THE STATE OF TEXAS  
COUNTY OF MONTGOMERY  

BE IT REMEMBERED that on this the 28th day of January, 2013 the Honorable Commissioners’ Court of Montgomery County, Texas, was duly convened in a Special 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  
Commissioner, Precinct #1 - Mike Meador  
Commissioner, Precinct #2 - Craig Doyal  
Commissioner, Precinct #3 – James Noack  
Commissioner, Precinct #4 - Ed Rinehart  
Also - Francine Nichols, County Clerk’s Office

INVOCATION GIVEN BY COURTROOM SPECTATOR.

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

AGENDA ITEM 7A: TRIBURNT 1ST QUARTER OPERATIONS UPDATE. No documents provided to County Clerk.

AGENDA ITEM 7B: MONTGOMERY COUNTY HISTORICAL COMMISSION: 2012 Annual Report presented by Larry L. Foerster, Chair of Montgomery County Historical Commission.

2. RESOLUTION APPROVED

   Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve a Resolution of Appreciation for Margaret “Terry” Melton who is retiring January 31, 2013. Motion carried.

3. MINUTES APPROVED - COMMISSIONERS COURT - COUNTY CLERK

   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Commissioners Court Minutes for January 14, 2013 and January 18, 2013 as presented by the County Clerk. Motion carried.

4. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-L

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

   COUNTY AUDITOR - AGENDA ITEMS 9A1-4

   A. ACCOUNTS approved, as submitted by the County Auditor.
B. BUDGET AMENDMENTS for 2012 approved, as follows:

1. FOSTER CARE TITLE IV-E/13: To recognize and allocate revenue.

2. JOE CORLEY DETENTION FACILITY: To recognize and allocate revenue.

3. JUVENILE JUS ALT ED PRG-P/12: To recognize and allocate FY12 revenue.

4. JUVENILE JUS ALT ED PRG-P/12: To carryover funds from previous years.

5. JUVENILE JUS ALT ED PRG-P/12: To adjust line items.

6. MEMORIAL LIBRARY: To recognize and allocate donation.

7. MEMORIAL LIBRARY: To recognize and allocate donation.

C. BUDGET AMENDMENTS for 2013 approved, as follows:

1. VARIOUS: To carryover funds for FY12 encumbrances.

2. COMMISSIONER PCT 1: To adjust line items.

3. CONSTABLE PCT 1: To adjust line items.

4. CONTINGENCY: To adjust line items per Commissioners’ Court (M3/12.03.12).

5. CONTINGENCY: To adjust line items per Commissioners’ Court (M3/12.03.12).

6. DRUG COURT: To recognize and allocate revenue for Oct/Nov. 2012 (MRT Books).

7. DWI COURT: To recognize and allocate revenue for Oct/Dec 2012 (MRT Books).

8. ELECTIONS ADMINISTRATOR: To recognize and allocate reimbursements.

9. INFORMATION TECHNOLOGY: To adjust line items.

10. JUVENILE PROBATION: Transfer to Building Maintenance for conversion of reception area.

11. SHERIFF: To adjust line items.

12. SHERIFF: To recognize and allocate donations.

13. SHERIFF – AUTO THEFT: To adjust line items to fund vehicle maintenance and mobile phones.

D. REPORT OF OFFICIALS’ FEES APPROVED, as audited for October, 2012.

TREASURER - AGENDA ITEM 9B.

E. STATEMENT OF BALANCES APPROVED, for October, 2011 through September, 2012.
F. BANK ACCOUNT RESOLUTIONS APPROVED, Sheriff and County Attorney:
   1. MCSO Alarm Permits
   2. Montgomery County Attorney Discretionary Fund
   3. Montgomery County Attorney Administrative Fund
   4. Montgomery County Attorney Worthless Check Probation
   5. Montgomery County Attorney Worthless Check Processing Fee

G. QUARTERLY INVESTMENT REPORT APPROVED, for October – December, 2012.

H. CERTIFICATES APPROVED, for presentation to Martha Gustavsen for Treasurer and Public Funds Investment Act Continuing Education Requirements for 2012.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

I. JANUARY 2013 SUPPLEMENTAL CHANGES ACCEPTED, from San Jacinto County Appraisal District for property located in Montgomery County for Willis I.S.D. and collected by Tax Assessor’s office.

