THE STATE OF TEXAS
COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 17\textsuperscript{th} day of November, 2014, 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 Jerilynn Williams.

PLEDGE OF ALLEGIANCE to the United States flag recited.

PLEDGE OF ALLEGIANCE to the Texas state flag recited.

1. COMMISSIONERS COURT AGENDA APPROVED – COUNTY JUDGE

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

PROCLAMATIONS/RESOLUTIONS – AGENDA ITEMS 7A-B

COUNTY COURT AT LAW 2 JUDGE CLAUDIA LAIRD PRESENTED PEGGY FREEMAN, COURT COORDINATOR – AS THE EMPLOYEE OF THE MONTH FOR NOVEMBER 2014 – EMPLOYEE COMMITTEE.


2. MINUTES APPROVED – COUNTY CLERK

   Motion by Commissioner Noack, seconded by Commissioner Rinehart, to approve the Minutes from Regular Session of Commissioners Court dated November 3, 2014. Motion carried.

3. CONSENT AGENDA – AGENDA ITEMS 9A-M

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

COUNTY AUDITOR – AGENDA ITEMS 9A1-15

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

   A2. BUDGET AMENDMENTS FY14 APPROVED:

      a. 221\textsuperscript{st} District Court: To adjust line items.


e. Constable Precinct 5: To adjust line items.

f. Contingency: To adjust line items per Commissioners Court (M11/09.15.14) and (M22/07.14.14).

g. County Auditor: To adjust line item.

h. County Engineer: To adjust line items.

i. County Court at Law 4: To adjust line items.

j. County Court at Law 5: To adjust line items.

k. Court Administration: To adjust line items.

l. Fire Marshal – Inspection & Investigation: To adjust line items.

m. J. Corley Detention Facility: To recognize and allocate revenue for Joe Corley Detention Facility.

n. Justice of the Peace 4: To adjust line items.

o. Sheriff - Jail: To recognize and allocate revenue, adjust line items, return & de-obligate unused funds.

A3. BUDGET AMENDMENTS FY15 APPROVED:

a. 284th District Court: VPN replacement token for expired token.

b. Commissioner Precinct 1: To fund Access Builds Children.

c. Commissioner Precinct 2: Line item transfer to fund Astro Fence.

d. Commissioner Precinct 3: To recognize and allocate revenue.

e. Commissioner Precinct 4: To adjust line items for bunker rake purchase.

f. Constable Precinct 1: To recognize and allocate revenue – FY15.

g. Constable Precinct 2: To recognize and allocate revenue.

h. Constable Precinct 2/STEP IDM (DWI): To recognize and allocate FY15 STEP-IDM Grant from H-GAC (M9/10.20.14).

i. Constable Precinct 3/MUD 94 Unit: Budget adjustment per Interlocal Agreement.

j. Constable Precinct 4: To recognize and allocate revenue.

k. Constable Precinct 4 - 100 Club Contribution: To recognize and allocate the contribution from 100 Club (M10/10.20.14).


m. Contingency: Reverse Budget Amendment/11.03.14.

n. County Court at Law 2: For purchase of VPN Token.

o. County/District Court Technology Fund: To recognize and allocate revenue in County/District Court Technology Fund as authorized by Commissioners Court (M16/10.20.14).

q. Justice of the Peace Technology Fund: To recognize and allocate revenue for Justice of the Peace Technology Fund as authorized by Commissioners Court (M23/10.20.14).

r. Sheriff: To adjust line items to fund Prisoner Extradition.

s. Sheriff/FBI-JTTF: To set up FY15 FBI-JTTF Contract (M9/11.03.14).

t. Sheriff/Westwood Magnolia: Establish FY15 Budget per Interlocal Agreement (M14/08.11.14).

A4. REPORTS ACCEPTED of Chapter 59 Asset Forfeitures from the District Attorney.


TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9B1


PURCHASING – AGENDA ITEMS 9C1-9

C1. ADVERTISING APPROVED:

a. Minor Construction, Repair, Rehabilitation or Alteration of a Facility (Project 2015-0016) – Various Departments.

