

COMMISSIONERS' COURT DOCKET, JUNE 17, 2002
SPECIAL SESSION

THE STATE OF TEXAS
COUNTY OF MONTGOMERY

Be it remembered that on this the 17th day of June, 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 - Absent
Commissioner,	Precinct 4, Ed Rinehart
Also -	Alice Drake, County Clerk's Office

INVOCATION GIVEN BY CRAIG DOYAL, COMMISSIONER, PRECINCT #2.

PLEDGE OF ALLEGIANCE WAS RECITED BY EVERYONE PRESENT.

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. MINUTES APPROVED - COMMISSIONERS' COURT MINUTES - COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve Commissioners' Court Minutes for June 3, 2002, as presented by the County Clerk. Motion carried.

3. DEPUTATION APPROVED - ANDREA JONES - COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the Deputation of Andrea Jones, Deputy County Clerk, as per Deputation on file. Motion carried.

3. CONSENT AGENDA APPROVED - AGENDA ITEMS 6A THROUGH 6H

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

COUNTY AUDITOR - AGENDA ITEMS 6A

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

b. BUDGET AMENDMENTS approved, as follows:

1. 221st. District Court - to adjust line items
2. 410th. District Court - to adjust lines for release #244689
3. Civic Center/General Fund - to transfer accumulated revenues as previously approved by Commissioners' Court
4. Commissioner, Pct. #1 - to adjust line items
5. Commissioner, Pct. #1 - to transfer funds to cover security at Lake Park 5-5-02 to 5-27-02
6. Commissioner, Pct. #1 - to adjust line items
7. Commissioner, Pct. #2 - to adjust line items for PO#22505617

8. Commissioner, Pct. #3 - to recognize/allocate reimbursement from S.A. Wright and Nationwide Insurance

9. Commissioner, Pct. #3 - to recognize/allocate reimbursement from Allstate Insurance Co.
10. Constable, Pct. #2 - to adjust line items
11. Constable, Pct. #3 - to recognize and to allocate donations for use in Canine Unit
12. Constable, Pct. #3 - to adjust line items
13. Constable, Pct. #5/Constable, Pct. #3 - to transfer funds for warrant service
14. Contingency - to recognize and to allocate unanticipated revenue from grant
15. Contingency - to recognize and to allocate fees for security personnel thru June 3, 2002
16. County Clerk - to transfer funds for construction of twelve work stations
17. County Court at Law #1 - to adjust line items
18. County Court at Law #2 - to adjust line items
19. Court Collections/Building Maintenance - Construction - to transfer funds to build work stations
20. Court Collections - to adjust line items
21. District Attorney - to adjust line items
22. Elections Administrator - to recognize/allocate reimbursement from State
23. Elections Administrator - to fund shortage in restricted budget
24. General Fund - to recognize and to allocate surplus revenue
25. Justice of Peace, Pct. #3 - to adjust line items
26. Juvenile Probation - to adjust line items
27. Juvenile Probation - to recognize/allocate revenue from the National School Lunch/Breakfast Program
28. Non-Departmental - to reimburse funds taken from capital outlay account for non-departmental purchase
29. Sheriff's Department - to recognize/allocate donation from Greater Conroe/Lake Conroe Area Chamber of Commerce
30. Sheriff's Department - to recognize and to allocate proceeds from lease agreement with Ford Motor Credit, approved 6-3-02 - Motion #17
31. Sheriff's Department - to recognize and to allocate ISC revenue
32. Tax Assessor/Collector - to fund shortage in restricted budget

as per Budget Amendments on file.

- c. OFFICIALS' FEE REPORT approved, as audited by the County Auditor for the Month of March, 2002, as per Report on file.

COUNTY TREASURER - AGENDA ITEMS 6B

AGENDA ITEMS 6B1 & 2 - WEEKLY INVESTMENT REPORT FOR WEEK OF JUNE 10, 2002, THROUGH JUNE 14, 2002, AND - PLEDGES AND/OR RELEASES OF COLLATERAL - REMOVED FROM AGENDA

- a. CORRECTED FINANCIAL REPORT approved, for the month of March, 2002, as per Report on file.
- b. FINANCIAL REPORT approved, for the month of April, 2002, as per Report on file.
- c. MONTHLY PLEDGED COLLATERAL REPORT approved, for the month of May, 2002, as per Report on file.

