

COMMISSIONERS COURT DOCKET  
May 8, 2018  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 8<sup>th</sup> day of May, 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 Commissioner Mike Meador

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.

2. PROCLAMATION APPROVED – EMERGENCY MEDICAL SERVICES WEEK

Motion by Commissioner Noack, seconded by Commissioner Riley, to proclaim the week of May 20-26, 2018 as Emergency Medical Services Week. Motion carried.

3. RECOGNITION ACCEPTED – RECOGNITION OF DR. KATHRYN PINNERI

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the recognition of Dr. Kathryn Pinneri from the Montgomery County Hospital District for her assistance in developing and maintaining the educational program with the paramedics. Motion carried.

4. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated April 24, 2018. Motion carried.

Judge Doyal clarified the procedures for Citizens Comments during the Commissioners Court Meeting.

Ginger Russell addressed the court concerning the contract with John Holzwarth for engineering services. She asked why the county would pay John Holzwarth for engineering services when there is a County Engineer on the payroll and that it seems to be “double dipping.”

5. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-O

Motion by Commissioner Noack, seconded by Commissioner Clark, 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 9A1-4

- A1. BUDGET AMENDMENTS FY2018 APPROVED:
  - a. 435<sup>th</sup> District Court: To adjust line items.
  - b. Animal Shelter: To adjust line items.
  - c. Commissioner Precinct 2: To correct budget amendment 4.24.18.
  - d. Commissioner Precinct 3: To adjust line items.
  - e. Commissioner Precinct 4: To recognize and allocate revenue.
  - f. Constable Precinct 4: To recognize and allocate revenue.
  - g. County Attorney: To transfer funds CCT04.24.18/M3.
  - h. Court Reporter Service Fund: To adjust line items.
  - i. Emergency Management: To adjust line items.
  - j. Justice Court Technology: To recognize and allocate revenue CCT04.24.18/M3.
  - k. Juvenile Probation: To allocate funds to Phase II of HVAC project as approved with M10/04.24.2018, set up budget for 18-D0144 for Juvenile RDA Program, set up budget for 18-D0145 for Juvenile RDA Program, set up budget for 18-D0153 for Juvenile RDA Program, and set up budget for 18-D0154 for Juvenile RDA Program.
  - l. Memorial Library: To recognize and allocate revenue.
  - m. Risk Management: To recognize and allocate insurance proceeds.
  - n. Sheriff: To recognize and allocate revenue M3/02.27.18, adjust line items for position restructure, and adjust line items.
  - o. Veterans Services: To adjust line items.
- A2. REQUEST APPROVED from Justice of the Peace Pct. 1 on behalf of Justice of the Peace Pct.'s 1, 2, 4 & 5 to use \$485.00 from the Justice of the Peace Technology Fund.
- A3. REQUEST APPROVED from Justice of the Peace Pct. 4 to use \$1,819.35 from the Justice of the Peace Technology Fund.
- A4. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

TREASURER – AGENDA ITEM 9B1

- B1. MONTHLY STATEMENT OF BALANCES APPROVED for March 2018.

PURCHASING – AGENDA ITEMS 9C1-7

C1. RENEWALS OPTIONS APPROVED for the following:

- a. Project #2016-0048 mowing additional right-of-ways with Triple B Ag LLC for Precinct 4. (Exercising the second of three renewal options)
- b. Project #2016-0043 mowing right-of-ways with Triple B Ag LLC for Precinct 1. (Exercising the second of three renewal options)
- c. Project #2014-0029 pneumatic metro-fit metering replacement hot/cold cartridges & adapter assembly with Secure Detention Products for Sheriff's Office. (Exercising the fourth of five renewal options)
- d. Project #2012-0045 vehicle striping kits and installation for a ninety day extension with Bryant, Shona dba Bryant's Signs for Various Departments.
- e. Project #2014-0027 automated teller machine services with Woodforest National Bank for Various Departments. (Exercising the fourth of five renewal options)
- f. Project #2016-0028 printing of election forms and related services with AMG Printing & Mailing, LLC for Elections Administrator. (Exercising the second of three renewal options)
- g. Project #2017-0041 security guard services with North Atlantic Security for Various Departments. (Exercising the first of six renewal options)
- h. Project #2017-0026 surface treatment with Waters Construction Company, Inc. for Various Precincts. (Exercising the first of three renewal options)
- i. Project #2014-0046 chain link fencing/materials and labor with Jax Burns, LLC dba Astro Fence Company for Various Departments. (Exercising the fourth of five renewal options)
- j. Project #2014-0037 sod delivered and installed with Cutting Edge Landscape and Lawn Care and include an overall price increase of 10% for all sod orders and installations for Various Departments. (Exercising the fourth of four renewal options)
- k. Project #2017-0032 pre-engineered metal buildings (materials only) and related supplies with Mueller Supply Company, Inc. for Various Departments. (Exercising the first of three renewal options)
- l. Project #2013-0029 replacement glass and labor to repair and/or install glass and miscellaneous items with Steen Glass, Inc. for Various Departments. (Exercising the fifth of five renewal options)
- m. Project #2016-0044 services for pumping out sewer tanks with Southwaste Disposal, LLC for Sheriff's Office. (Exercising the second of three renewal options)
- n. Project #2014-0017 new uniforms with Galls Parent Holdings, LLC dba Miller Uniforms and Emblems for Various Departments. (Exercising the fourth of five renewal options)

C2. UTILIZATION APPROVED of the following contracts:

- a. Rental of vehicles and related items through the Interlocal Agreement with Harris County Contract #16/0069 from Enterprise Holdings, Inc. dba EAN Holdings, LLC/Enterprise Rent-A-Car for Various Departments. Local Gov't Code §271.102
- b. Facility security equipment, systems and services with related equipment and supplies through the National Joint Powers Alliance Contract #031517 from API National Service Group for Various Departments. Local Gov't Code §271.102.

C3. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Billing Services Houston Consortium as a personal or professional service from Amigos Library Services, Inc. for Library. Local Gov't Code Section 262.024(a)(4)
  - b. Annual maintenance of records management as an item that can be obtained from only one source from Kofile Technologies, Inc. for County Clerk. Local Gov't Code §262.024(a)(7) (Exercising the first of four renewal options)
- C4. CHANGE ORDERS APPROVED:
- a. CO #1 to Arborleaf Engineering and Surveying, Inc. for surveying services for Old Houston Road from SH 242 to FM 1485/3083 for Phase II: parcel maps and descriptions, right of way maps and staking for a total amount not to exceed \$19,880.00 for Precinct 4.
- C5. ADVERTISING APPROVED for the following:
- a. RFP - Project #18-41 armored transportation service and intelligent safe technology for Various Departments.
- C6. CONTRACT APPROVED with the following highly qualified provider per Government Code Chapter 2254 for on-call transportation engineering services with John C. Holzwarth for Various Precincts.
- C7. REQUEST APPROVED to rescind Award of Architectural Services Agreement for the Spring Creek Nature Center with Edwards Associates, PLLC for Precinct 3.

RISK MANAGEMENT – AGENDA ITEM 9D1

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

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
24764579	Moody, Robert/Const Pct 3	\$5,000	Renew/Cont Cert
6201497	Wolff, Thomas/Const Pct 2	\$5,000	Renew/Cont Cert
15487161	Deluish, Rhonda/Library	\$5,000	Renew/Cont Cert
15486577	Arnold, Christen/Drug Court	\$5,000	Renew/Cont Cert
70089412	Thomas, J.D./Sheriff	\$5,000	Renew/Cont Cert
14383156	Willingham, Ronald/Const Pct 4	\$5,000	Renew/Cont Cert
15283565	Boudreaux, Adolph/Const Pct 4	\$5,000	Renew/Cont Cert
15283559	Looza, Arturo/Const Pct 4	\$5,000	Renew/Cont Cert
24933249	Brown, Joshua/Const Pct 4	\$5,000	Renew/Cont Cert
14383151	Bonds, Larry/Const Pct 2	\$5,000	Renew/Cont Cert
62016619	Rupert, Enrique/Const Pct 1	\$5,000	Renew/Cont Cert
14823416	Closson, Stephen/Const Pct 1	\$5,000	Renew/Cont Cert
63519490	Pena IV, Jacobo/Const Pct 4		Rider/Chg Principal Name
63519490	Pena IV, Jacob/Const Pct 4	\$5,000	New
6274605	Vitale, Ronald/Const Pct 2	\$5,000	Reserve/Cont Cert

