

COMMISSIONERS COURT DOCKET  
May 22, 2018  
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 22<sup>nd</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 2	Charlie Riley
Commissioner, Precinct 3	James Noack
Also County Clerk's Office	Amber Twiddy

ABSENT:

Commissioner, Precinct 1	Mike Meador
Commissioner, Precinct 4	Jim Clark

INVOCATION GIVEN BY

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

AGENDA ITEM 7A – MONTGOMERY COUNTY EMPLOYEES' COMMITTEE

Members of the Montgomery County Employees' Committee awarded scholarships to the following individuals: Employees: Michelina Olivieri, with the Library, James Russell with the Sheriff's office, and Catherine Marshall with the Library. Dependents: Molly Bell, daughter of Raina George with Juvenile, Catherine Fisher, daughter of Susan Fisher with the County Attorney's office, and Madeline Walker, daughter of Deborah Walker with the County Clerk's office.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated May 8, 2018. Motion carried.

Carl White addressed the court concerning the NAACP voter awareness event. He asked the court to approve the agenda item allowing the use of the courthouse steps for this event.

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

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 9A1-3

A1. BUDGET AMENDMENTS FY2018 APPROVED:

- a. Animal Shelter: To recognize and allocate revenue CCT 08.22.17/M20.
- b. Commissioner Pct 1: To recognize revenue from March 2018 auction.
- c. Commissioner Pct 2: To recognize and allocate revenue M3/04.24.18.
- d. Commissioner Pct 3: To adjust line items.
- e. Commissioner Pct 4: To recognize and allocate revenue CCT 05.08.18/M5 and transfer funds-Bldg Maint.
- f. Constable Pct 1: To recognize and allocate revenue.
- g. Constable Pct 4: To recognize and allocate revenue and recognize and allocate FY 2018 STEP-IDM Grant from H-GAC M5/05.08.2018.
- h. Constable Pct 5: To recognize and allocate CIOT Grant FY 18 as awarded by TxDOT M13/04.24.18.
- i. County Clerk: To fund C/O #1 approved 01.23.18 for Harrison Kornberg M3.
- j. Court Reporter Service Fund: To recognize and allocate revenue.
- k. District Attorney: To adjust line items and adjust line items CCT05.08.18/M8.
- l. District Clerk: To adjust line items.
- m. Elections Administrator: To recognize and allocate revenue.
- n. FEMA-DR-4332-TX: To set-up budget for Hurricane Harvey Cat A DR, Hurricane Harvey Cat B EM, Hurricane Harvey DAC and Hurricane Harvey Cat C.
- o. Fire Marshal: To recognize and allocate revenue CCT 05.08.18/M7.
- p. Forensics: To adjust line items.
- q. Historical Commission: To recognize and allocate revenues.
- r. Justice Court Technology Fund: To recognize and allocate revenue CCT 05.08.18/M5.
- s. Non-Departmental: To adjust restricted.
- t. Sheriff: To adjust line items, allocate reimbursement, recognize and allocate revenue CCT05.08.18/M5, and recognize and allocate revenue.

A2. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of April, 2018.

A3. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

TREASURER – AGENDA ITEMS 9B1-3

B1. MONTHLY PLEDGED SECURITIES REPORT APPROVED for April 2018.

B2. MONTHLY INVESTMENTS REPORT APPROVED for April 2018.

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

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

C1. INTERLOCAL AGREEMENT APPROVED for assessment and collection services between Montgomery County and Stanley Lake Municipal Utility District.

C2. MONTHLY TAX COLLECTION REPORT APPROVED for month ending April 30, 2018.

PURCHASING – AGENDA ITEMS 9D1-7

D1. ADVERTISING APPROVED for the following:

- a. Project #18-38 rehabilitation of roads for Various Departments.
- b. Project #18-49 Elan Boulevard widening project for Precinct 3.
- c. Project #18-50 Birnham Woods widening project for Precinct 3.
- d. Project #18-51 vehicle striping kits and installation for Various Departments.
- e. Project #18-52 floor covering and installation for Various Departments.
- f. Project #18-53 C.R. Dowell Way construction for Precinct 1.
- g. Project #18-55 RFP - third party claims administration services of the Montgomery County Medical, Cafeteria Plan and Optional Fully Insured Group Health Plan for Risk Management.