TAX ASSESSOR/COLLECTOR - AGENDA ITEMS 6C

- a. REQUEST approved, to authorize the removal of uncollectible delinquent taxes from the delinquent tax roll, as per twelve (12) separate listings on file.
- b. REPORT approved, for monthly tax collections for month ending May 31, 2002, as per Report on file.

PURCHASING DEPARTMENT - AGENDA ITEMS 6D

- a. AUTHORIZATION APPROVED, to advertise for the following bids/proposals:

1. Additional fleet fuel credit cards - Various Departments
 2. Hardwood lumber, supplies and miscellaneous items - Various Departments
 3. Mosquito adulticide spray - Various Departments
 4. Automotive body repairs - Risk Management
- b. BIDS/PROPOSALS acknowledged, as follows:
1. Commercial A/C Filters - Various Departments - Project #2002-0072 - (opened 6-12-02)
 2. Laptop PC/Toughbook - Various Departments - Project #2002-0079 - (opened 6-12-02)
 3. St. Augustine Grass - Various Precincts - Project #2002-0083 - (opened 6-13-02)
 4. RFP Telephone Switch - Sheriff's Department - Project #2002-0081 - (opened 6-14-02)
 5. Construction of two left turn lanes on Nichols Sawmill Rd. at J. L. Elementary and Nichols Sawmill Rd. Elementary - Pct. #2 - Project #2002-0086 - (opened 6-14-02)
 6. Construction of Realignment of intersection of Hanna Rd./Oak Ridge School at Woodson Rd. - Pct. #3 - Project #2002-0087 - (opened 6-14-02)
- c. RENEWAL CONTRACTS approved, as follows:
1. Home Depot - (PO#2000406A) - for lumber, hardware, plumbing and electrical materials - Various Departments
 2. Lowe's - (PO#2001179) - for miscellaneous building materials - Various Departments

as per Request on file.

- d. CHANGE ORDER #3 approved, (PO#2002319) - to Custom Products, Inc., to add to the contract for traffic signs, posts and supplies, as per Change Order on file.
- e. CHANGE ORDER #1 approved, (PO#2002175) - to Anderson Ford Cleveland to add changes to the contract for one or more new 2002 vehicles for the Sheriff's Department, as per Change Order on file.
- f. PERFORMANCE AND PAYMENT BONDS approved, (#929232743), from Smith and Company, in the amount of \$50,000.00, each, for surface treatment for various Precincts, as per Bonds on file.
- g. CHECK accepted, in the amount of \$151.04, from J & L Recycling for miscellaneous salvaged items. (check forwarded to County Treasurer for further handling)
- h. PROPOSAL AWARD RESCINDED - Motion #16, May 6, 2002, Court Session, to Retriever Payment Systems, Inc., for customer credit card payment service for the Collections Department.
- i. CONTRACT approved, with Official Payments Corporation for customer credit card payment service, as per Contract on file.

COMMISSIONER, PRECINCT #1 - AGENDA ITEMS 6E1

- a. ROADS accepted, in Paradise Cove Subdivision, Section 3, into the one-year maintenance period, consisting of 643.32 l.f., 0.12 miles, effective June 17, 2002, as per Letter on file.
- b. ROADS accepted, in Bridgepoint Subdivision, by Montgomery County, consisting of 0.74 miles, 3,920.41 l.f. Also, to release the Bond, as per Letter on file.
- c. PUBLIC HEARING DATE SET, for July 15, 2002, to consider the placement of "No Parking" signs on Lake Point Boulevard, as per Request on file.

- d. PUBLIC HEARING DATE SET, for July 15, 2002, to consider setting speed limit on Peel Road, (from F.M. 1097 to Lake Tree Subdivision), at 30 mph, as per Request on file.
- e. PUBLIC HEARING DATE SET, for July 15, 2002, to consider naming a road at 11686 FM 2432 to Inkjet Way, as per Request on file.
- f. PUBLIC HEARING DATE SET, for July 15, 2002, to consider closing, abandoning and vacating the right-of-way of a portion of Old Willis-Montgomery Road, as per Request on file.
- g. PUBLIC HEARING DATE SET, for July 15, 2002, to consider closing, abandoning and vacating unused right-of-way along Valley Drive North, as per Request on file.
- h. ORDER approved, to acknowledge receipt of a check in the amount of \$10.00, from Lloyd Gressett for lease of real property at Royal Forest Subdivision, Lot 712, as per Order on file. (check forwarded to County Treasurer for further handling)

