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COMMISSIONERS COURT DOCKET
October 24, 2017
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 24th day of October, 2017, 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	Craig Doyal
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

ABSENT:

Commissioner, Precinct 1	Mike Meador

INVOCATION GIVEN BY Jim Fredricks

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

AGENDA ITEM 7A – MONTGOMERY COUNTY UNITED WAY PRESENTATION

Judy Foster discussed the merger between Montgomery County United Way and Greater Houston United Way. Debbie Edge, Director of Montgomery County Women's Center, discussed the relationship the center has with the United Way.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated October 10, 2017. Motion carried.

AGENDA ITEM 9G1a – CONSIDER AND APPROVE THE ACCEPTANCE OF LUKE ROAD AND MARK DRIVE WAS DEFERRED.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-Q

Motion by Commissioner Noack, seconded by Commissioner Riley, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown on the Consent Agenda save and except the items removed from the consent agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-5

A1. BUDGET AMENDMENTS FY2017 APPROVED:

a. 410th District Court: To adjust line items.

b. Adult Probation: To adjust line items.

c. Animal Shelter: To adjust line items.

d. Building Maintenance: To allocate funds to Capital Improvement Fund for contract with BlueFin for a routine asset management program.

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

f. Constable Precinct 3: To adjust line items.

g. Constable Precinct 4: To adjust line items.

h. County Auditor: To adjust line items.

i. County Court at Law 2: To adjust line items.

j. County Engineer: To recognize and allocate 0912-37-140 grant revenue from TxDOT for FY17.

k. County Extension Agents: To adjust line items.

l. Court Reporter Service Fund: To recognize and allocate revenue and adjust line items.

m. Emergency Management: To adjust line items for Budget Amendment #1.

n. FEMA-DR-4332-TX: To set-up budget for Hurricane Harvey Cat B EM.

o. Justice of the Peace Pct 3: To adjust line items.

p. Juvenile Probation: To adjust line items to correct budget and adjust line items.

q. MCCD: To adjust line items, adjust line items for 10/13/17PR and correct negatives at year end.

r. Non-Departmental: To allocate restricted FY17 utilities.

s. Sheriff: To adjust line items.

t. Sheriff-Academy: To recognize and allocate revenue Q2 FY17 BAL.

A2. BUDGET AMENDMENTS FY2018 APPROVED:

a. Adult Probation: To set up FY18 Bond Supervision Budget.

b. Commissioner Pct 2: To adjust line items M20/10.10.17.

c. Commissioner Pct 3: To adjust line items.

d. District Attorney: To setup FY18 Budget.

e. Juvenile Probation: To adjust line items for cell phone allowance.

f. Sheriff: To adjust line items.

g. Sheriff-Commissary: To recognize and allocate revenue for Commissary.

A3. REPORT OF OFFICIALS' FEES ACCEPTED as audited for July and August 2017.

A4. COMPLETED AUDITS ACCEPTED for the following:

- Cash Count Audit Memos (4th Qtr)
- Constable Precinct 1-Monthly Compliance Audit (2nd Qtr)
- Constable Precinct 3-Monthly Compliance Audit (2nd Qtr)
- Constable Precinct 4-Monthly Compliance Audit (2nd Qtr)
- Justice of the Peace Precinct 1-Monthly Compliance Audit (2nd and 3rd Qtr)
- Justice of the Peace Precinct 2-Monthly Compliance Audit (2nd Qtr)
- Justice of the Peace Precinct 5-Monthly Compliance Audit (2nd Qtr)
- Permits-Monthly Compliance Audit (1st and 2nd Qtr)

A5. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

TREASURER – AGENDA ITEMS 9B1-3

B1. MONTHLY STATEMENT OF BALANCES REPORT APPROVED for August 2017.

B2. MONTHLY INVESTMENT REPORT APPROVED for September 2017.

B3. PLEDGES AND/OR RELEASES OF DEPOSITORY COLLATERAL REPORT APPROVED.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 9C1

C1. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending September 30, 2017.

