THE STATE OF TEXAS  
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 8th day of October, 2012 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 N. Thompson, Conroe, Texas, with the following members of the Court present:

County Judge, Alan “Barb” Sadler - ABSENT
Commissioner, Precinct #1 - Mike Meador
Commissioner, Precinct #2 - Craig Doyal
Commissioner, Precinct #3 - Ed Chance
Commissioner, Precinct #4 - Ed Rinehart
Also - Rebecca Biasotti, County Clerk’s Office

INVOCATION GIVEN BY Tommy Gage, Sheriff

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA RECITED BY EVERYONE PRESENT

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

1. COMMISSIONERS COURT AGENDA APPROVED

Motion by Commissioner Chance, seconded by Commissioner Doyal, to approve Commissioners Court agenda for discussion and necessary action. Motion carried.

2. PROCLAMATIONS APPROVED - NATIONAL BULLYING PREVENTION - LIGHTS ON AFTER SCHOOL

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following proclamations:

A. Proclamation presented by the Extension Office to declare the month of October, 2012, as Bullying Prevention Month in Montgomery County, Texas.

B. Proclamation presented by Conroe Mayor Webb Melder declaring October 18, 2012, as Lights on After School Day in Montgomery County, Texas.

Motion carried.

3. PROCLAMATION APPROVED - FRIENDS OF THE LIBRARY WEEK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a proclamation declaring October 21-27, 2012, as Friends of Libraries Week in Montgomery County, Texas. Motion carried.

4. REQUEST APPROVED - 2 HOUR LUNCH FOR CHRISTMAS LUNCHEON - EMPLOYEE COMMITTEE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a 2 hour lunch (11:30 am -1:30 pm) for employees on Tuesday, December 11, 2012, so they may attend the County Christmas Luncheon at the Lone Star Convention Center. Motion carried.
THE EMPLOYEE COMMITTEE PRESENTED AWARDS FOR BOSS OF THE YEAR AND
EMPLOYEE OF THE MONTH FOR JULY, AUGUST, AND SEPTEMBER.

BOSS OF THE YEAR: PATRICE MCDONALD, JUDGE OF COUNTY COURT AT LAW
#3

EMPLOYEE OF THE MONTH OF JULY: JAMES LUMAN, CUSTODIAL

EMPLOYEE OF THE MONTH OF AUGUST: PHIL JONES, PERMIT OFFICE

EMPLOYEE OF THE MONTH OF SEPTEMBER: MICHELLE GREEN-WALLACE, MCSO

5. MINUTES APPROVED - COMMISSIONERS COURT - COUNTY CLERK

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve Commissioners Court Minutes for September 24, 2012, as presented by the County Clerk. Motion carried.

6. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-O

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

COUNTY AUDITOR - AGENDA ITEMS 9A

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

B. BUDGET AMENDMENTS for FY 2013 approved, as follows:

1. VARIOUS: To allocate restricted.

2. COMMISSIONER PCT. 4: To adjust line items.

3. CONCRETE SERVICES: To recognize and allocate Foster Care Grant-Concrete Services from DFPS.

4. CONSTABLE 3/MUD 94 UNIT: To recognize and allocate contract for MUD #94.

5. CONSTABLE PCT. 4: To fund additional fuel for 2 new vehicles as approved by CC (M10/09.24.12).

6. CONTINGENCY: To adjust for rounding.


8. DA NO REFUSAL GRANT: To recognize and allocate Search Warrants Stop Drunk Drivers Grant FY13 (M13/08.13.12).

9. JUVENILE PROBATION FAMILY REUNIFICATION: To set up JABG Family Reunification Grant (M15/09.10.12).

10. MANAGED ASSIGNED COUNSEL PROGRAM: To recognize match for the Mental Health Managed Assigned Counsel Grant YR3 (M20/08.13.12).

11. MANAGED ASSIGNED COUNSEL: To set up Managed Assigned Counsel Grant from TFID (M20/08.13.12).

12. PURCHASING AGENT: To adjust line items.
13. SHERIFF-STEP SPEED FY 13: To recognize and allocate Speed Step Grant FY 13 (M11/08.13.12).