D2. DISCRETIONARY EXEMPTIONS APPROVED:

- a. Vehicle and equipment repairs (parts and labor) from N.C. Eagle Services, Inc. for Various Departments. Local Gov't Code §262.024(a)(11)
- b. Trap-neuter-return as a personal or professional service from Texas Litter Control for Animal Shelter. Local Gov't Code §262.024(a)(4)
- c. Caterpillar parts and services as an item that can be obtained from only one source from Mustang CAT for Various Departments. Local Gov't Code §262.024(a)(7)
- d. Online computer assisted legal research as an item that can be obtained from only one source from RELX, Inc. for Various Departments. Local Gov't Code §262.024(a)(7)(b).

D3. RENEWALS AWARDED:

- a. Project #2016-0040 service for supplying audio visual materials with each of the following vendors: Blackstone Audio, Inc., Midwest Tape LLC, and Recorded Books, Inc. for the Library. (Exercising the second of three renewal options)
- b. Project #2012-0072 jail food services with Aramark Correctional Services through 11/30/18 for Various Departments. (Exercising the first of five renewal options)
- c. Project #2013-0030 commercial a/c filters with MB Dustless Air Filter Co., LLC dba Dustless Air Filter Company for Various Departments. (Exercising the fifth of five renewal options).

D4. REQUEST APPROVED to reject and re-advertise RFP-Project #18-45 remote administration of IBM AIX Unix System for IT.

D5. UTILIZATION APPROVED for the following contracts:

- a. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-2542 from Cisco Systems, Inc. and each of its resellers: CDW Government, LLC, Datavox, Inc., NWN Corporation, Centre Technologies, Inc., GTS Technology Solutions, Inc. and Insight Public Sector and include amendment #5 for a sixty (60) day extension for Various Departments. Local Gov't Code §271.083
- b. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-3976 from Innovation Network Technologies Corporation for IT. Local Gov't Code §271.083
- c. First aid, emergency medical, athletic trainer supplies and equipment through the Interlocal Agreement with Buyboard contract #530-17 from Sterlington Medical MDD Marketing, Inc. for Various Departments. Local Gov't Code §271.102
- d. Grounds maintenance equipment, irrigation parts, supplies and installation through the Interlocal Agreement with Buyboard contract #529-17 from each of the following vendors: C&M Air Cooled Engine, Inc., Kubota Tractor Corporation and Adapco, LLC for Various Departments. Local Gov't Code §271.102
- e. Library books, used textbooks and other books through the Interlocal Agreement with Buyboard contract #531-17 from Bound to Stay Bound Books, Inc. for Library. Local Gov't Code §271.102
- f. Radio communications/emergency response & mobile interoperability equipment through the Houston Galveston Area Council contract #RA05-15 from Motorola Solutions, Inc. to extend existing contract three (3) months for Various Departments. Local Gov't Code §271.102
- g. Products and related services through the State of Texas Department of Information Resources contract #DIR-TSO-3957 from Ford Audio-Video System, LLC for IT. Local Gov't Code §271.083
- h. Contract for services through the State of Texas Department of Information Resources contract #DIR-TSO-3886 from Ford Audio-Video Systems, LLC for IT. Local Gov't Code §271.083
- i. Highway safety & traffic products through the Interlocal Agreement with Buyboard contract #534-17 from Texas Highway Products, LTD for Various Departments. Local Gov't Code §534-17
- j. Automotive parts, fluids, maintenance and equipment through the Interlocal Agreement with Buyboard contract #507-17 from O'Reilly Auto Parts for Various Departments. Local Gov't Code §271.102
- k. Uniforms and accessories through the Interlocal Agreement with Buyboard contract #507-16 from each of the following vendors: Galls, LLC and Unifirst Corporation for Various Departments. Local Gov't Code §271.102
- l. Emergency preparedness and safety equipment for the purchase of one (1) MX908 hand held mass spec chemical detection system through the Houston Galveston Area Council contract #EP11-17 from Fisher Scientific Company, LLC for a total amount of \$71,500.00 to be paid for with the 2016 UASI Regional Hazmat Team Sustainment Grant for Emergency Management. Local Gov't Code §271.102
- m. Products and related services for the purchase of audio visual equipment including implementation through the State of Texas Department of Information Resources contract #DIR-TSO-4001 from Conference Technologies, Inc. in the amount of \$47,923.03 to be paid for with the 2017 UASI SHSP EOC Sustainment Grant and monitors in the amount of

\$3,147.50 to be paid for out of the 2016 UASI EOC Sustainment Grant for Office of Emergency Management. Local Gov't Code §271.083