PURCHASING – AGENDA ITEMS 9D1-10

D1. RENEWALS AWARDED:

a. Project #2016-0061 for drug/alcohol screening services with Avertest, LLC and include the reduction of price in panels to $16.00 from original price of $18.25 for Various Departments. (Exercising the first of four renewal options)

b. Project #2013-0009 for additional tree and tree limb removal from right of ways, county roads and county buildings with Good Morrow Land Services, LLC for Various Departments/Precincts. (Exercising the fifth of five renewal options)

c. Project #2016-0040 for service for supplying audio visual materials with Blackstone Audio, Inc. for Library. (Exercising the first of three renewal options)

d. Project #2012-0059 coin operated copy machines and computer printer services with Coin Copiers, Inc. for Various Departments. (Exercising the fifth of five renewal options)

e. Buyboard contract #487-15 for instructional materials, classroom teaching supplies & equipment with Demco, Inc. for Library.

f. Region 4 Education Service Center/TCPN contract #RI50801 for elevator equipment, service, repair and related services with Thyssenkrupp Elevator Corporation and include the overall price increase of 3.45% for Various Departments. Local gov't code §271.102(a)

g. Optional dental plans with Humana for Montgomery County.

h. Optional vision plans with UnitedHealthcare Specialty Benefits and include a 10% reduction in rates and the enhancements for contact lenses for Montgomery County.

D2. ACTION TAKEN on the following contracts:

a. Grounds maintenance equipment, irrigation parts, supplies and installation from C&M Air Cooled Engine, Inc. Buyboard contract #529-17 for Various Departments. Local Gov't Code §271.102

b. Products and related services from Cisco Systems, Inc. and each of its resellers: Centurylink Communications, LLC and GTS Technology Solutions, Inc. Texas Department of Information Resources contract #DIR-TSO-2542 for IT. Local Gov't Code §271.083

c. Products and related services Texas Department of Information Resources contract #DIR-TSO-2634 from EMC, Corporation dba System Peripherals, Inc. and its reseller Centre Technologies, Inc. for IT. Local Gov't Code §271.083

D3. LIST OF ITEMS SOLD APPROVED AND CHECK ACCEPTED through the Montgomery county online auction from Rene Bates Auctioneers Inc. in the amount of $51,575.08 which includes total sale of $55,756.84 less auctioneer's fee of $4,181.76 for Various Departments. Check has been forwarded to the Auditor for further processing.

D4. ADVERTISING APPROVED for the following bids/proposals:

a. Project #2018-08 for animal cages/kennels for Animal Shelter.

b. Project #2018-10 for tree and tree limb removal service from right-of-ways, county roads and county buildings for Various Departments/Precincts.

D5. CHANGE ORDERS APPROVED:

a. CO #1 to Diamond Commercial Construction, Inc. for project #2016-0032 CSP Empowerment Resource Center - remodel of warehouse in the amount of $4,141.50 and add an additional 55 days to project time for MCCD.

b. CO #1 to Jones & Carter, Inc. for PO #2016514 engineering services for Lone Star Bend Road and Bois D' Arc Road in the amount of $13,000.00 for Precinct 1.

D6. DISCRETIONARY EXEMPTIONS APPROVED:

a. Eslate voting equipment, parts and supplies as an item that can be obtained from only one source from Hart Intercivic, Inc. for Elections. Local Gov't Code §262.024(a)(7)(a)

b. Counseling services as a personal or professional service from Refuge Trauma & Counseling for an amount not to exceed $55,640.00 for Veterans Treatment

Court. Grant funding previously approved in Commissioners' Court 09/26/17. Local Gov't Code §262.024(a)(4)

D7. FUNDING AND NOTICE TO PROCEED ACCEPTED for the Local Initiative Program (LIP) Grant from the Texas Commission on Environmental Quality Contract #582-14-40131 for the ATCC Traffic Cabinet Upgrades Grant in the amount of $76,250.32 for Commissioner Precinct 3. County Judge is authorized to sign the request for funds letter. This was previously approved in Commissioners Court on 08/22/17.

D8. AWARDS APPROVED for the following:

a. Project #2017-0064 automotive original equipment/manufactured parts to Gullo Ford of Conroe and John Wiesner, Inc. for Various Departments.

b. Project #2017-0067 automotive original equipment manufactured Dodge parts to DeMontrond Auto Country, Inc. for Various Departments.

D9. THE PHARMACY SERVICES AGREEMENT AMENDED with MaxorPlus, LTD for the revision of contract terms and client payments for Risk Management.

D10. PURCHASE APPROVED of a 2018 Chevrolet Tahoe with cost not to exceed $49,020.00 to replace auto stipend in position 5511-6022-4.

RISK MANAGEMENT – AGENDA ITEMS 9E1-2

E1. REQUEST APPROVED to authorize the Risk Management Department to automatically re-enroll currently participating employees into the 2018 benefits if the employee did not turn in any re-enrollment forms or use online enrollment. 2018 benefits will be based on benefits the employee participated in for the 2017 plan year with the applicable 2018 rates or fees.

E2. REQUEST APPROVED for use of County computers by employees for On-line enrollment for employee benefits for the 2018 plan year during the business day or after hours. The estimated dates for enrollment are November 2-17, 2016.

COMMISSIONERS – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

a. REAPPOINTMENT APPROVED of John Hamati to the Montgomery County Child Welfare Board of Directors for a three year term.

