

COMMISSIONERS COURT DOCKET  
April 10, 2018  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 10<sup>th</sup> day of April, 2018, 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 1	Mike Meador
Commissioner, Precinct 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Commissioner, Precinct 4	Jim Clark
Also County Clerk's Office	Amber Twiddy

INVOCATION GIVEN BY Tommy Gage.

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 Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

## 2. PROCLAMATION APPROVED – NATIONAL LIBRARY WEEK

Motion by Commissioner Noack, seconded by Commissioner Riley, to proclaim April 8-14, 2018 as National Library Week in Montgomery County. Motion carried.

## 3. PROCLAMATION APPROVED – NATIONAL CRIME VICTIMS' RIGHTS WEEK

Motion by Commissioner Meador, seconded by Commissioner Noack, to proclaim the week of April 8-14, 2018 as Crime Victims' Right's Week. Motion carried.

## 4. RESOLUTION – FAIR HOUSING MONTH

Motion by Commissioner Meador, seconded by Commissioner Noack, to proclaim the month of April 2018 as Fair Housing Month in Montgomery County. Motion carried.

5. PROCLAMATION APPROVED – CHILD ABUSE AWARENESS AND PREVENTION  
MONTH

Motion by Commissioner Noack, seconded by Commissioner Clark, to proclaim April Child Abuse Awareness and Prevention Month. Motion carried.

## 6. REQUEST APPROVED – PLACEMENT OF PINWHEELS

Motion by Commissioner Meador, seconded by Commissioner Riley, to allow Children's Safe Harbor to place pinwheels at the Sadler Building on April 24, 2018. Motion carried.

## 7. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated March 20, 2018 and March 27, 2018. Motion carried.

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

Motion by Commissioner Meador, 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 9A1-7

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. REQUEST APPROVED from Justice of the Peace Pct. 1 to use \$4,050.00 from the Justice of the Peace Technology fund.
- A3. COMPLETED AUDITS ACCEPTED for District Clerk Registry of Court funds.
- A4. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of October 2017.
- A5. FINAL ARBITRAGE REBATE ANALYSIS ACCEPTED for the following:
  - a. MONTGOMERY COUNTY, TEXAS  
UNLIMITED TAX ROAD BOND, SERIES 2008A
  - b. MONTGOMERY COUNTY, TEXAS  
LIMITED TAX REFUNDING BONDS, SERIES 2008
  - c. MONTGOMERY COUNTY, TEXAS  
CERTIFICATES OF OBLIGATION, SERIES 2008
- A6. BUDGET AMENDMENTS FY2018 APPROVED:
  - a. Animal Shelter: To adjust line items.
  - b. Commissioner Precinct 1: To adjust line items CCT03.20.18/M18 and adjust line items.
  - c. Commissioner Precinct 4: To adjust line items.
  - d. Constable Precinct 1: To adjust line items CCT 03.20.18/M9 and recognize and allocate revenue.
  - e. Constable Precinct 3: To set up grant as awarded by the NRA Foundation M3/03.20.18.
  - f. Constable Precinct 4: To adjust line items CCT03.20.18/M10, allocate funds as awarded HSI M3/03.20.18, recognize and allocate revenue, and fund CCT 03.27.18/M19.
  - g. Constable Precinct 5: To recognize and allocate revenue.
  - h. County Extension: To recognize and allocate revenue.

- i. Court Technology Fund County/District: To recognize and allocate revenue CCT03.20.18/M3.
- j. District Attorney: To adjust line items.
- k. Emergency Management: To adjust line items.
- l. Fire Marshal: To adjust line items.
- m. Information Technology: To adjust line items.
- n. Justice Court Technology: To recognize and allocate revenue CCT03.20.18/M3.
- o. Juvenile Probation: To recognize and allocate reimbursement received National School Lunch Program for Feb/18.
- p. Memorial Library: To recognize and allocate revenue.
- q. Mental Health Court Services: To adjust line items.
- r. Permits: To transfer permits for build.
- s. Purchasing: To adjust line items CCT03.27.18M14 and adjust line items.
- t. Sheriff: To adjust line items and recognize and allocate revenue M4/03.27.18.
- u. Sheriff-HIDTA: To allocate partial award for the HIDTA MDS Grant M3/03.20.18 and allocate partial award for the HIDTA MOCONET Grant M3/03.20.18.
- v. Sheriff-HIDTA MOCONET: To allocate Supplemental funds for the HIDTA MOCONET Grant M4/03.27.18.
- w. Sheriff-SAVNS: To recognize and allocate renewal of SAVNS Grant as awarded by OAG M6/07.25.17

A7. REPORT OF OFFICIALS' FEES ACCEPTED as audited for January 2018.

