

COMMISSIONERS' COURT DOCKET, APRIL 22, 2002
SPECIAL SESSION

THE STATE OF TEXAS
COUNTY OF MONTGOMERY

Be it remembered that on this the 22nd day of April, 2002, the Honorable Commissioners' Court of Montgomery County, Texas, was duly convened in a Special Session in the Commissioners' Courtroom of the Montgomery County Courthouse Annex, Conroe, Texas, with the following Members of the Court present:

County Judge,	Alan "Barb" Sadler
Commissioner,	Precinct 1, Mike Meador
Commissioner,	Precinct 2, Craig Doyal
Commissioner,	Precinct 3, Ed Chance
Commissioner,	Precinct 4, Ed Rinehart
Also -	Alice Drake, County Clerk's Office

INVOCATION GIVEN BY CONNIE REAVES, SHERIFF'S DEPARTMENT.
PLEDGE OF ALLEGIANCE WAS RECITED BY EVERYONE PRESENT.

1. COMMISSIONERS' COURT AGENDA APPROVED

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

2. PROCLAMATION APPROVED - "CRIME VICTIMS' RIGHTS WEEK"

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve a Proclamation to proclaim the Week of April 21, 2002, through April 27, 2002, as "Crime Victims' Rights Week", as per Proclamation on file. Motion carried.

BUILDING MAINTENANCE - AGENDA ITEM 5B

DON LaFITTE, BUILDING MAINTENANCE DIRECTOR, addressed the Court to challenge each department in the County for money contributions for the Employees' Committee. The Committee needs money in order to continue with their functions they are involved in during the year for County Employees. The Employees in the Maintenance Department contributed \$233.00, and Mr. LaFitte has challenged each department within the county to match or go over their contribution.

3. MINUTES APPROVED - COMMISSIONERS' COURT MINUTES - COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Commissioners' Court Minutes for April 8, 2002, as presented by the County Clerk. Motion carried.

3. CONSENT AGENDA APPROVED - AGENDA ITEMS 7A THROUGH 7J

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following Items listed under Today's Court Agenda:

COUNTY AUDITOR - AGENDA ITEMS 7A

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

b. BUDGET AMENDMENTS approved, as submitted by the County Auditor:

1. Animal Control - to adjust line items
2. Animal Shelter - to adjust line items
3. Animal Shelter - to adjust line items

4. Constable, Pct. #2 - to adjust line items
5. Constable, Pct. #4 - to fund shortage in restricted budget line
6. Commissioner, Pct. #1 - to fund Lake Park security, March 30 & 31, 2002
7. Commissioner, Pct. #3 - to recognize/allocate reimbursement from Starks
8. Commissioner, Pct. #3 - to recognize/allocate sale of scrap
9. Commissioner, Pct. #3 - to recognize/allocate reimbursement road materials from BGI International
10. Commissioner, Pct. #3 - to recognize/allocate reimbursement for guard rails and signals from creative yards & Woodlands Community Facilities Development Corporation
11. Commissioner, Pct. #4 - to adjust line items
12. County Attorney - to recognize/allocate reimbursement damages from Travelers Indemnity
13. County Judge - to adjust line items
14. District Clerk - to fund shortage in restricted budget line
15. Juvenile Probation - to recognize/allocate revenue from the National School Lunch/Breakfast Program for November 1
16. Juvenile Probation - to recognize/allocate revenue from the National School Lunch Breakfast Program for December 1 and January 2
17. Juvenile Probation - to adjust line items for JAIBG Grant
18. Memorial Library - to adjust line items
19. Memorial Library - to recognize and to allocate lease proceeds from GMAC for purchase of a delivery van
20. Risk Management - to establish Risk Management Department
21. Sheriff's Department - to recognized and to allocate reimbursement for damages from Travelers Indemnity
22. Sheriff's Department - to recognize and to allocate reimbursement wrecker service from A.M.H. Insurance
23. Sheriff's Department - to adjust line items
24. Sheriff's Department - to adjust line items
25. Sheriff's Department - to recognize proceeds from lease purchase agreement with GMAC for 6 vehicles (PO#2002299)
26. Sheriff's Department - to recognize proceeds from Lease Purchase Agreement with GMAC for 24 vehicles (PO#2002317)

COUNTY TREASURER - AGENDA ITEMS 7B

- a. REPORT approved, of Weekly Investments for the week of April 8, through April 12, 2002, as per Report on file.