COMMISSIONER, PRECINCT #2 - AGENDA ITEMS 6E2

- a. FINAL PLAT approved, for Crighton Ridge Subdivision, Section 3, consisting of 128.27 acres, 121 lots, as per Plat on file.
- b. ROADS accepted, in Crown Oaks Subdivision, Section 2, into the one-year maintenance period, consisting of 3.2 miles, 16,870.72 l.f., (private street), effective June 17, 2002, as per Request on file.
- c. PUBLIC HEARING DATE SET, for July 15, 2002, to consider the placement of a 4-way stop sign at the intersection of Rabon Chapel Road and Highline Drive, as per Notice on file.
- d. PUBLIC HEARING DATE SET, for July 15, 2002, to consider the placement of stop signs on West Alden Bridge Drive at the intersection of Goldenvine Circle, as per Notice on file.
- e. ORDER approved, to allow the partial lot conveyance without a replat in Bridle Creek - Lots 7 & 8, Block 2, owned by Charles R. and Patricia Stevens, as per Order on file.
- f. ORDER approved, to acknowledge receipt of Amendment to Letter of Credit No. SC2393,, issued by Southwest Bank of Texas for the account of High Meadow Ranch Subdivision, Section 2B, as per Order on file.
- g. ORDER approved, to authorize the survey of the Magnolia Community Center Property located in Oaklawn & Lee Additions. Also, to retain Jeffrey Moon & Associates to prepare said survey, as per Order on file.
- h. PUBLIC HEARING DATE SET, for July 15, 2002, to consider closing, abandoning and vacating right-of-way of Dean Court, Mesa Verde Subdivision, as per Notice on file.

COMMISSIONER, PRECINCT #3 - AGENDA ITEMS 6E3

- a. PUBLIC HEARING DATE SET, for July 15, 2002, to consider changing the street names in the Village of Sterling Ridge, Section 18, as per Notice on file.
- b. FINAL PLAT approved, for Replat of Metro Center, Section 38, consisting of 10.253 acres, as per Plat on file.
- c. FINAL PLAT approved, for Woodlands Parkway, between Branch Crossing Drive and Village of Sterling Ridge, Section 18, as per Plat on file.

- d. ROADS accepted - BOND released, in White Oak Estates, Section 1, by Montgomery County, consisting of 2.69 miles, 14,200 l.f.. Also, to release the Bond, as per Request on file.
- e. ROADS accepted - BOND released, in White Oak Estates, Section 2, by Montgomery County, consisting of 1.39 miles, 7,335.57 l.f. Also, to release the Bond, as per Request on file.
- f. ROADS accepted - BOND released, in White Oak Estates, Section 3, by Montgomery County, consisting of 2.47 miles, 13,037.36 l.f. Also, to release the Bond, as per Request on file.
- g. ROADS accepted - BOND released, in White Oak Estates, Section 4, by Montgomery County, consisting of 0.33 miles, 1722 l.f. Also, to release the Bond, as per Request on file.
- h. ORDERS approved, for street repairs and maintenance for the City of Oak Ridge North, under Interlocal Agreement dated July 16, 1990, as follows:
 - 1. Grading crushed rock to expand driveway from the City of Oak Ridge Public Works Building to Hanna Road
 - 2. To assist City of Oak Ridge with the cost for the installation of a traffic light at the intersection of Robinson Road and Patsy
 as per Orders on file.
- i. DEED accepted, from Union Pacific Railroad Company for the Oakridge School Road realignment with Hanna Road, as per Deed on file.

COMMISSIONER, PRECINCT #4 - AGENDA ITEMS 6E4

- a. ROADS accepted - BOND released - in Riverwalk, Section 2 Stub Streets, by Montgomery County, consisting of 0.31 miles, 1,635.27 l.f. Also, to release the Bond, as per Request on file.
- b. ROADS accepted - BOND released - in Riverwalk, Section 3, by Montgomery County, consisting of 6.79 miles, 35,871.37 l.f. Also, to release the Bond, as per Request on file.
- c. ROADS accepted, in Green Oak Subdivision into the one-year maintenance period, consisting of 5137.46 l.f., 0.97 miles, effective June 17, 2002, as per Request on file.
- d. CHECK accepted, from Wal-Mart in the amount of \$406,300.00, which represents reimbursement for engineering and construction services for the improvements to Tree Monkey, (Mett), Road. (check forwarded to County Treasurer for further handling).
- e. PUBLIC HEARING DATE SET, for July 15, 2002, to consider changing the street names in the Woodlands, Harper's Landing at College Park, Section 10, as per Notice on file.
- f. ORDER approved, for street construction, repairs and maintenance, for the City of Roman Forest, in accordance with a certain Interlocal Agreement dated May 8, 1995, as per Order on file.
- g. ORDER approved, to acknowledge receipt of a check in the amount of \$10.00, from Terry Williams for the lease of real property, described as 7.84 acres out of the John a. Davis Survey, Pct. #4, as per Order on file. (check forwarded to County Treasurer for further handling)
- h. ORDER approved, to authorize the temporary closure of a portion of West Knightbridge Drive, located in the Woodlands, Harper's Landing at College Park, Section 2, in order for the residents of said subdivision to build a Fourth of July holiday parade float, as per Order on file.