J. JANUARY 2013 SUPPLEMENTAL CHANGES ACCEPTED, from Montgomery Central Appraisal District for property located in Montgomery County.

PURCHASING DEPARTMENT - AGENDA ITEM 9D1-11

K. ADVERTISING APPROVED for the following bids/proposals:
   1. RFP/Q Internet Service Provider – Various Departments.
   2. RFP/Q Underground Conduit Installation – Various Departments.
   3. RFP/Q External Auditor Services – Various Departments.

L. ACTION APPROVED on recommendations and/or contracts for the following bid awards:
   1. GRAVES HUMPHRIES STAHL, LTD for collection of fines (Project #2012-0080) – Justice of the Peace.

M. RENEWALS APPROVED for the following contracts:
   1. RICHARD L. WOMACK dba SPECTRUM SERVICES GROUP (PO #2010365) for Lead Inspector/Risk Assessor, expires 03/08/13 - MCCD.
   2. CAREHERE, LLC (PO #2009326) for onsite medical services, expires 03/08/13 – Risk Management.
   3. RIDGWAY’S LLC dba ARC (PO #2012148) for copying reproducibles, expires 03/09/13 – Various Departments.
   4. CORPORATE TRAVEL PLANNERS, INC. (PO #2011532) for travel service, expires 03/10/13 – Various Departments.
   5. PANAM, INC. (PO #2012321) for travel service, expires 03/10/13 – Various Departments.
   6. SOULES INSURANCE AGENCY (PO #2010367) for individual faithful performance bonds, expires 03/21/13 – Risk Management.
7. 3M (PO #2012147) for acrylic electronic cuttable film, expires 03/23/13 – Various Precincts.
8. GALL’S INC. (PO #2011267) for emergency equipment, expires 03/27/13 - Various Departments.
9. G T DISTRIBUTORS, INC. (PO #2011268) for emergency equipment, expires 03/27/13 - Various Departments. NOTE: Changes per documents.
10. ALL AMERICA SALES CORP. (PO #2011269) for emergency equipment, expires 03/27/13 – Various Departments.
11. LONE STAR PRODUCTS & EQUIPMENT, LLC (PO #2011266) for emergency equipment, expires 03/27/13 – Various Departments.
12. EICKENHORST FUNERAL SERVICES, LLC (PO #2012233) for autopsy transport services, storage services and the disposition of bodies of deceased paupers, expires 03/28/13 - Various Departments.
13. MCNUTT-BROCK FAMILY CORPORATION (PO #2012234) for autopsy transport services, storage services and the disposition of bodies of deceased paupers, expires 03/28/13 - Various Departments.
14. SCI TEXAS FUNERAL SERVICES, INC. (PO #2012251) for autopsy transport services, storage services and the disposition of bodies of deceased paupers, expires 03/28/13 – Various Departments.

N. CHANGE ORDERS APPROVED for the following:
1. Change Order #2 (PO #2012318) to Christopher Robertson, MD to cancel month to month medical services for inmates of the Montgomery County Jail, effective February 14, 2013 – Sheriff.
2. Change Order #7 (PO #2008154) to Hometown Vending Services, Inc. to cancel month to month vending machine services, effective January 13, 2013 – Various Departments.
3. Change Order #6 (PO #2010461) to API Systems Group, Inc. for fire protection system as per documents – Various Departments.
4. Change Order #17 (PO #2010327) to Stephens Office Supply, Inc., dba GOSTEPHENS for the first quarter 2013 increase of 5.77% and decrease of 4.81% with the additional new items and deleting other items.

