BE IT REMEMBERED that on this the 18th day of November, 2013 the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners Courtroom of the Alan B. Sadler Commissioners Court Building, 501 North Thompson, Conroe, Texas, with the following members of the Court present:

- County Judge Alan B. Sadler
- Commissioner, Precinct 1 Mike Meador
- Commissioner, Precinct 2 Craig Doyal
- Commissioner, Precinct 3 James Noack
- Commissioner, Precinct 4 Ed Rinehart
- Also County Clerk’s Office Francine Nichols

INVOCATION GIVEN BY JERILYN WILLIAMS.

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

2. EMPLOYEE COMMITTEE – EXTENDED LUNCH HOUR REQUEST

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a two hour lunch (11:30 a.m. – 1:30 p.m.) for County employees on Tuesday, December 10, 2013, to attend the County Christmas Luncheon at the Lone Star Convention Center. Motion carried.

3. RESOLUTION – HUNGER AND HOMELESSNESS AWARENESS WEEK

Motion by Commissioner Doyal, seconded by Commissioner Meador, to proclaim November 15 – 21, 2013 as the Montgomery County Hunger and Homelessness Awareness Week. Motion carried.

4. RESOLUTION – APPRECIATION FOR ELLIE HOOVER

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to recognize and honor Ellie Hoover in appreciation of her leadership, her support in the Montgomery County Emergency Services District #5, and her dedication to the community. Motion carried.

5. RESOLUTIONS – ADOPTION DAY

Motion by Judge Sadler, seconded by Commissioner Doyal, to recognize and honor the following in appreciation of service and dedication to the community:

- Randy Doleman and Orphan Care Network.
- WoodsEdge Community Church.
- Woodforest National Bank.

Motion carried.
6 MINUTES APPROVED – COMMISSIONERS COURT - COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve Commissioners Court Minutes for Regular Sessions held October 28, 2013 and November 4, 2013, as presented by the County Clerk. Motion carried.

7. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-I

Motion by Commissioner Noack, seconded by Commissioner Rinehart, to approve the Consent Agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-3

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

AGENDA ITEM 9A2 WAS MOVED TO OPEN SESSION. SEE MOTION 8.

A3. CONSIDER AND APPROVE THE BUDGET AMENDMENTS FY14:

  a. Civic Center: To transfer funds for VPN.
  b. Commissioner Precinct 1: To transfer funds.
  c. Commissioner Precinct 3: To adjust line items.
  d. Commissioner Precinct 4: To transfer funds and adjust line items.
  e. Constable Precinct 1: To adjust line items.
  f. Constable Precinct 2: To fund vehicle costs for Investigator Unit as authorized by Commissioners Court (M12/10.14.13).
  g. Constable Precinct 2: To recognize and allocate sales commission revenues.
  h. Constable Precinct 3: To fund fuel for County vehicles in lieu of stipends as authorized by Commissioners Court (M14/10.14.13).
  j. County Attorney: To transfer funds for VPN.
  k. County Treasurer: To transfer funds for VPN.
  l. Court Reporter Service Fund: To recognize and allocate revenue in Court Reporter Service Fund as authorized by Commissioners Court (M25/10.14.13).
  m. 221st District Court: To fund costs of transfer of venue trial in Brazos County, as authorized by Commissioners Court (M6/10.14.13).
  n. 221st District Court: To adjust line items.
  o. 359th District Court: To transfer funds for VPN.
  p. Drug Court: To recognize and allocate revenue for October 2013.
  q. DWI Court: To recognize and allocate revenue for October 2013 (MRT Books).
  r. Emergency Management Homeland Security Grant Program12 – UASI: To adjust line items.
  s. Fire Marshal: To transfer funds for VPN.
  t. Information Technology: to adjust line items.
  u. Information Technology: To adjust line items.
  v. JP Technology Fund: To recognize and allocate revenue for JP Technology Fund as authorized by Commissioners Court (M10/10.14.13).
w. JP Technology Fund: To recognize and allocate revenue for JP Technology Fund as authorized by Commissioners Court (M9/10.14.13).

x. JP Technology Fund: To recognize and allocate revenue for JP Technology Fund as authorized by Commissioners Court (M7/10.28.13).

y. JP Technology Fund: To recognize and allocate revenue for JP Technology Fund as authorized by Commissioners Court (M17/10.28.13).

z. Juvenile: To transfer funds for VPN.

aa. MCCD CDBG/$2,118,292 – YEAR 16: To adjust line items.

bb. MCCD HOME/$413,684 – YEAR 11: To adjust line items.

cc. Memorial Library: To allocate revenue.

dd. Sheriff: To adjust line items.

ee. Sheriff: Auto Theft: To adjust line items.