C2. CONTRACTS AWARDED:

a. Prime: TEXAS LONE STAR PAVEMENT SERVICES
Alternate: STRIPES & STOPS COMPANY, INC.
For Parking Lot(s) Layout and Striping (Project 2015-0009) – Various Departments.

b. Prime: ALLIED TUBE & CONDUIT CORPORATION (Section 1 and 2)
Alternate: PATHMARK TRAFFIC PRODUCTS OF TEXAS, INC. (Section 1)
TRANTEX, INC. (Section 2)
For Posts and Related Supplies for Traffic Signs (Project 2014-0068) – Various Departments.

c. AERYON LABS, INC. for Unmanned Aerial Vehicle (System) - (Project 2015-0004) – Emergency Management/Sheriff.


C3. RENEWALS:

a. P.O. 2014079 to SOFTWARE HOUSE INTERNATIONAL, INC. for product and related services through the Texas DIR Contract No. DIR-SDD-2503, expires 11/03/14 – Various Departments.

b. P.O. 2012209 to SUN COAST RESOURCES, INC. for bulk oil, lubricants and related items, expires 12/05/14 – Various Departments.

c. P.O. 2014102 to AMERICAN TIRE DISTRIBUTORS for tires and tubes for medium trucks and off road equipment, expires 12/17/14 – Various Departments.

d. P.O. 2014103 to SOUTHERN TIRE MART for tires and tubes for medium trucks and off road equipment, expires 12/17/14 – Various Departments.
e. P.O. 2014553 to TRIPLE B AG, LLC for mowing right-of-ways, expires 02/10/15 – Precinct 1.

f. P.O. 2006303 to SMITH AND COMPANY for emergency purchase of bulk fuel, expires 02/26/15 – Various Departments.

g. P.O. 2014202 to TEXAS PRISONER TRANSPORT DIVISION for prisoner extradition services, expires 02/23/15 – Sheriff.

h. P.O. 2012127 to DYNAMIC VISION CO., INC. for LED signal modules, expires 02/25/15 – Various Departments.

i. P.O. 2010327 to STEPHENS OFFICE SUPPLY, INC. dba GOSTEPHENS for office, computer, paper supplies and accessories with on-line ordering capabilities, expires 02/28/15 – Various Departments.

C4. CHANGE ORDERS:

a. Change Order #1 (P.O. 2014253) to SAM HOUSTON STATE UNIVERSITY for Interlocal Agreement for Psychological Services for one additional clinical psychology doctoral student for the remainder of the Contract (October 16, 2014 through August 31, 2015) at a fixed price of $9,620.00 – Juvenile.

b. Change Order #1 (P.O. 2010563) to GLOBAL TEL*LINK CORPORATION for Inmate Phone And Associated System Services for the second amendment to inmate telephone service agreement as per documents on file – Various Departments.

c. Change Order #1 (P.O. 2014657) to CALDWELL COUNTRY CHEVROLET for One New Chevrolet 1500 Silverado 4x4 Crewcab CK15543 through Interlocal Agreement with HGAC Contract No. VE11-13 to cancel order effective immediately – Precinct 3.

d. Change Order #1 (P.O. 2014597) to REBEL CONTRACTORS, INC. for Anders Branch/Town Creek Drainage Improvements to remove/replace R.C.P. regrade/desilt existing roadside ditches, in the amount of $16,300.00 - Montgomery County Community Development.

e. Change Order #6 (P.O. 2009549) to TEXAS LONE STAR PAVEMENT SERVICES, INC. for Parking Lot Layout And Striping to cancel month to month effective November 17, 2014 – Various Departments.

f. Change Order #4 (P.O. 2011493) to JM SALES & SERVICE for Parking Lot Layout And Striping to cancel month to month effective November 17, 2014 – Various Departments.

C5. DISCRETIONARY EXEMPTIONS:

a. TASER INTERNATIONAL for Taser and Taser Accessories – Various Departments. §262.024(a)(7)(A).

b. GLEN MILLS SCHOOLS for Residential Services – Juvenile. §262.024(a)(4).