TREASURER – AGENDA ITEM 9B1

- B1. MONTHLY INVESTMENT REPORT APPROVED for March 2018.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-3

- C1. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of surety bond #71661698 for Conroe ISD-CISD Transportation-Oak Ridge Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C2. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of surety bond #71661687 for Conroe ISD-CISD Transportation-Conroe Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.
- C3. ACCEPTANCE ACKNOWLEDGED of Continuation Certificate of surety bond #71661702 for Conroe ISD-CISD Maintenance/Grounds Center in the amount of \$25,000.00. Montgomery County has no responsibility for payment of this bond.

PURCHASING – AGENDA ITEMS 9D1-5

- D1. RENEWALS AWARDED:
- a. Project #2017-0022 five (5) phase treatment services Drug/DWI Courts with each of the following vendors: Counseling Center of Montgomery County, PLLC, Peggy Heath dba Mental Health Resource Center and Refuge Trauma and Counseling Center for Drug/DWI Court. (Exercising the first of four renewal options).
- D2. ADVERTISING APPROVED for the following:
- a. Project #18-42 Calvary Road construction for Precinct 1.
  - b. Project #18-44 RFP - processing, printing and mailing of jury summons for District Clerk.
- D3. UTILIZATION APPROVED for the following contract(s):
- a. Used electronics collection, transportation & recycling services from Compucycle, Inc. through the Interlocal Agreement with Houston Galveston Area Council contract #CE15-043 for Various Departments. Local Gov't Code section 271.102(a)
  - b. Total solutions for law enforcement, security, facilities management, fire, rescue, clothing, marine craft and emergency/disaster response from Smith Detection, Inc. through the U.S. General Services Administration Contract #GS-07F-081DA for Various Departments. Local Gov't Code Section 271.103(a)(b)
- D4. CHANGE ORDERS APPROVED:
- a. CO #2 to Triple B Services, LLP for project #2017-0063 Woodlands Parkway widening - Grogans Mill Road to IH 45 to amend pay items for a deduction of (\$1,610.50) and add revised plan sheets for Precinct 3.
  - b. CO #2 to RC Smith Companies dba Smith & Company for project #2017-0037 Willis Waukegan widen and reconstruct for additional items and quantities for an increase in the amount of \$1,142.40 for Precinct 1.
- D5. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254:
- a. Architectural services for Spring Creek Nature Center not to exceed \$60,000 with Edwards Associates, PLLC for Precinct 3.

COMMISSIONERS – AGENDA ITEMS 9E1-2

- E1. PRECINCT 1
- a. USE AGREEMENT APPROVED with Willis Girls Fastpitch to use softball fields at Charles Traylor Park now thru December 31, 2018.
  - b. USE AGREEMENT APPROVED with Conroe Area Girls Softball Association to use the Softball Fields at Gene Campbell Sport Park now through December 31, 2018.
  - c. VARIANCE REQUEST APPROVED to install a water well located at 1413 Sapphire Shore Willis, TX 77378.
- E2. PRECINCT 4
- a. CHECK ACCEPTED from Montgomery County Emergency Services District No. 7 in the amount of \$2,452.64 for the purchase of fuel. This will be

deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-3

F1. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Holly Terrace at Jacobs Reserve, Section 4 and bond is released.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodtrace, Section 8-A.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Holly Terrace at Jacobs Reserve, Section 5 and bond is released.
- d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Parkway South Extension and bond is released.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Parkway South to Fish Creek Street Dedication and bond is released.
- f. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 40 and bond is released.
- g. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 45 and bond is released.
- h. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 46 and bond is released.
- i. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 49 and bond is released.
- j. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 52 and bond is released.
- k. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 53 and bond is released.
- l. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 54 and bond is released.
- m. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 55 and bond is released.
- n. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 57 and bond is released.
- o. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 59 and bond is released.
- p. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 62 and bond is released.
- q. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 72 and bond is released.