F2. PRECINCT 2

a. ASSIGNMENT APPROVED of number 160 for the Montgomery County Municipal Utility District to be reserved in the name of Coats/Rose.

F3. PRECINCT 3

a. REAPPOINTMENT APPROVED of Richard Brill to the Montgomery County Child Welfare Board of Directors for a three year term.

F4. PRECINCT 4

a. USE AGREEMENT APPROVED with East Montgomery Chaos Baseball Club to use the baseball fields at A.V. "Bull" Sallas Park for practices as scheduled by EMCSA through December 31, 2018.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

a. AGENDA ITEM 9G1a – CONSIDER AND APPROVE ACCEPTANCE OF LUKE ROAD AND MARK DRIVE WAS DEFERRED.

G2. PRECINCT 2

a. STREETS ACCEPTED into the County Road Maintenance System in Meadows at Jacobs Reserve, Section 5 and bond is released.

b. FINAL PLAT APPROVED for Fosters Ridge, Section 7A; 0.926 acre; James Hodge Survey, A-19.

c. FINAL PLAT APPROVED for Woodforest, Section 99; 14.34 acres; James Hodge Survey, A-19.

G3. PRECINCT 3

a. PUBLIC HEARING DATE SET for November 28, 2017 to place "No Parking Anytime" Signs on both sides of Lake Robbins Drive west of Grogans Mill Road.

b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in The Woodlands Village of Sterling Ridge, Section 100 and bond is released.

c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harmony Village, Section 6.

d. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Forest Village, Section 9.

e. FINAL PLAT APPROVED for Shops at Spring Forest; 1.512 acres; Montgomery County School Land Survey, A-350.

f. FINAL PLAT APPROVED for The Woodlands Village of Indian Springs, Section 30; 2.191 acres; William White Survey, A-592.

G4. PRECINCT 4

a. PUBLIC HEARING DATE SET for November 28, 2017 to post a 20 mph speed limit on River Oaks Drive.

b. FINAL PLAT APPROVED for Valley Ranch Town Center North; 57.62 acres; William Massey Survey, A-387.

c. FINAL PLAT APPROVED for US 59 New Caney Commercial Development Sec 1 Partial Replat No. 1; 20.7756 acres; Thomas P. Cartwright Survey, A-652.

d. FINAL PLAT APPROVED for Tavola, Section 15; 12.998 acres; A.P. Frederick Survey, A-211.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Animal Control to place Cynthia Ann Choate, Clerk I Animal Control Dispatch, on payroll as replacement for Christina Watson Shores Fauver, effective October 23, 2017.

Request of Animal Shelter to accept the resignation of Melissa Valdez, Clerk III, effective October 13, 2017. [22.23 hours or balance vacation; 3.75 hours or balance compensatory time]

Request of Custodial to place Eleasir Gonzalez, Custodian I, on Unpaid FMLA/Disability Leave, effective October 2, 2017.

Request of Custodial to place Mauricio Navarro Serrano, Custodian, on payroll as replacement for Michael Troiano, effective October 9, 2017.

Request of Custodial to accept the resignation of Mauricio Navarro Serrano, Custodian, effective October 11, 2017. [No benefits due]

Request of Building Maintenance to increase salary of Joshua Gant, Facility/Grounds, due to completion of probationary period, effective October 24, 2017.

Request of Commissioner Precinct 2 to increase salary of Wyatt D. Albert, Operator I, due to merit increase as replacement for Daniel Dean Jr., effective October 7, 2017.

Request of Commissioner Precinct 2 to increase salary of Daniel D. Dean Jr., Operator I, due to merit increase as replacement for Troy Schatte, effective October 7, 2017.

Request of Commissioner Precinct 2 to promote Allen Fleming Jr., Foreman, as replacement for James Smith Jr, effective October 7, 2017.

Request of Commissioner Precinct 2 to increase salary of Troy L. Schatte, Operator I, due to merit increase as replacement for John Isam, effective October 7, 2017.

Request of Commissioner Precinct 2 to change status of James Smith Jr., Operator III, effective October 7, 2017.

Request of Constable Precinct 1 to place Billy T. Beavers, Deputy Constable, on payroll, effective October 7, 2017.

Request of Constable Precinct 3 to increase salary of Brent M. Ryan, Deputy-Constable, due to Step increase, effective October 21, 2017.

Request of Constable Precinct 3 to increase salary of Alexander John Randall, Deputy-Constable, due to Step increase, effective October 21, 2017.

Request of Constable Precinct 4 to place Michael Aldrich, Deputy-Constable, on payroll, effective October 7, 2017.