- i. ORDER approved, to authorize lease of flood buy-out real property described as Lot 22, Block 4, Lots 2,3,4,5,7,8 and 9, Block 5, Magnolia Bend, Section 2. Also, to appoint Robert W. Collins as Special Commissioner to conduct lease auction on July 18, 2002, as per Order on file.
- j. CHECK accepted, in the amount of \$55,000.00, from the City of Roman Forest for the resurfacing of Fountain View and Magnolia Bend Road, in accordance with an Interlocal Agreement dated May 8, 1995. (check forwarded to County Treasurer for further handling).
- k. CHECK accepted, in the amount of \$44,514.91, from Woodbranch Village for the resurfacing of Linnwood, North Linnwood, Redwood and Tall Timbers Road, in accordance with an Interlocal Agreement dated June 5, 1995. (check forwarded to County Treasurer for further handling).

ALL PRECINCTS - AGENDA ITEM 5

- a. OVERLOAD/OVERSIZE PERMIT approved, for Beyer Construction, LLP, to move various loads over all county roads, except the roads noted on said Permit, as per Application on file.

SHERIFF'S DEPARTMENT - AGENDA ITEM 6F

- a. VARIANCES approved, from the Sheriff's Department for various payroll variances for employees in the Sheriff's Department, as per List of names on file.
- b. DONATION accepted, from 24 Hour Fitness, of two (2) pieces of weight training equipment, valued at \$3,000.00, total, to the Sheriff's Department. The two pieces consist of a double lateral pull down machine and an overhead tricep extension machine, as per Memo on file.

DISTRICT ATTORNEY - AGENDA ITEMS 6G

- a. VARIANCES approved, for Joel Daniels and Sheri Mericle, District Attorney's employees, as per variances on file.

AIRPORT - AGENDA ITEM 6H

- a. EASEMENTS approved, for the installation of a water line and a sewer and water line with the City of Conroe, as per Easements on file.

Motion carried.

END OF CONSENT AGENDA

5. TAX ABATEMENT APPROVED - SHUMATE MACHINE WORKS, INC. - PRECINCT #1

Motion by Commissioner Meador, seconded by Judge Sadler, to approve the Tax Abatement Agreement of Shumate Machine Works, Inc., located in the City of Conroe Reinvestment Zone, as per Agreement on file. Motion carried.

AGENDA ITEM 8A - LONESTAR GROUNDWATER CONSERVATION DISTRICT LOAN REQUEST WAS BRIEFLY DISCUSSED BY DAVID KLEIMANN. THE COURT SUGGESTED THAT HE CHECK WITH WOODFOREST BANK FIRST CONCERNING FINANCING, RATHER THAN MONTGOMERY COUNTY.

6. REQUEST APPROVED - OFFICE SPACE ALLOCATION - COUNTY JUDGE

Motion by Judge Sadler, seconded by Commissioner Doyal, to approve the following office space allocations:

- a. To allocate current Drug Court space to new County Court at Law #4 on a long term temporary basis (2 year period approximately), and
- b. to move Drug Court and Attorney General Court to Knox Building

Motion carried. (no paperwork)

7. REQUEST APPROVED - CARPET FOR DRUG COURT OFFICES - COUNTY JUDGE

Motion by Judge Sadler, seconded by Commissioner Rinehart, to approve \$1,200.00, (fund from Contingency), for the Drug Court Offices to have carpet. Motion carried. (no paperwork)

8. REQUEST APPROVED - PARKING SPACE - DISPUTE RESOLUTION

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the current courthouse "Data Processing" parking spot to Dispute Resolution, per ADA requirements for an employee. Motion carried. (no paperwork)

9. REQUEST APPROVED - SALARY ADJUSTMENTS - COUNTY COURT AT LAW #4

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve adjustment of salaries for support staff positions in County Court at Law #4, as per memo dated June 13, 2002, on file. Motion carried.