O. DISCRETIONARY EXEMPTIONS APPROVED as follows:
1. Environmental Systems Research for annual software maintenance – Various Departments.
2. 1mage Software, Inc. for user license maintenance – Various Departments.
3. Dell Marketing, LP through Texas Department of Information Resources (DIR), Contract #DIR-SDD-1951 for products and related services – Various Departments.
4. SP Engineering, Inc. for data collection services on FM 1484, FM 1485, FM 1314, and FM 1488 in the amount of $25,893.79 – Various Precincts/Engineering (MCTP).
5. Fred L. Thompson, Thompson Consulting for professional services provided for Montgomery County Community Development 2013 Needs Assessment proposal, in the amount of $12,500.00 – MCCD.

P. LIST APPROVED – miscellaneous items and vehicles for the next online auction – Various Departments.

Q. PERFORMANCE BOND ACCEPTED from Tyler Technologies, Inc., in the amount of $1,495,130.00 for licensed software implementation and professional services – Various Departments.

R. SAFETY EQUIPMENT PURCHASE APPROVED of eighteen (18) NFPA Frontline 1991 Vapor Ensembles from FarrWest Environmental Supply, Inc., in the amount of $25,792.00, to be funded out of the 2011 UASI Grant – Emergency Management.

S. SAFETY EQUIPMENT PURCHASE APPROVED of two (2) hazmat kits with components from Safeware, Inc., in the amount of $13,428.45, to be funded out of the 2011 UASI Grant – Emergency Management.

T. SAFETY EQUIPMENT PURCHASE APPROVED of forty (40) low profile light bar mount brackets from ELSAG North America in the amount of $14,250.00, to be funded out of the 2011 Grant – Emergency Management.

U. REQUEST APPROVED to declare one (1) portable building as salvage – Precinct 3.

RISK MANAGEMENT - AGENDA ITEM 9E

V. CHANGES, ADDITIONS AND RELEASES APPROVED on the following:

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COMMISSIONERS - AGENDA ITEM 9F

PRECINCT 2

W. ASSIGNMENT APPROVED of Number 139 for the Montgomery County Municipal District to be reserved in the name of Coats & Rose.

X. RESIGNATION ACCEPTED of W.L. Gladden from the Emergency Services District #5 Board of Commissioners.

Y. APPOINTMENTS APPROVED of the following to the Emergency Services District #5 Board of Commissioners:

1. Lamont Freeman
2. Chris Bush

PRECINCT 3

Z. CHECK ACCEPTED in the amount of $100.00 for trade-in of an AR-235 Copier, Serial #26507247 with ID# 11243. Funds to be deposited into line item 614-7463. (Check forwarded to Auditor for further processing.)
PRECINCT 4

AA. CHECK ACCEPTED in the amount of $3,701.82 from the City of Roman Forest for the purchase of fuel for the months of November and December, 2012, to be deposited into account 615.7926.

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

PRECINCT 1

BB. ORDER APPROVED authorizing granting of easement to Entergy Texas, Inc. for transformer pad on 5.78 acre tract in W.S. Allen Survey, A-2 owned by Montgomery County.

PRECINCT 2

CC. HEARING DATE APPROVED for February 25, 2013 on an application for cancellation of a portion of Colman Estates, Section One, a subdivision located in Montgomery County filed by Terry Porter and Jennifer Porter and authorize notice in accordance with Local Government Code Section 232.008.

DD. RESCINDING REQUEST APPROVED for public hearing date of January 28, 2013 to consider the replat of the Ranches of Autumnwood to be known as the Ranches of Autumnwood Replat No. 1. Public hearing requested December 17, 2013 (M#2, 9G1d).

EE. ORDER APPROVED accepting right-of-way conveyance for Research Forest Drive.

PRECINCT 3

FF. ORDER APPROVED granting right of entry to TxDOT for parcel 604 of the Grand Parkway Project and authorizing the County Judge to sign the right of entry documents.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS H1-2

PRECINCT 3

GG. FINAL PLAT APPROVED for Imperial Oaks, Section 1, Partial Replat No. 1, 0.8491 acres, Montgomery County School Land Survey, A-300.