C6. UTILIZING CONTRACT WITH METRO FIRE APPARATUS SPECIALISTS, INC. APPROVED for the purchase of Emergency Equipment and Supplies through the Interlocal Agreement with H-GAC Contract No. EE08-13 in the amount of $9,327.00 – Lone Star Executive Airport.
C7. UTILIZING CONTRACT WITH DOOLEY TACKABERRY, INC. APPROVED for the purchase of Emergency Equipment and Supplies through the Interlocal Agreement with BuyBoard Contract No. 432-13 in the amount of $10,373.75 – Lone Star Executive Airport.

C8. REQUEST APPROVED to rescind Change Order #1, P.O. 2014597 to Rebel Contractors, Inc. for Anders Branch/Town Creek Drainage Improvements previously submitted in Commissioners Court on October 20, 2014 in its entirety – Montgomery County Community Development.

C9. UTILIZING CONTRACT WITH MUNICIPAL EMERGENCY SERVICE, INC. APPROVED for the purchase of Emergency Equipment and Supplies through the Interlocal Agreement with H-GAC Contract No. EE08-13 in the amount of $21,450.30 – Lone Star Executive Airport.

RISK MANAGEMENT – AGENDA ITEM 9D1-2

D1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

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D2. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Judy Traweek in the amount of $1,243.35 in reference to Claim #A-15-0003. Date of incident October 20, 2014.

COMMISSIONERS – AGENDA ITEMS 9E1-2

E1. PRECINCT 1

a. USE AGREEMENT APPROVED with Texas Hot Shots to use the Baseball Fields at West Montgomery County Park to practice as scheduled through Montgomery Little League through December 31, 2014.
E2.  PRECINCT 4

a.  USE AGREEMENT APPROVED WITH 12 U Venom/SWAT Softball to use the Softball Fields at Bull Sallas and Ed Rinehart Park to practice as scheduled through East Montgomery County Sports Association through December 31, 2014.

b.  CHECK ACCEPTED from Montgomery County ESD 7, in the amount of $2,514.45, for the purchase of fuel for the month of August, 2014. To be deposited into account 615.7926. Check forwarded to Auditor for further processing.

c.  CHECK ACCEPTED from Colony Ridge Land, LLC, in the amount of $1,544.72, for the installation of stop signs in Pinewood Village. To be deposited into account 615.7453. Check forwarded to Auditor for further processing.

d.  USE AGREEMENT APPROVED WITH FBC Porter Youth Group to use the Football Fields at Bull Sallas Park November 15, 2014 for a flag football game.

COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1.  PRECINCT 1

a.  REQUEST APPROVED from Mid-South Synergy to place an overhead electrical line in the right of way of Mock Road.

F2.  PRECINCT 2

a.  STREETS COMPLETED THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 28 and accepted by Montgomery County. Bond released.

b.  STREETS COMPLETED THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 31 and accepted by Montgomery County. Bond released.

c.  REQUEST APPROVED from TW Telecom to place a buried HDPE innerduct and fiber line within the right of way of St. Luke’s Way.

d.  PUBLIC HEARING DATE SET for January 12, 2015 to establish No Parking Zone on High Meadow Ranch Drive.

AGENDA ITEM 9F2e WAS REMOVED.

F3.  PRECINCT 3

a.  PUBLIC HEARING DATE SET for January 12, 2015 to establish Multi-Way Stop Control at the intersection of Budde Road at Pruitt Road.

b.  REQUEST APPROVED from CenterPoint Energy to place a gas line within the right of way of Birnham Woods.

F4.  PRECINCT 4

a.  REQUEST APPROVED from Denbury Onshore, LLC to place a four-inch oil/saltwater pipeline (fiberglass) line within the right of way of Texaco Road.
b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Cumberland Crossing, Section 6; Total length of roads: 3,743.29 miles; effective November 14, 2014.

c. FINAL PLAT APPROVED of Harper’s Trace, A Street Dedication; 6.768 acres; Richard Vince Survey; A-583.

d. STREETS ACCEPTED by Montgomery County in Circle Oaks, Section 3 and the bond released.

e. STREETS ACCEPTED by Montgomery County in Autumn Acres, Section 3 and the bond released.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9G1-6

G1. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain located at 16721 FM 1485, Conroe, Texas 77306.