13749843 Wood Jr, Richard/Const Pct 1 \$5,000 Reserve/Cont Cert  
14383640 Cain, Daniel/Const Pct 1 Rider/Chg to Read Reserve

COMMISSIONERS – AGENDA ITEMS 9E1-2

E1. PRECINCT 1

- a. ANNUAL FINANCIAL AUDIT REPORT ACCEPTED for ESD #2 (Emergency Service District) with fiscal year ending September 30, 2017.
- b. USE AGREEMENT APPROVED with Conroe YMCA to use the baseball fields at Gene Campbell Sports Park.

E2. PRECINCT 4

- a. CHECK ACCEPTED in the amount of \$300.00 from FP Fastpitch Association for reimbursement for lights. This will be deposited into line item number 615-74409. Check has been forwarded to the Auditor for further processing.
- b. CHECK ACCEPTED in the amount of \$950.61 from Montgomery County Emergency Services District No. 7 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.
- c. CHECK ACCEPTED in the amount of \$601.57 from Meals on Wheels Montgomery County for the purchase of fuel. Check will be deposited into line item number 615-7926. Check has been forwarded to the Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 2

- a. FINAL PLAT APPROVED for Woodforest Section 73; 16.935 acres; James Hodge Survey, A-457 and James Pevehouse Survey A-29.

F2. PRECINCT 3

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harmony RPM4M Ventures Commons Replat No. 1.
- b. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson's Reserve, Section 7.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 22 and bond is released.
- d. FINAL PLAT APPROVED for Woodson's Reserve, Section 12; 10.09 acres; Montgomery County School Land Survey, A-351.

F3. PRECINCT 4

- a. FINAL PLAT APPROVED for Tavola, Section 25; 6.848 acres; A.P. Frederick Survey, A-211.
- b. PUBLIC HEARING DATE SET for June 12, 2018 to post a 20 MPH Speed limit for all streets in Oak Tree subdivision.

F4. ALL PRECINCTS

- a. REQUEST APPROVED from Park Construction to move heavy equipment across various county roads and new road bond expiring 5/1/2019. This permit will expire August 25, 2018.

#### HUMAN RESOURCES – AGENDA ITEMS 9G1-3

##### G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Airport to accept the resignation of Evan Mazharian, Clerk II, effective April 30, 2018. [21.56 hours or balance vacation]

Request of Animal Shelter to place Chloe Arredondo, Kennel Technician, on payroll as replacement for Jacob Joseph Hajek, effective April 29, 2018.

Request of Animal Shelter to accept the resignation of Tito Casurao Velasco Jr., Kennel Technician, effective April 19, 2018. [No benefits due]

Request of Custodial to increase salary of Fabiola Stefan Flores Herrera, Custodian, due to completion of probationary period, effective April 26, 2018.

Request of Custodial to increase salary of Naomi Ursula Mateos, Custodian I, due to completion of probationary period, effective April 23, 2018.

Request of Custodial to increase salary of Reina Reed, Custodian, due to completion of probationary period, effective May 6, 2018.

Request of Custodial to place Daniel Ruiz, Custodian, on payroll as replacement for Helen Castillo Martinez, effective April 30, 2018.

Request of Custodial to increase salary of Debra Lajuan Thomas, Custodian, due to completion of probationary period, effective April 23, 2018.

Request of Building Maintenance to place Jose Fernandez, Facility/Grounds Worker, on payroll as replacement for Clarence Vinson, effective April 23, 2018.