D6. CHANGE ORDERS APPROVED:

- a. CO #2 to Halff Associates, Inc. for right of way acquisition relocations and county reimbursement services of segment 1 - IH 45 to Anderson Road to relocate seven (7) businesses one (1) on parcel 59 and the remaining six (6) on parcel 79 in the amount of \$7,900.00 each for a total of \$55,300.00 for Precinct 1.
- b. CO #2 to Smith and Company for Rayford Road widening and railroad grade separation from Richards Road to SH 99 for changes to storm sewer construction at no additional cost for Precinct 3.
- c. CO #6 to Diamond Commercial Construction for CSP -Empowerment Resource Center - remodel of warehouse for additional changes in the amount of \$4,987.00 for MCCD.

D7. AWARD APPROVED for:

- a. Project #18-37 to the following: Recommended: Stripes and Stops; Alternate vendor Texas Lone Star Pavement Services; for pavement striping for Various Departments.

RISK MANAGEMENT – AGENDA ITEM 9E1

- E1. PAYMENT ACKNOWLEDGED to Jose Miguel Rosales in the amount of \$1,973.82 and payment to Conroe Regional Medical in the amount of \$5,320.00 in reference to claim #A-18-0008 DOL 02.07.18.

COMMISSIONERS – AGENDA ITEMS 9F1-3

F1. PRECINCT 1

- a. REQUEST APPROVED for a 30 day extension for the filing of the 2017 District Audit Report for Emergency Service District #10 due by June 1, 2018 pursuant to section 775.082 of the Texas Health and Safety Code.

F2. PRECINCT 4

- a. CHECK ACCEPTED from the City of Roman Forest in the amount of \$1,377.69 for the purchase of fuel. This will be deposited into line item 615-7926. Check has been forwarded to the Auditor for further processing.

F3. PRECINCTS 2 AND 4

- a. REQUEST APPROVED for a 30 day extension for the filing of the 2017 District Audit Report for Emergency Service District #4 due by June 1, 2018 pursuant to section 775.082 of the Texas Health and Safety Code.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9G1-4

G1. PRECINCT 1

- a. FINAL PLAT APPROVED of Willis Calvary DTP Addition; 1.634 acres; William Weir League Survey, A-42.

G2. PRECINCT 2

- a. PRELIMINARY MASTER PLAN APPROVED for Magnolia M3 Land Partners 585.5 acre tract.

- b. REQUEST APPROVED for the acceptance of Rustling Oaks Drive in Woodloch Forest, Section 1 by prescriptive right and to correct the road log to reflect previous acceptance of Rustling Oaks Drive in Woodloch Forest, Section 1 as per item 28 of the Commissioners Court Minutes dated June 10, 1991.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 71.
- d. FINAL PLAT APPROVED for Fosters Ridge, Section 12; 28.5171 acres; James Hodge Survey, A-19.

G3. PRECINCT 3

- a. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Falls at Imperial Oaks, Section 25.
- b. FINAL PLAT APPROVED for Benders Landing Estates, Section 4 Partial Replat No. 2; 2.005 acres; R.N. Davis Survey, A-161.

G4. PRECINCT 4

- a. FINAL PLAT APPROVED for Porters Mill, Section 1; 32.918 acres; Ira Milliman Survey, A-340.
- b. FINAL PLAT APPROVED for Kings Mill, Section 10; 7.8994 acres; Mary Owens Survey, A-405.

HUMAN RESOURCES – AGENDA ITEM 9H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Airport to place Stormi Erickson, Clerk II, on payroll as replacement for Evan Mazharian, effective May 21, 2018.

Request of Animal Shelter to accept the resignation of Preston White, Clinic/Vet Technician, effective May 9, 2018. [86.28 hours or balance vacation; 21.00 hours or balance compensatory time; 58.50 hours or balance holiday time]

Request of Custodial to discharge Daniel Cruz, Custodian II, effective May 4, 2018. [182.56 hours or balance vacation; 8.295 hours or balance compensatory time]

Request of Custodial to place Luz Gabriela Gonzalez, Custodian, on payroll as replacement for Reina Reed, effective May 21, 2018.

Request of Custodial to increase salary of Kevin Lopez, Custodian, due to completion of probationary period, effective May 21, 2018.

Request of Custodial to promote Reina Reed, Custodian I, as replacement for Jose Cruz Fuentes, effective May 7, 2018.