AGENDA ITEM 7B2 - WEEKLY INVESTMENT REPORT FOR THE WEEK OF APRIL 15, THROUGH APRIL 19, 2002 - REMOVED FROM AGENDA

- b. RELEASE OF SECURITIES approved, with Chase Bank, Cusip #3500037382, in the amount of \$30,000.00
as per Release on file.
- c. MONTHLY REPORT approved, for pledged securities for March 1, through March 31, 2002, as per Report on file.

TAX ASSESSOR/COLLECTOR - AGENDA ITEMS 7C

- a. SUPPLEMENTAL CHANGES approved, to the 2001 Taxroll, as presented by the Tax Assessor/Collector.
- b. MONTHLY TAX COLLECTION REPORT approved, for month ending March 31, 2002, as presented by the Tax Assessor/Collector.

PURCHASING DEPARTMENT - AGENDA ITEMS 7D

- a. AUTHORIZATION TO ADVERTISE for the following bids/proposals:
 1. Printing of Voter Registration Forms and Related Materials - Elections

- Central
 - 2. Printing of Ballots - Elections Central
 - 3. Radio Shelter Building - Sheriff's Department
 - 4. Fuel Credit Card - Various Departments
 - 5. Transporting, Processing and Recycling used tires - Various Departments
 - 6. Crack Seal Service - Various Departments
- b. BIDS/PROPOSALS opened by the Purchasing Department, as follows:
- 1. Construction of the East Montgomery County Community Development Center -Pct. #4 - CDBG - Project #2002-0059 (bids opened 4-11-02)
 - 2. RFP Network Backup System - Various Departments -Project #2002-0064 - (bids opened 4-16-02)
 - 3. RFP Financing Rate for equipment - Various Departments -Project #2002-0062 - (bids opened 4-17-02)
 - 4. New and/or refurbished telephone equipment _ CIS -Project #2002-0051 (bids opened 4-17-02)
 - 5. RfP Service for providing money transfers for collection of fines - Collections Department - Project #2002-0066 - (bids opened 4-19-02)
- c. RENEWAL CONTRACTS approved, as follows:
- 1. TXU Communications Telephone - PO#2001388 - for long distance services - Inmate Telephone Service
 - 2. TXU Communications Telephone - PO#2001387 and #2001387X) - for administrative long distance services
 - 3. Telephone Data & Sound - PO#2001242 and #2001242X - for telephone system maintenance - Communication Information Services
 - 4. Southwestern Gas Pipeline, Inc. - PO#2001235 - for leasing space on the Montgomery County Radio Tower - Communication Information Services
 - 5. Amtech Elevator Services - PO#2001294 - for elevator maintenance - Various Departments - price changes noted in memo dated April 22, 2002, on file.
 - 6. Crown Papers & Chemical - PO#2000379 and #2000379X - for janitorial products and chemicals - Various Departments
 - 7. R. B. Everett & Company - PO#2000385 - for heavy machinery rental - Various Departments
 - 8. Nations Rent - PO#2000387 - for heavy machinery rental - Various Departments
 - 9. Rental Service Corporation - PO#2000388 - for heavy machinery rental - Various Departments
 - 10. Circle M Lawn Service - PO#9900399 - for lawn maintenance South County, Robinson Rd. Community Centers & Tamina Park. Also, to add Oklahoma Community Center to contract.
- d. CHANGE ORDER #1 approved, PO#2002303, to Hellard Service for mowing right-of-ways, Pct. #1, as per Change Order on file.
- e. CHANGE ORDER #1 approved, PO#2002280, to Frazier Lawn Services for mowing right-of-ways, Pct. #1, as per Change Order on file.
- f. CHANGE ORDER #8 approved, PO#2000151, to Waste Management, to add an 8-yard dumpster at Ipes Park for one time per week service, as per Change Order on file.
- g. CHANGE ORDER #2 approved, PO#2002003, to Smith and Company for hot mix asphaltic concrete complete in place, Various Precincts, as per Change Order on file.
- h. CHANGE ORDER #1 approved, PO#2002159, #2002160, #2002161, and #2002162, to Pavers Supply Company to add freight charge only at \$5.00- per ton, for Bulk Road Materials, as per Change Order on file.
- i. CHANGE ORDER #3 approved, PO#2001347, to Electric-All for changes to

contract for electrical/lighting for Magnolia Little League Baseball Fields, as per Change Order on file.