14. SHERIFF: To adjust line items and allocate funds.

C. BUDGET AMENDMENTS for FY 2012 approved, as follows:

1. VARIOUS: To adjust restricted lines.

2. ARRA/TXDOT 3050-02-016: To recognize reimbursement for inv. #16 ARRA/TXDOT Grant 3050-02-016 (M23b/07.14.03).

3. ARRA/TXDOT 3050-02-016: To recognize reimbursement for inv. #17 ARRA/TXDOT Grant 3050-02-016 (M23b/07.14.03).

4. BUILDING MAINTENANCE: To adjust line items.

5. CD 2011 AIRPORT IMPROVEMENTS: Fund change order #1 approved by CC (08.13.12).

6. C/P CO 2012: To properly record costs of courthouse roof for PO 2012509.

7. COMMISSIONER PCT. 1: To recognize and allocate Lake Park fees.

8. COMMISSIONER PCT. 2: To recognize and allocate draw on maintenance bond - Old Kentucky Farms.

9. COMMISSIONER PCT. 2: To adjust line items.

10. COMMISSIONER PCT. 3: To recognize and allocate donation.

11. COMMISSIONER PCT. 4: To adjust line items and allocate reimbursements.

12. CONSTABLE PCT. 2: To adjust line items.

13. CONSTABLE PCT. 4: To recognize and allocate reimbursements.

14. CONTINGENCY: To fund security expense and consultant cell.

15. CONTINGENCY: To fund security expense.

16. COUNTY ATTORNEY TITLE IV-E GRANT: To transfer funds for title IV-E grant for County Attorney for quarter ending 06.30.12.

17. COUNTY AUDITOR: To adjust line items.

18. COUNTY TREASURER: To transfer TexPool deposit for laptop.

19. CUSTODIAL SERVICES: To transfer funds to Commissioner Pct. 1.

20. 284TH DISTRICT COURT: To adjust line items.

21. DISTRICT ATTORNEY: To adjust line items.

22. DISTRICT CLERK: To recognize and allocate district Court Technology revenue.

23. DRUG COURT: To adjust line items.
24. DWI COURT: To adjust line items.
25. ELECTIONS ADMINISTRATOR: To recognize and allocate reimbursements.
26. ELECTIONS ADMINISTRATOR: To recognize and allocate reimbursements.
27. ELECTIONS ADMINISTRATOR: To recognize and allocate reimbursement for FY12 expenditures.
28. EXTENSION AGENTS: To adjust line items.
29. FOSTER CARE TITLE IV-E/12: To recognize and allocate revenue.
30. JOE CORLEY DETENTION FACILITY: To properly record costs of Joe Corley Detention Facility appraisal as authorized by CC(M21/09.10.12) PO #2012551.
31. JUVENILE PROBATION/STATE AID-A/12: To adjust line items.
32. JUVENILE POWER RECOVERY COURT YR 5/13: To correct initial budget set up (based on lowered award from grantor M16/09.10.12).
33. JUVENILE POWER RECOVERY COURT YR6/13: To correct line items.
34. JUVENILE PROBATION/STATE AID-A/13: To adjust line items for cell phone allowance.
35. JUVENILE PROBATION: To adjust line items.
36. MCCD CDBG/$1,690,428 - YEAR 14: To adjust line items for auditor salary and benefits.
37. MCCD CDBG/$1,690,428 - YEAR 14: To adjust line items for auditor salary and benefits.
38. MCCD CDBG-R RECOVERY GRANT: To adjust line items to correct negatives.
39. MEMORIAL LIBRARY: To recognize and allocate donation.
40. NON-DEPARTMENTAL: To transfer funds for settlement.
41. PRE-TRIAL DIVERSION: To adjust line items.
42. RISK MANAGEMENT: To adjust line items.
43. SHERIFF: To recognize and allocate reimbursements.
44. SHERIFF: To adjust line items.
45. SHERIFF: To adjust line items.
46. SHERIFF: To fund Spring Creek Greenway Patrol for PR 09.07.12.
47. SHERIFF: To fund Spring Creek Greenway Patrol for PR 08.24.12.
48. SHERIFF: To adjust line items.
E. OFFICIALS FEE REPORTS APPROVED for the following months:

1. Amended for February, 2012
2. Amended for March, 2012
3. Amended for April, 2012
4. Amended for May, 2012
5. Amended for June, 2012
7. August, 2012

TREASURER - AGENDA ITEM - 9B

F. BANK RESOLUTION APPROVED

G. PLEDGES AND/OR RELEASES OF BANK COLLATERAL APPROVED.

H. MONTHLY INVESTMENT REPORT APPROVED for the month ending September 30, 2012.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM - 9C

I. NAME CHANGE APPROVED for property being given a tax abatement; property account 00.9714.02.00105; Dirk D. Laukien owner-lesser and RPC, INC. tenant-lessee.

J. SURETY BOND CONTINUATION CERTIFICATE accepted for the following:

1. Bond #65BSBBY2093 FOR Gullo Cars of Conroe, I, dba Gullo Ford Mercury of Conroe & Anthony Gullo in the amount of $100,000.00.

2. Bond #65BSBF2563 for DeMontrond Auto Country, Inc. in the amount of $100,000.00.

K. SURETY BOND RENEWAL accepted for RSB2005529 for Willis Business, Inc., dba Willis Supermarket in the amount of $10,000.00.

PURCHASING DEPARTMENT - AGENDA ITEM 9D

L. ADVERTISING APPROVED for the following bids/proposals:

1. Additional tree and tree limb removal from rights-of-way, county roads, and county buildings - Various Precincts/Departments.

