

COMMISSIONERS COURT DOCKET
JANUARY 26, 2015
REGULAR SESSION

FEB 09 2015

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 26TH day of January 26, 2015, 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 Sherriff 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.

PROCLAMATIONS/RESOLUTIONS – AGENDA ITEM 7A

2. RESOLUTION OF APPRECIATION – HENRY BURTON

Motion by Commissioner Meador, seconded by Commissioner Riley, to recognize Henry Burton for his leadership and support with Montgomery County Emergency Service District #2. Motion carried.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the Minutes from Regular Session of Commissioners Court dated January 12, 2015. Motion carried.

AGENDA ITEM 9 – CONSENT AGENDA – SEE MOTION 34 FOR COURT ACTION.

4. AGENDA ITEM 9F2d – REMOVED – STREETS ACCEPTED THE WOODLANDS GROGANS MILL LAKE HARRISON , SECTION 1 – PRECINCT 3

AGENDA ITEM 9D13 –MOVED – TRANSFER OF CARE CORPORATION – ANIMAL SHELTER

Motion by Commissioner Meador, seconded by Commissioner Noack to address agenda items as follows:

- Agenda Item 9F2d to consider and approve acceptance of streets in the Woodlands Village of Grogan's Mill Lake Harrison, Section 1 removed from the agenda.

- Agenda Item 9D13 to acknowledge and accept the transfer of ownership of Care Corporation to Dr. Aubrey J. Ross for privatization of Montgomery County Animal Shelter moved to Open Agenda.

Motion Carried.

CITIZENS –AGENDA ITEM 10

Debbie Haas discussed the CARE Corporation contract for the operation of the Montgomery County Animal Shelter.

Walter Boyd discussed Prayers, Politics, and Pedophiles.

James Levinson discussed stop signs at Tamina Road and Main Street.

5. REQUEST APPROVED – TRANSFER OF OWNERSHIP OF CARE CORPORATION ACCEPTED –ANIMAL CONTROL

Motion by Commissioner Noack, seconded by Commissioner Clark, to acknowledge and accept the transfer of ownership of Care Corporation to Dr. Aubrey J. Ross for Privatization of Montgomery County Animal Shelter. Motion carried.

AGENDA ITEM 11A - RESOLUTION FOR TAX-EXEMPT BOND CONVERSION – COUNTY JUDGE SEE MOTION 7 FOR COURT ACTION.

6. CONTRACT APPROVED – FROST BANK – COUNTY JUDGE

REQUEST APPROVED – ENGAGEMENT LETTER McGUIREWOODS LLP – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the following request:

- a financial advisory contract with Montgomery County and Frost Bank.
- an engagement letter with McGuirewoods LLP for bond counsel services.

As per contract and letter on file. Motion carried.

7. RESOLUTION APPROVED – TAX-EXEMPT CONVERSION BOND - COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve a resolution for a tax-exempt bond conversion agreement related to Montgomery County, Texas Limited Tax Refunding Bonds, Series 2014; and enacting other provisions related thereto. Motion carried.

8. REQUEST APPROVED– APPOINTMENT– COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve and appoint Patricia Easley to the Montgomery County Historical Commission. Motion carried.

9. REQUEST APPROVED– APPOINTMENT TO ROAD UTILITY DISTRICT NO. 1– COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to appoint Judge Doyal to Road Utility District No. 1. Motion carried.

10. CONTRACT APPROVED – MOTOROLA – EMERGENCY MANAGEMENT

Motion by Commissioner Meador, seconded by, Commissioner Riley, to approve the Motorola P25 Redundant Communications Site Contract. Judge Doyal is authorized to sign. The project will be funded with 2014 UASI Grant Funds. Motion carried.

11. REQUEST APPROVED – STRUCTURE AND REORGANIZATION – ANIMAL CONTROL

Motion by Commissioner Meador, seconded by Commissioner Riley, to consider and discuss the structure and reorganization of Animal Control. Motion was amended to allow Commissioner Clark to oversee the transition and have the new director report to him. Motion carried.

12. REQUEST APPROVED – REIMBURSEMENT FOR 2015 TADCP CONFERENCE – DWI AND DRUG COURT

Motion by Commissioner Clark, seconded by Commissioner Riley, to reimburse participants of the 2015 TADCP Conference for qualifying expenses such as registration, travel, lodging, and meals for Non-County employees. Motion carried. (No county funds will be used.)