10. FUNDING APPROVED - STARTUP COST - COUNTY COURT AT LAW #4

Motion by Judge Sadler, seconded by Commissioner Meador, to approve the use of \$12,319.88, from the Court Reporter Service fund for start-up costs for County Court at Law #4, as outlined in memo dated June 12, 2002, on file. Motion carried.

11. REQUEST APPROVED - OFFICE FURNISHINGS - COUNTY COURT AT LAW #4

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve initial capital outlay expenditures, (approximately \$12,184.85) for furnishing of County Court at Law #4, as per Memo on file. Motion carried. (fund from contingency)

12. RENEWAL APPROVED - OCEAN MARINE POLICY - RISK MANAGEMENT

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the renewal of Ocean Marine Policy and various endorsements to Commercial Policies, as per paperwork on file. Motion carried. (fund from non-departmental insurance budget)

13. REQUEST APPROVED - DONATED SERVICES - AQUATIC MANAGEMENT SERVICES, INC. - CONVENTION CENTER

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to accept the donated services by Aquatic Management Services, Inc., to maintain and control the aquatic vegetation at the detention pond behind the expo center, at no cost to the county. Also, to allow the placement of a sign located at the pond stating "POND BEAUTIFICATION MAINTAINED BY AQUATIC MANAGEMENT SERVICES, INC.", as per Request on file. Motion carried.

AGENDA ITEM 12A - AIRPORT UPDATE INCLUDING TOWER PLANS WAS DISCUSSED BY THE AIRPORT DIRECTOR, JEFF BILEYU.

AGENDA ITEM 12B - AIRPORT - APPROVAL OF TWO (2) EASEMENTS WITH THE CITY OF CONROE FOR INSTALLATION OF WATER AND SEWER LINES - MOVED TO CONSENT AGENDA. (SEE AGENDA ITEM 6H FOR COURT ACTION)

14. VARIANCE APPROVED - INDIGO LAKE ESTATES - ENVIRONMENTAL HEALTH

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve variance for Shawn Rosbrough, Magnolia, Texas, to install an aerobic septic system in the flood plain, as per Request on file. Motion carried.

15. REQUEST APPROVED - UNCLAIMED FUNDS - COUNTY AUDITOR

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve Certification and Request for unclaimed funds for Economic Development, as per Request on file. Motion carried.

16. REQUEST APPROVED - ENGAGEMENT LETTER - COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve amending Engagement Letter with Bond Logistix LLC for Arbitrage Services to include two recent bond issues. Also, to authorize County Judge to sign Acceptance, as per Request on file. Motion carried.

17. AGREEMENT APPROVED - PERSONAL SERVICES - COUNTY AUDITOR

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the Personal Services Agreement with Jaimie Knox for services to be performed for the 359th District Court, as per Agreement on file. (fund available in Line Item 7103). Motion carried.

18. AGREEMENT APPROVED - HEREFORD, LYNCH, SELLARS & KIRKHAM, PC/CPA - COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve an Agreement with Hereford, Lynch, Sellars & Kirkham, PC, CPA, for audit of County Financial Statements for the year ending September 30, 2002, as per Agreement on file. Motion carried.

19. AGREEMENT APPROVED - GASB STATEMENT 34 REQUIREMENTS - COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve an Agreement to engage Hereford, Lynch, Sellars & Kirkham, PC, CPA, to assist the county in the

implementation and application of GASB Statement 34 Requirements for the fiscal year ending September 30, 2003, as per Agreement on file. Motion carried.

20. RESOLUTION AND ORDER APPROVED - SETTLEMENT OF CLAIMS - COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve a Resolution and Order to authorize the County Attorney to settle liability claims both for and against the County in an amount not to exceed \$5,000.00. Also, to authorize the County Auditor to make payment of the claims that have been settled by the County Attorney, as per Resolution and Order on file. Motion carried.

AGENDA ITEMS 16A 1,2,3,5 & 6 - RECOMMENDATIONS AND CONTRACTS, DEFERRED.

21. RECOMMENDATIONS AND CONTRACTS APPROVED - ST. AUGUSTINE GRASS

- PRECINCT #3

Motion by Commissioner Doyal, seconded by Commissioner Rinehart, to award the bids, (opened June 3, 2002), for St. Augustine Grass to (a) Platinum Grass Service - Primary Vendor, and (b) Turfgrass America - Alternate Vendor, as per Contracts on file. Motion carried.