2. Vending machine service - Various Departments.

3. Plumbing items and miscellaneous supplies - Various Departments.

M. RENEWALS APPROVED for the following contracts:

1. BOUND TO STAY BOUND BOOKS (PO #2011041) for service for supplying library books, expires 11.21.12 - Library.

2. BRODART, CO. (PO #2011042) for service for supplying library books, expires 11.21.12 - Library.

3. BAKER & TAYLOR, INC. (PO #2011043) for services supplying library books, expires 11.21.12 - Library.
4. GHA TECHNOLOGIES, INC. (PO #2010202) for desktop scanners, expires 12.03.12 - note: changes per documents on file effective immediately - Various Departments.

5. CHERRY DEMOLITION (PO #2011095) for demolition and site clearing (Davis Bacon), expires 11.07.12 - Various Departments.

6. INLAND ENVIRONMENTS, LTD. (PO #2011096) for demolition and site clearing (Davis Bacon), expires 11.07.12 - Various Departments.

7. THIRD COAST SERVICES, LLC. (PO #2012022) for traffic signal foundation services, expires 10.05.12 - Various Precincts.

8. GEOSOLUTIONS, LLC. (PO #2009058) for professional land surveying services for the Spring Creek Greenway project, expires 10.19.12 - Precinct 3.

N. DISCRETIONARY EXEMPTIONS APPROVED as follows:

1. Michael Baker, Jr., Inc. for wetland delineation and HGM assessment - Klein Tract Spring Creek Greenway Sites - in the amount of $22,800.00.

O. CHANGE ORDERS APPROVED for the following:

1. Change Order #1, PO #2012275 to Sylvania Lighting Services, Corp. for Montgomery County Energy Efficiency & Conservation Block Grant Program - Phase X - Energy Savings & Retrofits (Project #2012-0039) with an increase of $2,896.97 - Infrastructure.

P. ADA INSPECTION APPROVED from Texas Code Review for the Montgomery County Precinct #2 office building - Infrastructure.

Q. CHECKS AND LIST ACCEPTED of items sold in the amounts of $16,280.00 and $114,145.53 from Rene Bates Auctioneers, Inc. for items sold through the online auction held on September 5, 2012. (checks forwarded to the Auditor for further processing)

R. INTERLOCAL AGREEMENT APPROVED between City of Frisco and Montgomery County to allow the City of Frisco to purchase certain items and services through Montgomery County's purchasing program.

S. LIST APPROVED of miscellaneous items for the next online auction.

T. REQUEST APPROVED to declare Constable #3 uniforms as salvage.

RISK MANAGEMENT - AGENDA ITEM

U. PAYMENT ACKNOWLEDGED to Cornerstone Collision Center in the amount of $355.33 in reference to claim #B-12-0103.

V. CHANGES ADDITIONS AND RELEASES APPROVED for the following bonds:

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<td></td>
<td>Rider/Name</td>
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COMMISSIONERS - AGENDA ITEM 9F

PRECINCT 2

W. CHECK ACCEPTED in the amount of $274.23 from The Friendship Center for reimbursement of fuel usage for July 2012.  (check forwarded to Auditor for further processing)

PRECINCT 3

X. DONATION ACCEPTED in the amount of $428.50 from Girl Scout Troop #11788 for purchase of chairs to be used at the Robinson Road Community Center.  (no check received by the clerk)

PRECINCT 4

Y. CHECK ACCEPTED in the amount of $3311.94 from Montgomery County ESD 7 for the purchase of fuel for the month of August, 2012.  (check forwarded to Auditor for further processing)

COMMISSIONERS – COUNTY ATTORNEY – ROAD AND BRIDGES – AGENDA ITEMS 9G

PRECINCT 1

Z. ORDER APPROVED acknowledging receipt of amendment for Letter of Credit #759 for Ranch Crest Subdivision.

AA. ORDER APPROVED acknowledging receipt of amendment to Letter of Credit #759 for street dedication of Atascocita Trail, Wichita Trail, and Lavaca Trail.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEM 9H

PRECINCT 1

BB. APPLICATION APPROVED for permit for H. Brown Inc. to move super heavy or oversized equipment or load over Walden Road for a distance of 4.3 miles.

PRECINCT 2

CC. FINAL PLAT APPROVED for Woodforest, Section 21, 15.30 acres, 44 lots, Thomas Curry Survey, A-136.

DD. ACCEPTANCE OF ROADS APPROVED in Stone Ranch, Section 3 into the county road system.  Letter of Credit released.

EE. INSTALLATION APPROVED for MSEC Enterprises, Inc. to place a 12" & 18" PVC water w/ 20" & 30" stl. encasement line within the right of way of Trace Way Drive, Forest Wind Circle, and Fish Creek Court in Montgomery County, Texas.