II. REQUEST APPROVED for Spring Creek Utility District to place a 12-inch water line within the right of way of Birnham Woods Drive in Montgomery County, Texas.

PRECINCT 4

JJ. FINAL PLAT APPROVED for Fawn Trail Commerce Park, Section 1, 6.509 acres, Richard Vince Survey, A-583.


LL. ROADS ACCEPTED in Deer Trail, Section 1, into the County Road Maintenance System and Bond released effective January 28, 2013.
ROADS ACCEPTED in Deer Trail, Section 2, into the County Road Maintenance System and Bond released effective January 28, 2013.

ROADS ACCEPTED in Deer Trail, Section 4, into the County Road Maintenance System and Bond released effective January 28, 2013.

ROADS ACCEPTED in Deer Trail, Section 3 – 1,635.77 L.F. = .31 miles, by Montgomery County for one year maintenance period effective January 28, 2013.

ROADS ACCEPTED in Harpers Preserve, Section 2 (Private Streets) - 3,460.38 L.F. = .66 miles, by Montgomery County for one year maintenance period effective January 28, 2013.

REQUEST APPROVED for New Caney Municipal Utility District to place a 12-inch water line within the right of way of Roberts Road (3,500’), Trinity Way (3,000’) in Montgomery County.

CORRECTIONS APPROVED to the following items on the Commissioners’ Court Minutes dated December 17, 2012. Items were correctly placed on agenda, incorrectly recorded in the minutes:

1. Agenda item 29H3e is corrected to read: Roads accepted in Circle Oaks, Section 3 into the County Road Maintenance System and Bond released effective December 17, 2012.

2. Agenda item 29H3f is corrected to read: Roads accepted in Timberland Central, Section 1 into the County Road Maintenance System and Bond released effective December 17, 2012.

3. Agenda item 29H3g is corrected to read: Roads accepted in Timberland North, Section 5 into the County Road Maintenance System and Bond released effective December 17, 2012.

4. Agenda item 29H3h is corrected to read: Roads accepted in Timberland North, Section 6 into the County Road Maintenance System and Bond released effective December 17, 2012.

5. Agenda item 29H3i is corrected to read: Roads accepted in Timberland North, Section 7 into the County Road Maintenance System and Bond released effective December 17, 2012.

6. Agenda item 29H3j is corrected to read: Roads accepted in Timberland West, Section 1 into the County Road Maintenance System and Bond released effective December 17, 2012.

DEPUTATION APPROVED of District Clerk employee, Robbyn Fancher.

CHECK ACCEPTED from Michael R. or Betty F. Zeamer in the amount of $75.00 for a donation for false alarm calls made to their address. To be recorded in line item 560121-7390.

USE AGREEMENTS APPROVED as follows:


COUNTY ATTORNEY – AGENDA ITEM 9L

VV. INVENTORY ACCEPTED of donated lost and found items from the Montgomery County Memorial Library System.

Motion carried.

END OF CONSENT AGENDA

5. REPORT & CHECK ACCEPTED - SCORE/CITYSMART PROGRAM - INFRASTRUCTURE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept the 2012 Score/CitySmart Program project completion report and incentive check in the amount of $4,314.00 presented by Renee Powers with Entergy. Motion carried. (No check received by the County Clerk.)

6. DONATION ACCEPTED – EXPLOSIVE DETECTION K9’S – FIRE MARSHALL

Motion by Commissioner Doyal, seconded by Commissioner Meador, to accept and place into service two (2) explosive detection K9’s to the Montgomery County Fire Marshall’s Office from the US Marine Corp. The MCFMO agrees to support these K9’s and make them available to any agency requesting these assets without additional supporting funds from the Court. Motion carried.