22. RECOMMENDATION AND CONTRACT APPROVED - REALIGNMENT OF ROADS - PRECINCT #3

Motion by Commissioner Doyal, seconded by Commissioner Meador, to award the bid, (opened June 14, 2002), for the construction of realignment of intersection on Hanna Rd./Oak Ridge School and Woodson Rd. to South Coast Construction, Inc., in the amount of \$94,344.70, as per Contract on file. Motion carried.

23. FUNDS APPROVED - ADDITIONAL SECURITY CARDS - PURCHASING AGENT

Motion by Commissioner Doyal, seconded by Commissioner Rinehart, to approve funds in the amount of \$1,000.00, to Sonitrol for additional security cards. Motion carried. (no paperwork)

24. LEASE PURCHASE AGREEMENT APPROVED - GOVERNMENT CAPITAL CORPORATION - PRECINCT #2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the Lease/Purchase Agreement with Government Capital Corporation for the lease/purchase of one Durapatcher Asphalt Pothole Patching Machine mounted on a 1994 International Truck, as per Agreement on file. Motion carried.

25. PROPOSAL APPROVED - SOIL TESTING - PURCHASING AGENT

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to approve the proposal from Lone Star Testing Laboratories to provide soil foundation investigation for a proposed 3-story building at Phillips Street and Main Street, for a fee of \$1,750.00, as per Proposal on file. Motion carried.

26. PROPOSAL APPROVED - TRAFFIC SIGNAL DESIGN - PRECINCT #3

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve a proposal from Wilbur Smith Associates for the traffic signal design and construction administration services for Research Forest Dr. and Green Bridge Rd. intersection, for a fee of \$16,000.00, as per Proposal on file. Motion carried.

27. PROPOSAL APPROVED - TRAFFIC SIGNAL DESIGN - PRECINCT #3

Motion by Commissioner Meador, seconded by Commissioner Doyal, to approve the proposal from Wilbur Smith Associates for traffic signal design and construction administration services for Six Pines Dr. and Lake Robbins Dr. intersection, for a fee of \$16,000.00, as per Proposal on file. Motion carried.

28. FINAL PLAT APPROVED - CONCORD ESTATES REPLAT NO. 2 - PRECINCT #2

Motion by Commissioner Doyal, seconded by Commissioner Meador, to approve the final plat of Concord Estates Replat No. 2, consisting of 20.359 acres, 39 lots, as per Plat on file. Motion carried.

29. FINAL PLAT APPROVED - HARPER'S LANDING AT COLLEGE PARK - PRECINCT #4

Motion by Commissioner Rinehart, seconded by Commissioner Meador, to approve the final plat of Harper's Landing at College Park, Section 1 Replat of Reserves H and I, consisting of 2.21 acres, 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:

1. Consider and Discuss Memorial Hermann Hospital vs. Montgomery County

COURT RECONVENED WITH ALL MEMBERS OF THE COURT PRESENT.

CITIZENS - AGENDA ITEM 20 - CINDY MANNING, A RESIDENT OF PRECINCT #4, ADDRESSED THE COURT CONCERNING A DOG THAT WAS SHOT NEAR HER RESIDENCE, AND WANTED TO KNOW HOW TO FILE CHARGES. THE COURT SUGGESTED THAT SHE CONTACT THE SHERIFF'S OFFICE TO PURSUE THIS MATTER FURTHER.

30. 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 Animal Control to place Shiane Lee Drobina, Animal Care Specialist, on full time status, effective June 8, 2002, (replacement for Mandy Kendrick)

request of Animal Control to bridge the time for Toni Inez Morgan, Bite Case Investigator, to reflect new leave anniversary date of 01-30-1999

request of Animal Control to place Mario Rodriquez, Animal Care Specialist on part time status, effective June 8, 2002, (replacement for William O'Bryan

request of County Judge to transfer Therese Pringle from Legal Assistant, District Attorney's office to Court Coordinator, County Court at Law #4, effective July 1, 2002

request of Community Development to transfer Linda M. Catlett from County Clerk/Vital Statistic to Financial Coordinator, effective June 17, 2002

request of Convention Center to discharge Kelly Steen, Facility Worker, effective June 6, 2002

request of Commissioner, Pct. #1 to place William A. Shelly, Part time summer flagman, effective June 11, 2002