A4. REPORT OF OFFICIALS’ FEES ACCEPTED as audited for September 2013.

A5. INTERIM ARBITRAGE REBATE ANALYSIS ACCEPTED for the following:


c. Montgomery County, Texas Unlimited Tax Road Bonds, Series 2006A.

d. Montgomery County, Texas Unlimited Tax Adjustable Rate Road Bonds, Series 2006B.


f. Montgomery County, Texas Unlimited Tax Adjustable Rate Road Bonds, Series 2008B.


j. Montgomery County, Texas Certificates of Obligation, Taxable Series 2010B.


m. Montgomery County, Texas Certificates of Obligation, Series 2012 A.

6. MONTHLY UNAUDITED FINANCIAL REPORTS ACCEPTED for the months of August and September 2013.

TREASURER – AGENDA ITEMS 9B1-5

B1. RESOLUTION AND ORDER APPROVED to approve and ratify execution of the CHASE Documents (Paymentech™ Enrollment Form and Merchant Payment Processing Guidelines) by the Montgomery County Treasurer Stephanie Laviolette.


B3. MONTHLY REPORT APPROVED for Pledged Securities for October 2013.
B4. MONTHLY INVESTMENT REPORT APPROVED for October 2013.

B5. STATEMENT OF INVESTMENT POLICY APPROVED for Montgomery County with updated signatures.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-4

C1. RECEIPT ACKNOWLEDGED of two Tax Abatement Applications from The Woodlands Development Co. (Owner) and Champion A/Champion B (Tenants).

C2. CHANGES ACKNOWLEDGED for September and October 2013 Supplemental Changes from Harris County Appraisal District for property located in Montgomery County for The Woodlands Township and New Caney I.S.D.

C3. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending October 31, 2013.

C4. CHANGES ACKNOWLEDGED for October 2013 Supplemental Changes from Montgomery Central Appraisal District for properties located in Montgomery County.

PURCHASING – AGENDA ITEMS 9D1-7

D1. ADVERTISING FOR BIDS/PROPOSALS APPROVED:
   a. Freezer and cooler renovation equipment and materials for Montgomery County Food Bank – Montgomery County Community Development.
   b. New uniforms – Various Departments.
   c. Collection of Urine Samples – Various Departments.
   d. Underground work for signalization at intersection of Kuykendahl Road at Bay Branch Drive – Precinct 3.

D2. ACTION APPROVED ON THE FOLLOWING BIDS:
   a. Contract awarded to Star T 3, LLC dba Mr. Transmission for vehicle transmission rebuilds (Project #2014-0001) – Various Departments.
   b. Rejected and approved for re-advertising for (Project #2014-0009) HVAC System for Montgomery County Food Bank - Montgomery County Community Development.
   c. Award rescinded to Aviation Assets, LLC and VFE Holding co., LLC (Project #2012-0044) for RFP/Q lease and development of approximately 1.826 acre parcel of Airport Property originally awarded in Commissioners Court June 18, 2012 – Lone Star Executive Airport.

