10-0058.

C. PAYMENT APPROVED to Brenda Zambrowicz and Brittnay Zambrowicz in the amount of $973.04 in reference to Claim #A-11-0016.

D. CHANGES, ADDITIONS AND RELEASES approved on the following bonds:
   1. Brandon Frazier – Constable Pct. 4
   2. Lonnie Harrison – Constable Pct. 5
   3. Thomas Fox – Constable Pct. 5
   4. Linda Young – Constable Pct. 2

COMMISSIONERS, PRECINCT #4 - AGENDA ITEM 8F

A. CHECK ACCEPTED in the amount of $579.24 from the Montgomery County Committee on Aging dba the Friendship Center for fuel used for the month of December, 2010. Check forwarded to Treasurer for further processing.

B. CHECK ACCEPTED in the amount of $1472.75 from Montgomery County ESD7 for the purchase of fuel for the month of December, 2010. Check forwarded to Treasurer for further processing.

C. FINANCIAL STATEMENT ACCEPTED for the fiscal year ending September 30, 2010 for Emergency Service District #9.

COMMISSIONERS – COUNTY ATTORNEY – ROAD AND BRIDGES – AGENDA ITEMS G1-2

A. PRECINCT 2
   1. HEARING DATE APPROVED for consideration of partial replat of lots 32, 33, and 24, Block 1 of Hilltop Ranch Section One to be known as Hilltop Ranch Partial Replat No. 1, set on March 14, 2011.
   2. ORDER APPROVED, authorizing purchase of right of way known as Parcel 61-62 for The Woodlands Parkway Extension Project.
   3. ORDER APPROVED, authorizing purchase of right of way known as Parcel 69 for The Woodlands Parkway Extension Project.

B. PRECINCT 4
   1. ORDER APPROVED, acknowledging receipt of bond with surety and releasing letter of credit for Timberland North Section Five.
   2. ORDER APPROVED, acknowledging receipt of bond with surety and releasing letter of credit for Circle Oaks Section Two.
   3. CHECK ACCEPTED in the amount of $27.00 from Jane Lea Hicks for lease of real property described as Tracts 329, 330, and 331, Krohn Ranchettes, Precinct 4. Check forwarded to Treasurer for further processing.
COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS H1-2

A. PRECINCT 2

1. ROADS ACCEPTED: Lakes of Magnolia, 11620.26 L.F.=2.2 Miles, accepted due to completion of the one year maintenance period. Bond released.

2. PUBLIC HEARING APPROVED on March 14, 2011 to consider changing the name of Lake Creek Drive to Oasis Drive.

3. EXTENSION APPROVED – 12 month extension for the completion of the roads and drainage improvements in The Reserve at Autumnwood Section 1.

B. PRECINCT 3

1. FINAL PLAT APPROVED for Greystar Woodlands Apartments

2. CORRECTION APPROVED to the road log to reflect that Woodson Road from IH-45 to Hannah Lane is not maintained by Montgomery County. Woodson Road is in the city limits of Oak Ridge North. (no paperwork on file)

3. REQUEST APPROVED from Spring Creek Utility District to place a 2” force main within the right of way of Riley Fuzzel Road.

SHERIFF – AGENDA ITEM I1

A. CHECK ACCEPTED in the amount of $64.92 from the Montgomery County Crime Stoppers, Inc., for cell phone donation for Brandy Bice for the month of December, 2010. Check forwarded to Treasurer for further processing.

COUNTY JUDGE – AGENDA ITEM J1

A. CONTINUATION CERTIFICATE ACCEPTED for the treasurer’s bond for ESD #14 for James A. Waters – Treasurer.

ENVIRONMENTAL HEALTH – AGENDA ITEMS K1-2

A. VARIANCE APPROVED to install an aerobic on-site system in the 100-year floodplain for:

   242 Express
   18991 Hwy 242
   Conroe, TX 77306

B. ORDER APPROVED assessing cost of abating nuisance to be filed in real property records to cover cost to the county for demolition for abate nuisance at the following locations:

   1. 24112 Spencer Blvd., Magnolia, TX 77355
   2. 3202 Willie Way, Spring, TX 77380
   3. 21236 Memorial Drive, Porter, TX 77365
   4. 27103 S. Creek Drive, Magnolia, TX 77354
   5. 16549 E. Emerson Cir., Conroe, TX 77306
COUNTY CLERK – AGENDA ITEM L1