request of Commissioner, Pct. #3 to increase the salary of Dale Thomas, Recycling Technician, effective June 15, 2002, due to 90 day probation completed

request of Commissioner, Pct. #4 to increase the salary of James D. Ashcraft, Operator I, effective June 8, 2002, due to probation period completed

request of Commissioner, Pct. #4 to transfer James Little from Commissioner, Pct. #2 to Commissioner, Pct. #4, Operator I, effective June 8, 2002

request of Constable, Pct. #5 to accept the resignation of Ollie Nell Gage, Lieutenant, effective June 11, 2002, with 71.67 vacation hours due

request of Custodial Services to discharge Edwin Henderson, Floor Technician, effective June 3, 2002

request of Custodial Services to promote Joshua Warren from Floor Custodian to Floor Technician, (replacement for Edwin Henderson), effective June 3, 2002

request of County Clerk to place Amy Patane on family leave of absence, effective June 4, 2002

request of District Attorney to transfer Christopher Allen from Drug Court to Attorney, effective July 8, 2002

request of District Attorney to transfer Joel Daniels from Attorney to Misdemeanor, Attorney, effective July 8, 2002

request of District Attorney to transfer Naneen Halwas from Grant Position to District Attorney Victim/Witness Coordinator, effective July 1, 2002

request of District Attorney to place Tonnie Jones, Misdemeanor Assistant/Coordinator, effective July 1, 2002

request of District Attorney to place Sheri Mericle, Receptionist, (replacement for Brandy Forester) on payroll, effective June 10, 2002

request of District Attorney to transfer Diane Stockbridge from Misdemeanor Assistant to Felony Legal Assistant/Court Coordinator, (replacement for Therese Pringle), effective July 1, 2002

request of District Attorney to transfer Pamela Traylor from Grant Position to Victim Witness Coordinator, effective July 1, 2002

request of District Attorney to transfer Shirley Williams from Tax Supervisor, District Clerk, to Victim Witness Coordinator, effective July 1, 2002

request of District Clerk to place Cari Sodolak, Deputy District Clerk, on payroll, effective July 1, 2002

request of District Clerk to promote Linda Kay Stanley, Deputy District Clerk, effective July 6, 2002

request of Elections Administrator to place Sandra Southern, Voter Registration Temporary Clerk, on payroll, effective June 3, 2002

request of Extension Services to place Judith A. Evans, Volunteer Coordinator, (replacement for Bobbie J. Maxie), on payroll, effective June 24, 2002

request of Justice of the Peace, Pct. #2 to increase the salary of Anna Medina, Civil Clerk, effective June 8, 2002, due to job reevaluation

request of Justice of the Peace, Pct. #2 to increase the salary of Juanita Surgers, Office Manager, effective June 8, 2002, due to job reevaluation

request of Justice of Peace, Pct. #2 to increase the salary of Kayce Jean Tipton, Clerk, effective June 8, 2002, due to probation period completed

request of Justice of the Peace, Pct. #2 to increase the salary of Patricia Wagnon, Truancy/Traffic Clerk, effective June 8, 2002, due to job reevaluation

request of Juvenile Probation Director to transfer Robert Lee Porter, Jr. from temporary to full time, (replacement for Paul Dowden), effective June 8, 2002

request of Library Director to place Rose Botkin, Reference Librarian I, on payroll, (replacement for Barbara Appleby), effective July 8, 2002

request of Sheriff's Department to place Carolyn Abbott, Detention Officer I, (replacement for William C. Phythian), on payroll, effective June 15, 2002

request of Sheriff's Department to increase the salary of Joann Aguirre, Secretary II, effective June 8, 2002, due to probation period completed

request of Sheriff's Department to transfer Brandy Anderson from Detention Deputy IV to District II, Patrol Deputy IV, (replacement for Jerome Klotz), effective June 8, 2002

request of Sheriff's Department to increase the salary of Joey Ashton, Detention Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to increase the salary of Brian Bagwell, District IV, Patrol Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to place Drew Burks, Temporary Data Clerk, on payroll, effective June 12, 2002

request of Sheriff's Department to increase the salary of James Burlison, Detention Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to increase the salary of Rosemary Cranshaw, Detention Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to increase the salary of Steven Cranston, Detention Officer II, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to place Linda M. Cravens, Dispatcher I, on payroll, (replacement for Kathy Majors), effective June 15, 2002