7. CHANGES ACCEPTED - BUDGET AMENDMENT - TAX ASSESSOR/COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept the following changes to the Tax A/C Restricted Use Rendition Penalty Budget, Dept. 499.4992:

From 499.4992.7310 $1,500.00 <$700.00> = $ 800.00
To 499.4992.7390 $ 300.00 + 700.00 = $1,000.00
$1,800.00 $ 0.00 = $1,800.00

Motion carried.

8. PARTIAL DEFAULT APPROVED – FROC & MONTGOMERY COUNTY – TAX ASSESSOR/COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a partial default to the Tax Abatement by and between Forest Ridge Office Condominiums and Montgomery County. Building 3, Unit 304; identified by Tax Account Number 00.5151.00.01200. Motion carried.

9. PURCHASE APPROVED – ELECTRONIC SIGN – AGRILIFE EXTENSION

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the purchase of a Watchfire Brand electronic sign to be placed at the Montgomery County Extension Office, at the cost of $28,940.00 installed. Program area volunteer committees have half the funds in place to support the purchase. The remaining balance will be covered out of Contingency. Motion carried.

10. INCREASE APPROVED – JURY PAYMENT – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to increase jury payment by $2.00 a day, effective January 28, 2013. Motion carried.
11. SERVICES AGREEMENT APPROVED – iDOCKET.COM – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Professional Services Agreement between Montgomery County District Clerk and iDocket.com Ruby Service to provide software necessary to allow public access to case information on the internet. Motion carried.

12. PERFORMANCE INDICATOR REPORT ACCEPTED – MONTH ENDING DECEMBER 31, 2012 – MCMHTF

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept the Performance Indicator Report as required by the Agreement between Montgomery County and Texas Department of State Health Services and recommended by the MCMHTF Advisory Board. Motion carried.

13. PAYMENT APPROVED – JOINT COMMISSION – MCMHTF

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve payment in the amount of $2,590.00 to the Joint Commission for annual fee for the accreditation/certification program participation as required by the Agreement between Montgomery County and Texas Department of State Health Services. Motion carried.

14. MODIFICATION ACCEPTED – FUNDING FOR ICE – JOE CORLEY DETENTION FACILITY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept Modification Number P00020 to Contract between Montgomery County and Immigration and Customs Enforcement to increase Federal funding for 300 additional detainees at the Joe Corley Detention Facility as set forth in documents on file, and authorize the County Judge to sign the document. Motion carried.

15. MODIFICATION ACCEPTED – PBNDS 2.11 – JOE CORLEY DETENTION FACILITY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to accept modification to Contract between Montgomery County and Immigration and Customs Enforcement to incorporate ICE 2011 Performance Based Detention Standard 2.11 (Sexual Abuse and Assault Prevention and Intervention) into its Management Plan, and authorize the County Judge to sign the document. Motion carried.

16. AUDIT ACCEPTED – AMERGY BANK – AUDITOR

Motion by Commissioner Meador, Seconded by Commissioner Noack, to accept an audit of Amergy Bank, account #314218. The audit confirmed that funds in the amount of $721,741.91 have been recorded and remain in this account which should now be closed. Motion carried.

PURCHASING DEPARTMENT - AGENDA ITEMS 18

17. CONTRACT AWARDED - WILLIAMS BROTHERS CONSTRUCTION – PCTS. 2 & 4

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to award Project # 2013-0014, CSJ No.: 3538-01-030 to Williams Brothers Construction Co., Inc. for construction of an interchange facility, in the amount of $33,998,617.26. Motion carried.

18. CONTRACT AWARDED – DIAMOND COMMERCIAL CONSTRUCTION – INFRASTRUCTURE/MCCD

Motion by Commissioner Doyal, seconded by Commissioner Meador, to award Project #2013-0019, to Diamond Commercial Construction, Inc. for remodel of building for Montgomery County Magnolia Clinic, in the amount of $675,438.00. Motion carried.
19. **PURCHASE APPROVED – SAFETY EQUIPMENT – EMERGENCY MANAGEMENT**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve purchase of a handheld chemical ID kit from Fisher Scientific Co., LLC in the amount of $81,200.00 (includes trade-in of Unit #35088) through the Interlocal Agreement with HGAC Contract #EP11-11, to be funded out of the 2011 UASI Grant. Motion carried.