D3. RENEWALS APPROVED:
   a. GT DISTRIBUTORS, INC. (P.O. #2012099) for ammunition, expires 12/16/13 – Various Departments. (Note: Changes per documents on file).
   b. AMERICAN TIRE DISTRIBUTORS, INC. (P.O. #2013044) for tires and tubes for medium trucks and off road equipment picked up and delivered, expires 12/17/13 – Various Departments. (Note: Changes per documents on file).
   c. SOUTHERN TIRE MART (P.O. #2013045) for tires and tubes for medium trucks and off road equipment picked up and delivered, expires 12/17/13 – Various Departments. (Note: Changes per documents on file).
d. SECURE GOVERNMENT PAYMENT SOLUTIONS, INC. (P.O. #2013073) for customer credit card payment and driver’s license swipe service, expires 12/17/13 – Various Departments.

e. PROGRESSIVE WASTE SOLUTIONS (P.O. #2013163) for containers collection and disposal of recyclable materials and products, expires 01/27/14 – Precinct 4.

f. ABBIBOW RECYCLING, LLC (P.O. #2010213) for paper recycling, expires 02/05/14 – Various Departments.

g. BUCKEYE CLEANING CENTER (P.O. #2012200) for janitorial supplies, equipment, maintenance and repair TCPN Contract #R5118, expires 02/28/14 – Various Departments.

D4. CHANGE ORDERS APPROVED:

a. Change Order #1 (P.O. #2013415) to Pitney Bowes for mail machine and software – Tax Office.

b. Change Order #3 (P.O. #2012096) to correct Change Order #2 to One Source Arbor Care, LLC for alternate tree and tree limb removal service from right-of-ways, County roads and county buildings in Montgomery County, previously approved in Commissioners Court on October 28, 2013 - Various Departments.

D5. PRE-PAYMENT APPROVED in the amount of $445.00 to Texas Code Review for ADA inspection of Montgomery County Jail additions, Conroe, Texas.

D6. PURCHASE APPROVED of public safety equipment, from Lone Star Products and Equipment, LLC – Various Departments:

a. Order #1 in the amount of $17,528.10 through the Interlocal Agreement with BuyBoard Contract #363-10, funding source Contingency as approved in Commissioners Court 10/14/13 – Constable Precinct 3.

b. Order #2 in the amount of $4,903.00 through the Interlocal Agreement with BuyBoard Contract #363-10, funded out of line item 614-7357 - Precinct 3.

D7. PAYMENT ACCEPTED AND PERFORMANCE BONDS ACKNOWLEDGED each in the amount of $126,776.81 from 4-C Construction Services for interchange modification plans for IH-45 at Rayford-Sawdust Road – Precinct 3.

RISK MANAGEMENT – AGENDA ITEM 9E

E1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

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15227699  Mack, Wesley/Const PCT 1  5,000  Renew/Cont Cert
15227717  Rauen, Raymond/Const PCT 1  5,000  Renew/Cont Cert
15227690  Traylor, Tracy/Const PCT 1  5,000  Renew/Cont Cert
15227705  Gordon, Tracy/Const PCT 1  5,000  Renew/Cont Cert
15227707  Cade, Timothy/Const PCT 1  5,000  Renew/Cont Cert
61469595  Carley, Joshua/Const PCT 5  5,000  Reserve/Cont Cert
61507589  Young, Linda/Const PCT 2  5,000  Reserve/Cont Cert

COMMISSIONERS – AGENDA ITEMS 9F1-3

F1. PRECINCT 1

a. USE AGREEMENTS APPROVED:

1. Vipers Baseball
   Practices as scheduled by WYAA
   Charles Traylor Sports Park

2. Willis Wildkats
   Practices as scheduled by WYAA
   Charles Traylor Sports Park

3. Willis High School Softball & Baseball
   Co Ed Softball Tournament – Nov. 23-24, 2013
   Gene Campbell Fields

F2. PRECINCT 2

1. Magnolia Historical Society Inc.
   Library parking lot

2. MHS Diamond Club
   Magnolia Sports Complex

3. Magnolia Citizen Police Academy Alumni Association
   MASA Softball Fields

4. Intercept Ministries
   Toys for Tots Softball Tournament – Nov. 16, 2013
   MASA Softball Fields

F3. PRECINCT 4

a. CHECK ACCEPTED in the amount of $1,888.66 from the City of Roman
   Forest for the purchase of fuel for the month of October, 2013. To be
   deposited into account 615.7926.

b. APPOINTMENT APPROVED of Ms. Catherine Lee to ESD #9 Board of
   Commissioners to fill out the remainder of the term that was left with the
   passing of Jerry Lee. Term of office will expire December 31, 2013.
COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS G1-2

G1. PRECINCT 2

G2. PRECINCT 3
   a. PUBLIC HEARING DATE APPROVED for January 13, 2014 to change the name of Elledge Road to Cathedral Lakes Parkway.