- r. FINAL PLAT APPROVED of Magnolia Cove; 4.00 acres; Buckman Canfield Survey, A-120.

F2. PRECINCT 3

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Falls at Imperial Oaks, Section 24.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harmony Village, Section 1.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in The Woodlands Village of Sterling Ridge, Section 89 and bond is released.
- d. FINAL PLAT APPROVED of Harmony Village, Section 7; 14.30 acres; Montgomery County School Land Survey, A-351.
- e. FINAL PLAT APPROVED of Falls at Imperial Oaks, Section 25; 25.837 acres; Timothy O'Neil Survey, A-406.

F3. PRECINCT 4

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodridge Forest, Section 10.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Valley Ranch, Section 7.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Valley Ranch, Section 9.
- d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Brookwood Forest, Section 4 and bond is released.
- e. FINAL PLAT APPROVED of Starbucks Conroe Partial Replat No. 1; 1.9703 acres; Richard Vince Survey, A-583.
- f. FINAL PLAT APPROVED of Valley Ranch Medical Suites; 8.8081 acres; Ella B. Walker Survey, A-702 and E.S. Perkins Survey, A-425.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Custodial to place Anna Ames, Custodian, on payroll, effective March 26, 2018.

Request of Custodial to remove Anna Ames, Custodian, from payroll due to job abandonment, effective March 28, 2018. [No benefits due]

Request of Custodial to accept the resignation of Beatriz Antonio, Custodian, effective March 29, 2018. [No benefits due]

Request of Custodial to place Helen Castillo Martinez, Custodian, on payroll, as replacement for Beatriz Antonio, effective April 2, 2018.

Request of Custodial to place Israel Gomez, Custodian II, on payroll as replacement for Alan Mendoza Alcocer, effective April 9, 2018.

Request of Custodial to place Israel Hinojosa, Custodian, on payroll as replacement for Anna Ames, effective April 9, 2018.

Request of Building Maintenance to place Jonathan Alcantar, Facility/Grounds Worker, on payroll as replacement for Joshua Gant, effective April 2, 2018.

Request of Commissioner Precinct 1 to discharge Kenneth W. Viniarski Jr., Operator III, effective March 23, 2018. [46.36 hours or balance vacation; 118.63 hours or balance compensatory time]

Request of Commissioner Precinct 1 to place Jeffery Allen Walters, Laborer I, on payroll as replacement for Shane Strozier, effective April 9, 2018.

Request of Commissioner Precinct 4 to place Thomas Faulkner, Operator II, on Unpaid FMLA/Disability Leave, effective March 13, 2018.

Request of Constable Precinct 4 to increase salary of Adolph Boudreaux III, Deputy Constable, due to step increase, effective April 7, 2018.

Request of Constable Precinct 4 to increase salary of Arturo Looza, Deputy Constable, due to step increase, effective April 7, 2018.

Request of District Attorney to change position of Laura Christian Bond, Attorney III, as replacement for Jeffrey Lawrence Hohl, effective April 9, 2018.

Request of District Attorney to change position of Justin Michael Fowles, Attorney II, as replacement for Brittany Elaine Litaker, effective April 9, 2018.

Request of District Attorney to promote Samantha J. Jarvis, Attorney II, as replacement for Wesley James Leroux, effective April 9, 2018.

Request of District Attorney to change position of Wesley James Leroux, Attorney II, as replacement for Justin Michael Fowles, effective April 9, 2018.

Request of District Attorney to promote Brittany Elaine Litaker, Attorney III, as replacement for Laura Christian Bond, effective April 9, 2018.

Request of District Attorney to change position of Kristina Marie Pekkala, Attorney I, as replacement for Samantha J. Jarvis, effective April 9, 2018.