Request of Custodial to promote Daniel Ruiz, Custodian II, as replacement for Daniel Cruz, effective June 11, 2018.

Request of Commissioner Precinct 1 to place Clifford Cole Arnold, Seasonal Worker, on payroll as replacement for Jesse Mooneyham, effective May 12, 2018.

Request of Commissioner Precinct 1 to place William G. Eddinger, Operator III, on payroll as replacement for Kenneth Viniarski Jr., effective May 14, 2018.

Request of Commissioner Precinct 2 to accept the resignation of Daniel D. Dean Jr., Operator I, effective May 3, 2018. [84.20 hours or balance vacation; 5.25 hours or balance compensatory time; 8.00 hours or balance holiday]

Request of Commissioner Precinct 4 to promote Scott Brogan, Operator III, as replacement for Michael McKay, effective May 19, 2018.

Request of Commissioner Precinct 4 to promote Michael McKay, Foreman, as replacement for Thomas Tobias, effective May 19, 2018.

Request of Constable Precinct 1 to increase salary of Michael Alexander, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Billy Beaver, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Paul Bostick, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to correct salary of Jarrod Bruce, Deputy Constable, on PCR approved in CC on 2/27/2018, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Eric Cisneros, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Boyd Crabtree, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to rescind PCR approved in CC on 2/27/18 of Boyd Crabtree, Deputy Constable, effective June 2, 2018.

Request of Constable Precinct 1 to increase salary of Bryan Dubose, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Richard Faught, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Stewart Hightower, Detective, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to transfer Everett McClendon III, Deputy Constable, as replacement for Billy Beavers, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Jarrett Rhodes, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Tracy Traylor, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 1 to increase salary of Jimmy Kellum Jr., Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Brian Keith Davis, Investigator II, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Paul Alan Hubbard, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Janie Lee McCown, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Toby Rex McLaughlin, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Timothy Lee Shackelford, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Gregory S. Thomason, Investigator II, due to step increase, effective May 5, 2018.

Request of Constable Precinct 2 to increase salary of Thomas A. Wolff, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Roberto G. Espinosa, Detective, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Jerry L. Henenberg, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of William E. Lang, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Jason A. Martinez, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Eric Runyon, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Steven Terrell, Corporal Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Jarod Tunstall, Corporal Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Ray G. Weikel, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Kenneth R. Welch, Corporal Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Arquimides Canizalez, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to discharge Angel G. Meza, Deputy Constable, effective May 14, 2018. [72.28 hours or balance vacation; 67.75 hours or balance compensatory time]

Request of Constable Precinct 3 to place Garrett B. Kelso, Deputy Constable, on payroll as replacement for Christopher Carolan, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Jomo K. Washington, Sergeant Detectives, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Adam Acosta, Investigator II Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 3 to increase salary of Adam Acosta, Investigator II Constable, due to step increase, effective May 19, 2018.

Request of Constable Precinct 4 to increase salary of Michael Aldrich, Deputy Constable, due to step increase, effective May 5, 2018.



Request of Constable Precinct 4 to increase salary of Jose Amstutz, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 4 to increase salary of Tanner Jensen, Investigator I, due to step increase, effective May 5, 2018.

Request of Constable Precinct 4 to increase salary of Dwayne Morrow, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 4 to increase salary of Eric Prado, Investigator II, due to step increase, effective May 19, 2018.

Request of Constable Precinct 4 to increase salary of James Slack, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 4 to increase salary of Carmen Smith, Deputy Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 4 to increase salary of Ricky Warwick, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 5 to increase salary of Lonnie Bruce Harrison, Corporal Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 5 to increase salary of Ryan D. Johnston, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 5 to increase salary of Ryan S. Simpson, Sergeant Constable, due to step increase, effective May 5, 2018.

Request of Constable Precinct 5 to increase salary of Chad Y. Walling, Lieutenant Constable, due to step increase, effective May 5, 2018.

Request of County Attorney to transfer John K. McKinney Jr., Attorney II, as replacement for Jennifer Jordan, effective May 19, 2018.

Request of County Auditor to place Emily Paige Kloesel, Part-time Clerk, on payroll effective May 14, 2018.

Request of County Clerk to accept the retirement of Alicia Redford Decker, Clerk IV, effective May 31, 2018. [27.77 hours or balance vacation]

Request of Court Operations to place K. Michael Mayes, Visiting Judge, on payroll, effective January 1, 2018.