ENVIRONMENTAL HEALTH – AGENDA ITEM 9H1
   H1. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain located at 18086 Howards Way, Conroe, Texas 77306.

CONSTABLE PRECINCT 5 - AGENDA ITEM 9I1
   I1. TWO HUMVEES ACCEPTED from the Texas 1033 Program for the Constable Precinct 5 office.

Motion carried.

END OF CONSENT AGENDA

8. BUDGET AMENDMENTS APPROVED – FISCAL YEAR 2013 - AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve the Budget Amendments for Fiscal Year 2013:
   a. Various: To perform salary sweep FY13.
   b. Animal Control: Reverse budget amendment done in error.
   c. Constable Precinct 1: To adjust line items.
   d. Constable Precinct 4: To adjust line items.
   e. Contingency: To adjust line items per Commissioners court (M32/02.11.13).
   f. District Attorney No Refusal Grant: To add additional match and adjust line items.
   g. 284th District Court: To adjust line items.
   h. Fire Marshal: to fund overage M14/10.28.13.
   i. Human Resources: To adjust line items.
   j. J. Corley Detention Facility: To recognize and allocate revenue received for Geo Contract.
   k. Juvenile: To adjust line items.
   l. Juvenile Power Recovery Court YR7/14: To adjust Grant revenue lines.
   m. Memorial Library: To adjust line items.
   n. Memorial Library: To allocate revenue.
   o. Sheriff/9-1-1 Services: To recognize and allocate revenue associated with Contract for 911 services.
9. REQUEST APPROVED – 2ND ADMINISTRATIVE JUDICIAL REGION OF TEXAS – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve Montgomery County’s proportionate share of expense payable to Second Administrative Judicial Region of Texas for 2013/2014 in the amount of $18,270.16. Motion carried.

10. REQUESTS APPROVED – POSITION CHANGES - SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following changes in positions and associated salaries. The new positions are required by the Texas Commission on Jail Standards for operation of the jail kitchen. The changes do not affect the current salary structure.

Close 5121-4601-7 Medic
Open 5121-5803-55 Detention Deputy
Close 5121-4601-10 Medic
Open 5121-5803-56 Detention Deputy

Sheriff Gage requested to fund each position at $42,500.00 and allocate the remaining $2,193.64 in position funds to the Jail funding line 5121-9999-999. Per the Auditor, the Medic positions have been abolished and are contracted out by a private firm, hence there is no funding for those positions. Funding will come from part of the sweep. Motion carried.

11. REPORT APPROVED – EQUITABLE SHARING AGREEMENT - SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the Fiscal Year 2013 Equitable Sharing Agreement Report to be filed with the Department of Justice. Motion carried.

AGENDA ITEM 11C WAS DEFERRED.

12. REQUEST APPROVED – ADDITIONAL POSITIONS - SHERIFF

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the addition of three Deputy positions within The Woodlands Township Contract. The positions are effective immediately and will include two Patrol Deputies and one Motorcycle Deputy. The Woodlands Township will pay for salary and other expenses provided for in the Contract. The three positions should be funded at $42,500.00 each with a salary stipend of $3,000.00 for the Motorcycle Deputy positions. Motion carried.

13. GRANT ACCEPTED – REGIONAL DWI GRANT – CONSTABLE PRECINCT 2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to accept the Regional DWI Grant from HGAC in the amount of $10,183.00 with a match of $4,431.16 from the Constable Precinct 2 budget. Motion carried.

14. PURCHASE APPROVED – PATROL VEHICLES – CONSTABLE PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve the purchase of two new fully equipped patrol vehicles to be assigned to personnel whom have opted to give up their vehicle stipend in accordance with the newly approved Law Enforcement Step Pay Plan. Per Auditor, the amount needed would be close to $43,000.00. Funding source will be Contingency. Motion carried.
15. REQUEST APPROVED – FUNDS FOR FUEL/MAINTENANCE – CONSTABLE PRECINCT 4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the request of $6,000.00 for fuel and maintenance on two newly purchased County vehicles. Contingency will fund $3,000.00 and the additional $3,000.00 will come from Commissioner Precinct 4. Motion carried.