Request of District Clerk to place Frank Hersom, Court Clerk II, on payroll as replacement for Ellen Blakeway, effective March 26, 2018.

Request of Elections to increase salary of Iva Nell Phillips, Voter Clerk, due to increase of responsibility, effective April 7, 2018.

Request of Juvenile to change status of Mark Rodrigues Davis, Juvenile Supervision Officer Substitute, from full time to part time per employee's request, effective March 24, 2018. [46.78 hours or balance vacation; 6.625 hours or balance comp; 46.50 hours or balance holiday]

Request of Juvenile to accept the resignation of Curtis Timothy Howard, Juvenile Probation Officer, effective March 29, 2018. Is eligible for re-hire. [187.5534 hours or balance vacation; 3.00 hours or balance compensatory time; 10.00 hours or balance holiday]

Request of Juvenile to discharge Jessica Marie Salazar Rios, Clerk III, effective March 19, 2018. [56.475 hours or balance vacation; 4.50 hours or balance compensatory time]

Request of Library to place Elvia Rodriguez, Library Assistant II, on payroll as replacement for Briana Steptoe, effective April 3, 2018.

Request of Sheriff to place Jamie E. Hurt, Temporary Data Clerk, on payroll, effective April 7, 2018.

Request of Sheriff to accept the retirement of Carl A. Norum, Deputy-Patrol, effective April 30, 2018. [205.865 hours or balance vacation; 300.39 hours or balance compensatory time; 48.00 hours or balance holiday.]

Request of Sheriff to accept the resignation of Samuel David Smith, Deputy-Patrol, effective March 24, 2018.[86.247 hours or balance vacation; 42.00 hours or balance holiday]

Request of Tax Assessor-Collector to place Kristin Avalos, Deputy Specialist I, on payroll as replacement for Lisa Jackson, effective March 26, 2018.

Request of Tax Assessor-Collector to place Cassie Hill, Deputy Specialist I, on payroll as replacement for Erica Bane, effective April 9, 2018.

#### ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-3

H1. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 5188 Riley Fuzzel Spring, TX 77386.

H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 12245 Morgan Drive Splendor, TX 77372.

H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 28919 S. Plum Creek Drive Spring, TX 77386.

#### SHERIFF – AGENDA ITEM 9I1

I1. DE-OBLIGATION APPROVED of all funding pertaining to the Organized Crime Drug Enforcement Task Force SW-TXS-1056 Pathfinder. These funds will be allocated to Sheriff's 5601 Budget.

#### COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEM 9J1

J1. PRECINCT 2

- a. ORDER APPROVED to accept Irrevocable Letter of Credit No. 1024 dated February 13, 2018 issued by Sabine State Bank for the account of Crown Ranch Subdivision Section 3 and release Letter of Credit No. 7638390 dated March 24, 2010 issued by First Bank & Trust. The released Letter of Credit will be returned to the County Attorney's Office.

#### COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9K1-4

K1. SEMI-ANNUAL PERFORMANCE IMPROVEMENT REPORT ACCEPTED for September 2017-February 2018 as recommended by MCMHTF Advisory Board.

K2. MINUTES ACCEPTED of the January 24, 2018 MCMHTF Advisory Board meeting.

K3. SIX MANAGEMENT PLANS ACCEPTED for fiscal year 2018 as follows: Patient Safety Plan, Performance Improvement Plan, Training and Staff Development Plan, and Infection Control Plan, Emergency Operations Plan and Scope of Services Plan- as recommended by the MCMHTF Advisory Board.

K4. PROPOSED MEDICAL STAFF BYLAWS REVISIONS APPROVED as approved by the MCMHTF Advisory Board.



DISTRICT CLERK – AGENDA ITEM 9L1

- L1. DEPUTATIONS APPROVED of the following Deputy Clerks:
- a. Sommer Brinkley
  - b. Marlana Blake
  - c. Avery Hersom

CONSTABLE PRECINCT 1 – AGENDA ITEM 9M1

- M1. RACIAL PROFILING REPORT APPROVED for 2017 from Montgomery County Constable Precinct 1 Department.