Request of Building Maintenance to discharge Joshua Gant, Facility/Grounds Worker, effective April 30, 2018. [61.60 hours or balance vacation]

Request of Commissioner Precinct 1 to discharge Jeffery Walters, Laborer I, effective April 26, 2018. [No benefits due]

Request of Commissioner Precinct 2 to accept the retirement of Yvonne Ramsey Hines, Coordinator-Facilities, effective May 31, 2018. [108.765 hours or balance vacation; 1.89 hours or balance compensatory time]

Request of Commissioner Precinct 3 to place Andrew S. Dubois, Operator III, on payroll as replacement for James Luna, effective May 14, 2018.

Request of Commissioner Precinct 4 to place Jeffrey Barton II, Operator I, on payroll as replacement for Brent Thatcher, effective April 16, 2018.

Request of Commissioner Precinct 4 to place Thomas Faulkner, Operator II, on payroll due to return from unpaid FMLA/disability leave, effective April 16, 2018.

Request of Commissioner Precinct 4 to place Harvey Johnson, Operator I, on payroll as replacement for Thomas Faulkner, effective April 16, 2018.

Request of Constable Precinct 4 to change job title of Joshua Brown, Corporal-Constable, due to job re-evaluation, effective April 24, 2018.

Request of Constable Precinct 4 to place Robert Jeffery Buchanan, Deputy Constable, on payroll as replacement for Robert Burns III, effective May 5, 2018.

Request of Constable Precinct 4 to demote Brian Dunn, Deputy Constable, as replacement for Tanner Jensen, effective April 21, 2018.

Request of Constable Precinct 4 to promote Tanner Jensen, Investigator I, as replacement for Eric Prado, effective April 21, 2018.

Request of Constable Precinct 4 to change job title of Eric Prado, Investigator II, as replacement for Brian Dunn, due to job re-evaluation, effective April 21, 2018.

Request of County Attorney to accept the resignation of Jennifer Jordan, Attorney II, effective April 27, 2018. [174.61 hours or balance vacation; 4.25 hours or balance holiday]

Request of County Clerk to promote Heather Michelle Chastun, Court Clerk IV, as replacement for Donna Hall Walters, effective June 9, 2018.

Request of County Clerk to accept the retirement of Dianne Y. Killingsworth, Court Clerk IV, effective May 31, 2018. [232.9355 hours or balance vacation]

Request of County Clerk to increase salary of Airn Previti, Clerk II, due to completion of probationary period, effective May 5, 2018.

Request of County Clerk to transfer Donna Hall Walters, Court Clerk IV, as replacement for Dianne Y. Killingsworth, effective June 9, 2018.

Request of District Attorney to place Luis S. Baez, Attorney I, on payroll as replacement for Kristina M. Pekkala, effective May 14, 2018.

Request of District Attorney to place Modesto Eduardo Rosales, Attorney I, on payroll as replacement for Jacqueline Bello, effective May 14, 2018.

Request of District Attorney to accept the retirement of Shirley G. Williams, Coor-Victim Assist, effective April 30, 2018. [233.4935 hours or balance vacation; 12.415 hours or balance compensatory time]

Request of District Clerk to increase salary of Stephanie Womack, Court Clerk III, due to completion of probationary period, effective April 21, 2018.

Request of Justice of the Peace Pct. 2 to place Adriana Rebollar, Court Clerk II, on payroll as replacement for Yolanda Lewis, effective April 30, 2018.

Request of Juvenile to place Jeffery Davis Andrews, Juvenile Supervision Officer, on payroll as replacement for Micah Cathey, effective May 7, 2018.

Request of Juvenile to place Santiago Gonzalez Jr., Juvenile Supervision Officer, on payroll as replacement for Mark Davis, effective May 7, 2018.

Request of Juvenile to promote Jeffery T. Quintanilla, Juvenile Probation Officer, as replacement for Curtis Howard, effective May 5, 2018.