13. REQUEST APPROVED – VEHICLE PURCHASE – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve a vehicle purchase for new crimes against children investigator, pursuant to Interlocal Agreement with The Woodlands Township approved on 01.12.2015. The vehicle will be purchased using unused funds from 2014 and costs associated with the vehicle purchase shall be reimbursed to the County by The Woodlands Township. Motion carried.

AGENDA ITEM 22C – TRANSFER OF VENUE – COUNTY ATTORNEY SEE MOTION 14 FOR COURT ACTION.

14. REQUEST APPROVED – TRANSFER OF VENUE – DISTRICT ATTORNEY
REQUEST APPROVED – TRANSFER OF VENUE – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve funds in the amount of:

- \$8,000.00 due to transfer of venue being filed and granted in the 359th District Court and will be funded by Court Fines. Funds should be placed in the District Attorney travel budget for FY15 (4351-7425).
- \$12,000.00 due to transfer of venue being filed and granted in the 359th District Court and will be funded by Court Fines. Funds should be placed in the County Attorney travel budget for FY15 (4751-7425).

Motion carried.

15. REQUEST APPROVED – SALARY INCREASE – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Riley, authorizing a salary increase for position 503-5516-5 in the amount of \$3,713.76 and will be funded from contingency. Human Resources has reviewed and approved this item. Motion carried.

16. REQUEST APPROVED – NEW POSITION – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Riley, authorizing a new position, Business Systems Coordinator II, to provide additional support to county wide law enforcement/public safety entities as well as projects including The Spillman Project. The funding requirement is \$19,866.81 after transferring \$42,094.24 from 503-5515-1 and will be funded from contingency. Motion carried.

17. CONTRACT APPROVED – EMPLOYMENT AGREEMENT – COMMUNITY DEVELOPMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve a temporary employment agreement with Michael R. Huddle to continue working another six months as a compliance officer under the supervision of the Community Development Director. This contract will be funded from grants received in connection with Hurricane Ike. Motion carried.

18. REQUEST APPROVED – EDUCATION SCHEDULE – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve mandated education/promotion schedule for Tax Assessor/Collector Deputy Specialist positions. Motion carried.

19. PAYMENT APPROVED – TEXAS DEPARTMENT OF STATE HEALTH SERVICES – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve payment to the Texas Department of State Health Services for renewal of license to operate psychiatric hospital and authorizing County Judge Craig Doyal to sign renewal notice as set for in paperwork on file. Motion Carried.

20. PURCHASE APPROVED – TECHNOLOGY RELATED ITEMS – JUSTICE OF THE PEACE PRECINCT 5

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the purchase of 2 HP Laser Jet printers at \$679.47 each and 1 HP Laser Jet printers at \$225.42 for a total of \$1,584.36 to be funded from the Justice Court Technology Fund. Motion carried.

21. CONTRACT APPROVED – BLACK FOREST VENTURES – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the contract previously awarded March 10, 2014 to Black Forest Ventures Aviation RE, LLC for the RFP/Q Public/Private Partnership in the development for the U.S. Customs & Border Protection Federal Inspection Service Facility – Lone Star Executive Airport – Project 2014-0022. Motion carried.

22. CONTRACT APPROVED – NEW VEHICLES – VARIOUS DEPARTMENTS

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the following contracts to be awarded:

- Sheriff Office:

- Bid IB – New 2015 Full-Size Sports Utility PPV - \$29,976.00 each from Caldwell Country Chevrolet. Quantity 6.
- Bid VIB – New 2015 Mid-Size Vehicle FWD - \$ 18,445.00 each from Caldwell Country Chevrolet. *Option: Delete Daytime Running Lamps @ \$150.00- \$18295.00. Quantity 1

For a total of - \$198,151.00.

- Fire Marshall:

- Bid IB – New 2015 Full-Size Sports Utility PPV - \$29,976.00 each from Caldwell Country Chevrolet - Quantity 2.

For a Total of - \$59,952.00.

- Constable Precinct 3:

- Bid IB – New 2015 Full-Size Sports Utility PPV - \$29,976.00 each from Caldwell Country Chevrolet - Quantity 1. *Option: Daytime Running Lamps @ \$1.00 - \$29,977.00

For a total of - \$29,977.00.

- Commissioner Precinct 4:
 - Bid VB – New 2015 ¾ Ton, Short-Bed, Crew Cab, 4x2 Truck - \$26,899.92 each from Gullo Ford. Quantity 2. *Option: 4x4 @\$2,431.00 – Quantity 2. Shop Manual @ \$300.00 – Quantity 1.
- For a total of - \$58,961.84.