Request of District Attorney to accept the resignation of Kevin Bratcher, Intern, effective May 4, 2018. [No benefits due]

Request of District Attorney to discharge Lindsay N. Buckholts, Court Clerk IV, effective April 27, 2018. [29.73 hours or balance vacation; 1.00 hours or balance compensatory time]

Request of District Attorney to change status of Renee Danielle Rhinefort, Intern, from part time to full time, effective May 12, 2018.

Request of District Attorney to add canine stipend to Pamela G. Traylor, Coor-Victim Assistance, effective May 8, 2018.

Request of District Clerk to remove Clayton Ingrando, Jury/Storage Supervisor, from payroll due to job abandonment, effective May 2, 2018.[91.939 hours or balance vacation]

Request of District Clerk to promote Brenda Schank, Jury/Storage Supervisor, as replacement for Clayton Ingrando, effective May 5, 2018.

Request of Information Technology to place Cherie E. Johnson, PT Clerk III, on payroll as replacement for Rachel L. Powell, effective May 5, 2018.

Request of Juvenile to discharge Herbert Alberto Lopez, Juvenile Supervision Officer Substitute, effective May 7, 2018. [No benefits due]

Request of Library to accept the resignation of Evangeline Schneider, Shelving Clerk I, effective May 25, 2018. [No benefits due]

Request of Recycle Station to place Kendall Krutchten, Mosquito Drive, on payroll, effective May 14, 2018.

Request of Recycle Station to accept the retirement of Dewey G. Lawhorn, Operator II, effective June 30, 2018. [109.325 hours or balance vacation]

Request of Risk Management to place Kristopher A. Haag, Risk Analyst, on payroll as replacement for Crystal Granado, effective May 29, 2018.

Request of Sheriff to place David Aragon, Officer Civilian Deten, on payroll as replacement for William C. Rogers, effective May 19, 2018.

Request of Sheriff to place Dennis R. Doerge, Officer Civilian Deten, on payroll as replacement for Talon Alexander McKinney, effective May 19, 2018.

Request of Sheriff to place Courtney Gollnisch, Officer Civilian Deten, on payroll as replacement for Jennifer Nicole Griffin, effective May 19, 2018.

Request of Sheriff to transfer Jake-Paul Gonzalez, Sergeant, effective May 19, 2018.

Request of Sheriff to transfer Tina Louise Harvey, Deputy, as replacement for Daniel Philip Kirby, effective May 19, 2018.

Request of Sheriff to accept the resignation of Stephen C. Hollifield, Officer Civilian Deten, effective May 11, 2018. [No benefits due]

Request of Sheriff to place Ethan Kappmeyer, Officer Civilian Deten, on payroll as replacement for Ricardo M. Uresti III, effective May 19, 2018.

Request of Sheriff to increase salary of Willie D. Kendrick Jr., Sergeant, due to step increase, effective May 5, 2018.

Request of Sheriff to transfer Michael David Lee, Detective, as replacement for Broderick Jeffrey O'Connor, effective May 19, 2018.

Request of Sheriff to increase salary of Cristian M. Lopez, Deputy Patrol, due to step increase, effective May 19, 2018.

Request of Sheriff to accept the retirement of Tommy B. Lopez, Deputy Detention, effective May 31, 2018. [130.12 hours or balance vacation; 4.50 hours or balance compensatory time; 3.00 hours or balance holiday]

Request of Sheriff to increase salary of Leslie M. McCauley, Sergeant, due to step increase, effective May 5, 2018.

Request of Sheriff to promote Langley H. McKelvey, Captain Sheriff, as replacement for Randal Allen Eaves, effective May 5, 2018.

Request of Sheriff to accept the resignation of Talon Alexander McKinney, Officer Civilian Deten, effective May 19, 2018.[33.88 hours or balance vacation; 47.14 hours or balance compensatory time; 32.00 hours or balance holiday]

Request of Sheriff to transfer Broderick Jeffrey O'Connor, Detective, as replacement for James H. Glisson and add step increase, effective May 19, 2018.

Request of Sheriff to accept the resignation of Sara Denise Querbach, Dispatcher, effective May 13, 2018. [No benefits due]

Request of Sheriff to accept the resignation of Derek Dwayne Ragon, Deputy Patrol, effective May 18, 2018.[37.28 hours or balance vacation; 11.50 hours or balance holiday time]

Request of Sheriff to increase salary of Fadi M. Rizk, Detective, due to step increase, effective May 19, 2018.