Request of Juvenile to promote Andrew Alexander Rodriguez, Juvenile Probation Officer, as replacement for Nathan Dunmire, effective May 5, 2018.

Request of Library to discharge Ruby Elaine Purswell, Library Assistant II, effective April 20, 2018. [No benefits due]

Request of Sheriff to place Dakota Bagwell, Officer Civilian Deten, on payroll as replacement for Jason Bradley Redditt, effective May 5, 2018.

Request of Sheriff to transfer Michael Merrill Berry Jr., Deputy, effective April 21, 2018.

Request of Sheriff to accept the resignation of Aaron Bryan Carlisle, Captain-Sheriff, effective April 17, 2018. [27.97 hours or balance vacation]

Request of Sheriff to accept the resignation of Craig Allen Carney, Deputy Detention, effective May 1, 2018.[185.58 hours or balance vacation; 323.50 hours or balance compensatory time; 56.00 hours or balance holiday]

Request of Sheriff to place Cemetre Cormier, Officer Civilian Deten, on payroll as replacement for Todd Mitchell Ellis Jr., effective April 21, 2018.

Request of Sheriff to accept the retirement of Oliver R. Coward, Captain Sheriff, effective April 20, 2018. [261.255 hours or balance vacation]

Request of Sheriff to accept the resignation of Kenneth Ladarrell Culbreath, Chief Deputy Sheriff, effective May 11, 2018. [225.255 hours or balance vacation; 8.00 hours or balance holiday.

Request of Sheriff to promote Andrew W. Eason, Captain Sheriff, as replacement for Oliver R. Coward, effective April 28, 2018.

Request of Sheriff to accept the retirement of Cornelia Fain, Telecom Records Special, effective May 31, 2018. [41.9797 hours or balance vacation; 75.50 hours or balance compensatory time]

Request of Sheriff to place Brandon Franklin, Officer Civilian Deten, on payroll as replacement for Nathan T. Hall, effective April 21, 2018.

Request of Sheriff to place Austin Daniel Head, Officer Civilian Deten, on unpaid leave of absence, effective April 10, 2018.

Request of Sheriff to place Kenneth Hiebert, Deputy Patrol, on payroll as replacement for Samuel David Smith, effective April 21, 2018.

Request of Sheriff to promote Timothy Bryan Holifield, Captain Sheriff, as replacement for Aaron Bryan Carlisle, effective April 28, 2018.

Request of Sheriff to increase salary of David Aaron Kelman, Deputy, due to step increase, effective April 21, 2018.

Request of Sheriff to transfer Stephanie Marie Lee, Deputy, as replacement for Roman Ramos, effective April 21, 2018.

Request of Sheriff to place Bryan McFarland, Officer Civilian Deten, on payroll as replacement for Kendrick L. Castillo, effective April 21, 2018.

Request of Sheriff to place Jonathan Moseley, Officer Civilian Deten, on payroll as replacement for Bryan Allen Young, effective May 5, 2018.

Request of Sheriff to transfer Roman Ramos, Deputy Patrol, as replacement for Stephanie Marie Lee, effective April 21, 2018.

Request of Sheriff to accept the resignation of Jonathan Kevin Ray, Captain Sheriff, effective April 25, 2018.[265.255 hours or balance vacation]

Request of Sheriff to place Troy Reddehase, Deputy, on payroll as replacement for Michael Merrill Berry Jr., effective May 5, 2018.



Request of Sheriff to accept the resignation of William C. Rogers, Officer Civilian Deten, effective April 27, 2018. [71.24 hours or balance vacation; 80.43 hours or balance compensatory time; 29.00 hours or balance holiday]

Request of Sheriff to accept the retirement of Michael William Rooney, Officer Civilian Deten, effective May 31, 2018. [131.64 hours or balance vacation; 236.64 hours or balance compensatory time; 56.00 hours or balance holiday]

Request of Sheriff to place Richard Rulong Jr., Deputy Patrol, on payroll effective April 21, 2018.