- j. CONTRACT approved, for Merchant Card Service with Bank of America, as per Contract on file. (proposal awarded 3-25-02)
- k. PAYMENT AND PERFORMANCE BONDS approved, for Cherry Moving Co., d/b/a Cherry Demolition for the demolition of the First Methodist Church, as per Bonds on file.
- l. ITEMS DECLARED SALVAGE approved, from Custodial Services to declare approximately 169 uniform shirts as salvage, as per Request on file.

COMMISSIONER, PCT. #1 - AGENDA ITEMS 7E1

- a. APPOINTMENT approved, to appoint Mark Bosma to serve on the Housing Authority Board
- b. FINAL PLAT approved, for Falcon Sound on the Lake, consisting of 15.08 acres, 66 lots, a per Plat on file.
- c. ORDER approved, to authorize the County Judge to sign draw on maintenance bond and escrow account on Cedar Lane Estates Subdivision, Darrell Hall, Developer of Record, as per Order on file.

COMMISSIONER, PRECINCT #2 - AGENDA ITEMS 7E2

- a. FINAL PLAT approved, for High Meadow Ranch Subdivision, Section 12, consisting of 272.151 acres, 85 lots, as per Plat on file.
- b. FINAL PLAT approved, for Research Forest Subdivision, Section 13, consisting of 3.7171 acres, as per Plat on file.
- c. PUBLIC HEARING DATE SET, for May 6, 2002, to consider placement of a 4-way stop sign on Rabon Chapel Road at Highline Drive, as per Request on file.
- d. ORDER approved, to acknowledge receipt of Replacement Letter of Credit No. 3037590 for Crown Oaks Subdivision, Section 2, issued by Bank of America, as per Order on file.
- e. PERMIT approved, from Seitel Data, Ltd, to conduct geophysical operations at Montgomery County Parks, various county locations and in county road rights-of-way, as per Permit on file.

COMMISSIONER, PRECINCT #3 - AGENDA ITEMS 7E3

- a. FINAL PLAT approved, for Lake Front Circle Drive, the Woodlands, consisting of 5.69 acres, as per Plat on file.
- b. ROADS accepted, BOND released - Fox Run, Section 8, by Montgomery County, consisting of .49 miles, 2,580.17 l.f. Also, to release the bond, as per Request on file.
- c. ROAD accepted, BOND released - Falconwing Drive, (from Peaceful Canyon Drive to Flintridge Drive), into the county road system. Also, to release the Bond, as per Request on file.
- d. ROADS accepted, in Carlton Woods Drive, Section 2, by Montgomery County, (from Sterling Ridge Drive to Carlton Way). Roads are private and will not be maintained by Montgomery County, as per Request on file.
- e. ROAD accepted, BOND released - Median opening and left turn lane on Timberloch Place at Woodloch Forest Drive, into the County Road System. Also,

to release the Bond, as per Request on file.

- f. ROADS accepted, BONDS released, in the following Subdivisions:
1. Village of Indian Springs, Section 20 - roads accepted by Montgomery County, consisting of .80 miles, 4,246.25 l.f. - Release the Bond
 2. Village of Indian Springs, Section 21 - roads accepted by Montgomery County, consisting of 1.15 miles, 6,085.09 l.f. - Release the Bond
 3. Village of Indian Springs, Section 23 - consisting of .46 miles, 2,434.63 l.f. - Release the Bond

as per Requests on file.

- g. ROADS accepted, BOND released - Village of Grogan's Mill, Section 68, consisting of .15 miles, 786.50 l.f., by Montgomery County. Also, to release the Bond, as per Request on file.
- h. ROADS accepted, BOND released - Village of Panther Creek, Section 24, Phase 3, consisting of .20 miles, 1,035.52 l.f., by Montgomery County. Also, to release the Bond, as per Request on file.
- i. LETTER AGREEMENT approved, with Union Pacific Railroad Company in regard to the possible sale of railroad right-of-way to Montgomery County for Oak Ridge School Road realignment, as per Agreement on file. Motion carried.