20. **PROPOSAL APPROVED – LEAGUE LINE ROAD EXTENSION – PCT. 1**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve proposal from LJA Engineering, Inc. to provide preliminary engineering services for League Line Road extension project in an amount not to exceed $181,000.00. Motion carried.

21. **AGREEMENT APPROVED - VESTA REA - LONE STAR AIRPORT**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Agreement with Vesta Rea & Associates, LLC for consulting services to secure a U.S. Customs and Board Protection “user fee” designation not to exceed $54,050.00, which included administrative fee of 15% for Phase I – III; Phase IV to be determined by Commissioners’ Court at a future date. To be considered as an exemption as described by Texas Loc. Gov't. Code Ann. Sect. 262.024(a)(4). Motion carried.

22. **CONTRACT TERMINATION APPROVED – TX GENERAL LAND OFFICE – COUNTY ATTORNEY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve termination of the Contract between Montgomery County and the Texas General Land Office related to the Hurricane Ike Round Two Housing Grant Program. Motion carried.

23. **CONTRACT TERMINATION APPROVED – BRIDGEWOOD FARMS – COUNTY ATTORNEY**

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve termination of the Contract between Montgomery County and Bridgewood Farms related to the Community Development Home Grant. Motion carried.

24. **REQUEST APPROVED – TRANSFER OF FUNDS – COUNTY ATTORNEY**

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve transfer of funds for the following:

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<td>$ 4,782.25</td>
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Transfer of funds are necessary due to an attorney in the County Attorney’s office is transitioning from part-time status to full-time status. The transfer from Contingency is necessary as the part-time position is not funded for benefits and this would cover the benefits cost for the remainder of the year. Motion carried.

**COURT RECESSED – CONVENE PUBLIC HEARING**

**AGENDA ITEM 20 - PUBLIC HEARING**

PROPER NOTICE HAVING BEEN GIVEN, JUDGE SADLER DECLARED A PUBLIC HEARING IN REGARD TO CONSIDER CLOSING, ABANDONING, AND VACATING A PORTION OF BAYER LANE RIGHT-OF-WAY OPEN FOR DISCUSSION. THERE BEING NO ONE PRESENT WHO WISHED TO ADDRESS THESE MATTERS, JUDGE SADLER DECLARED THE PUBLIC HEARING CLOSED.
25. ABANDON PUBLIC HEARING – COMMISSIONERS’ COURT RECONVENED
   Motion by Commissioner Doyal, seconded by Commissioner Meador. Motion carried.

26. REQUEST APPROVED – M.U.D. NOS. 133, 134 & 135 – COMMISSIONER PCT. 1
   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve request for Montgomery County Municipal Utility District numbers 133, 134 and 135 for use by the law firm of Allen, Boone, Humphries, Robinson, LLP. Motion carried.

27. CANCEL EXECUTIVE SESSION - AGENDA ITEM 22A
   Motion by Commissioner Noack, seconded by Commissioner Doyal, to cancel the Executive Session for Agenda item 22A regarding the Montgomery County Jail Financing Corporation. Motion carried.

28. CANCEL EXECUTIVE SESSION – AGENDA ITEMS 22B AND 22C
   Motion by Commissioner Noack, seconded by Commissioner Doyal, to cancel the Executive Session for Agenda items 22B and 22C regarding the sale of the Joe Corley facility. 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 PRESENT.

29. ACTION TAKEN ON MATTERS IN EXECUTIVE SESSION
   Motion by Judge Sadler, seconded by Commissioner Meador, to take the following action from Executive Session:
   - Agenda Item 23A: No action taken.
   - Agenda Item 23B: No action taken.
   - Agenda Item 23C: Approve Resolution and Order for payment of $6,856.04 to Juanita Stanley in connection with accrued compensatory time, funded from Contingency. Motion carried.