16. REQUEST APPROVED – POSITION CHANGES – CONSTABLE PRECINCT 4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the following changes:
- Close position 5541-5910-4
- Open position 5541-7802-2

Transfer all funds to newly opened position. Additional funds in the amount of $6,568.22 (and associated benefits) to be funded by Commissioner Precinct 4. Motion carried.

17. REQUEST APPROVED – SALARY INCREASE – CONSTABLE PRECINCT 4

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve an increase of $4,170 (and associated benefits) for position 5541-7815-1. Funded from Commissioner Precinct 4. Motion carried.

18. ORDER APPROVED – RETURNS/RESULTS NOVEMBER 2013 ELECTION - ELECTIONS

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve an Order canvassing the returns and declaring the results of the November 5, 2013 Constitutional Amendment election. Motion carried.

19. REQUEST APPROVED – CARRYOVER FUNDS – CUSTODIAL

Motion by Commissioner Doyal, seconded by Commissioner Noack, to approve allowing $30,000.00 of carryover from Fiscal Year 2013 to current budget year and to be placed in Capital Outlay 509-7573 for the purchase of two new vehicles. Motion carried.

20. REQUEST APPROVED – DE-OBLIGATION – JUVENILE PROBATION

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve de-obligating $3,867.51 from the Fiscal Year 2013 Family Reunification Grant. This amount includes a refund in the amount of $254.01. Motion carried.

21. REQUEST APPROVED – DE-OBLIGATION – JUVENILE PROBATION

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve de-obligating $2,891.54 from the Fiscal Year 2013 Power Recovery Grant. Motion carried.

22. REQUEST APPROVED – NAME FUNDING SOURCE - AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve naming Contingency as the funding source to pay 213 delinquent tax statements received by the County Auditor from the Tax Assessor/Collector. Motion carried.
23. REPORTS ACCEPTED – CHAPTER 59 ASSET FORFEITURES – AUDITOR

Motion by Commissioner Doyal, seconded by Commissioner Meador, to accept Asset Forfeiture Reports as required by chapter 59 of the code of Criminal Procedure for the following:

1. Constable Precinct 1
2. Constable Precinct 2
3. Constable Precinct 5
4. District Attorney
5. Sheriff

Motion carried.

24. REQUEST APPROVED – CONTRACT AWARDED – ADULT PROBATION

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve awarding Contract to Corrections Software Solutions (CSS) for RFP/Q Probation Tracking System Software (Project #2013-0044). Motion carried.

25. REQUEST APPROVED – CONTRACT AWARDED – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve awarding Contract to Crown Lift Trucks in the amount of $122,000.00 for Material Handling Equipment for Montgomery County Food Bank (Project #2014-0054). Motion carried.

26. PURCHASE APPROVED – GENERATOR – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Rinehart, to approve the purchase of a Diesel Engine Kohler Generator (250 kW), from Loftin Equipment Company, Inc., in the amount of $57,629.00 through the Interlocal Agreement with HGAC Contract #GE02.12. Motion carried.

27. PURCHASE APPROVED – BOOM MOWER – PRECINCT 2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the purchase of one Diamond DMB-C-G, 25 foot HD rear cradle boom mower with 50” rotary cutter head and joystick controls, from Brookside Equipment, in the amount of $73,544.00 through the Interlocal Agreement with BuyBoard Contract #373-11. Motion carried.

28. PURCHASE APPROVED – TRACTOR – PRECINCT 2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the purchase of one John Deere 6140M Cab Tractor, from John Deere Company, in the amount of $73,031.34 through the Interlocal Agreement with BuyBoard Contract #373-11. Motion carried.