COMMISSIONER, PRECINCT #4 - AGENDA ITEMS 7E4

- a. FINAL PLAT approved, for Redi-Cash Porter, consisting of 1.0170 acres, as per Plat on file.
- b. ROADS accepted, BOND released - Harper's Landing g at College Park, Section 3, consisting of 1.32 miles, 6,948.24 l.f., by Montgomery County. Also, to release the Bond, as per Request on file.
- c. PUBLIC HEARING DATE set, for May 6, 2002, to consider changing the following street names in the Village of Harper's Landing, Section 10:
1. Ginger Springs Place to be changed to Hollow Glen Place, and
 2. Glen Haven Drive to be changed to Ginger Springs Place

as per Request on file.

- d. ORDER approved, to authorize the lease of real property for open space, recreational, or wetlands management purposes, located in Magnolia Bend, Block 8, Section 2, Lots 16 and 21. Also, to authorize Robert Collins, Assistant County Attorney, to conduct lease auction on May 29, 2002, as per Order on file.

ALL PRECINCTS - AGENDA ITEM 7E5

- a. OVERLOAD/OVERSIZE PERMIT approved, from Park Construction Association to move dirt and sand over all County Roads, except the Roads noted on said Permit. Movement to begin not earlier than May 3, 2002, and to be completed by August 1, 2002, as per Permit on file.

DISTRICT CLERK - AGENDA ITEM 7F

- a. DEPUTATION approved, for Terry Main, Deputy District Clerk, (formerly Teresa Johnson), as per Deputation on file.

LIBRARY DEPARTMENT - AGENDA ITEM 7G

- a. GRANT accepted, for Lone Star Libraries Grant #442-02102, in the amount of \$33,621.00, for State Fiscal Year 2002. Also, to authorize Judge Sadler to execute Grant documents, as per Acceptance on file.
- b. DONATION accepted, from Sam's Club Foundation in the amount of \$1,000.00, to be deposited into the Memorials/Gift Account #6511-7392, Library Department, as per Request on file. (check forwarded to County Treasurer for further processing)

MONTGOMERY COUNTY AUTO THEFT TASK FORCE - AGENDA ITEM 7H

- a. GRANT APPLICATION approved, for Montgomery County Auto Theft Task Force 2002/2003 Grant, as per Application on file.

SHERIFF'S DEPARTMENT - AGENDA ITEMS 7I

- a. CHECK accepted, in the amount of \$1,676.92 from members of "The Chambers" for the purchase of a "Port-a-Potty" with trailer for the Crime Scene Unit. (check forthcoming at a later date)
- b. PAYROLL VARIANCES approved for the following employees of the Sheriff's Department:

David Koth
Eric Ward
Barry Welch
Barry Welch

as per Request on file.

CHILDRENS' PROTECTIVE SERVICE - AGENDA ITEMS 7J

- a. APPOINTMENT approved, to appoint Evelyn Wright and Tina Dennis to the CPS Board, Precinct #2, as per Request on file.
- b. AGREEMENT approved, to hire Deborah Szymczak as a contractor to provide bookkeeping and financial services pertaining to CPS Board, as per Request on file.

Motion carried.

END OF CONSENT AGENDA

5. FINANCING APPROVED - SHERIFF'S DEPARTMENT COMPUTER SYSTEM

Motion by Commissioner Chance, seconded by Commissioner Meador, to approve the financing for the Sheriff's Department Computer System in the approximate amount of \$2.6 million dollars, to be funded from S.C.A.A.P Grant monies and the Sheriff's FY2002 budget. Motion carried.

6. OCCUPANCY AGREEMENT APPROVED - WEST MONTGOMERY COUNTY COMMUNITY DEVELOPMENT CENTER - PRECINCT #2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve an Occupancy Agreement with The Society of Samaritans to utilize a portion of the West Montgomery County Community Development Center for the purpose of providing and administering specialized programs for

County's low income and indigent citizens, as per Agreement on file. Also, to authorize the County Judge and Commissioner Doyal to execute said Agreement, as per Occupancy Agreement on file. Motion carried.