CITIZENS – AGENDA ITEM 25

BILL O’SULLIVAN - Addressed the Court regarding Certificates of Obligation pertaining to road bonds and for defined emergency situations. Also addressed concerns regarding the Joe Corley facility.

CHERYL WISE – Addressed the Court to thank Judge Sadler and his staff regarding the wedding ceremony that morning and to discuss her concerns with the homeless.

REED SMITH, Central Region Vice President of the GEO Group – Addressed the Court regarding the Annual Financial Audit. The Joe Corley Facility is the first facility in their company to score 100% compliance on this audit.

30. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES
   Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following Payroll Change Request forms:
   - Request of Custodial to accept resignation of Judy Elloleene Everette, Custodian, effective 01/25/13. (No benefits due.)
Request of Custodial to remove Virginia A. Garcia-Barcenas, Custodian from payroll, due to job abandonment, effective 01/10/13. (No benefits due.)

Request of Custodial to discharge Jarrett Austin Hicks, Custodian II, effective 01/14/13. (113.68 hours or balance of vacation, 10.105 hours or balance of compensatory.)

Request of Custodial to place Elvia Macedo, Custodian, on unpaid FMLA/Disability leave, effective 01/08/13.

Request of Custodial to remove Sergio Jhonathan Martinez, Custodian from payroll, due to job abandonment, effective 01/10/13. (No benefits due.)

Request of County Court at Law Three to place Kimberly Holzwarth, Court Reporter, on payroll due to new position, effective 01/29/13.

Request of Commissioner Pct. 1 to place John Turner, Operator I, on unpaid Leave of Absence, effective 01/19/13.

Request of Commissioner Pct. 3 to add cell phone allowance to Matthew Beasley, Manager Pct. Projects, effective 01/19/13.

Request of Commissioner Pct. 3 to add cell phone allowance to Chad Jamieson, Mechanic III, effective 01/19/13.

Request of Commissioner Pct. 3 to add cell phone allowance to Justin Scharnhorst, Administrative Manager I, effective 01/19/13.

Request of Commissioner Pct. 3 to add cell phone allowance to Philip D. Tyler, Jr., Manager Pct. Operations, effective 01/19/13.

Request of Constable Pct. 3 to discharge Keith Hansford, Deputy, effective 01/07/13. (138.68 hours or balance of vacation, 9.00 hours or balance of compensatory, 32 hours or balance of holiday.)

Request of Constable Pct. 4 to place Michael Jaymes, Deputy, on payroll due to new position, effective 02/05/13.

Request of County Attorney to re-hire Stuart Hughes, Attorney I, as replacement for Tamera Holland, effective 01/14/13.

Request of County Attorney to hire Lana Shadwick, Attorney II, as replacement for Adrienne Atkinson, effective 01/14/13.

Request of County Auditor to increase salary of Peggie Rushing, Part-time Clerk, due to error in pay rate on original Payroll Change Request approved by Commissioners' Court on 12/17/12, effective 01/02/13.

Request of District Attorney to place Monica A. Cooper, Attorney I, on payroll as replacement for Michael R. Holley, effective 01/22/13.

Request of District Attorney to increase salary of Morgan E. Dahse, Attorney II, due to position change as replacement for Bryan Bleibdrey, effective 01/22/13.

Request of District Attorney to increase salary of Amy Sharon Fancher, Attorney I, due to position change as replacement for Lisa Renee Stewart, effective 01/22/13.

Request of District Attorney to increase salary of Laura C. Hill, Attorney I, due to position change as replacement for Adam Cole McLane, effective 01/22/13.

Request of District Attorney to increase salary of Michael R. Holley, Attorney I, due to position change as replacement for Amy Sharon Fancher, effective 01/22/13.