29. AGREEMENT APPROVED BY SPLIT VOTE – TEMPORARY JUSTICE OF THE PEACE SERVICES – COUNTY ATTORNEY

Commissioner Meador moved that Professional Services Agreement with Carolyn Cox for temporary Justice of the Peace services be approved. The motion was seconded by Commissioner Doyal, and carried as follows:

AYE: Commissioner Meador, Commissioner Doyal, Commissioner Rinehart

NAY: Commissioner Noack

Motion carried.
30. CONTRACT APPROVED BY SPLIT VOTE – HERITAGE MUSEUM - COUNTY ATTORNEY
Commissioner Meador moved that Public Services Contract for County funding to the Heritage Museum of Montgomery County be approved. The motion was seconded by Commissioner Doyal, and carried as follows:
AYE: Commissioner Meador, Commissioner Doyal, Commissioner Rinehart
NAY: Commissioner Noack
Motion carried.

31. AGREEMENTS APPROVED – SOCIETY OF ST. VINCENT DE PAUL and SOCIETY OF SAMARITANS – COUNTY ATTORNEY
Motion by Commissioner Noack, seconded by Commission Rinehart, to approve the following Agreements to provide Community Development Block Grants (CDBGs) Program funding for crisis intervention services for low income persons:
a. Between Montgomery County and Society of St. Vincent De Paul
b. Between Montgomery County and Society of Samaritans, Inc.
Motion carried.

32. AGREEMENT APPROVED – ASSIGNMENT OF LAND LEASE – AIRPORT
Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve Assignment of Land Lease Agreement from Patrick C. Atkinson to Sky Candy, LLC for 7,777 square feet of land located at the Lone Star Executive Airport. Motion carried.

33. REQUEST APPROVED – TRANSFER OF FUNDS – COMMISSIONER PRECINCT 4
Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve the transfer of funds from 615.7340 to 5541.7102 for the following positions:
Class 7815, Position 1 - $5,000.67 (includes benefits)
Class 7802, Position 2 - $7,876.61 (includes benefits)
Motion carried.

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, ARTICLES 551.071, 551.072

EXECUTIVE SESSION – AGENDA ITEM 22A: CONSIDER AND DISCUSS CLAIM NO. C-07-0055 DELONNA SNOW V. MONTGOMERY COUNTY, TEXAS; CIVIL ACTION NO. 4:12-CV-03130 IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS. (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 22B: CONSIDER AND DISCUSS AGREEMENT WITH REDFLEX TRAFFIC SYSTEMS, INC. (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 22C: CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSAL FOR PURCHASE AND SALE OF MENTAL HEALTH TREATMENT FACILITY. (SECTION 551.072)

EXECUTIVE SESSION – AGENDA ITEM 22D: CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POTENTIAL SALE OF ED CHANCE ANNEX. (SECTION 551.072)
COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

34. ACTION TAKEN REGARDING POTENTIAL SALE OF ED CHANCE ANNEX

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve setting a minimum bid at $6,000,000.00 for the sale of the Ed Chance Annex. Motion carried.

CITIZENS – AGENDA ITEM 24

MR. KEN SMITH, PRESIDENT OF CHATEAU WOODS MUNICIPALITY UTILITY DISTRICT, EXPRESSED CONCERN PERTAINING TO PROTECTING THE ORIGINAL PLATS OF CHATEAU WOODS SUBDIVISION.

MR. BILL O’SULLIVAN EXPRESSED CONCERN REGARDING THE FOLLOWING ISSUES: CERTIFICATES OF OBLIGATION; USE OF CONTINGENCY; SHERIFF’S OFFICE TASK FORCE; JAIL PROCEEDS AND ED CHANCE ANNEX REPLACEMENT.

35. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Custodial to place Vicki Alcock, Custodian, on Unpaid FMLA/Disability Leave, effective November 06, 2013.

Request of Custodial to remove Elvia Macedo, Custodian, from payroll due to retirement, effective November 30, 2013. [67.78 hours or balance vacation; 24.38 hours or balance compensatory.]

Request of Building Maintenance to remove Peggy Klink, Administrative Assistant II, from payroll due to retirement, effective December 31, 2013. [240.00 hours or balance vacation; 0.27 hours or balance compensatory.]