A. DEPUTATIONS APPROVED as follows:
   1. Jessica Lamas
   2. Tina Solomon

PARKS DEPARTMENT – AGENDA ITEM M1

A. USE AGREEMENTS APPROVED as follows:
   1. PRECINCT 1
      a. Montgomery Girls Sports Association – West Park
      b. Texas Wild Bunch – Gene Campbell Sports Park
   2. PRECINCT 4
      a. Splendora Area Softball Association – Ipes Road Park

LIBRARY – AGENDA ITEMS N1-2

A. CHECK ACCEPTED in the amount of $5250.00 from The South Montgomery County Friends of the Library to the Montgomery County Memorial Library System for upgrading the Lib-Digit software on self-check machines at the George and Cynthia Woods Mitchell Library. Check forwarded to Treasurer for further processing.

B. CHECK ACCEPTED in the amount of $1570.00 from The South Montgomery County Friends of the Library to the Montgomery County Memorial Library System to cover purchasing a new laptop and filing cabinet for the South Regional Library. Check forwarded to Treasurer for further processing.

INFRASTRUCTURE – AGENDA ITEM O


Motion carried.

END OF CONSENT AGENDA

4. BY-LAWS ADOPTED – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to adopt the MCMHTF Advisory Board by-laws as recommended by the MCMHTF Advisory Board. Motion carried.
5. **DISCRETIONARY EXEMPTION APPROVED – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a discretionary exemption from bidding requirements in acquiring the services of a “life-safety” engineer. Motion carried.

6. **LIFE SAFETY ENGINEER APPROVED – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY**

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve engaging Rolf Jensen and Associates, Inc. to prepare a Statement of Conditions as part of obtaining accreditation from the Joint Commission for the Montgomery County Mental Health Treatment Facility. Motion carried.

7. **GRANT ADJUSTMENT NOTICE ACCEPTED – EMERGENCY MANAGEMENT**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept the 2008 Grant Adjustment Notice from the Texas Division of Emergency Management and authorize Judge Sadler to sign the agreement. Motion Carried.

8. **GRANT SUBMISSION APPROVED – SHERIFF**

Motion by Judge Sadler, seconded by Commissioner Meador, to approve the submission of grant project titled, “Victim Liaison Staff Expansion Project – Montgomery County Sheriff’s Department”. Motion Carried.

9. **TRANSFER OF FUNDS APPROVED – SHERIFF**

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to transfer $40,000 to 56014-7425 for officer travel expense taken from 5121-744. Motion carried.

10. **GRANT APPLICATION APPROVED – DISTRICT ATTORNEY**

Motion by Judge Sadler, seconded by Commissioner Rinehart, to approve grant application for the Law Enforcement Enhancement Project, providing for District Attorney child abuse investigator position. Motion carried.

11. **PRE-TRIAL DIVERSION REVENUE AND EXPENDITURE BUDGET APPROVED – DISTRICT ATTORNEY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the pre-trial diversion and expenditure budgets. Motion carried.

12. **GRANT APPLICATION APPROVED – PRECINCT 2**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve grant application to the Governor’s Office of Criminal Justice through the Houston Galveston Area Council for a radar enhancement project. Motion carried.

AGENDA ITEM 14 – REMOVED
13. PROMOTIONS AND TRANSFERS APPROVED – CONSTABLE PCT. 5

Motion by Judge Sadler, seconded by Commissioner Rinehart to approve the following promotions and transfers:

<table>
<thead>
<tr>
<th>FROM POSITION</th>
<th>TO POSITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>5551-6022-1</td>
<td>5551-7815-1</td>
</tr>
<tr>
<td>5551-6010-2</td>
<td>5551-6022-1</td>
</tr>
<tr>
<td>5551-5910-9</td>
<td>5551-6010-2</td>
</tr>
<tr>
<td>55512-5910-1</td>
<td>5551-5910-9</td>
</tr>
</tbody>
</table>

Motion carried.

14. REQUEST APPROVED – GENERAL AVIATION SERVICES – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve request by General Aviation Services to install and operate a self-service retail aviation gasoline fuel dispensing facility at the Lone Star Executive Airport. Motion carried.

15. VACATION HOURS REINSTATED – LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve reinstating 40.3 vacation hours for Jerilynn Williams. Motion carried.

16. CHANGES APPROVED – ELECTIONS

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve changes to Magnolia early voting location and election day polling locations in voting precincts 2,18,27, and 76 for Montgomery County elections. Motion carried.