request of Sheriff's Department to increase the salary of Nikki Gowton, Detention Officer II, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to increase the salary of Tiana Hawkins, Medic Secretary II, effective June 8, 2002, due to probation period completed

request of Sheriff's Department to increase the salary of Roland Henrici, Detention Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to transfer Todd Hoff from Detention Deputy III to District III, Patrol Deputy III, (replacement for Terry Dean Barnhill), effective June 8, 2002

request of Sheriff's Department to increase the salary of Charles Hood, District I, Patrol Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to transfer Charles Hood from Detention Deputy III to District I, Patrol Deputy III, (replacement for Jimmy Kellum), effective June 8, 2002

request of Sheriff's Department to accept the resignation of Melissa Hughes, Dispatcher II, effective July 4, 2002, with 39.65 vacation pay due, 240 comp hours due and 56 holiday hours due

request of Sheriff's Department to increase the salary of Talisha Jordan, Detention Officer II, effective July 6, 2002, due to probation period completed

request of Sheriff's Department to transfer Margie Kindle from Dispatcher I to CJR Specialist I, (replacement for Joanne Perry), effective June 8, 2002

request of Sheriff's Department to place Heather Lawson, Temporary Data Clerk, on payroll, effective June 12, 2002

request of Sheriff's Department to increase the salary of Richard Lee, Detention Deputy IV, effective June 22, 2002, due to probation period completed

request of Sheriff's Department to promote Leslie McCauley from Detention Deputy I to T.C. Patrol Deputy III, (replacement for Heath Romeril), effective June 8, 2002

request of Sheriff's Department to place Kevin Gregory Moore, Detention Officer I, (replacement for Leslie M. McCauley), on payroll, effective June 11, 2002

request of Sheriff's Department to place Michael Muratorri, District IV, Patrol Deputy III, (replacement for Felicia Webb), on payroll, effective June 8, 2002

- request of Sheriff's Department to transfer Joanne Perry from CJR Specialist II to Detention Officer I, (replacement for Michael Plata), effective June 8, 2002
- request of Sheriff's Department to transfer William C. Phythian from Detention Deputy III, to District III, Patrol Deputy III, (replacement for Barry L. Welch), effective June 8, 2002
- request of Sheriff's Department to transfer Michael Plata from Detention Deputy III, to District I, Patrol Deputy III, (replacement for Michael Traylor), effective June 8, 2002
- request of Sheriff's Department to increase the salary of Daniel Rodriguez from Detention Deputy III to Detention Deputy IV, effective June 22, 2002, due to probation period completed
- request of Sheriff's Department to place Kelly Ray Smith, ATTF Detective, on full time regular status, effective June 8, 2002
- request of Sheriff's Department to place Phillip H. Smith, Detention Officer I, (replacement for Eric Ward), effective June 15, 2002
- request of Sheriff's Department to place Justin Staggs, Detention Officer I, (replacement for Roderick Taylor), on payroll, effective June 19, 2002
- request of Sheriff's Department to place Grace Terry, Temporary Data Clerk, on payroll, effective June 12, 2002
- request of Sheriff's Department to transfer Roger D. Thompson from District II, Patrol Deputy IV, to District I, Patrol Deputy IV, (replacement for Thomas Lopatowski), effective June 8, 2002
- request of Commissioner, Pct. #2 to accept the retirement of John Schmidt, Truck Driver, effective June 30, 2002, with 2.25 comp hours due
- request of Commissioner, Pct. #2 to place Greg Petrich, Truck Driver/Equipment Operator, (replacement for Jason Bass), on payroll, effective June 17, 2002
- request of Constable, Pct. #1 to place David Davis, Deputy, (replacement for Nicholas Vaughn), on payroll, effective June 26, 2002
- request of Constable, Pct. #1 to promote Nicholas Vaughn, Deputy, (replacement for Jeremy Klammer), effective June 26, 2002, due to probation period completed
- request of Texas DPS Highway Patrol to accept the resignation of Vera M. Donnelly, Administrative Assistant, effective June 14, 2002, with 16.04 vacation hours due
- as per Payroll Change Requests on file. Motion carried.

31. COURT ADJOURNS

Motion by Commissioner Meador, seconded by Commissioner Rinehart, to adjourn this Session of Commissioners' Court. Motion carried.

The above and foregoing Commissioners' Court Minutes were read and approved by the Court.

ATTEST:

Mark Turnbull, County Clerk
and Ex-Officio Clerk
Commissioners' Court
Montgomery County, Texas

BY: _____
County Clerk County Judge