G2. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain located at 26339 McDonald Road, The Woodlands, Texas 77380.

G3. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property records to recover cost to the County for demolition for Abate Nuisance of the following locations:
   a. 24918 Hickory Hill Road, Spring, Texas 77380
   b. 600 Navajo Street, Montgomery, Texas 77316

G4. REQUEST APPROVED for demolition of property that is abandoned, deemed unsafe, or unlivable located at 15027 Calhoun, Conroe, Texas 77302.

G5. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain located at 20344 Scott Gardner Road, New Caney, Texas 77357.

G6. REQUEST APPROVED for Order Rescinding and Vacating Order to Abate Nuisance for the following locations:
   a. 23815 Briar Thistle, Porter, Texas 77365
   b. 30419 Davis Street, Magnolia, Texas 77355
   c. 2238 Bob White Street, Conroe, Texas 77385

INFRASTRUCTURE – AGENDA ITEM 9H1

H1. CHECK ACCEPTED from First Baptist Church of Conroe, in the amount of $25,000.00. This is the third payment of four from the church as outlined in Section III of the Garage Use Agreement by and between Montgomery County and First Baptist Church of Conroe.

COUNTY JUDGE – AGENDA ITEM 9I1

I1. VARIANCE REQUEST APPROVED at 1411 Amber Cove in Willis, Texas to install a water well. Said variance is agreed to by Montgomery County Environmental Health.
SHERIFF – AGENDA ITEMS 9J1-2

J1. REQUEST APPROVED of the FY2014 Equitable Sharing Agreement and Certification, authorizing Judge Sadler to sign.

J2. REPORT APPROVED of the FY2014 Chapter 59 Asset Forfeiture.

COUNTY ATTORNEY – REAL PROPERTY – AGENDA ITEMS 9K1

K1. PRECINCT 4

a. ORDER APPROVED Authorizing The Grant Of A Sanitary Sewer Easement To New Caney Municipal Utility District And Authorizing The County Judge To Sign The Conveyance Document on a 0.032 acre tract of land out of the Finley McNaughton Survey, Abstract 392.

b. ORDER APPROVED Authorizing The Grant Of A Sanitary Sewer Easement To New Caney Municipal Utility District And Authorizing The County Judge To Sign The Conveyance Document on a 0.841 acre tract of land out of the Finley McNaughton Survey, Abstract 392.

c. ORDER APPROVED Authorizing Purchase Of Parcel 1 For The Ferne Leaf Extension Project in the amount of $10,782.80.

d. ORDER APPROVED Authorizing Purchase of Parcel 2 For The Ferne Leaf Extension Project in the amount of $10,782.80.

HUMAN RESOURCES – AGENDA ITEM 9L1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED

Request of Custodial to promote Jose E. Cruz Fuentes, Custodian II, as replacement for Richard Best, effective November 10, 2014.


Request of Custodial to remove salary supplement for Billy O. Owens, Custodian I, effective November 10, 2014.

Request of County Court at Law 2 to increase salary of Patricia Freeman, Court Coordinator II, as approved by Commissioners Court on October 6, 2014, effective October 6, 2014.

Request of Commissioner Precinct 1 to remove James Buckner, Sr. Foreman, from payroll due to retirement, effective December 31, 2014. [181.565 hours or balance vacation; 40.00 hours or balance compensatory.]

Request of Commissioner Precinct 3 to remove Roy M. Fenley, Operator I from payroll due to retirement, effective December 31, 2014. [229.055 hours or balance vacation.]

Request of Commissioner Precinct 3 to accept resignation of Daniel Lee Harrell, Operator 1, effective November 17, 2014. [18.46 hours or balance vacation; 8.00 hours or balance holiday.]

Request of Commissioner Precinct 4 to place Robert Douglas Ruminer, Operator I, on payroll as replacement for Richard Woychesin, effective November 17, 2014.