Request of Constable Precinct 4 to place Robert Burns III, Deputy-Constable, on payroll, effective October 7, 2017.

Request of Constable Precinct 4 to increase salary of Buck Clendennen, Lieutenant-Constable, due to Step increase, effective October 21, 2017.

Request of Constable Precinct 4 to increase salary of Richard Joseph Ford, Deputy-Constable, due to Step increase, effective October 21, 2017.

Request of Constable Precinct 4 to place Bryan Hosler, Deputy-Constable, on payroll, effective October 7, 2017.

Request of Constable Precinct 4 to increase salary of Tanner D. Jensen, Deputy-Constable, due to Step increase, effective October 21, 2017.

Request of Constable Precinct 4 to increase salary of Ricky Dwayne Warwick, Sergeant Constable, due to Step increase, effective October 27, 2017.

Request of County Attorney to place Jennifer Jordan, Attorney II, on payroll as replacement for John Lockwood, effective October 7, 2017.

Request of District Attorney to accept the resignation of Kelsey Marie Abbrat, Court Clerk IV, effective October 20, 2017. [29.72 hours or balance vacation; 0.125 hours or balance compensatory time]

Request of District Attorney to transfer Shannon Marie Acosta, Investigator II, from Sheriff to District Attorney, effective October 23, 2017.

Request of District Attorney to place Jacqueline Marston Bello, Attorney I, on payroll as replacement for Samantha Jarvis, effective October 23, 2017.

Request of District Attorney to accept the resignation of Monica A. Cooper, Attorney III, effective October 20, 2017. [97.84 hours or balance vacation; 16.75 hours or balance holiday]

Request of District Attorney to promote Brian Patrick Foley, Attorney II, as replacement for Justin Michael Fowles, Effective October 9, 2017.

Request of District Attorney to change position of Justin Michael Fowles, Attorney II, as replacement for Jennifer Helena Jordan, effective October 9, 2017.

Request of District Attorney to change position of Samantha J. Jarvis, Attorney I, as replacement for Brian Patrick Foley, effective October 9, 2017.

Request of District Attorney to promote George Alexander Napier, Attorney III, as replacement for Lisa Renee Stewart, effective November 11, 2017.

Request of District Attorney to place Kristina Marie Pekkala, Attorney I, on payroll as replacement for Todd Lehn, effective October 16, 2017.

Request of District Attorney to change position of Lisa Renee Stewart, Attorney III, as replacement for Jason Tyler Larman, effective November 11, 2017.

Request of District Clerk to place Megan Capps, Part time Clerk, on payroll as replacement for Alyssa Drake, effective October 7, 2017.

Request of District Clerk to place Shari Taylor, Court Clerk II, on payroll as replacement for Stephanie Womack, effective October 16, 2017.

Request of District Clerk to promote Stephanie Womack, Court Clerk III, effective October 16, 2017.

Request of Elections to place Christian Cubero, Voter Clerk, on payroll, effective October 21, 2017.

Request of Elections to accept the resignation of Margaret Joan Dickinson, Voter Clerk, effective November 8, 2017. [No benefits due]

Request of Elections to accept the resignation of Janet Louise Horn, Voter Clerk, effective November 8, 2017. [No benefits due]

Request of Elections to accept the resignation of Dorette T. Ward, Voter Clerk, effective November 8, 2017. [No benefits due]

Request of Elections to accept the resignation of Charlotte A. Williams, Voter Clerk, effective May 6, 2017. [No benefits due]

Request of Election to place Rachel Lynn Powell, PT Clerk III, on payroll, effective November 6, 2017.

Request of Justice of the Peace Pct 3 to place Yullie Bello Quintero, Court Clerk II, on Unpaid FMLA/Disability Leave, effective October 2, 2017.

Request of Justice of the Peace Pct 3 to place Yullie Bello Quintero, Court Clerk II, on payroll due to Return from Unpaid FMLA/Disability Leave, effective October 4, 2017.

Request of Juvenile Probation to place Mary Margaret Fisher, Juvenile Probation Officer, on Unpaid FMLA/Disability Leave, effective October 4, 2017.

Request of Juvenile to accept the resignation of William S. Selva, Juvenile Supervision Officer Substitute, effective October 4, 2017. [No benefits due]

Request of Library to accept the resignation of Erin Leigh Denbina, Library Assistant II, effective October 6, 2017. [33.88 hours or balance vacation]

Request of Sheriff to accept the retirement of Melanie Rachelle Bivens, Detective, effective October 31, 2017. [86.2965 hours or balance vacation; 18.0617 hours or balance compensatory time]

Request of Sheriff to place Adam Bolton, Officer Civilian Deten, on payroll as replacement for Nicholas Joseph Hoge, effective October 21, 2017.