PRECINCT 4

FF. FINAL PLAT APPROVED FOR Timberland West, Section 2, 46.984 acres, 68 lots, Augustus V. Sharp Survey, A-481.
GG. ACCEPTANCE OF ROADS APPROVED into the county system and bonds released for the following:

1. Montgomery Creek Ranch, Section 8
2. Montgomery Creek Ranch, Section 10

HH. ROADS ACCEPTED in to the Montgomery County one year maintenance period in Montgomery Creek Ranch, Section 9, effective 09.24.12.

II. DATE APPROVED for 10.22.12 for a public hearing regarding raising the speed limit on McCleskey Road to 40 mph.

COUNTY JUDGE – AGENDA ITEM 9I

JJ. USE AGREEMENTS APPROVED for the following:

1. Dispute Resolution Center for Montgomery County - 301 N. Thompson-Common areas 1st floor.
2. Montgomery County District Clerk - Courthouse steps-Annual Drive and Drop.
4. Performance Contract Inc. -Charles Traylor Park - 2 large softball fields-Team building day

SHERIFF DEPARTMENT – AGENDA ITEM 9J

KK. EXPENSE APPROVED for $175.00 to be spent for each retiree through September 2013. This was approved in CC (12.18.2000). The Purchasing Department requires approval on an annual basis.

ENVIRONMENTAL HEALTH – AGENDA ITEM 9K

LL. REQUEST APPROVED for the Order to Vacate Order Assessing Cost of Abating Nuisance to be filed in real property records to recover cost to the county for demolition of a public nuisance... Whereas the Order Assessing Cost of Abating Nuisance and the Notice of Assessment and Lien contained errors/ the name of the apparent owner, address, and property description were incorrect and there should not be a lien placed upon the property.

COUNTY ATTORNEY - AGENDA ITEM - 9L

MM. MUTUAL AID LAW ENFORCEMENT AGREEMENT APPROVED with the City of Stagecoach and authorizing the Montgomery County Sheriff to sign said agreement.

NN. RESOLUTION APPROVED declaring public necessity to cooperate with San Jacinto River Authority in acquiring by donation, purchase, or exercise of the power of eminent domain property interests to enable construction, installation, operation, maintenance and use of communication facilities installed along with surface water facilities, as previously approved by Commissioners’ Court on 06.04.12.
OO. RESOLUTION APPROVED certifying the county's FY 2013 budgeted funding for The Friendship Center for home-delivered meals, for purposes of the Center's application for grant funding from the Texas Department of Agriculture.

INFRASTRUCTURE – AGENDA ITEM 9M

PP. CHECK ACCEPTED in the amount of $323.44 from the City of Montgomery for the reimbursement of the Old Montgomery Community Center utilities. (check forwarded to Auditor for further processing)

CONSTABLE PRECINCT 3 – AGENDA ITEM 9N

QQ. CHECK ACCEPTED in the amount of $500.00 from The Montgomery County Fair Association. (check forwarded to Auditor for further processing)

COUNTY CLERK - AGENDA ITEM 9O

RR. DEPUTATION APPROVED for Jennifer Pevateaux.

END OF CONSENT AGENDA

7. WORDING AND PLACEMENT APPROVED - HISTORICAL MARKERS - COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a request from the Montgomery County Historical Commission to approve the wording and placement of 2 new historical markers on the courthouse square in Conroe. Motion carried.

8. APPOINTMENTS APPROVED - HISTORICAL COMMISSION - COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve the appointments of the following two new board members of the Montgomery County Historical Commission:

A. Barbara Hamilton
B. Heather Kramer

Motion carried.

AGENDA ITEM 10C - COUNTY ATTORNEY DAVID WALKER ADDRESSED COURT ABOUT HIGHWAY ACCESS MANAGEMENT AND THE POSSIBLE NEED TO REVISE PROCEDURES FOR ACCESS TO STATE MAINTAINED HIGHWAYS IN THE UNINCORPORATED AREAS OF MONTGOMERY COUNTY, TEXAS.

9. REQUEST APPROVED - CONTRACT FOR SERVICES TO ASSIST IN REDUCTION OF TRUANCY - JP 4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the request to contract for the services of a program to assist in reduction of truancy offering real-time communication between the court, the schools, and the students, to be funded from the Justice of the Peace Technology Fund. Motion carried.
10. **2012 SUB-RECIPIENT AGREEMENT APPROVED - TX DPS - EMERGENCY MANAGEMENT**

   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the 2012 Sub-Recipient Agreement from the Texas Department of Public Safety for the 2012 UASI Grant and authorize Judge Sadler to execute the agreement and terms and conditions. Motion carried.

11. **PURCHASE APPROVED - COFFEE AND SUPPLIES - MCSO ACADEMY - SHERIFF**

   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the purchase of coffee and supplies from the 2013 Academy supply budget for the students attending the academy training classes. Motion carried.