7. REQUEST APPROVED - ADDITIONAL OFFICE SPACE - CDBG

Motion by Commissioner Meador, seconded by Judge Sadler, to approve a lease contract agreement with regard to the increase of additional office space for CDBG Department. Also, to authorize the County Judge to execute said Agreement. Motion carried.
Commissioner Chance "opposed"
(no paperwork)

8. REQUEST APPROVED - PURCHASE OF OFFICE FURNITURE - RISK MANAGEMENT DEPARTMENT

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve the purchase of various office equipment and supplies for Risk Management Department, in the approximate amount of \$6,516.36, (to be funded from Contingency), as per List on file. Motion carried.

9. LEASE AGREEMENT APPROVED - MONTGOMERY COUNTY ANIMAL SHELTER

Motion by Judge Sadler, seconded by Commissioner Meador, to approve an Agreement between Montgomery County Animal Shelter and the Humane Society of Montgomery County, as per Agreement on file. Motion carried.

10. REQUEST APPROVED - UPGRADES OF POSITIONS - BUILDING MAINTENANCE

Motion by Commissioner Chance, seconded by Commissioner Rinehart, to approve the request to upgrade Mechanic I positions to Mechanic II, and to upgrade Mechanic II positions to Mechanic III. Total increase of upgrades is \$4,915.20, as per Request on file. Motion carried.

AGENDA ITEM 13A - COUNTY EXTENSION OFFICE - PRESENTATION OF THE PRIORITY PRESS WAS BRIEFLY DISCUSSED BY THOMAS LEROY, COUNTY EXTENSION AGENT/HORTICULTURE.

11. VARIANCE APPROVED - AEROBIC SEPTIC SYSTEM - ENVIRONMENTAL HEALTH

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve the variance to replace a malfunctioning conventional septic system in the flood plain with an aerobic septic system, located at 20250 Garrett Road for William Manley, as per Request on file. Motion carried.

12. VARIANCE APPROVED - AEROBIC SEPTIC SYSTEM - ENVIRONMENTAL HEALTH

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the variance to install an aerobic septic system in the flood plain for Doug Micklitz, at 2211 Llano Court, Conroe, as per Request on file. Motion carried.

AGENDA ITEMS 15A 1,2,4,5,9 & 10 - RECOMMENDATIONS AND CONTRACTS - DEFERRED.

13. BIDS REJECTED - NEW HAUL TRUCKS - VARIOUS DEPARTMENTS

Motion by Commissioner Meador, seconded by Commissioner Chance, to reject the bids received for one or more new haul trucks, (Project #2002-0032). Motion carried.

14. RECOMMENDATION AND CONTRACT APPROVED - CONSTRUCTION OF EAST MONTGOMERY COUNTY COMMUNITY DEVELOPMENT CENTER - CDBG

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to award the bid, (opened April 11, 2002), to Alliance Construction, Inc., for the construction of the East Montgomery County Community Development Center, as per Contract on file. Motion carried.

15. RECOMMENDATION AND CONTRACT APPROVED - NETWORK BACKUP SYSTEM - COMMUNICATION INFORMATION SERVICES (CIS)

Motion by Judge Sadler, seconded by Commissioner Doyal, to award the proposal, (opened April 9, 2002), to Up Time, Ltd./Peripheral Products, Inc., for Network Backup System, in the amount of \$51,842.00, as per Contract on file. Motion carried.

16. RECOMMENDATION AND CONTRACT APPROVED - FINANCING RATE FOR EQUIPMENT - PURCHASING DEPARTMENT

Motion by Commissioner Doyal, seconded by Commissioner Meador, to award the proposal, (opened April 17, 2002), for financing rate for equipment, to the following Vendors:

Government Capital Corporation
Consolidated Financial Resources
Suntrust Leasing Corporation
Wells Fargo
Bank One

as per Proposal on file. Motion carried.

17. RECOMMENDATION AND CONTRACT APPROVED - ONE OR MORE NEW VEHICLES - SHERIFF'S DEPARTMENT

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to award the bid, (opened November 30, 2001), for one or more new 2002 vehicles to Anderson Ford, as per Contract on file. Motion carried.

18. CHANGE ORDER #1 APPROVED - EAST COUNTY ANNEX ADDITION - PRECINCT #4

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve Change Order #1, (PO#2001443A), to GTT, Inc., for the construction of the addition to the East County Annex, as per Changes on file. Motion carried.