Request of County Clerk to increase salary of Tracy Lynn Wendt, Court Clerk II, due to completion of probationary period, effective November 8, 2014.
Request of District Clerk to increase salary of Corrina Ferrara, Court Clerk IV, due to completion of probationary period, effective November 10, 2014.

Request of District Clerk to increase salary of Elizabeth Hamblin, Court Clerk II, due to completion of probationary period, effective November 10, 2014.

Request of District Clerk to accept resignation of Melinda Anne Harvey, Court Clerk II, effective November 5, 2014. [94.68 hours or balance vacation.]

Request of Justice of the Peace Precinct 1 to place Debra C. Bailey, Court Clerk II, on payroll as replacement for Kerry A. Chavez, effective November 10, 2014.

Request of Justice of the Peace Precinct 1 to accept resignation of Kerry A. Chavez, Court Clerk II, effective November 7, 2014. [No benefits due.]

Request of Juvenile to place Donald Dunlap, Juvenile Supervision Officer – Substitute, on payroll effective November 12, 2014.

Request of Juvenile to place Tenisha Evans, Juvenile Supervision Officer, on payroll as replacement for Duvy Mendez, effective November 12, 2014.

Request of Juvenile to place Amanda Hefflin, Juvenile Supervision Officer – JJAEP, on payroll as replacement for Michael McManus, effective November 12, 2014.

Request of Juvenile to accept resignation of Carey Jude Jenkins, Jr., Juvenile Supervision Officer Substitute, effective November 6, 2014. Eligible for re-hire. [No benefits due.]

Request of Juvenile to place Monica Keener, Juvenile Supervision Officer, on payroll as replacement for Chastity Hardin, effective November 13, 2014.

Request of Juvenile to accept resignation of Byron Elvis Mitchell, Jr., Juvenile Supervision Officer, effective November 9, 2014. Eligible for re-hire. [5.65 hours or balance vacation.]

Request of Juvenile to place Gregory Price, Juvenile Supervision Officer – Substitute, on payroll effective November 12, 2014.

Request of Juvenile to place Miressia Steele, Juvenile Supervision Officer – Substitute, on payroll effective November 12, 2014.

Request of Juvenile to place Patterson Tavernier, Juvenile Supervision Officer, on payroll as replacement for Byron Elvis Mitchell, Jr., effective November 12, 2014.

Request of Law Library to discharge Priscilla Streigtoff, Law Library Manager, effective November 6, 2014. [69.8242 hours or balance vacation.]

Request of Library to place Amanda Marina Leiva, Reference Librarian, on Unpaid FMLA/Disability Leave, effective October 24, 2014.

Request of Library to place Amanda Marina Leiva, Reference Librarian, on payroll due to return from FMLA/Disability Leave, effective November 5, 2014.

Request of Library to place Dara Neyland, Library Assistant II, on Unpaid FMLA/Disability Leave, effective October 8, 2014.

Request of Recycle Station – Precinct 3 to place Donald Peacock, Recycle Technician, on payroll as replacement for Patrick Davis, effective November 10, 2014.
Request of Sheriff to transfer Christopher Arnold, Deputy Detention, as replacement for Stephen Gaudern, effective November 15, 2014.

Request of Sheriff to place Helen Barner, Clerk IV – Records, on Unpaid FMLA/Disability Leave, effective November 12, 2014.

Request of Sheriff to bridge time of Anna Castillo, Clerk IV, to reflect revised leave anniversary date of April 19, 2003, effective November 10, 2014.

Request of Sheriff to place Burdette Deyo, Jr., Mechanic III – Fleet, on payroll into new position, effective December 1, 2014.

Request of Sheriff to remove Kathy Dishman, Deputy Detention, from payroll due to retirement, effective November 30, 2014. [77.125 hours or balance vacation; 2.32 hours or balance compensatory.]

Request of Sheriff to transfer Bryan Flynn, Deputy Patrol District VI, as replacement for Scott Martin, effective November 8, 2014.

Request of Sheriff to promote Stephen Gaudern, Sergeant Detention, as replacement for Steven Dresel, effective November 15, 2014.