Request of Sheriff to increase salary of Chad Allan Bowers, Deputy-Patrol, due to Step increase, effective October 21, 2017.

Request of Sheriff to place Zachary Britton, Officer Civilian Deten, on payroll as replacement for Hector Del Castillo Jr., effective October 21, 2017.

Request of Sheriff to increase salary of Jason Ray Buckner, Detective, due to Step increase, effective October 21, 2017.

Request of Sheriff to place Clayton Colson, Officer-Civilian Deten, on payroll as replacement for Ryan W. McCarty, effective October 21, 2017.

Request of Sheriff to transfer Robin Garcia Jr., Deputy Detention, as replacement for Curtis Ray Johnson Jr., effective October 21, 2017.

Request of Sheriff to increase salary of Daniel Preston Garner, Detective, due to Step increase, effective October 21, 2017.

Request of Sheriff to increase salary of James H. Glisson, Detective, due to Step increase, effective October 21, 2017.

Request of Sheriff to increase salary of Tyler J. Hall, Deputy, due to Step increase, effective October 21, 2017.

Request of Sheriff to place Cynthia Hitchcock, Records Specialist I, on payroll, effective October 21, 2017.

Request of Sheriff to place Ethan Wayne Martin, Deputy (D1), on payroll due to Return from Unpaid Leave of Absence, effective October 17, 2017.

Request of Sheriff to place Alicia Masden, Records Specialist I, on payroll, effective October 21, 2017.

Request of Sheriff to increase salary of Chad Frazier May, Detective, due to Step increase, effective October 21, 2017.

Request of Sheriff to transfer Alexis Elias Montes, Deputy (D5), as replacement for Michael A. Jackson, effective October 21, 2017.

Request of Sheriff to accept the resignation of Alfonso Plascencia Jr., Officer Civilian Deten, effective October 3, 2017 [88.15 hours or balance vacation; 244.215 hours or balance compensatory time; 16.00 hours or balance holiday]

Request of Sheriff to place Sara Querbach, Dispatcher, on payroll as replacement for Angelique Hollier, effective October 14, 2017.

Request of Sheriff to accept the resignation of Charles Scott Self, Deputy, effective October 23, 2017. [43.74 hours or balance vacation; 14.695 hours or balance compensatory time]

Request of Sheriff to add certification pay to Landon P. Slatter, Corporal, due to certificate pay not being included in salary upload due to TCOLE delays, effective October 7, 2017.

Request of Sheriff to add certification pay to Justin Lane Wilkerson, Sergeant, due to certificate pay not being included in salary upload due to TCOLE delays, effective October 7, 2017.

Request of Tax Assessor/Collector to accept the resignation of Danielle Donohoe, Deputy Specialist II, effective October 6, 2017. [65.50 hours or balance vacation]

Request of Constable Pct. 3 to promote Jason Martinez, Sergeant, effective October 7, 2017.

Request of Sheriff to accept the resignation of Wafaa Rustom Evey, Crime Analyst I, effective October 27, 2017. [91.88 hours or balance vacation; 128.92 hours or balance compensatory time]

Request of Sheriff to promote Steven Clay Swilling, Lieutenant, as replacement for Joseph E. Sclider, effective October 21, 2017.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9I1

I1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 25904 Lake Drive Splendora, TX 77372.

SHERIFF – AGENDA ITEM 9J1

J1. ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE AGREEMENT ACCEPTED between the Department of Justice and the Montgomery County Sheriff's Office. The agreement is for FY2018 and associated benefits will be funded by 5601.75985 for contract SW-TXS-1056H Pathfinder $15,000.00.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-4

K1. PRECINCT 1

a. ORDER APPROVED authorizing the purchase of a 0.021 tract of land in the F.K. Henderson Survey, A-248 from Boardman L. Munson and Denise M. Munson. County Judge is authorized to sign any and all documents relating to purchase of said properties.

K2. PRECINCT 2

a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 54 of the expansion of Keenan Cut-Off Road from Monica Fonseca in the amount of $46,023.95 and to accept the deed executed or to be executed by Owner.

b. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 58 of the expansion of Keenan Cut-Off Road from Chris Anderson and Samantha Anderson in the amount of $12,299.95 and to accept the deed executed or to be executed by Owner.

c. ORDER APPROVED authorizing notice of public hearing for partial revision to subdivision lots/plats being described as part of Lots 10 and 11, Block 1, High Meadow Ranch Section 11 to be known as High Meadow Ranch Section 11, Replat #1.