17. LEASE AGREEMENT APPROVED – ELECTIONS

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve new Magnolia voting location at ESD 10 Fire Station 181. Motion carried.

18. JOINT ELECTION AGREEMENT APPROVED – ELECTIONS

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve a joint election agreement for the May 14, 2011 election. Motion carried.

19. VACATED POSITIONS EVALUATED – BUDGET COMMITTEE

J.R. Moore addressed the Court to discuss the vacant positions for non-elected county departments. These positions are not to be filled until the next Commissioners’ Court Session. In the meantime they are to be evaluated by Human Resources to establish the validity of each position.

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve action to be taken before the next Court Session. Motion carried.

AGENDA ITEM 19B – VACANT POSITIONS FOR COUNTY ELECTED OFFICIALS – NO ACTION TAKEN

J.R. Moore requested that Judge Sadler send a letter to elected officials to justify retaining the currently vacant positions in their departments. Judge Sadler said he would do so.
PURCHASING

RECOMMENDATIONS AND CONTRACTS DEFERRED – AGENDA ITEMS 20A1, 2, 4, 6, 7, 9, 12, 14, 15

CONTRACTS REJECTED/READVERTISE, AGENDA ITEMS 20A3, AND 20A8 AS FOLLOWS:

a. Cables, cable parts and accessories for data/voice networks – Information Technology – project #2011-0025 (01.06.11).

b. RFP/Q Energy Efficiency and Conservation Block Grant Program - Phase IV – energy savings windows replacement for the Montgomery County Courthouse – Infrastructure – project #2011-0030 (01.27.11).

20a. BID APPROVED – PRISONER TRANSPORT MODULES – SHERIFF

Motion by Judge Sadler, seconded by Commissioner Meador, to approve the bid for new prisoner transport modules. Motion carried.

20b. CONTRACT AWARDED – MEDICAL EQUIPMENT – FORENSICS DEPARTMENT

Motion by Judge Sadler seconded by Commissioner Meador, to award the contract for medical equipment for the forensics department to CSI/Jewett. Motion carried.

21. CHANGE ORDER APPROVED – BRANNON DISTRIBUTING CO., INC. – VARIOUS DEPARTMENTS

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve Change order #7 P.O. #2007134 to Brannon Distributing, Co., Inc for bulk fuel. Motion carried.

22. PROCEDURE FOR UNSOLICITED PROPOSALS APPROVED – COUNTY ATTORNEY

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the procedure for acceptance of unsolicited proposals for projects undertaken pursuant to chapters 366 and 284 of the Texas Transportation Code. Motion carried.

23. ASSIGNMENT OF LEASE APPROVED – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the assignment of lease agreement from Charles A. Ballard to Michael L. Delcamp, at the Lone Star Executive Airport. Motion carried.

24. SUBORDINATION AGREEMENT APPROVED – COUNTY ATTORNEY

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve subordination agreement related to refinancing of a home loan for a participant in the Southeast Texas Housing Finance Corporation down-payment assistance programs, and authorize County Judge to execute same. Motion carried.

25. ASSISTANCE TO HOMELESS INDIVIDUALS APPROVED – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the agreement between Montgomery County and the Salvation Army granting 2010 Emergency Shelter Grant Program funds to provide overnight housing and financial assistance to homeless individuals in Montgomery County. Motion carried.
EXECUTIVE SESSION – AGENDA ITEM 23

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLE 551.071.

COURT RECONVENED WITH ALL MEMBERS EXCEPT COMMISSIONER CHANCE

26. ACTION APPROVED – CLAIMS OF THERESA AND JIMMY MIAOULIS – EXECUTIVE SESSION

Motion by Commissioner Doyal, seconded by Commissioner Meador, to take appropriate action RE: the claims of Theresa Miaoulis and Jimmy Miaoulis against Montgomery County, Texas, et al, in connection with cause nos. 09-12-12216-CV and 0—12-12217-CV. Claim #D-10-0026. Motion carried.

27. ACTION APPROVED – CLAIM OF EDDIE DUNCAN – EXECUTIVE SESSION

Motion by Commissioner Meador, seconded by Commissioner Doyal, to take appropriate action on cause # 11-25,031, styled Eddie Duncan V. J. Dowling #8412. Claim # D-11-0031. Motion carried.

28. SETTLEMENT APPROVED – FIRST INDEMNITY OF AMERICA INSURANCE COMPANY AND TRIPLE L SALES & DEVELOPMENT, INC. – EXECUTIVE SESSION

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve a settlement of cause # 07-09-08946-CV Montgomery County, Texas V. First Indemnity of America Insurance Company and Triple L Sales & Development, Inc. Motion carried.