Request of Sheriff to transfer Judd Wayne Russell, Sergeant Patrol, as replacement for Nicholas R. Zavorski, effective May 19, 2018.

Request of Sheriff to increase salary of Kyle Edward Stone, Deputy, due to step increase, effective May 19, 2018.

Request of Sheriff to transfer Daniel Clanton Whitworth, Sergeant Detention, as replacement for Kerri Lynn Shotwell, effective May 19, 2018.

Request of Sheriff to promote Joshua Adam Wroten, Detective, as replacement for Daniel Preston Garner, effective May 19, 2018.

Request of Tax Assessor-Collector to promote Katie B. Hobbs, Deputy Specialist II, due to completion of education and tenure requirements, effective May 5, 2018.

Request of Tax Assessor-Collector to accept the resignation of Elizabeth Solis, Deputy Specialist II, effective May 25, 2018. [24.29 hours or balance vacation; 13.14 hours or balance compensatory time]

#### ENVIRONMENTAL HEALTH – AGENDA ITEM 9I1

- II. VARIANCE REQUEST APPROVED to install an aerobic on site system in the 100 year flood plain located at 16919 Old Houston Road Conroe, TX 77302.

#### COUNTY JUDGE – AGENDA ITEMS 9J1-3

- J1. AMENDMENT APPROVED to IGSA Agreement No. 79-00-0071 to adjust the current per diem rate of \$63.35 to \$63.55 and guard/transportation rate from \$35.86 to \$36.01 to reflect department of labor wage determination 2015-5233, Revision B, dated 12/26/2017.
- J2. USE AGREEMENT APPROVED with the Montgomery County NAACP#6304 to use the courthouse steps August 4, 2018 for a public voter awareness event, encouraging people to vote.
- J3. REQUEST APPROVED to change the name of Montgomery County Committee on Aging to Meals on Wheels Montgomery County.

#### SHERIFF – AGENDA ITEMS 9K1-3

- K1. FIRST AMENDMENT APPROVED to License Agreement dated June 16, 2008 between Montgomery County and American Towers, Inc. for a communications tower located at 14703 FM 1488 Magnolia, TX 77354-1286. Sheriff Rand

Henderson is authorized to execute the First Amendment to the license agreement pursuant to the resolution and order approved on April 24, 2018.

- K2. FIRST AMENDMENT APPROVED to License Agreement dated June 16, 2008 between Montgomery County and American Towers, Inc. for a communications tower located at 14914 Wiggins Road, Conroe, TX 77302-4662. Sheriff Rand Henderson is approved and authorized to execute the First Amendment to the license agreement pursuant to the resolution and order approved on April 24, 2018.
- K3. FIRST AMENDMENT APPROVED to the Interlocal Agreement between Montgomery County, Montgomery County Hospital District, and the City of Conroe for the Magnolia Communications Tower located at 14583 FM 1488 Magnolia, TX 77354. This amendment to the contract that was approved on April 24, 2018 and provides for an annual payment of the license fee instead of a monthly payment. County Judge is authorized to execute the agreement on behalf of Montgomery County pursuant to Resolution and Order approved April 24, 2018.

#### COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9L1-3

##### L1. PRECINCT 1

- a. RESOLUTION AND ORDER APPROVED for the funding of actual moving costs relating to the acquisition of Parcel 59 for the expansion of FM 1097 payable to Scott Communications Inc. in the amount of \$40,000.00.
- b. RESOLUTION AND ORDER APPROVED for the funding of actual moving costs relating to the acquisition of Parcel 59 for the expansion of FM 1097 payable to Jeff and Angela Rosenkranz in the amount of \$3,006.00.
- c. RESOLUTION AND ORDER APPROVED for the funding of actual moving costs relating to the acquisition of Parcel 59 for the expansion of FM 1097 payable to D. Chris Blancett in the amount of \$1,614.00.
- d. ORDER APPROVED declaring the existence of a public necessity and authorizing the institution of eminent domain proceedings relating to FM 1097 Road Expansion Parcel 53 owned by Robert J. Nelson and Margie Fisher Ressler and being 0.0642 acre (2798 square feet) parcel of land out of the Neal Martin Survey, A-26.
- e. RESOLUTION AND ORDER APPROVED to approve the Possession and Use Agreement between Montgomery County and HF Holding Company LLC for the possession and use of the parcel of land owned by HF Holding and issue payment to Charter Title for the benefit of HF Holding Company LLC in the amount of \$264,024.20.
- f. ROADWAY IMPROVEMENT AGREEMENT APPROVED with Montgomery (1097) DTP, LLC to widen a portion of Cedar Hill Drive near the northeast corner of Cedar Hill Drive and FM 1097 for the purposes of accommodating increased commercial traffic volume for the proposed development of a Dollar General Store.