K3. PRECINCT 3

a. AGREEMENT APPROVED between Montgomery County and Toll Houston TX, LLC regarding improvements to be constructed with right-of way and/or use of non-standard construction materials for roadways and streets.

b. ORDER APPROVED authorizing the agreement for the placement of improvements within right-of-way between Montgomery County and The Ridge Community Church. County Judge is authorized to sign the agreement.

K4. PRECINCT 4

a. INTERLOCAL AGREEMENT APPROVED between Montgomery County and Chateau Woods MUD regarding Tallow Dr. improvements for County to provide labor and equipment in the amount of $9,652 and Chateau Woods MUD to provide materials cost of $9,973.00.

COUNTY ATTORNEY – AGENDA ITEMS 9L1-2

L1. REQUEST APPROVED authorizing County Judge to sign Resolution for Grant Awarded at the September 26, 2017 Commissioners Court to Montgomery County Committee on Aging dba Meals on Wheels.

L2. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney to defend on behalf of the Montgomery County a lawsuit filed under Cause No. 4:17-cv-2332 and styled Herman Hoffman et al. v. Gordon Welch et al. The Montgomery County Attorney is authorized to incur expenses as necessary for the proper defense of Gordon Welch, J.D. Lambright, Stuart Hughes, Ronald Chin, Wayne Mack, Montgomery County, and Brett Ligon to include negotiation of said case. The funding of said expenses will come from the Risk Management budget with the approval of the Director of Risk Management or designee.

DISTRICT CLERK – AGENDA ITEMS 9M1-2

M1. DEPUTATION APPROVED of Megan Capps, District Clerk Employee.

M2. DEPUTATION APPROVED of Shari Taylor, District Clerk Employee.

359th DISTRICT COURT – AGENDA ITEM 9N1

N1. DE-OBLIGATION OF GRANT FUNDS APPROVED to the Governor's Office for the Veterans Treatment Court Program in the amount of $115,483.45.

DISTRICT ATTORNEY – AGENDA ITEM 9O1

O1. REQUEST APPROVED for the de-obligation of funds in the amount of $76.56 for the Domestic Violence Prosecutor Grant.

EMERGENCY MANAGEMENT – AGENDA ITEMS 9P1-7

P1. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $368,648.00. This award is from the UASI Program and is for grant #2976303 Community Preparedness and Regional Planning. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P2. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $208,050.00. This award is from the UASI Program and is for grant #2976903 Emergency Operations Center Enhancement/Regional Technology Sustainment. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P3. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $25,273.47. This award is from the SHSP Program and is for grant #3403601 Emergency Operation Center Enhancements. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P4. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $84,328.84. This award is from the UASI Program and is for grant #2986503 Montgomery County Management and Administration. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P5. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $480,300.00. This award is from the UASI Program and is for grant #3419301 First Responder FC Specialized Team Sustainment. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P6. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $545,250.00. This award is from the UASI Program and is for grant #3420701 First Responder Law Enforcement Special Response. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

P7. RESOLUTION APPROVED for the DHS Grant Award from the Texas Office of the Governor Homeland Security Grants Division to the Montgomery County Office of Homeland Security and Emergency Management in the amount of $75,000.00. This award is from the SHSP Program and is for grant #2976602 Law Enforcement Personal Protective Equipment. Darren Hess is authorized to execute as the Authorized Official. The application process was approved previously in Commissioners Court.

Q1. RE-APPOINTMENT APPROVED of James Simon to the 911 Board of Managers of the Montgomery County Emergency Communications District (MCECD) for a 2-year term to expire September 30, 2019.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

NO CITIZENS ADDRESSED THE COURT AT THIS TIME

4. APPOINTMENT APPROVED – PROJECT AMBASSADORS COMMITTEE (PAC) – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Clark, to appoint Commissioner James Noack, as a representative for Montgomery County to participate on a project Ambassadors committee (PAC) for a planning and environmental linkages study as requested by the Texas Department of Transportation. Motion carried.

5. ORDER APPROVED – DECLARATION OF LOCAL DISASTER – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve an Order Extending Declaration of Local Disaster for Montgomery County for severe weather for a period of 30 days. Motion carried.

6. RESOLUTION AND ORDER APPROVED – PROOF OF LOSS – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Clark, to authorize Virginia Little, Director of Risk Management, and/or James Noack, and/or Craig Doyal singularly without the joinder of the other to sign and process Proof of Loss with the insurer, Underwrighter at Lloyds Syndicate No. 2987 (Britt Global Specialty USA) based upon the rough order of magnitude estimates from Engel Martin & Assoc. Motion carried.