12. **DONATION ACCEPTED - ARAMCO - SHERIFF**

   Motion by Commissioner Doyal, seconded by Commissioner Meador, to accept a donation of $12,500.00 from Aramco Associated Company to the Montgomery County Sheriff's Office SWAT Division. Motion carried. (check forwarded to Auditor for further processing)

13. **DONATION ACCEPTED - PATROL DIVISION - SHERIFF**

   Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept a donation of $200.00 from Mr. Rolland Oberg for the Patrol Division. Motion carried. (check forwarded to Auditor for further processing)

14. **INCREASE IN SALARY APPROVED - DISPATCH SHIFT SUPERVISORS - SHERIFF**

   Motion by Commissioner Doyal, seconded by Commissioner Rinehart, to approve an increase in the salary of two dispatch shift supervisors. The positions are fully funded by 911 and will not increase the current salary structure. Motion carried.

15. **TRANSFER OF FUNDS APPROVED - SHERIFF**

   Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the transfer of $16,520.14 in unused salary funds associated with the first payroll cycle. Funds are requested to be transferred to line 5121.9999.99. Motion carried.

16. **TRANSFER OF FUNDS APPROVED - SHERIFF**

   Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve the transfer of $69,916.94 in salary funds within the Sheriff's funding account 5121.9999.99. Motion carried.

17. **RESTRUCTURING APPROVED - CONSTABLE PCT. 3**

   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following restructure of Constable Pct. 3:

   A. Close position #5531.5910.3
   B. Close position #5531.3930.700
   C. Open position #5531.5975.1

   Motion carried.
18. TRANSFER OF FUNDS APPROVED - CONSTABLE PCT. 3

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the following transfers of budgeted funds:

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Motion carried.

19. TRANSFER OF FUNDS APPROVED - CONSTABLE PCT. 4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the transfer of $531.25 from 5541.7102 Class 6010, Position 3 to Class 6022, Position 1. Motion carried.

20. POWER POINT PRESENTATION APPROVED - WILD HOG ABATEMENT - CONSTABLE PCT. 5

Motion by Commissioner Doyal, seconded by Commissioner Rinehart, to approve a power point presentation for public educational purposes for wild hog abatement program. Motion carried.

21. APPOINTMENT APPROVED - AMY RESSLER - EXTENSION AGENT - EXTENSION OFFICE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the appointment of Amy Ressler as the Montgomery County Extension Agent - family and Consumer Sciences, effective 11.19.12. Motion carried.

22. ENVIRONMENTAL ASSESSMENT ACCEPTED - CDBG

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept the environmental assessment and a finding of no significant impact for the Montgomery County Food Bank Warehouse, and authorize Judge Sadler to sign related paperwork. Motion carried.

23. BUDGET ADJUSTMENTS APPROVED - PAINTING WALLS - JUVENILE

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve the following budget adjustments to the 5711 budget to pay for painting the detention center's interior walls:

A. $16,000.00 from 7102 to 7598
B. $1224.00 from 7201 to 7598
C. $131.00 from 7206 to 7598

Motion carried.

24. TRANSFER OF FUNDS APPROVED - LIBRARY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following transfers:

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<td>$ 696.80</td>
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Motion carried.
25. **REINSTATEMENT OF SALARY FUNDS APPROVED - LIBRARY**

Motion by Commissioner Meador, seconded by Commissioner Chance, to approve reinstating $655.20 of allocated but unspent salary funds to adjust the hourly rate in position 6511.7203.700. Motion carried.

26. **REPORT OF VISUAL INSPECTION OF CAPITAL ASSETS ACCEPTED - AUDITOR**

Motion by Commissioner Doyal, seconded by Commissioner Rinehart, to accept the visual inspection of capital assets report for the year ended 09.30.12. Motion carried.

27. **ORDER APPROVED - APPOINTING COUNTY AUDITOR - AUDITOR**

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to appoint Phyllis L. Martin to the position of County Auditor, effective 01.01.2013. Motion carried.

28. **SUPPLEMENTAL 2013 SALARY SCHEDULE ADOPTED - AUDITOR**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to adopt the supplemental schedule to the FY 2013 salary schedules to be effective 10.01.12. Motion carried.

**AGENDA ITEMS 22A1-11 – PURCHASING DEPARTMENT - ALL ITEMS DEFERRED**

29. **APPOINTMENTS APPROVED - JUSTICE OF THE PEACE DUTIES - COUNTY ATTORNEY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the appointment of the following to perform official duties for the office of Justice of the Peace, Precinct One, Montgomery County, Texas:

A. Trey Spikes
B. Randy Ellisor
C. Matt Masden
E. James Mature

Funding will be from contingency. Motion carried.