AGENDA ITEMS 23B, 23C, 23D, 23G, 23H, 23I – NO ACTION TAKEN – EXECUTIVE SESSION

29. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the following Payroll Change Request forms:

Request of Animal Shelter to place Josseline Alfaro, Kennel Help, on payroll as replacement for Joaquina Bonilla, effective 01.22.11.

Request of Animal Shelter to place Matthew Segari, Kennel Help, on payroll as replacement for Stannie Hulse, effective 01.22.11.

Request of Custodial Services to retire Jarl Dean Felder, Custodial Supervisor, effective 01.31.11. (6.155 hours or balance of vacation)

Request of Custodial Services to accept the resignation of Debra Garza, Manager – Custodial Services, effective 01.21.11. (125.89 hours or balance of vacation)

Request of Custodial Services to accept the resignation of James Winborn, Custodian, effective 01.27.11.

Request of Custodial Services to increase the salary of Maria Zarate, Custodian, due to completion of probationary period, effective 01.22.11.

Request of Commissioner Precinct 1 to increase the salary of Jimmy Lucher, Senior Foreman, due to promotion, effective 01.22.11.
Request of Commissioner Precinct 1 to increase the salary of Richard Moren, Senior Foreman, due to promotion, effective 01.22.11.

Request of Commissioner Precinct 4 to retire Sidney Samuel Hollis, Jr., Foreman, effective 02.28.11. (186.13 hours or balance of vacation, 3.08 hours or balance of sick leave, 128.02 hours or balance of compensatory time)

Request of Commissioner Precinct 4 to accept the resignation of Deryl Lynn Merdian, Operator 3, effective 02.04.11. (19.08 hours or balance of vacation, 87.45 hours or balance of compensatory time)

Request of County Auditor to accept the resignation of Helen Carol Stroud, Part Time Clerk, effective 01.21.11.

Request of County Clerk to increase the salary of Telisa Caldwell, Clerk II, due to position change as replacement for Leslie Thompson, effective 01.29.11.

Request of County Clerk to increase the salary of Melissa Annette Crisp, Court Clerk II, due to completion of probationary period, effective 02.05.11.

Request of County Clerk to increase the salary of Sarah Elizabeth Flinn, Clerk II, due to position change as replacement for Wanda Wilson, effective 01.29.11.

Request of County Clerk to transfer Talina Metts Kurtz, Clerk II, as replacement for Sarah Flinn, effective 01.29.11.

Request of County Clerk to increase the salary of Wanda Wilson, Clerk II, due to position change as replacement for Talisa Caldwell, effective 01.29.11.

Request of District Attorney to transfer Kristi Nicole Czajkoski, Chief Prosecutor, due to position change, effective 01.29.11.

Request of District Attorney to increase the salary of Valerie B. Hinson, Court Clerk IV, due to transfer as replacement for Guadalupe Alvarez, effective 01.29.11.

Request of District Attorney to increase the salary of Jacqueline B. Rodriguez, Court Clerk IV, due to transfer as replacement for Terri Wooldridge, effective 01.29.11.

Request of Homeland Security to accept the resignation of Jessica Jackson, Homeland Security Planner, effective 01.28.11. (6.32 hours or balance of vacation)

Request of Homeland Security to increase the salary of Gilberto Martinez III, Homeland Security Planner, due to promotion as replacement for Jessica Jackson, effective 01.31.11.

Request of JP3 to accept the resignation of Kristen Biernesser, Court Clerk II, effective 02.11.11. (24.46 hours or balance of vacation, 9.01 hours or balance of compensatory time)

Request of JP3 to place Tina A. Ramirez, Court Clerk II, on payroll as replacement for Kristen Biernesser, effective 02.14.11.

Request of Juvenile Supervision to discharge Vincent Alan Crawford, Juvenile Supervision Officer – Substitute, effective 01.28.11.

Request of Library to place Laura Brownell, Reference Librarian, on payroll as replacement for Emily Osburn, effective 01.31.11.

Request of Library to retire Barbara H. Franz, Reference Librarian, effective 03.31.11. (50.23 hours or balance of vacation, 3.08 hours or balance of sick leave)
Request of Library to accept the resignation of Nancy Longmire, Library Assistant II, effective 01.20.11.