19. CHANGE ORDER #3 APPROVED - DRAINAGE IMPROVEMENTS - AIRPORT

Motion by Judge Sadler, seconded by Commissioner Doyal, to approve Change Order #3, PO#2001442, to Rebel Contractors, Inc., for drainage improvements at the Montgomery County Airport, as per Change Order on file. Motion carried.

20. MODIFICATION TO CONTRACT APPROVED - TXDOT ROAD SEWER LINE EXTENSION - PRECINCT #1

Motion by Commissioner Meador, seconded by Commissioner

Rinehart, to approve the modification after the award of the contract with Gen-Co Contracting LLC, for the TxDot Road Sewer Line Extension, as per modification to reflect a decrease in the original contract price, as per Change Order on file. Motion carried.

21. PROPOSAL CONTRACTS APPROVED - VARIOUS BIDS - PURCHASING DEPARTMENT

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the following Proposals, as recommended by the Purchasing Director:

- a. Proposal approved from PBS & J for a feasibility study on Robinson Road for a fee of \$12,844.00 - Pct. #3
- b. Proposal from J. F. Thompson, Inc., for surveying and engineering services for a fee of \$10,885.00 -Pct. #3
- c. Proposal from T. Woolley to provide drawings and bid documents for improvement to Hanna Rd. at Woodson Rd. intersection - Pct. #3
- d. Proposal from T. Woolley to provide drawings and bid documents for improvements to Nichols Sawmill Rd. for construction of left turn lanes - Pct. #2
- e. Proposal from Huitt-Zollars, Inc. to provide Engineering Services for improvements to Richards Rd. -Pct. #3
- f. Also, to approve the removal of electrical panel attached to the Old First Methodist Church by Finway, Inc., (funds to be taken from bond monies).

as per Proposal Contracts on file. Motion carried.

22. REQUEST APPROVED - SOIL AND WATER CONSERVATION DISTRICT - PRECINCT #1

Motion by Commissioner Meador seconded by Commissioner Chance, to approve the appropriation of \$6,000.00, from Montgomery County Soil and Water Conservation District No. 452, from 2002 contingency budget, as per Request on file. Motion carried.

23. APPOINTMENT APPROVED - MONTGOMERY COUNTY LIBRARY ADVISORY BOARD - PRECINCT #2

Motion by Commissioner Doyal seconded by Judge Sadler, to approve the appointment of Charles Hereford to serve on the Montgomery County Library Advisory Board. Motion carried. (no paperwork)

24. REQUEST APPROVED - PLACEMENT OF STOP SIGN - PRECINCT #2

Motion by Commissioner Doyal seconded by Commissioner Meador, to approve the placement of a stop sign on Ruel Lane at Goodson Road, as per Request on file. Motion carried.

AGENDA ITEM 16C - PLACEMENT OF NO PARKING ANYTIME SIGNS AT 26406 GLENLOCH - REMOVED FROM AGENDA, PER COMMISSIONER CHANCE.

AGENDA ITEM 16D1 - PUBLIC HEARING FOR PARTIAL REPLAT OF RESERVE "J" OF TEXABA SUBDIVISION TO BE KNOWN AS DEER RUN, SECTION 1, WAS HELD PRIOR TO THE APPROVAL OF THE FINAL PLAT.

25. FINAL PLAT APPROVED - DEER RUN SUBDIVISION, SECTION 1 - PRECINCT #4

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve the final plat of Deer Run Subdivision, Section 1, consisting of 43.345 acres, 37 lots, as per Plat on file. Motion carried.

EXECUTIVE SESSION

The Court recessed into Executive session in the County Judge's Chambers to discuss matters authorized under Article 551.071 thru

551.076, Texas Government Code, as follows:

- a. Authorize payment to City of Oak Ridge North pursuant to its claim against Montgomery County - Sheriff's Office
- b. Authorize payment to William and Debbie Durrenberger pursuant to their claim against Montgomery County - Pct. #4 Commissioner
- c. Consider and Discuss Mallet vs. Montgomery County
- d. Discuss Provost vs. Montgomery County, et al

COURT RECONVENED WITH ALL MEMBERS OF THE COURT PRESENT.