##### L2. PRECINCT 2

- a. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on June 26, 2018 for partial revision to lots/plats being described as Lots One, Two, Four, and Five, Block One of Country Places Acres Section One to be known as County Place Acres Replat No. 1.

- b. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on June 26, 2018 for partial revision to lots/plats being described as Reserve B and C, Block One, Watermere Woodland Lakes to be known as Watermere Woodland Lakes Replat No. 1.

L3. PRECINCT 4

- a. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on June 26, 2018 for partial revision to lots/plats being described as Lots 7, 8, the Recreational Area, the Commercial Area and the road or street lying between the Commercial Reserve and said other tracts in Block 2 of Crown Estates to be known as Crown Estates Replat No. 1.
- b. ORDER APPROVED authorizing Notice of Public Hearing for Revision of Plat on June 26, 2018 for partial revision to lots/plats being described as Lots 9 & 10, Block 1, Deer Glen West to be known as Buck Wayne Estates, Section 1.
- c. REQUEST APPROVED to accept Stewart Lane (60' ROW) in Silver Trails Subdivision from 525 feet south of Thomas Street to 600 feet south of Thomas Street into County Maintenance System as per petition based upon prescriptive rights and the petition on file.

COUNTY ATTORNEY – AGENDA ITEMS 9M1-2

- M1. RESOLUTION AND ORDER APPROVED supporting the need for the Montgomery County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No. 4:18-cv-01482 and styled Hubert Vaz-Nayak and Childrens Lighthouse of Spring v. County of Montgomery , Texas, Jason Martinez, and Scott Furches. The County Attorney is authorized to incur expenses as necessary for the proper defense and negotiation of said case with funding from the Risk Management budget with the approval of the Director of Risk Management or designee.
- M2. ORDER APPROVED authorizing filing of suit for Claim No. U-17-0093 against Sandra Bailey to collect payment for damages incurred in the collision on September 29, 2017.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9N1-3

- N1. MINUTES ACCEPTED for the March 21, 2018 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- N2. MONTHLY PERFORMANCE IMPROVEMENT REPORT ACCEPTED for March 2018 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.
- N3. MONTHLY PERFORMANCE IMPROVEMENT REPORT ACCEPTED for April 2018 as recommended by Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board.

AIRPORT – AGENDA ITEM 9O1

- O1. SUBLEASE AGREEMENT APPROVED between Galaxy FBO Holdings, LLC and RAIR Maintenance, LLC.

GRANTS – AGENDA ITEMS 9P1-2

- P1. EXEMPTION APPROVED to Montgomery County Policy #5-1-18, authorizing payment to exempt employees in the Sheriff's Office that work on grants that allow for overtime.
- P2. LETTER APPROVED for the System for Award Management (SAM) Letter to authorize Rebecca Ansley as Entity Administrator for SAM.

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.

- 4. REQUEST APPROVED – MOLD REMEDIATION SERVICES – FORENSIC SERVICES

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve Contingency as a funding source for mold remediation services needed for Forensic Services Building in the amount not to exceed \$30,000.00. Motion carried.

AGENDA ITEM 12A – SHERIFF – CONSIDER AND APPROVE TRANSFERRING CADET POSITION 56018-5805-15 AND ASSOCIATED SALARY AND BENEFITS TOTALING \$76,560.66 FROM THE SHERIFF'S BUDGET TO THE DISTRICT ATTORNEY'S BUDGET FOR INVESTIGATOR II POSITION NUMBER 4351-7802-17. MOTION MADE BY COMMISSIONER NOACK. MOTION DIED FOR LACK OF A SECOND.

- 5. REQUEST APPROVED – POSITION CHANGES – DISTRICT ATTORNEY

Motion by Commissioner Noack, seconded by Judge Doyal, to approve the following changes: Close position 4351-7610-5, Coordinator-Victim Assist and Open position 4351-3995-12, Court Clerk IV, and transfer \$39,176.28 from 4351-7610-5 to 4351-3995-12. The remaining funds in the amount of \$9,986.34 will be left unspent in fund balance. Commissioner Riley voted "No". Motion carried.