Request of Building Maintenance to accept resignation of David Rangel, Facility/Grounds Worker, Effective November 8, 2013. [70.72 hours or balance vacation, 14.00 hours or balance compensatory.]

Request of County Court at Law 2 to increase salary of Jacqueline Ullom, Probate Investigator, due to salary adjustment to include FY2014 COLA increase, effective September 28, 2013.

Request of Commissioner Precinct 1 to place Joseph M. Dobraski, Operator I, on payroll as replacement for John McGinnis, effective November 12, 2013.

Request of Commissioner Precinct 1 to change status of Michael Q. Hodges, Park Attendant, due to new position, effective November 16, 2013.

Request of Commissioner Precinct 4 to place Daniel R. Swindall, Operator 1, on Unpaid FMLA/Disability Leave, effective November 5, 2013.

Request of Constable Precinct 4 to reduce salary of Adolph Boudreaux, Deputy, due to contract Deputy – POA did not approve COLA increase for 11/04/13 through 09/30/14 Agreement, effective November 4, 2013.

Request of County Attorney to accept resignation of Aimie Kemp, Administrative Assistant 1, effective November 8, 2013. [25.34 hours or balance vacation.]
Request of County Attorney to place John McKinney, Jr., Attorney I, on payroll as replacement for Julie Stewart, effective November 18, 2013.

Request of County Attorney to accept resignation of Brett Peabody, Attorney III, effective November 11, 2013. [182.31 hours or balance vacation.]

Request of Court Collections to place Regina Harris, Collection Specialist I, on Unpaid FMLA/Disability Leave, effective November 5, 2013.

Request of District Clerk to promote Katrina Blank, Court Clerk IV, as replacement for Linda Tyer, effective November 4, 2013.

Request of District Clerk to increase salary of Corrina Ferrara, Court Clerk II, due to status changes as replacement for Katrina Blank, effective November 4, 2013.

Request of Information Technology to accept resignation of Keith Chilek, Network & Operations Manager, effective November 8, 2013. [31.285 hours or balance vacation.]

Request of Justice of the Peace, Precinct 3, to accept resignation of Lindsey Hurst, Court Clerk II, effective November 8, 2013. [33.88 hours or balance vacation; 3.00 hours or balance compensatory.]

Request of Justice of the Peace, Precinct 4, to increase salary of Joy Smith, Court Clerk II, due to probationary period completed, effective November 23, 2013.

Request of Juvenile to increase salary of Brandon Baldwin, Juvenile Supervision Officer – Substitute, due to 5% COLA, effective November 9, 2013.

Request of Juvenile to increase salary of Derek Berry, Juvenile Supervision Officer – Substitute, due to 5% COLA, effective November 9, 2013.

Request of Juvenile to place Christina Inez Garcia, Juvenile Probation Officer, on payroll as replacement for Tavaris Bates, effective November 4, 2013.

Request of Juvenile to place Nelly Monreal, Juvenile Probation Officer, on payroll as replacement for Alyssa Hobrecht, effective November 11, 2013.

Request of Juvenile to increase salary of Tyree Roberts, Juvenile Supervision Officer - Substitute, due to 5% COLA, effective November 9, 2013.

Request of Juvenile to increase salary of Donnielle Lyrea Shepherd, Juvenile Supervision Officer - Substitute, due to 5% COLA, effective November 9, 2013.

Request of Juvenile to accept resignation of Briann Michelle Taylor, Juvenile Supervision Officer - Substitute, effective October 31, 2013. [No benefits due.]

Request of Library to accept resignation of Cheryl Renee Adams, Catalog Technician, effective November 22, 2013. [No benefits due.]

Request of Library to place Melissa K. McNeill, Computer Analyst, on payroll as replacement for Denise Gardner, effective November 12, 2013.

Request of Library to accept resignation of Kimberly A. Pratt, Reference Librarian, effective 13, 2013. [102.72 hours or balance vacation.]
Request of Library to accept resignation of Melissa A. Sulzer, Shelving Clerk, effective November 22, 2013. [No benefits due.]

Request of Library to place Crystal G. Swimmer, Library Assistant II, on payroll as replacement for Alicia Swindle Johnson, effective November 19, 2013.