26. RESOLUTION AND ORDER APPROVED - PAYMENT OF CLAIM - SHERIFF'S DEPARTMENT

Motion by Commissioner Rinehart, seconded by Commissioner Chance, to approve an Order to pay the Claim of The City of Oak Ridge North in the amount of \$415.30, (fund from Sheriff's budget), due to damages to a City vehicle, as per Resolution and Order on file. Motion carried.

27. RESOLUTION AND ORDER APPROVED - PAYMENT OF CLAIM - PRECINCT #4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve an Order to pay the Claim of William and Debbie Durrenberger in the amount of \$202.84, (fund from Pct. #4 budget), due to damage sustained to their vehicle, as per Resolution and Order on file. Motion carried.

AGENDA ITEM 19A - CITIZENS - JIMMY DELOSS ADDRESSED THE COURT PERTAINING TO DRAINAGE PROBLEMS HE IS HAVING ON HIS PROPERTY LOCATED IN EAST MONTGOMERY COUNTY, PCT. 4.

28. PAYROLL CHANGE REQUESTS APPROVED - HUMAN RESOURCES

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the following Payroll Change Requests, as follows:

request of County Auditor to promote Renee Batabyal from A/P Clerk to Sr. Clerk, (replacement for Barbara Feist), with an increase in salary, effective April 1, 2002

request of County Auditor to place Jeanette Graff, A/P Clerk, (replacement for Lisa Hamaker), on payroll, effective April 22, 2002

request of County Auditor to promote Lisa Hamaker, A/P Clerk, (replacement for Renee Batabyal), effective April 1, 2002

request of County Auditor to increase the salary of James Robey, A/P Supervisor, effective April 1, 2002, due to probation period completed

request of Director of Lone Star Convention Center to place Joshua Copeland, Facility Worker, (replacement for Grover J. Jones), on payroll, effective April 13, 2002

request of Director of Lone Star Convention Center to place Chad Shirley, Facility Worker, (replacement for Tony Hutchison), on payroll, effective April 10, 2002

request of Commissioner, Pct. #2 to place Ernest Johnston, Jr., Truck Driver, on payroll, effective April 15, 2002

request of Commissioner, Pct. #2 to place James Little, Operator I, on payroll, (replacement for Joshua Mathews), effective April 15, 2002

request of Commissioner, Pct. #3 to place Patricia Faust, Mosquito Sprayer, on payroll, effective April 22, 2002

request of Commissioner, Pct. #3 to promote Fred Koehler from Traffic Signal Technician to Traffic Signal Technician/Inspector, effective April 13, 2002

request of Commissioner, Pct. #3 to accept the resignation of James Luna, Laborer, effective April 16, 2002, with 21.56 vacation hours due

request of Commissioner Pct. #3 to accept the resignation of Keith Strawn, Driver, effective April 8, 2002, with 46.2 vacation hours due

request of Custodial Services to increase the salary of Marianne Boyd, Floor Custodian, effective April 13, 2002

request of Custodial Services to discharge Yolanda Gomez, Part-time Custodian, effective April 11, 2002

request of Custodial Services to place Joshua M. Warren, Floor custodian, on payroll, effective April 13, 2002

request of Elections Administrator to accept the resignation of Tina Jackson, Clerk/Technician, effective April 26, 2002, with 89.52 vacation hours due, 76.75 comp hours due, and 8 holiday hours due

request of Justice of the Peace, Pct. #4 to place Linda Sue Hawley, Data Entry Clerk, from part-time to full-time, (replacement for Margaret L. Alford), effective April 15, 2002

request of Probation Director to place Evelyn Patricia Arnold, Substitute Detention Officer, on payroll, effective April 20, 2002

request of Probation Director to place Stewart Anthony Nichols, Detention Officer, (replacement for Agustin Loza), on payroll, effective April 20, 2002

request of Probation Director to place Nathaniel Carlos Wilbert, Substitute Detention Officer, on payroll, effective April 20, 2002

request of Probation Director to place Tanya Lane Young, Detention Officer, on payroll, effective April 20, 2002

request of Building Maintenance to promote Gary Cochran, Mechanic III, effective April 27, 2002, upgrade of job

request of Building Maintenance to promote Carlton Mann from Mechanic II to Mechanic III, effective April 27, 2002