Request of Purchasing to increase the salary of Jorge M. Ardines, Assistant Purchasing Agent, due to promotion as replacement for Darlou Zenor, effective 02.01.11.

Request of Purchasing to retire Carolyn Hooper, Purchasing Agent, effective 01.31.11. (161.397 hours or balance of vacation, 52.00 hours or balance of sick leave)

Request of Purchasing to increase the salary of Darlou Zenor, Purchasing Agent, due to promotion as replacement for Carolyn Hooper, effective 02.01.11.

Request of Sheriff to discharge Michael Anderson, Clerk IV, effective 01.28.11. (89.72 hours or balance of vacation, 90.91 hours or balance of compensatory time, 48.00 hours or balance of holiday time)

Request of Sheriff to increase the salary of James Barber, Corporal – Patrol District #2, due to step increase, effective 02.05.11.

Request of Sheriff to increase the Salary of Matthew Beasley, Detective – Auto Theft, due to step increase, effective 02.05.11.

Request of Sheriff to place Julie Clawson, Clerk IV-CJR, on payroll as replacement for Lucia Saunders, effective 01.22.11.

Request of Sheriff to place Kevin Corley, Deputy – Patrol District #4, on payroll as replacement for Armando Gonzalez, effective 02.05.11.

Request of Sheriff to increase the salary of Steven Cranston, Deputy – Woodlands Township, due to step increase, effective 01.22.11.

Request of Sheriff to place Michael Austin Gay, Dispatcher, on payroll as replacement for Meegan Ray, effective 01.29.11.

Request of Sheriff to increase the salary of Jake-Paul Gonzales, Sergeant – Patrol District #4, due to promotion as replacement for Judd Russell, effective 01.22.11.

Request of Sheriff to increase the salary of Jason Hammons, Deputy – Patrol District #2, due to promotion as replacement for Salvador Maldonado, effective 02.05.11.

Request of Sheriff to transfer Ward Hammons, Sg – Woodlands Township, to new position (CC 01.10.11), effective 01.22.11.

Request of Sheriff to increase the salary of Jeffrey Herman, Deputy – Patrol District #4, due to step increase, effective 02.05.11.

Request of Sheriff to increase the salary of David Hernandez, Jr., Corporal – Patrol District #4, due to step increase, effective 02.05.11.

Request of Sheriff to increase the salary of Christopher Holcomb, Deputy – Patrol District #1, due to step increase, effective 01.22.11.

Request of Sheriff to increase the salary of James Hook, Corporal – Training, due to promotion as replacement for Bert Ward III, effective 01.22.11.

Request of Sheriff to increase the salary of Christopher Irvine, Deputy – Patrol District #4, due to promotion as replacement for Charles Kerr, effective 02.05.11.
Request of Sheriff to increase the salary of Denver Johnson, Deputy – Woodlands Township, due to step increase, effective 02.05.11.

Request of Sheriff to accept the resignation of Talisha Jordan, Officer – Civilian Detention, effective 02.02.11. (74.55 hours or balance of vacation, 6.1701 hours or balance of compensatory time, 4.00 hours or balance of holiday time)

Request of Sheriff to accept the resignation of Charles Kerr, Deputy – Patrol District #4, effective 01.21.11. (11.76 hours or balance of vacation, 2.75 hours or balance of compensatory time)

Request of Sheriff to increase the salary of Richard Lafont, Corporal – Woodlands Township, due to promotion as replacement for Jake-Paul Gonzales, effective 01.22.11.

Request of Sheriff to accept the resignation of Salvador Maldonado, Deputy – Patrol District #2, effective 01.16.11. (33.80 hours or balance of vacation, 53.50 hours or balance of compensatory time, 48.00 hours or balance of holiday time)

Request of Sheriff to change the location of Jimmy Malmay, Sergeant – Patrol District #1, as replacement for Johnny Moya, effective 02.05.11.

Request of Sheriff to place Christopher McKee, Officer – Civilian Detention, on payroll as replacement for Moamen Abdelbaky, effective 01.29.11.

Request of Sheriff to increase the salary of Cody McKee, Deputy – Patrol District #2, due to promotion as replacement for James Kimpton, effective 02.05.11.

Request of Sheriff to increase the salary of Teresa McKee, Officer – Civilian Detention, due to promotion as replacement for Kellie Christiansen, effective 01.22.11.

Request of Sheriff to place Blake Moulton, Officer – Civilian Detention, on payroll due to return from extended military leave, effective 01.22.11.