Request of Sheriff to promote April Veith, Shift Coordinator, as replacement for Katricia Hortman, effective November 8, 2014.

Request of Sheriff to promote Daniel Whitworth, Sergeant Detention, as replacement for Jeremiah Richards, effective November 15, 2014.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEM 9M1

M1. APPOINTMENTS AND PRIVILEGING APPROVED of Sarahi Torres, Psychologist and Roy Sanford Kiser, Jr., Psychiatrist, for provisional status as recommended by the MCMHTF Advisory Board.

Motion carried.

END OF CONSENT AGENDA

4. REQUEST APPROVED – SECOND ADMINISTRATIVE JUDICIAL REGION OF TEXAS PAYMENT – COUNTY JUDGE

Motion by Judge Sadler, seconded by Commissioner Noack, to approve Montgomery County’s Proportionate share of expense payable to Second Administrative Judicial Region of Texas for 2014/2015, in the amount of $20,097.17. Motion carried.

5. APPOINTMENTS APPROVED – HISTORICAL COMMISSION – COUNTY JUDGE

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve appointing Victoria A. Endsley and Carolyn A. Carroll to the Montgomery County Historical Commission. Motion carried.

6. REQUEST APPROVED – HISTORICAL MARKER – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the proposed Montgomery County Historical Marker Program and the proposed design for the new County Historical Marker. Motion carried.

AGENDA ITEM 10E WAS DEFERRED.
H-GAC GAVE A PRESENTATION OF THE MONTGOMERY COUNTY THOROUGHFARE PLAN AND SOUTH COUNTY MOBILITY PLAN.

7. REQUEST APPROVED – PERMISSION TO ADVERTISE – JUSTICE OF THE PEACE PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve to advertise and go out for bid for audio and visual needs for Justice of the Peace Precinct 1 Willis Courtroom and Montgomery Courtroom. The estimated cost is $49,000.00 per Courtroom, funded from the Justice Court Technology Fund. Motion carried.

8. CHANGES APPROVED – OPEN/CLOSE POSITIONS, TRANSFER FUNDS – JUSTICE OF THE PEACE PRECINCT 1

Motion by Judge Sadler, seconded by Commissioner Meador, to approve the following:

- Close position 455-3990-2
- Open position 455-3995-1

Transfer salary from closed position ($37,307.22) to the open position with the 5% increase approved by Human Resources with the PDQ submittal. To be funded from Contingency.

Motion carried.

9. CORRECTION APPROVED – JUSTICE OF THE PEACE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve correction of Item 11A of Commissioners Court Agenda, November 3, 2014. $1,601.46 was approved in Commissioners Court for monitors. The amount should read $1,736.46. The outstanding $135.00 will be funded from the Technology fund.

Motion carried.

10. REQUEST APPROVED – DE-OBLIGATION OF FUNDS – MANAGED ASSIGNED COUNSEL

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve the de-obligation of $90,105.60 for the Montgomery County Managed Assigned Counsel Program Discretionary Grant from the Texas Indigent Defense Commission for FY2014. Motion carried. [Note: County Clerk did not receive any documentation.]

11. REQUEST APPROVED – PAYMENT OF TRAVEL REQUISITIONS – ADULT PROBATION

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve travel payment requisitions for Wendi Foster, Amy Lewis, Jennifer Turner and Angela Richardson in the amount of $623.58. The Auditor’s office returned the requests because they exceeded the 30-day time limit. These travel requests are being paid with State funds.

Motion carried.

The Court requested the Auditor create a proposed change to the time limit and present it to the Court in the near future.

12. REQUEST ACCEPTED – MEMORANDUM OF UNDERSTANDING - SHERIFF

Motion by Commissioner Doyal, seconded by Commissioner Meador, to accept the FY2015 Memorandum of Understanding between the Montgomery County Sheriff’s Office SWAT Division and the US Marshals Service in the amount of $72,000.00. Funds should be allocated to department 5601513 with benefits funded from department 5601. Motion carried.