COMMUNITY DEVELOPMENT – AGENDA ITEMS 9N1-2

- N1. INFORMATION SHARING ACCESS AGREEMENT APPROVED between Montgomery County and FEMA for the Hurricane Harvey Residential Damage Assessment Dataset and JoAnne Ducharme is authorized to sign related paperwork. There is no financial obligation associated with this Memorandum of Understanding.
- N2. ADDENDUM/AMENDMENT APPROVED of Home Investment Partnership Program Agreement between Montgomery County and Easter Seals of Greater Houston, Inc.

GRANTS – AGENDA ITEM 9O1

- O1. CORRECTION OF GRANT FUNDS APPROVED from National Rifle Association (NRA). Correct amount should reflect \$3,136 for Constable Precinct 3 Office.

LIBRARY – AGENDA ITEM 9P1

- P1. REQUEST APPROVED to authorize submission of the annual report for local fiscal year 2017. County Judge is authorized to sign the accreditation in State Library System Application.

EMERGENCY MANAGEMENT – AGENDA ITEM 9Q1

- Q1. DE-OBLIGATION APPROVED of funds from the Office of the Governor for the HSGP-15 Montgomery County Law Enforcement Personal Protective Equipment Grant in the amount of \$406.27.

Motion carried.

**END OF CONSENT AGENDA**

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CITIZENS – AGENDA ITEM 10

Citizens will address the court when the agenda item they wish to speak on is presented.

9. RESOLUTION AND ORDER APPROVED – SH 249 – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Advance Funding Agreement between the Texas Department of Transportation and Montgomery County for ramps, frontage roads, intersections and drainage improvements from SH 249 Station 1201+00 to Station 1261+00. County Judge is authorized to execute the Agreement on behalf of Montgomery County. Commissioner Noack and Commissioner Clark voted “No”. Motion carried.

10. SCHEDULE OF EVENTS APPROVED – TAX BONDS – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the updated schedule of events for the County's proposed Unlimited Tax Road Bonds, Series 2018. Motion carried.

11. UNDERWRITER SELECTED – TAX BONDS – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the selection of Well Fargo as the senior manager at 50%, Bank of America and Raymond James as the co-managers at 25%. Motion carried.

12. ORDER APPROVED – ISSUANCE OF TAX BONDS – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an Order authorizing the issuance of Montgomery County, Texas Unlimited Tax Bonds, Series 2018; delegating authority to approve final pricing terms of the bonds and to execute final agreements; authorizing the preparation and distribution of an official statement and matters related. Motion carried.

13. REVISIONS APPROVED – STEP PLAN – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following revisions to the Montgomery County STEP plan:

- a. Remove all exempt, commissioned personnel from the Step plan with salary adjusted to 16 year if necessary
- b. Adjust all MCSO commissioned personnel salaries based on Texas Commission on Law Enforcement (TCOLE) active duty years of service.
- c. Authorize elected officials to slot new commissioned employees in the Step plan based on TCOLE active duty years of service.
- d. Discuss hiring an outside consulting firm for possible revisions to Step plan.

Motion carried.

14. RESOLUTION AND ORDER APPROVED – MAGNOLIA COMMUNICATIONS TOWER – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Interlocal agreement between Montgomery County, the Montgomery County Hospital District, and the City of Conroe for the Magnolia Communications Tower located at 14583 FM 1488 Magnolia, TX 77354. This is for the installation and operation of certain communications equipment for Sheriff's office. County Judge is authorized to execute the agreement on behalf of Montgomery County. Motion carried.

15. REQUEST APPROVED – POSITION CHANGE – CONSTABLE PRECINCT 1

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the promotion of a Deputy in position 5511-5910-2 and slot him as a 4 year sergeant in the Step Plan due to experience. No additional funding is required. Motion carried.

16. REQUEST APPROVED – POSITION CHANGE – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve Constable Pct. 3 to slot the deputy hired for position 55314-5910-2 as a 9 yr. Deputy on the current Step Plan due to experience. Salary, benefits and equipment will be funded by M.U.D. 94. Motion carried.