30. **REQUEST APPROVED - RELEASING PROCEEDS OF LETTER OF CREDIT - COUNTY ATTORNEY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a request from the County Engineer's Office to release to First Summerset, L.P. the remaining proceeds from the $134,800.00 Letter of Credit in hand securing the proper completion of the roads and drainage improvements in Stone Ranch, Section 3. the roads have been completed and will be accepted into the county maintenance system. Motion carried.

31. **CONTRACT AND AGREEMENT APPROVED - BUREAU OF VITAL STATISTICS - COUNTY ATTORNEY - CONTRACT REVIEW COMMITTEE**

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the contract and agreement with Texas Department of State Health Services, Bureau of Vital Statistics for use of online computer databases of birth certificates and other vital records, and authorize the County Judge to execute same. Motion carried.
32. INTERLOCAL AGREEMENT APPROVED - WOODLANDS JOINT POWERS AGENCY - COUNTY ATTORNEY - CONTRACT REVIEW COMMITTEE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the interlocal agreement between Montgomery County, Texas and The Woodlands Joint Powers Agency which provides that Montgomery County will reimburse The Woodlands Joint Powers Agency a portion of the cost incurred in protesting the recently proposed FEMA floodplain map. The amount of the reimbursement attributable to Montgomery County is $34,906.00 to be funded from Commissioner Pct. 3. Judge Sadler is authorized to sign the agreement on behalf of the County. Motion carried.

33. 2013 RAMP AGREEMENT APPROVED - COUNTY ATTORNEY - CONTRACT REVIEW COMMITTEE

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the FY 2013 RAMP Agreement between Montgomery County and the Texas Department of Transportation for routine maintenance at the Lone Star Executive Airport, and authorize County Judge to execute same. Motion carried.

34. MEMORANDUM OF UNDERSTANDING APPROVED - COURT ID PILOT PROJECT - COUNTY ATTORNEY - CONTRACT REVIEW COMMITTEE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a memorandum of understanding between the Texas Department of Public Safety and Montgomery County for participation in the Court ID Pilot Project and to transfer ownership of Livescan equipment from the TXDPS to the County and authorize the County Judge to execute the contract. Motion carried.

AGENDA ITEM 25A-C - PUBLIC HEARINGS

PROPER NOTICE HAVING BEEN GIVEN, COMMISSIONER CHANCE DECLARED A PUBLIC HEARING IN REGARD TO ESTABLISHING NEW SPEED LIMITS ON WATSON RANCH ROAD, AND OLD CONROE ROAD IN THE RED OAK RANCH SUBDIVISION, APPROVING THE PARTIAL REPLAT OF WOOD LAKE VILLAGE SECTION ONE, AND HARPER'S PRESERVE SECTION ONE TO BE KNOWN AS HARPER'S PRESERVE SECTION TWO WAS ALSO OPEN FOR DISCUSSION. THERE BEING NO ONE PRESENT WHO WISHED TO ADDRESS THESE MATTERS, COMMISSIONER CHANCE DECLARED THE PUBLIC HEARINGS CLOSED.

35. ACTIONS ON PUBLIC HEARINGS APPROVED

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following actions on items discussed in public hearings:

A. Speed limit to be set at 40 mph on Watson Ranch Road.

B. Speed limit to be set at 35 mph on Old Conroe Road in the Red Oak Ranch Subdivision.

C. Partial replat approved of Wood Lake Village, Section One, and Harper's Preserve, Section One to be known as Harper's Preserve, Section Two.

Motion carried.

EXECUTIVE SESSION – AGENDA ITEM 26A-B

THE COURT RECESSSED 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 PRESENT

AGENDA ITEMS 26A-B - NO ACTION TAKEN ON EXECUTIVE SESSION ITEMS

CITIZENS – AGENDA ITEM 28

JENNIFER REAL VOICED HER CONCERNS ABOUT HIGHWAY ACCESS PERMITS.

BETTY ANDERSON, PRESIDENT, EAGLE FORUM OF MONTGOMERY COUNTY, STATED HER SUPPORT FOR PHYLLIS RAINNEY.

MARIA ESPINOZA - PRESIDENT, EAGLE FORUM OF HOUSTON, SPOKE REGARDING THE CREATION OF JOBS FOR TEXANS, U.S. CITIZENS, AND VETERANS WITH THE TXDOT GRAND PARKWAY PROJECT.

DENISE LORD, VETERANS' AFFAIRS COORDINATOR, TEXAS WORKFORCE COMMISSION, DISCUSSED EMPLOYMENT OPPORTUNITIES FOR RETURNING VETERANS.

WALTER BOYD SPOKE IN SUPPORT OF PHYLLIS RAINNEY, CONGRATULATED J.D. LAMBRIGHT ON HIS ELECTION, AND DISCUSSED WHAT A TEA PARTY DEMOCRAT IS.

36. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve the following Payroll Change Request forms:

Request of Custodial to place Nieta G. Youngblood, Custodian I, on payroll due to return from unpaid FMLA/Disability leave, effective 09.18.12.