Request of Sheriff to transfer Gina Atkinson, Officer Civilian Detention, as replacement for Chad Bowers, effective November 11, 2013.

Request of Sheriff to place Emily Benton, Dispatcher, on payroll as replacement for Clarissa Lovett, effective November 2, 2013.

Request of Sheriff to place Andrew Besong, Officer Civilian Detention, on payroll due to returning from Unpaid Leave of Absence, effective November 10, 2013.

Request of Sheriff to place Corbin Clair, Officer Civilian Detention, on payroll as replacement for Dylan Wood, effective November 2, 2013.

Request of Sheriff to accept resignation of Brandy Collins, Deputy Patrol, effective October 31, 2013. [35.06 hours or balance vacation; 4.63 hours or balance compensatory; 0.75 hours or balance holiday.]

Request of Sheriff to accept resignation of Tessa Early, Temp Data Clerk, effective November 4, 2013. [No benefits due.]

Request of Sheriff to increase salary of Hector Estrada, Deputy Detention, due to promotion as replacement for Christine Harper, effective November 9, 2013.

Request of Sheriff to increase salary of Jeffery Fowler, Corporal Detention, due to promotion as replacement for John Nye III, effective November 2, 2013.

Request of Sheriff to increase salary of Tyler Hall, Deputy Patrol District 3, to correct “from” salary on PCRF approved in Commissioners Court on October 28, 2013, effective October 19, 2013.

Request of Sheriff to increase salary of Christina Harper, Corporal Detention, due to promotion as replacement for Clifford Martin, effective November 2, 2013.

Request of Sheriff to accept resignation of Kevin Hataway, Officer Civilian Detention, effective November 22, 2013. [46.20 hours or balance vacation; 112.50 hours or balance compensatory; 24.00 hour or balance holiday.]

Request of Sheriff to place Zachary Kovach, Officer Civilian Detention, on Unpaid Military Leave, effective November 8, 2013.

Request of Sheriff to increase salary of Brian Kovacs, Deputy Detention, due to promotion as replacement for Jeffery Fowler, effective November 9, 2013.

Request of Sheriff to accept resignation of Scott Pierman, Deputy Patrol, effective November 6, 2013. [61.84 hours or balance vacation; 10.25 hours or balance compensatory; 24.50 hours or balance holiday.]
Request of Sheriff to accept resignation of William Poplin, Officer Civilian Detention, effective November 8, 2013. [3.6336 hours or balance vacation; 193.26 hour or balance compensatory.]

Request of Sheriff to increase salary of Carol Raica, Temp Data Clerk, to bring in line with other temp employees who received the 5% COLA increase, effective September 28, 2013.

Request of Sheriff to increase salary of Cabel Reitzel, Deputy Detention, due to promotion into new position, effective November 26, 2013.

Request of Sheriff to increase salary of Justin Wilkerson, Corporal Patrol District III, due to promotion as replacement for Phillip Smith, effective November 2, 2013.

Request of Tax Assessor/Collector to discharge Robert Thomas William Oughton, Accounting Manager, effective November 12, 2013. [67.80 hours or balance vacation.]

Request of Tax Assessor/Collector to accept resignation of Sondra Kay Richards, Deputy Specialist IV, effective November 15, 2013. [45.74 hours or balance vacation; 0.03 hours or balance compensatory.]

Request of Sheriff to place Aljoscha Hirsch, Officer Civilian Detention, on payroll as replacement for J. Williams, Jr., effective November 16, 2013.

Request of Sheriff to place Jessica Johnson, Officer Civilian Detention, on payroll as replacement for James Selmsner, effective November 16, 2013.

Request of Sheriff to place Milton “Troy” Moseley, Officer Civilian Detention, on payroll as replacement for Michael Griffith, effective November 16, 2013.

Request of Sheriff to place James Traylor, Officer Civilian Detention, on payroll as replacement for Rosalyn Nelson, effective November 16, 2013.

Motion carried.

36. COURT ADJOURN

Motion by Commissioner Noack, seconded by Commissioner Rinehart, 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