Darren Hess gave an update on the disaster recovery and early warning system.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

7. REQUEST APPROVED – CELL PHONE ALLOWANCE – CONSTABLE PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Riley, to add cell phone allowances to the following positions: 5511-5910-1; 5511-5910-2; and 5511-5910-16. The total including benefits will be $1,726.71 and will be funded with Contingency. Motion carried.

8. CONTRACT APPROVED – CUSTOM ENFORCEMENT – CONSTABLE PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the contract between Custom Enforcement for the reimbursement of Joint operations expenses from the Treasury Forfeiture Fund. The agreement is for year 2018 and there will be a carryover of $398.40 from 2017 budget line 5511-7202 to cover benefits associated with the contract. Constable Precinct 1 is designated as official to sign and execute any and all related documents. Motion carried.

9. DONATION ACCEPTED – RESCUE BOAT AND EQUIPMENT – CONSTABLE PRECINCT 5

Motion by Commissioner Riley, seconded by Commissioner Noack, to accept the donation check in the amount of $27,262.29 from Woodforest National Bank to be placed in line item 5551-7570 for the purchase of a rescue boat and equipment. Check has been forwarded to the Auditor for further processing. Motion carried.

10. RESOLUTION AND ORDER APPROVED – TAX ABATEMENT AGREEMENT – TAX ASSESSOR COLLECTOR

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the Tax Abatement Agreement between Montgomery County and Scannell Properties #292, LLC and FedEx Freight, Inc. County Judge is authorized to execute the agreement on behalf of Montgomery County. Motion carried.

AGENDA ITEM 16A – CONSIDER AND APPROVE CARRYOVER FROM THE FY17 BUDGET TO THE FY18 BUDET WAS DEFERRED.

11. REQUEST APPROVED – LIBRARY CLOSURES – LIBRARY

Motion by Commissioner Clark, seconded by Commissioner Noack, to authorize closing Library system Facilities in 2018 on the following dates: March 31, 2018 following Good Friday; November 24, 2018 following Thanksgiving; December 22, 2018 at Christmas weekend, and November 21, 2018 to close at 5:00 p.m. before Thanksgiving. Motion carried.

12. ADDENDUM APPROVED – TECHSHARE PROGRAM – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the Resource Sharing Addendum for FY2018 with the Texas Conference of Urban Counties TechShare Indigent Defense Program. County Judge is authorized to sign all associated documents on behalf of Montgomery County. Motion carried.

13. ORDER APPROVED – POLLING LOCATION – ELECTIONS

APPOINTMENT APPROVED – ELECTION OFFICIALS – ELECTIONS

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the following:

- An Order to change election day polling location for Election Precinct 94 from Lone Star College-Kingwood to Faith Family Baptist Church and
- Appointment of Election Officials and Designation of Polling Places for the November 7, 2017 Election.

Motion carried.

14. AGREEMENT APPROVED – ENGINEERING SERVICES – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve engineering services agreement for Rayford Road Extension from Waterbend Cove to Birnham Woods Drive with PTP Transportation, LLC for a total maximum sum of $268,934.80 for Precinct 3. Motion carried.

15. AGREEMENT APPROVED – ENGINEERING SERVICES – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve engineering services agreement for the widening of Woodlands Parkway with PTP

Transportation, LLC for a total maximum sum of $642,865.00 for Precinct 3. Motion carried.

16. AGREEMENT APPROVED – ENGINEERING SERVICES – BUILDING MAINTENANCE

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve engineering services agreement for consulting services for roof management with Bluefin, LLC for a total maximum sum of $171,374.00 for Building Maintenance. Motion carried.

17. GRANT INCREASE APPROVED – GRANT G16HN0017A – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the grant increase for the High Intensity Drug Trafficking Area Grant G16HN0017A in the amount of $299,925.00 to be used for the purchase of an Integrated Ballistics Identification System for the Sheriff's Office. County Judge is authorized to sign any related paperwork. Motion carried.

18. GRANT APPLICATION APPROVED – VETERANS TREATMENT COURT – 359TH DISTRICT COURT

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve the grant application to Texas Veterans Commission for the Veterans Treatment Court Program in the amount of $100,000.00 for fiscal year 2018-2019. There is no match required. Rebecca Ansley is authorized to submit the application on behalf of Montgomery County. Motion carried.

19. GRANT APPLICATION APPROVED – NRA GRANT – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the National Rifle Association (NRA) Grant application for Constable Precinct 3 in the amount of $7,734.00 with no match required. Lieutenant Atkins is authorized to submit application on behalf of Montgomery County. Motion carried.

20. REQUEST APPROVED – PURCHASES – ANIMAL SHELTER

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve purchases by the Montgomery County Animal Shelter for food, beverages and kitchen supplies during the period of the disaster declaration for Tropical Storm/Hurricane Harvey. Motion carried.