Request of Sheriff to accept the resignation of Kerri Lynn Shotwell, Sergeant Detention, effective April 23, 2018. [202.625 hours or balance vacation; 9.60 hours or balance compensatory time; 4.50 hours or balance holiday]

Request of Sheriff to place Martin Silva, Deputy Patrol, on payroll as replacement for Carl A. Norum, effective May 5, 2018.

Request of Sheriff to place Jaquela Walker, Officer Civilian Deten, on payroll as replacement for Joshuah Herbert Boone, effective April 21, 2018.

Request of Sheriff to accept the resignation of Bryan Allen Young, Officer Civilian Deten, effective April 28, 2018. [91.05 hours or balance vacation; 41.80 hours or balance compensatory time; 32.00 hours or balance holiday]

Request of South County Community Center to place Rani Duncan, Community Facility Worker, on payroll as replacement for Catherine Adams, effective April 26, 2018.

G2. STEP ADJUSTMENTS APPROVED for the Montgomery County Sheriff's Office based on the Texas Commission of Law Enforcement active duty years of service as previously authorized effective 04/21/2018 as per memo on file.

G3. ADJUSTMENTS APPROVED to Montgomery County Sheriff's Office Lieutenant's salary at 16 years based on the STEP plan as previously authorized effective 4/21/18 as per memo on file.

#### ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-6

H1. ORDER APPROVED AND CHECK ACCEPTED in the amount of \$13,384.04 as payment in full of assessment lien to recover cost to the county for demolition of a public nuisance. Total cost of lien has been met for the following property:

- 15027 Calhoun Conroe, Texas 77302

Check has been forwarded to auditor for further processing.

H2. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 16895 Old Houston Rd Conroe, TX 77302.

H3. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 12120 Bonney Conroe, TX 77385.

H4. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 13437 Calhoun Road Conroe, TX 77302.

H5. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 18745 Deer Glen Drive Conroe, TX 77302.

H6. ORDER APPROVED AND CHECK ACCEPTED in the amount of \$6,286.40 as payment in full of assessment lien to recover cost to the county for demolition of a public nuisance. Total cost of lien has been met for the following property:

- 212 Wickdome, Willis, Texas 77378

Check has been forwarded to auditor for further processing

COUNTY JUDGE – AGENDA ITEMS I1-2

- I1. RESOLUTION APPROVED from Westwood Magnolia Parkway Improvement District to increase the size of the Board of Directors from 5 to 7 members.
- I2. REQUEST APPROVED for the expense of refreshments relating to the Employee Service Pin Awards.

SHERIFF – AGENDA ITEM 9J1

- J1. DONATION ACCEPTED in the amount of \$2,000.00 to the MCSO K9 Division from Michael and Bryne Miller. These funds will be allocated to 560150.73573. Check has been forwarded to auditor for further processing

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9K1-2

K1. PRECINCT 1

- a. FULLY EXECUTED LAND LEASE AGREEMENT ACCEPTED between Montgomery County and Conroe Independent School District for 6.60 acres of land in the Wm. Starrock Survey, A-486 and access easement for agricultural education center to be constructed on land lease site by lessee and acknowledge receipt of check in the amount of \$400.00 representing prepaid lease payment for the term of the lease. Check has been forwarded to the Auditor for further processing.

K2. PRECINCT 2

- a. RESOLUTION AND ORDER TO PAY APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 52 of the expansion of Keenan Cut-Off Road from David J. and Paula Camillo for the total sum of \$6,428.77 and accept the executed or to be executed deed.
- b. RESOLUTION AND ORDER TO PAY RE-ESTABLISHMENT COST APPROVED for the funding of reimbursable re-establishment cost in connection with the acquisition of Parcel 19 of the expansion of McCaleb Road from Robert E. Truly and Kaye K. Truly as Trustees of the Robert E. Truly and Kaye K. Truly Revocable Living Trust.

COUNTY CLERK – AGENDA ITEMS 9L1-2

- L1. DEPUTATION APPROVED of Deana Caldwell, Deputy County Clerk.
- L2. DEPUTATION APPROVED of Airn Previti, Deputy County Clerk.