13. REQUEST APPROVED – K-9 RETIREMENT – CONSTABLE PRECINCT 2
Motion by Judge Sadler, seconded by Commissioner Meador, to approve the retirement of K-9 Zorro to Deputy Tim Shackelford. Motion carried.

14. REQUEST APPROVED – DE-OBLIGATION OF FUNDS – DISTRICT ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the de-obligation of $3,943.38 from the Fiscal Year 2014 TXDOT No Refusal Grant. Motion carried.

15. CHANGES APPROVED – CLOSE POSITION, TRANSFER FUNDS – TAX ASSESSOR/COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve the following changes:

Close position 499.3911.3
Transfer $28,946.58 from closed position to open position 499.3907.4
Place remaining funds of $2,473.59 in funding position.

Motion carried.

16. REQUEST APPROVED – OPEN POSITION – BUILDING MAINTENANCE

Motion by Commissioner Rinehart, seconded by Commissioner Doyal, to approve the opening of position 510-8550-2, with an annual salary of $65,000.00 plus benefits, to be funded by Contingency. Motion carried. [Note: County Clerk did not receive any documentation.]

17. CHANGES APPROVED – OPEN/CLOSE POSITIONS – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Doyal, seconded by Commissioner Noack, to approve the following changes:

Close position 427-8560-1
Open position 427-8410-1

The change does not affect the Fiscal Year 2015 Budget. Motion carried.

18. ORDER APPROVED – GENERAL ELECTION RESULTS – ELECTIONS

Motion by Commissioner Doyal, seconded by Commissioner Noack, to approve Order Canvassing Returns and Declaring Results Of The November 4, 2014 General Election. Motion carried.

19. ORDER APPROVED – CONSTITUTIONAL AMENDMENT ELECTION RESULTS – ELECTIONS

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Order Canvassing Returns and Declaring Results Of The November 4, 2014 Constitutional Amendment Election. Motion carried.
20. LIST ACCEPTED – K-9 PERSONNEL – AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Doyal, to accept the following list of personnel assigned a K-9 for Fiscal Year 2015:

Sheriff’s Office:
- Deputy Michael Uber
- Deputy David Birch
- Deputy David Everton
- Deputy Tommy Thompson
- Deputy Jason Prince
- Deputy Lynise Marshall

Constable Precinct 4:
- Deputy Jesse Bullinger
- Deputy Eric Prado
- Deputy Bryan Skero

Constable Precinct 1:
- Lieutenant Timothy Cade
- Lieutenant Wesley Mack

Constable Precinct 2:
- Captain Michael White
- Darren Hess
- Joseph Manz

Constable Precinct 4:
- Deputy Jesse Bullinger
- Deputy Eric Prado
- Deputy Bryan Skero

Fire Marshal’s Office:
- Darren Hess
- Joseph Manz

District Attorney’s Office
- Pamela Traylor

Motion carried.

21. REQUEST APPROVED – DISCRETIONARY EXEMPTION - PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve the discretionary exemption for Advanced Traffic Solutions, LLC for traffic engineering services (Precinct 3) for timing plan study at Research Forest Drive in the amount of $72,000.00 [§262.024(a)(4)] – Motion carried.

22. PURCHASE APPROVED – SYSTEM INTEGRATION SERVICES – PURCHASING

Motion by Commissioner Doyal, seconded by Commissioner Noack, to approve the purchase of System Integration Services from Motorola Solutions, Inc. through the Interlocal Agreement with H-GAC Contract #RA05-12, in the amount of $58,294.00 funded by Certificates of Obligation. Motion carried.

23. AGREEMENTS APPROVED – EMERGENCY COMMUNICATION DISTRICT – COUNTY ATTORNEY

Motion by Commissioner Doyal, seconded by Commissioner Noack, to approve two Agreements:

- Interlocal Agreement Between The County of Montgomery and The Montgomery County Emergency Communication District For Use Of a Radio Tower(s); and
- Interlocal Agreement Between The County of Montgomery and The Montgomery County Emergency Communication District For Sharing Wireless Backhaul Capacity.

Motion carried.

AGENDA ITEM 24B IS DEFERRED.