21. RESOLUTION AND ORDER APPROVED – RAYFORD ROAD PROJECT – COUNTY ATTORNEY – REAL PROPERTY – PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Clark, to authorize Commissioner James Noack or B.D. Griffin to execute the Public Highway Overpass Agreement with Union Pacific Railroad for the Rayford Road Project and to sign all associated documents including the Easement Deed. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 23A1: CONSIDER AND APPROVE POSTING A 30 MPH SPEED LIMIT ON COLLIER CEMETERY ROAD FROM THE HILLS PARKWAY INTERSECTION TO 500 FEET SOUTH OF THE AMHERST GLADE ROAD INTERSECTION.

AGENDA ITEM 23B1: CONSIDER AND APPROVE PLACING "NO PARKING, NO STOPPING, NO STANDING, MONDAY - FRIDAY, 7:15 AM - 3:45 PM" SIGNS ON THE FOLLOWING STREETS:

1. S. COCHRANS GREEN CIRCLE SOUTH SIDE OF STREET - EDGEMIRE PLACE TO N. COCHRANS GREEN CIRCLE;
2. S. COCHRANS GREEN CIRCLE BOTH SIDES OF STREET - EAST OF N. COCHRANS GREEN CIRCLE;
3. N. COCHRANS GREEN CIRCLE EAST SIDE OF STREET - S. COCHRANS GREEN CIRCLE TO EDGEMIRE PLACE.

THERE BEING NO COMMENTS FROM THE PUBLIC, THE PUBLIC HEARING WAS CONCLUDED AND COMMISSIONERS COURT RECONVENED.

22. REQUEST APPROVED – POSTING OF SPEED LIMIT – PRECINCT 2

REQUEST APPROVED – NO PARKING, NO STOPPING, NO STANDING ZONE – PRECINCT 3

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the following items discussed during public hearing:

a. Request approved to post a 30 mph speed limit on Collier Cemetery Road from the Hills Parkway Intersection to 500 feet south of the Amherst Glade Road Intersection and
b. Request approved to place "No Parking, No Stopping, No Standing, Monday - Friday, 7:15 a.m. - 3:45 p.m." signs on the following streets: S. Cochrans Green Circle south side of street - Edgemire Place to N. Cochrans Green Circle; S. Cochrans Green Circle both sides of street - east of N. Cochrans Green Circle; and N. Cochrans Green Circle east side of street - S. Cochrans Green Circle to Edgemire Place.

Motion carried.

23. USE AGREEMENT APPROVED – COOK AND SERVE CHILI – COMMISSIONER PRECINCT 2

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the use of the Courthouse Steps to cook and serve chili to raise funds for the Montgomery County United Way. Motion carried.

24. RESOLUTION AND ORDER APPROVED –ADVANCED FUNDING AGREEMENT– COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Advanced Funding Agreement for a Locally Funded, On and Off-System Roadway Project between TxDOT and Montgomery County to provide for Robinson Road Reconfiguration at IH-45 and Robinson Road. Commissioner James Noack is authorized to execute the Agreement and related Local Government Qualifications Statement on behalf of Montgomery County. Motion carried.

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 551.074.

EXECUTIVE SESSION – AGENDA ITEM 25A: CONSIDER AND DISCUSS APPOINTMENT OF A CIVIL SERVICE COMMISSIONER TO FILL CURRENT VACANCY. (SECTION 551.074)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH THE EXCEPTION OF COMMISSIONER MIKE MEADOR.

AGENDA ITEM 26 – NO ACTION NECESSARY ON THE MATTERS DISCUSSED IN EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 27

Bill O'Sullivan addressed the court concerning 249 and the service roads. He would like the taxpayers of Montgomery County to be exempt from paying the tolls on the road.

Eric Yollick gave a golden hammer to Judge Doyal and Commissioner Riley for the 249 toll roads. He does not want the tax payers to pay for frontage roads for 249 without a referendum.

Ralph Leino, City Council Member from Woodloch, addressed the court concerning the City of Woodloch. He informed the court that all the debris still had not been removed from the community and trash had been left in the streets when debris was removed. He would like to see the funds to help Woodloch expedited.

John Wertz addressed the court concerning problems with River Oaks Drive. He would like the dip in the road fixed so residents would be able to use the road after rain storms.

MISCELLANEOUS – AGENDA ITEM 28 – NO OTHER ITEMS LISTED

25. COURT ADJOURNS

Motion by Commissioner Noack, seconded by Commissioner Clark, 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: Mark Turnbull
COUNTY CLERK

Craig Doyal
COUNTY JUDGE

COMMISSIONER'S COURT
TEXAS
MONTGOMERY COUNTY