DISTRICT CLERK – AGENDA ITEM 9M1

- M1. DEPUTATION APPROVED of Dixie Philips.

COMMUNITY DEVELOPMENT – AGENDA ITEMS 9N1-2

- N1. REQUEST APPROVED for County Judge to execute the FY 2015 and FY 2017 CDBG Capital Contract Agreement between Montgomery County and Montgomery County Youth Services.

- N2. LAND USE RESTRICTION AGREEMENT APPROVED between Montgomery County, Montgomery County Homeless Coalition, Inc. and Tri-County Behavioral Healthcare. There is no cost to the County associated with this agreement.

GRANTS – AGENDA ITEMS 901-2

- O1. DWI TASK FORCE GRANT ACCEPTED from Houston Galveston Area Council (HGAC) in the amount of \$5,500 with a match of \$1,375 for Constable Precinct 4 Office.
- O2. FISCAL YEAR 2018 SUPPLEMENTAL GRANT FUNDING ACCEPTED from Texas Indigent Defense Commission (TIDC) in the amount of \$34,688 for Indigent Defense Department.

Motion carried.

**END OF CONSENT AGENDA**

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CITIZENS – AGENDA ITEM 10

Citizens will address the court at the time the agenda item is presented.

6. RESOLUTION AND ORDER APPROVED – DONATION DEED – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Noack, to accept and approve appraisal report and County Judge and/or County Auditor are authorized to execute IRS form 8283 and/or any other documents related to reporting of the donation and the value of the donation; donation of 16.416 acres is accepted; and County Judge is authorized to accept the Donation Deed and execute any and all other documents necessary to complete the donation and conveyance of the 16.416 acres. Closing costs in the amount of \$7,467.95 will be funded with Capital Fund Account. Motion carried.

7. REQUEST APPROVED – CANINE STIPEND – FIRE MARSHAL

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the addition of a canine stipend for position 5433-6400-4. The remaining fiscal year 2018 funds will be provided by account 5434-436210 and future funding of the stipend will be considered through the normal budget process. Fire Marshal is authorized to accept the canine on behalf of Montgomery County and canine and training will be funded by a grant through MCOHSOEM. Motion carried.

8. DONATION APPROVED – CANINE – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the donation of canine "Sumi" from Service Dogs, Inc. valued at \$45,000.00. The canine and canine stipend of \$6,500.00 annually will be assigned to position 4351-7610-4 Victim Assistance Coordinator effective immediately. This will be funded with Contingency. Motion carried.

9. REQUEST APPROVED – FULL TIME INTERN – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the creation of position 4351-3991-1 (full-time intern) at a rate of \$17.73 per hour, effective 5/12/18 with a total annual salary with benefits \$54,428.98. The approximate prorated amount for the remainder of fiscal year 2018 with benefits is \$23,450.68 and will be funded from District Attorney Asset Forfeiture Funds. Motion carried.

10. AWARD APPROVED – PROJECT #18-40 – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the recommendation to award RFP- Project #18-40 to Burden Construction for Lease and Development of approximately +/- .82 acre of parcel property with lease contract to follow for Conroe-North Houston Regional Airport. Motion carried.

AGENDA ITEM 14B – APPROVE THE CONTRACT FOR ARCHITECTURAL SERVICES FOR SPRING CREEK NATURE CENTER WAS DEFERRED.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 15A1: CONSIDER AND APPROVE THE DISTRICT CLERK'S ANNUAL DISTRICT COURT TECHNOLOGY FUND WRITTEN ARCHIVAL PLAN THAT WILL CONTINUE THE PRESERVATION OF ARCHIVE DOCUMENTS FROM THE 1800'S TO 1999. REQUESTING \$170,000 FOR THE 2018-19 PROJECT TO BE FUNDED FROM THE DISTRICT COURT TECHNOLOGY FUND.

AGENDA ITEM 15B1: CONSIDER AND DISCUSS THE PARTIAL REVISION OF LOTS 1 AND 2, TWAIN'S LANDING, TO BE KNOWN AS WILLIS CALVARY DTP ADDITION.