17. REQUEST APPROVED – EXTERNAL ASSESSMENT – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an external assessment of the County Auditor's Office in the amount not to exceed \$30,000.00. This was recommended by the Board of District Judges in the meeting held on March 28, 2018 and will be funded with Contingency. Motion carried.

18. BUDGET PACKET APPROVED – FY2019 – BUDGET

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the FY 2019 Budget Packet. Motion carried.

19. AWARD APPROVED – GENE CAMPBELL BLVD – PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the award for Project #18-16 Gene Campbell Blvd Reconstruction and widening to RC Smith Companies dba Smith & Company. Motion carried.

20. AWARD APPROVED – CUDE CEMETERY ROAD – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the award for Project #18-35 Cude Cemetery Road reconstruct from Valley Drive to FM 830 South to RC Smith Companies dba Smith & Company. Motion carried.

21. AWARDS APPROVED – PARKING LOT REPAIR – EMERGENCY MANAGEMENT/PRECINCT3

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the awards for project #18-21 the repair of hot mix asphalt parking lot as follows:

- To Larry Young Paving, Inc. in the amount of \$63,380.00 for Emergency Management
- To Forde Construction Co. in the amount of \$297,574.00 for Precinct 3.

Motion carried.

22. GRANT APPROVED – SMART PROSECUTION COMBATING VIOLENT CRIME AND ILLEGAL OPIOID – DISTRICT ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the fiscal year 2019 Smart Prosecution Combating Violent Crime and Illegal Opioid Grant to Bureau of Justice Assistance in the amount of \$359,729.00 with a match of \$5,500 for the District Attorney's Office. Tamara Holland is authorized to submit the grant electronically on behalf of Montgomery County. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR A MEETING OF THE MONTGOMERY COUNTY TOLL ROAD AUTHORITY.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

Sheila Cox addressed the court concerning the Animal Shelter. She stated that the Shelter is running great under Aaron Johnson.

Tara Tennant also addressed the court concerning the Animal Shelter. She stated that she is with the Heartworm Foundation that works with the shelter and Aaron Johnson has been a major reason they have been successful.

**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, ARTICLES 551.071 AND 551.074.**

EXECUTIVE SESSION – AGENDA ITEM 19A: CONSIDER AND APPROVE RESOLUTION AND ORDER(S) TO SETTLE MULTIPLE PROPERTY

DAMAGE CLAIMS UNDER CLAIM NO. A-17-0102, DATE OF INCIDENT 10/26/17. (SECTION 551.071)

EXECUTIVE SESSION – AGENDA ITEM 19B: DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE-ANIMAL SHELTER DIRECTOR (SECTION 551.074).

**COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.**

23. RESOLUTION AND ORDERS APPROVED – CLAIM NO. A-17-0102

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the following Resolution and Orders for Claim No. A-17-0102:

- Settlement offer of \$3,456.88 to be paid to the Bryan Allen Hitt in exchange for a full release of all claims for property damage in connection with in the demand letter under claim. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims. This will be funded from 5551-7354.
- Settlement offer of \$4,001.99 to be paid to GEICO in exchange for a full release of all claims for property damage in connection with in the demand letter provided under claim. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims. This will be funded from 5551-7570.
- Settlement offer of \$3,861.45 to be paid to the Belinda Jenkins in exchange for a full release of all claims for property damage in connection with in the demand letter under claim. The County Auditor is ordered to issue a check in accordance with the settlement offer contingent upon receipt of a full release of all claims. This will be funded from 5551-7354.

Motion carried.

CITIZENS – AGENDA ITEM 21

Bill O’Sullivan addressed the court concerning citizen’s comments. He thinks the citizens should have separate times for each session not just 3 minutes for the court day.

MISCELLANEOUS – AGENDA ITEM 22

Commissioner Noack also stated that he agrees that there needs to be hard fast rules for the citizen’s comment portion of court.

Judge Doyal stated citizens can sign up at any time until court starts, but there needs to be a cut off. He stated that the court has been lenient as far as some of the comments that have been made.

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

24. COURT ADJOURNS

Motion by Commissioner Meador, 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