Request of Custodial to accept the resignation of Mel Denorris Harrison, Custodian, effective 10.01.12. (no benefits due)

Request of Building Maintenance to increase the salary of Kevin Smith, Maintenance Tech III, due to job re-evaluation and replacement for Isaac Fussell, effective 10.13.12.

Request of Building Maintenance to increase the salary of William Thorpe, Maintenance Tech III, due to job re-evaluation and replacement for Kevin Smith, effective 10.13.12.

Request of Building Maintenance to increase the salary of Tommy Vanderharst, Maintenance Tech III, due to job re-evaluation and replacement for William Thorpe, effective 10.13.12.

Request of CCL 1 to increase the salary of Jessica G. Lamas, Court Clerk II, due to transfer to fill new position, effective 10.05.12.

Request of CCL 3 to accept the resignation of Lorena Y. Martinez, Court Clerk II, effective 09.20.12. (105.52 hours or balance of vacation)

Request of CCL 3 to place Deborah Womack, Coordinator I, on payroll to fill new position, effective 10.01.12.

Request of Civic Center to discharge John Edward Arnold, Facility Worker/Grounds Maintenance, effective 09.27.12. (6.16 hours or balance of vacation)

Request of Commissioner Pct. 1 to accept the resignation of Zachary Bowen, Seasonal Worker, effective 09.24.12. (no benefits due)
Request of Commissioner Pct. 1 to increase the salary of Alan Mark Gehovak, Seasonal Worker, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to accept the resignation of Aaron M. Hodges, Seasonal Worker, effective 09.24.12. (no benefits due)

Request of Commissioner Pct. 1 to increase the salary of Cody L. Hodges, Seasonal Worker, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to increase the salary of Mitchael Q. Hodges, Seasonal Worker, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to increase the salary of Jesse A. Mooneyham, Seasonal Worker, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to increase the salary of Barbara Sheftall, Part Time Clerk, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to increase the salary of Schonda L. Simon, Part Time Clerk, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 1 to increase the salary of Brenda P. Singleton, Part Time Clerk, due to merit increase, effective 10.13.12.

Request of Commissioner Pct. 2 to accept the resignation of Houston Ray Kent Hawthorn, Part-Time Laborer, effective 08.25.12. (no benefits due)

Request of Commissioner Pct. 3 to place Deborah Huard-Banfield, Nature Center Assistant, on payroll as replacement for John Norton, effective 09.26.12.

Request of Commissioner Pct. 3 to accept the resignation of Llawana Lee Taylor, Traffic Operations Tech, effective 09.15.12. (no benefits due)

Request of Commissioner Pct. 4 to place Michael Lee Skaggs, Operator II, on payroll as replacement for Vernon Goines, effective 10.01.12.

Request of Constable Pct. 3 to accept the resignation of Joshua Lyle Hansen, Sergeant, effective 09.14.12. (115.405 hours or balance of vacation)

Request of Constable Pct. 4 to place Jesse Bullinger, Deputy, on payroll as replacement for Eric McHugh, effective 09.29.12.

Request of Constable Pct. 4 to increase the salary of Buck Clendennen, Lieutenant, due to promotion as replacement for Mark Seals, effective 09.29.12.

Request of Constable Pct. 4 to increase the salary of James Dowling, Corporal, due to promotion as replacement for Arturo Looza, effective 09.29.12.

Request of Constable Pct. 4 to increase the salary of Arturo Looza, Sergeant, due to promotion as replacement for Buck Clendennen, effective 09.29.12.

Request of Constable Pct. 4 to increase the salary of Eric McHugh, Deputy, due to position change as replacement for James Dowling, effective 09.29.12.

Request of Constable Pct. 4 to increase the salary of Mark Seals, Captain, due to promotion as replacement for Harvey Moody, Jr., effective 09.29.12.

Request of County Attorney to place Adrienne Atkinson, Attorney II, on payroll due to return from unpaid FMLA/Disability leave, effective 09.14.12.
Request of Auditor to discharge Cathy Ferguson, Internal Audit Assistant, effective 09.21.12. (25.91 hours or balance of vacation)

Request of Auditor to place Andrea Thompson, Accounting Assistant, on payroll as replacement for Mary Pickel, effective 10.01.12.

Request of Auditor to accept the resignation of Jodi Waterman, Part-Time Clerk, effective 09.21.12. (no benefits due)

Request of County Clerk to place Sonia Vazquez, Court Clerk II, on payroll due to return from FMLA/Disability leave, effective 10.01.12.

Request of Court Collections to accept the resignation of Silvia Robles, Collection Specialist I, effective 09.20.12. (51.75 hours or balance of vacation, .01 hours or balance of compensatory time)

Request of District Clerk to place Macie Holmes, Part-Time Clerk, on payroll as replacement for Ladawn Grimes, effective 10.01.12.