- 6. LAND LEASE AGREEMENT APPROVED – BURDEN CONSTRUCTION – CONROE-NORTH HOUSTON REGIONAL AIRPORT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve Land Lease Agreement between Montgomery County and Burden Construction for a 0.82 acre parcel at the Conroe-North Houston Regional Airport. Motion carried.

- 7. REQUEST APPROVED – SECURITY ITEMS – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the purchase of security items and devices through the State of Texas Department of Information Resources Contract #DIR-TSO-3632 in an amount not to exceed \$323,609.00 with funds from line item 110.4314 from Preferred Technologies LLC as authorized by Local Gov't Code §271.083 for Tax Office. Motion carried.

- 8. REQUEST APPROVED – SECURITY ITEMS – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the purchase of security items and devices through the State of Texas Department of Information Resources Contract #DIR-TSO-3632 in an amount not to exceed \$266,391.00 with funds from line item 110.43512 from Preferred Technologies LLC as authorized by Local Gov't Code §271.083 for Tax Office. Motion carried.

9. AWARD APPROVED – CALVARY ROAD – PRECINCT 1

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve the award for Project #18-42 Calvary Road Reconstruction to DVL Enterprise, LLC in the amount of \$411,717.00. Motion carried.

10. GRANT APPLICATION APPROVED – CLICK IT OR TICKET – CONSTABLE PRECINCT 1

GRANT APPLICATION APPROVED – CLICK IT OR TICKET – CONSTABLE PRECINCT 2

GRANT APPLICATION APPROVED – CLICK IT OR TICKET – CONSTABLE PRECINCT 4

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the following grant applications:

- a. Click It or Ticket Grant Application to Texas Department of Transportation (TxDOT) in the amount of \$4,998.06 for Constable Precinct 1 Office with no match required. Rebecca Ansley is authorized to submit and accept grant electronically.
- b. Click It or Ticket Grant Application to Texas Department of Transportation (TxDOT) in the amount of \$4,992.83 for Constable Precinct 2 Office with no match required. Rebecca Ansley is authorized to submit and accept grant electronically.
- c. Click It or Ticket Grant Application to Texas Department of Transportation (TxDOT) in the amount of \$5,000.00 for Constable Precinct 4 Office with no match required. Rebecca Ansley is authorized to submit and accept grant electronically.

Motion carried.

11. REQUEST APPROVED – INCLUSION IN STEP PLAN – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the inclusion of the Fire Marshal's, District Attorney's and County Attorney's Investigators and Inspectors in the Step Plan. This will be funded with contingency and Fire Marshal's fees. Motion carried.

Bill O'Sullivan addressed the court concerning the TCDRS plan. He would like the County to assess the level of the match the county offers for the retirement plan and make it an appropriate amount so as not to burden the taxpayers.

12. PLAN ASSESSMENT APPROVED – TCDRS – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the TCDRS Plan Assessment for year 2019 at 12.27%. 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 20A: DISCUSS AND DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE-DIRECTOR OF BUILDING MAINTENANCE

**COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT WITH THE EXCEPTION OF COMMISSIONER MIKE MEADOR AND COMMISSIONER JIM CLARK.**

Judge Doyal announced the retirement of Paul Case, Director of Building Maintenance. The Assistant Director will take over in the interim until someone is hired to take over.

**CITIZENS – AGENDA ITEM 22**

Stella Grover addressed the court concerning a road being re-named from Hardy Road to Roche Road. She was advised to speak with the County Attorney's Office.

Shirley Robertson also addressed the court concerning the road name change and other issues concerning the confusion of the name change and missing stop signs. She was also referred to the County Attorney.

Paula Henderson also addressed the court about Hardy Road. She told the court of the issues she has been experiencing with another property owner. She was also directed to speak to the County Attorney's Office.

**MISCELLANEOUS – AGENDA ITEM 23 – 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.

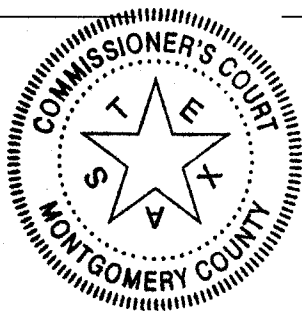
**ATTEST:**

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

BY:

*Mark Turnbull*

COUNTY CLERK



*Ray Doyal*  
COUNTY JUDGE