AGENDA ITEM 15C1: CONSIDER AND DISCUSS THE PARTIAL REVISION OF RESTRICTED RESERVE "B", BIG TREE COMMERCIAL PLAZA, TO BE KNOWN AS BIG TREE COMMERCIAL PLAZA PARTIAL REPLAT NO. 1.

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

11. REQUEST APPROVED – WRITTEN ARCHIVAL PLAN – DISTRICT CLERK

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the District Clerk's Annual District Court Technology Fund Written Archival Plan that will continue the preservation of archive documents from the 1800s to 1999 and requesting \$170,000.00 for the 2018-2019 project. This project will be funded from the District Court Technology Fund. Motion carried.

Bill O'Sullivan addressed the court concerning the removal of tolls on the 242 flyovers. He would like the court to remove the tolls.

Dennis Tibbs addressed the court concerning the removal of tolls on the 242 flyovers and home appraisals. He said it is discouraging that the court votes against the will of the people concerning tolls and that the appraisals for elected officials are not increasing like the citizens.

Mark Frank addressed the court concerning the 242 flyovers. He urged the court to remove the tolls.

Kelli Cook also addressed the court concerning the tolls on the 242 flyover. She would like the tolls removed and for no new toll roads to be planned.

Keith Lincoln addressed the court concerning the 242 flyover. He stated that he lives in Harper's Landing and the traffic issues on 242 cause many dangerous situations for those living in the area. He would like the tolls removed to alleviate traffic outside of his neighborhood.

12. MOTION FAILED – 242 FLYOVER TOLL REMOVAL – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to remove the tolls on the 242 flyovers after a public meeting with TxDOT assuring that the county is not at risk for losing funds. Judge Doyal, Commissioner Meador, and Commissioner Riley voted "No". Motion failed.

**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, 551.074. and 551.076.**

EXECUTIVE SESSION – AGENDA ITEM 17A: CONSIDER AND DISCUSS IMPLEMENTATION OF SECURITY DEVICES FOR LAW ENFORCEMENT AND COUNTY FACILITIES

EXECUTIVE SESSION – AGENDA ITEM 17B: DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE-COUNTY ENGINEER.

EXECUTIVE SESSION – AGENDA ITEM 17C: CONSULTATION WITH ATTORNEY REGARDING CONTEMPLATED LITIGATION CONCERNING PUBLIC COMMENT.

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

NO ACTION NECESSARY ON THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

**CITIZENS – AGENDA ITEM 19**

Michael Braaksma addressed the court concerning a hazardous corner at Decker Prairie Rosehill. He stated that many accidents occur due to wet conditions on the slippery road. He also told the court of two suggestions he had to fix the problem.

Eric Yollick presented salary recommendations to the Court as well as a transition plan to lower the salaries of elected officials.

Robert Stevenson and Derrick Atherton addressed the court concerning the no parking signs on Red Bay Circle. They would like the no parking signs on only one side of the road or to allow parking on the side of the road between the hours of 5-7 p.m.

Bill O’Sullivan addressed the court concerning the rules & regulations for public comment. He would like the court to have procedures put in writing.

**MISCELLANEOUS – AGENDA ITEM 20 – NO OTHER ITEMS LISTED**

**13. COURT ADJOURNS**

Motion by Commissioner Riley, seconded by Commissioner Noack, to adjourn this session of Court. Motion carried.

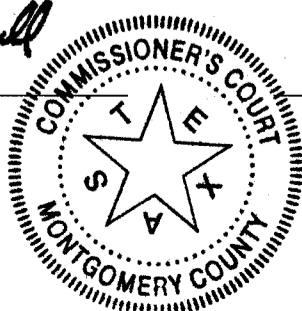
The above and foregoing minutes were read and approved by the Court.

**ATTEST:**

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

BY: \_\_\_\_\_

COUNTY CLERK



COUNTY JUDGE

*Mark Turnbull*

*Craig Doyal*