Request of District Clerk to accept the resignation of James Luton, Court Clerk II, effective 09.21.12. (61.74 hours or balance of vacation)

Request of District Clerk to increase the salary of Stacey Wheeler, Office Supervisor I, due to completion of probationary period, effective 10.13.12.

Request of Elections to place Margaret M. Miller, Temporary Voter Clerk, on payroll, effective 09.29.12.

Request of Elections to place Jean Schreiber, Temporary Voter Clerk, on payroll, effective 10.13.12.

Request of Extension Agents to increase the salary of Michael W. Potter, Extension Agent, due to mandatory 3% merit raise, effective 09.29.12.

Request of JP 2 to accept the resignation of Rachael Wright, Court Clerk II, effective 09.07.12. (14.80 hours or balance of vacation)

Request of Juvenile to discharge Marrian Denise Alford, Juvenile supervision Officer - Substitute, effective 10.02.12. (no benefits due/ not eligible for re-hire)

Request of Juvenile to discharge Kieshi Johnson Booker, Juvenile Supervision Officer - Substitute, effective 10.02.12. (no benefits due/not eligible for re-hire)

Request of Juvenile to accept the resignation of Vanessa Fluker, Shift Supervisor - Juvenile, effective 03.04.12. (Change from not eligible for re-hire to eligible for re-hire. This PCRF replaces the one that was approved in CC 03.12.12)

Request of Juvenile to accept the resignation of Yobani Guevara, Juvenile Supervision Officer - Substitute, effective 09.19.12. (no benefits due/eligible for re-hire)

Request of Juvenile to place Floyd M. Smith II, Juvenile Probation Officer, on payroll as replacement for Justin Christian, effective 10.03.12.

Request of Juvenile to transfer John R. Sutton, Juvenile Probation Officer, as replacement for Quintus Hampton, effective 10.13.12.

Request of South Regional Library to accept the resignation of Sarah B. Fischer, Library Assistant II, effective 09.28.12. (no benefits due)
Request of Meador Branch Library to increase the salary of Marilyn Sue Jennings, Library Assistant II, due to promotion, effective 10.13.12.

Request of Central Library to place Grace Silver, Library Assistant II, on payroll as replacement for Michael Shane Martin, effective 10.01.12.

Non-Departmental to remove C.T. Hight, Visiting Judge from payroll, effective 09.05.12. (employee is deceased)

Non-Departmental to place Douglas Warne, Visiting Judge, on payroll effective 01.01.12.

Request of Sheriff to increase the salary of Robert Albritton, Corporal, effective 09.29.12. (This PCRF is a correction to salary schedule supplement approved 09.24.12)

Request of Sheriff to retire Darrel R. Conn, Lieutenant, effective 09.30.12. (104.66 hours or balance of vacation, 480.00 hours or balance of compensatory time)

Request of Sheriff to place Oren Cotton, Officer-Civilian Detention, on payroll as replacement for Manuel Coria, Jr., effective 09.29.12.

Request of Sheriff to accept the resignation of Joann Cowley, Dispatcher, effective 09.22.12. (24.64 hours or balance of vacation, 1.50 hours or balance of compensatory time, 16.00 hours or balance of holiday time)

Request of Sheriff to increase the salary of Benita Flowers, Dispatch Shift Supervisor, effective 10.13.12. (salary increase paid by 911)

Request of Sheriff to place Ella Lewis, Deputy-Detention, on unpaid FMLA/Disability leave, effective 09.12.12.

Request of Sheriff to increase the salary of David Charles Miller, Corporal-Patrol, effective 09.29.12. (Correction to salary schedule supplement approved 09.24.12)

Request of Sheriff to increase the salary of Johanna Morales, Dispatch Shift Supervisor, effective 10.13.12. (salary increase paid by 911)

Request of Sheriff to place Fernando Pedraza, Officer-Civilian Detention, on payroll as replacement for Mason Shaver, effective 09.29.12.

Request of Sheriff to place Cortney Dean Poe, Officer-Civilian Detention, on unpaid military leave, effective 09.01.12.

Request of Sheriff to correct salary schedule for Ricky Richey, Deputy-Detention, approved 09.24.12. (adding longevity)

Request of Sheriff to accept the resignation of Casey Simonton, Officer-Civilian Detention, effective 10.01.12. (43.12 hours or balance of vacation, 89.65 hours or balance of compensatory time, 32.00 hours or balance of holiday time)

Request of Tax Office to place Kimberly Kay Nava, Deputy Specialist II, on unpaid FMLA/Disability leave, effective 09.17.12.

Request of Tax Office to accept the resignation of Jessica Rodriguez, Deputy Specialist I, effective 10.05.12. (72.12 hours or balance of vacation, .01 hours or balance of compensatory time)

Motion carried.
37. COURT ADJOURNED

Motion by Commissioner Rinehart, 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