Request of District Attorney to increase salary of Adam Cole McLane, Attorney II, due to promotion as replacement for Michael Stanley, effective 01/22/13.
Request of District Attorney to increase salary of Lisa Renee Stewart, Attorney II, due to promotion as replacement for Morgan E. Dahse, effective 01/22/13.

Request of District Attorney to place Bradlee H. Thornton, Attorney I, on payroll due to replacement for Laura C. Hill, effective 01/22/13.

Request of District Clerk to accept resignation of Jeffrey McCarroll, Court Clerk II, effective 01/10/13. (No benefits due.)

Request of District Clerk to accept resignation of Yesenia Rivera, Clerk III, effective 01/17/13. (No benefits due.)

Request of Juvenile to increase salary of Jessi Aleandro Saldana, Juvenile Probation Officer, due to promotion to new position approved by Juvenile Board 01/04/13 and Commissioners' Court 01/14/13, effective 01/05/13.

Request of Juvenile to accept resignation of Johnny Martin Vergara, Juvenile Supervision Officer – Substitute, effective 01/09/13. (Eligible for re-hire. No benefits due.)

Request of Mitchell Library to accept resignation of Karen Hiarker, Library Assistant II, effective 01/18/13. (14.80 hours or balance of vacation.)

Request of Managed Assigned Counsel to accept resignation of Lauren Holleman, Caseworker, effective 01/11/13. (No benefits due.)

Request of Sheriff to increase salary of Phillip Cash, Lieutenant – SIU, due to step increase, effective 02/16/13.

Request of Sheriff to discharge Regina Evans, Dispatcher, due to expiration of FML, extension not granted, effective 01/08/13. (3.08 hours or balance of vacation.)

Request of Sheriff to increase salary of Angelina Flores, Deputy-Patrol, due to step increase, effective 03/02/13.

Request of Sheriff to place Charles Foster, III, Officer – Civilian Detention, on payroll as replacement for Jason McConnell, effective 01/12/13.

Request of Sheriff to increase salary of Amber Harrison, Detective, due to promotion as replacement for David Foreman, effective 01/19/13.

Request of Sheriff to increase salary of David Hernandez, Jr., due to step increase, effective 02/16/13.

Request of Sheriff to increase salary of Michael Landrum, Sergeant – Detective, due to step increase, effective 03/02/13.

Request of Sheriff to remove Rosa Lopez, Dispatcher, [deceased] from payroll effective 01/20/13. (4.62 hours or balance of vacation.)

Request of Sheriff to accept resignation of Rachel Overbay, Officer – Civilian Detention, effective 01/25/13. (213.66 hours or balance of vacation, 475.44 hours or balance of compensatory, 36.00 hours or balance of holiday.)

Request of Sheriff to increase salary of Thomas J. Smith, Deputy – Patrol, due to step increase, effective 02/16/13.

Request of Sheriff to transfer Stephanie Spiller, Corporal, due to transfer as replacement for Paul Cassidy, effective 01/19/13.

Request of Sheriff to increase salary of Christopher Voris, Deputy – Patrol, due to step increase, effective 02/16/13.

Request of Sheriff to increase salary of Tracy Wade, Deputy - Bailiff, due to step increase, effective 02/16/13.
Request of Sheriff to place Michael C. Yow, Deputy – Patrol, on payroll as replacement for Charles Sullivent, effective 01/19/13.

Request of Juvenile to accept resignation of Ana Lilian Castillo, Juvenile Probation Officer, effective 01/25/13. (Eligible for re-hire. 128.11 hours or balance of vacation, 1.125 hours or balance of compensatory.)

Request of Juvenile to accept resignation of Robert Melvin Wilburn, Juvenile Probation Officer, effective 01/22/13. (Eligible for re-hire. 28.33 hours or balance of vacation, .375 hours or balance of compensatory, .25 or balance of holiday.)

Motion carried.

AGENDA ITEM 28 – CREATING THE 2040 REGIONAL TRANSPORTATION PLAN WORKSHOP

31. COURT ADJOURNED

Motion by Commissioner Meador, seconded by Commissioner Noack, 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