Request of Sheriff to increase the salary of Stephen Mullis, Detective, due to step increase, effective 02.05.11.

Request of Sheriff to transfer Tiffany Neal, Officer – Civilian Detention, as replacement for Marty Blocker, effective 01.22.11.

Request of Sheriff to transfer Alton Neeley, Detective – ATTF, due to position change, effective 01.29.11.

Request of Sheriff to increase the salary of Alton Neeley, Detective – ATTF, due to step increase, effective 02.05.11.

Request of Sheriff to place Jason Pax, Mechanic III, on payroll as replacement for Michael Chevalier, effective 01.29.11.

Request of Sheriff to place Mario Perez, Jr., Officer – Civilian Detention, on payroll as replacement for Jason Hammons, effective 02.12.11.

Request of Sheriff to accept the resignation of Phillip Rickard, Officer – Civilian Detention, effective 01.18.11. (136.84 hours or balance of vacation, 265.15 hours or balance of compensatory time, 33.75 hours or balance of holiday time)

Request of Sheriff to accept the resignation of Juan Rodriguez, Officer – Civilian Detention, effective 02.04.11. (130.26 hours or balance of vacation, 247.01 hours or balance of compensatory time, 48.00 hours or balance of holiday time)
Request of Sheriff to change the location of Judd Russell, Sgt. – Patrol District #2, as replacement for Ward Hammons, effective 01.22.11.

Request of Sheriff to increase the salary of John Schmitt, Detective, due to step increase, effective 02.19.11.

Request of Sheriff to change the anniversary date of Laura Trott, Dispatcher, to 12.13.03, effective 01.29.11.

Request of Sheriff to increase the salary of Phillip Viands, Corporal – Patrol District #2, due to step increase, effective 02.05.11.

Request of Sheriff to increase the salary of Felicia Webb, Sgt. – Patrol District #4, due to step increase, effective 02.05.11.

Request of Tax Office to place Rita M. Hejl, Deputy Specialist I, on payroll as replacement for Ashley Hovenden, effective 02.07.11.

Request of Tax Office to accept the resignation of Jane Ashley Hovenden, Deputy Specialist I, effective 02.04.11. (77.00 hours or balance of vacation, 2.00 hours or balance of compensatory time)

Request of Tax Office to transfer Teresa King, Manager – VTD, due to position change (CC 01.10.11), effective 01.29.11.

Request of District Attorney to accept the resignation of Guadalupe Alvarez, Legal Assistant I, effective 02.04.11. (20.69 hours or balance of vacation)

Request of Sheriff to correct the salary schedule DOPO for Robert S. Albritton, Corporal – Training, to 06.15.96, effective 10.02.10.

Request of Sheriff to correct the salary schedule DOPO for Kenneth Bivens, Detective, to 09.24.94, effective 10.02.10.

Request of Sheriff to correct the salary schedule DOPO for Terance A. Greenwood, Detective, to 09.24.94, effective 10.02.10.

Request of Sheriff to correct the salary schedule DOPO for Lockey J. Murray, Deputy – Detention, to 11.01.94, effective 11.13.10.

Request of Sheriff to correct the salary schedule DOPO for Javier Salinas, Deputy – Bailiff, to 10.28.94, effective 10.30.10.

Request of Sheriff to correct the salary schedule DOPO for Lisa Shanahan, Deputy – Bailiff, to 10.31.94, effective 11.13.10.

Request of Sheriff to correct the salary schedule DOPO for Mark W. Wright, Crime Scene Investigator, to 10.04.94, effective 10.16.10.

Request of Commissioner Precinct 4 to place Tomas Gaytan, Operator II, on payroll, effective 02.07.11.

Request of Constable Pct. 5 to increase the salary of Glen Arnold, Captain – Constable, due to promotion as replacement for Chris Jones, effective 02.01.11.

Request of Constable Pct. 5 to increase the salary of Robert Jeffery Buchanan, Lieutenant – Constable, due to promotion as replacement for Glen Arnold, effective 02.01.11.

Request of Constable Pct. 5 to transfer Ashton Hedrick, Deputy – Constable as replacement for Dale Park, effective 02.01.11.
Request of Constable Pct. 5 to increase the salary of Dale Park, Sergeant – Constable, due to promotion as replacement for Jeff Buchanan, effective 02.01.11.

Motion carried.

30. COURT ADJOURNED

Motion by Commissioner Meador, seconded by Commissioner Doyal, 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: ____________________________  ____________________________
    COUNTY CLERK            COUNTY JUDGE