AGENDA ITEM 24C IS DEFERRED.

AGENDA ITEM 24D IS DEFERRED.
24. AGREEMENT APPROVED – LAW ENFORCEMENT SERVICES – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve an Interlocal Agreement between Montgomery County, Texas and The Woodlands Township For the Provision of Law Enforcement Services. Motion carried.

25. ORDER APPROVED – PARTIAL REVISION TO CADDY VILLAGE – COUNTY ATTORNEY REAL PROPERTY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Order Authorizing Notice of Public Hearing For Revision of Plat to subdivision lots/plats known as Lots 164-167, 169, 170 & 484-486, Caddo Village Section 1, recorded in Cabinet D. Sheet 103, of the Montgomery County Map Records, situated in the George W. Lonis Survey Abstract 313, to be known as Caddo Village Section 1, Partial Replat No. 1. Public Hearing will be Monday, December 22, 2014. Notice to be posted by the County Attorney Real Property office on the Montgomery County website. Motion carried.

26. ORDER APPROVED – PARTIAL REVISION TO WESTWOOD THREE – COUNTY ATTORNEY REAL PROPERTY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Order Authorizing Notice of Public Hearing For Revision of Plat to subdivision lots/plats known as Lots 27 and 28, Block 12, Westwood Three, recorded in Cabinet B, Sheet 157, of the Montgomery County Map Records, situated in the Thomas Taylor Survey, Abstract 546, to be known as Westwood Three Commercial. Motion carried.

27. ORDER APPROVED – EASEMENT AGREEMENT – COUNTY ATTORNEY REAL PROPERTY

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Resolution and Order approving the Easement Agreement between Old Kentucky Farms Property Owners’ Association and Montgomery County and authorize Judge Sadler or Commissioner Doyal to execute the Easement Agreement on behalf of Montgomery County. Motion carried.

28. ORDER APPROVED - WEST ISLE BOULEVARD – COUNTY ATTORNEY REAL PROPERTY

Prior to the vote Mr. Tom Austin addressed the Court regarding this issue.

Motion by Commissioner Noack, seconded by Commissioner Doyal, to approve Order Closing, Abandoning, Discontinuing and Vacating A Portion Of West Isle Boulevard And The Entirety Of West Isle Place. Motion carried.

29. REQUESTS APPROVED – ASSIGNMENT & AMENDMENT OF LEASES – COUNTY ATTORNEY REAL PROPERTY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following Assignment and Amendment of Leases (Subleases) at the Lone Star Executive Airport:

a. By and among a) Global Air Service Corp; b) Tradequip Services and Marine, Inc. and Wing Jet Center, LLC; c) Montgomery County; and d) Woodforest National Bank for Building 15D.

b. By and among a) Global Air Service Corp; b) Tradequip Services and Marine, Inc. and Wing Jet Center, LLC; and c) Montgomery County for Building 15E.
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.

AGENDA ITEM 26A: CONSIDER AND DISCUSS CLAIM NO. A-14-0054; WAYLAND DUCKETT V. MONTGOMERY COUNTY, TEXAS ET. AL.

AGENDA ITEM 26B: DISCUSS CLAIM ON TRAVELERS/ST. PAUL MERCURY INSURANCE COMPANY BOND NO. JX8224 FOR WATER OAK FOR THE ACCOUNT OF FRONTIER 1 – BOARDWALK ON LAKE CONROE, L.P.

COMMISSIONERS COURT RECONVENED.

30. REQUEST APPROVED – PAYROLL CHANGE REQUEST FORMS – HUMAN RESOURCES

Motion by Judge Sadler, seconded by Commissioner Doyal, to approve the Payroll Change Request Forms for the following:

Request by Justice of the Peace Precinct 1 to promote Jo Carol Chapman, Clerk IV, into new position, effective October 1, 2014.

Request by Tax Assessor/Collector to place Mikka Petty, Deputy Specialist I, on payroll as replacement for Lisa Doremus, effective November 18, 2014.

Motion carried.

31. COURT ADJOURNS

Motion by Commissioner Meador, seconded by Judge Sadler, 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