request of Building Maintenance to upgrade open position from Mechanic I to Mechanic II, effective April 22, 2002

request of Risk Management to transfer Patricia McWilliams from Human Resources to Risk Management, effective April 13, 2002

request of Sheriff's Department to transfer Joann Aguirre, Secretary I, (replacement for Kimberly Turner), effective January 3, 2002

request of Sheriff's Department to transfer Brian Bagwell from Detention Deputy III to District IV, Patrol Deputy III, (replacement for Marvin Rogers), effective April 13, 2002

request of Sheriff's Department to transfer Paul Hahs from Detention Deputy III to District II, Patrol Deputy III, (replacement for Judd Russell), effective April 13, 2002

request of Sheriff's Department to transfer Jack Alan Hunter from District II Patrol Deputy IV to District I, Lake Patrol Deputy IV, (replacement for Robert Schuster), effective April 13, 2002

request of Sheriff's Department to place Tonya Husk, Pawn Shop Clerk, (replacement for Jo Ann Aguirre), on payroll, effective April 16, 2002

request of Sheriff's Department to transfer Jimmy Kellum from District I, Patrol Deputy IV to Detention Deputy IV, (replacement for Jimmy Dean Simmons), effective April 13, 2002

request of Sheriff's Department to transfer David Koth from District IV Patrol Corporal to District II Patrol Corporal, (replacement for Charles Sullivent), effective April 13, 2002

request of Sheriff's Department to place Leslie McCauley, Detention Deputy I, (replacement for Jerry Crabb), effective April 27, 2002

request of Sheriff's Department to promote Timothy Montgomery from District II, Patrol Deputy IV to District III, Patrol Corporal, (replacement for Joseph Senn), effective April 13, 2002

request of Sheriff's Department to transfer Jason Moore from T.C. Patrol Deputy IV to District II, Patrol Deputy IV, (replacement for Terance Greenwood), effective April 13, 2002

request of Sheriff's Department to transfer Jeffrey Peterson from Detention Deputy IV to District IV Patrol Deputy IV, (replacement for Terry Lee), effective April 13, 2002

request of Sheriff's Department to promote Joseph Senn from District III, Patrol Corporal to Night Command Sergeant, (replacement for Sidney Blair), effective April 13, 2002

request of Sheriff's Department to place Allison Simmons, District III, Patrol Deputy III, (replacement for Michael Schraub), effective April 13, 2002

request of Sheriff's Department to transfer Jimmy Dean Simmons from Detention Deputy IV to District I, Patrol Deputy IV, (replacement for Larry Demanche), effective April 13, 2002

request of Sheriff's Department to promote Tracy Wade from District III, Patrol Deputy IV to SIU Detective I, (replacement for David Jeff Wells), effective April 13, 2002

request of Sheriff's Department to transfer Eric Ward from Detention Deputy III, to T. C. Patrol Deputy III, (replacement for Jeffrey Brown), effective April 13, 2002

request of Sheriff's Department to promote Felicia Webb from District IV, patrol Deputy IV to District IV, Patrol Corporal, (replacement for David Koth), effective April 13, 2002

request of Sheriff's Department to transfer Barry Welch from District III, Patrol Deputy IV to District I, Lake Patrol Deputy IV, (replacement for Gary Welch), effective April 13, 2002

request of Sheriff's Department to accept the resignation of Chana Woodrow, Dispatcher I, effective April 15, 2002, with 21.56 vacation hours due, 21.00 comp hours and 17 holiday hours due

request of Collections Department to accept the resignation of Linda Lotts, Collector, effective April 16, 2002

request of Collections to change the status of Lisa Lovelady, Collection Specialist, to reflect full-time position rather than part-time position, effective April 22, 2002

request of Justice of the Peace, Pct. #4 to discharge Margaret L. Alford, Data Entry Clerk, effective April 12, 2002, with 59.313 vacation hours due, 8.50 comp hours due and 8 hours holiday pay due county

request of Library Director to place Lerna Hansel, Shelving Clerk, (replacement for Julia Guthrie), effective April 22, 2002

as per Payroll Change Requests on file. Motion carried.

29. BONDS APPROVED - COLLECTIONS DEPARTMENT

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the following Surety Bonds, as submitted:

- a. Nadine Jenkins, Collections Director, Bond #15487518