23. CONTRACT APPROVED – DIRECTIONAL RADAR TRAILERS – SHERIFF

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the contract with Kustom Signal Inc. for Directional Radar Trailers in the amount of \$57,779.49. Project 2015-0014. Motion carried.

24. EXEMPTION APPROVED – LEAGUE LINE ROAD EXTENSION - PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the following discretionary exemption to HTS, Inc. for construction materials testing services for League Line Road Extension from SH 75 to FM 1484 for an estimated amount of \$153,498.00. Local Government Code 262.024 (a)(4). Motion carried.

25. PROPOSAL APPROVED – ENGINEERING SERVICES – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the proposal from LJA Engineering, Inc. to provide engineering services for airport entrance plans in the amount of \$90,000.00. Motion Carried.

26. RESOLUTION APPROVED – SH249 – COUNTY ATTORNEY

Motion by Judge Doyal, seconded by Commissioner Meador, to approve a Resolution on the proposed construction, operation and maintenance agreement between TXDOT, Montgomery County and Montgomery County Toll Road Authority. Motion carried.

27. AGREEMENT APPROVED – USE AGREEMENT – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley to approve an Amended License and Use Agreement between Montgomery County Sheriff (MCSO) and Thomas Myers. Motion carried.

28. RESOLUTION APPROVED – OCCUPATION CODE – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Resolution in support of a proposed legislative change lowering the population requirements in Section 2308.209 of the Texas Occupations Code from 550,000 to 450,000. Motion carried.

AGENDA ITEM 23A1 WAS DEFERRED

29. ORDERED APPROVED – ROADWAY CONSTRUCTION AGREEMENT – COUNTY ATTORNEY – REAL PROPERTY

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve a Roadway Construction Agreement with Valley Ranch Town Center Holdings, Ltd. Motion Carried.

30. AMENDMENT APPROVED – LAND LEASE AGREEMENT – COUNTY ATTORNEY – REAL PROPERTY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve an amendment to land lease agreement between Montgomery County and Patrick L. Thyssen increasing land lease acreage by an additional .031 acre. Motion carried.

AGENDA ITEMS 23C2-23C3 WERE DEFERRED.

31. REQUEST APPROVED – CLOSE POSITION/TRANSFER FUNDS – PRECINCT 4

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

- Close position 615-3203-6 and transfer \$625.79 to 615-8561-1
- Transfer \$4,844.07 from 615-3900-1 to 615-8561-1
- Transfer \$2093.61 from 615-4815-1 to 615-8561-1

THE COURT RECESSED FOR SESSION OF THE MONTGOMERY COUNTY TOLL ROAD AUTHORITY.

32. RESOLUTION APPROVED – TOLL ROAD AUTHORITY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a Resolution on the proposed construction, operation and maintenance agreement between TXDOT, Montgomery County and Montgomery County Toll Road Authority. Commissioner Noack abstained from the vote until there is more information from the Auditor's office. Motion carried.

33. RESOLUTION APPROVED – TOLL ROAD AUTHORITY

Motion by Judge Doyal, seconded by Commissioner Meador, to approve a proposed engineering service agreement between MCTRA and Halff Associates, Inc. Motion carried.

MONTGOMERY COUNTY TOLL ROAD AUTHORITY ADJOURNED.

THE COMMISSIONERS COURT RECONVENED.

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 551.071.

AGENDA ITEM 26A: CONSIDER AND DISCUSS ACCEPTANCE OF \$90,000 AS FINAL PAYMENT FOR DRAW ISSUED AGAINST BOND FOR WATER OAKS SEC 1 AND RELEASE OF ALL CLAIMS ASSOCIATED WITH SUCH.

AGENDA ITEM 26B: CONSIDER AND DISCUSS THE LEGAL ISSUES PRESENTED WHEN REORGANIZING COUNTY ADMINISTRATIVE/MANAGEMENT STRUCTURES.

AGENDA ITEM 27C: CONSIDER AND DISCUSS CAUSE NO.4:14-CV-1603; CLAIM D-14-0125; STYLED CHRIS NOEL CAMERON V. CORRECTIONAL HEALTHCARE CO. (CHC), TAMMY TOVAR-CONROE REGIONAL HOSPITAL AND MONTGOMERY COUNTY SHERIFF DEPT.; IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION.

AGENDA ITEM 28D: CONSIDER AND DISCUSS CAUSE NO. 14-06-06091-CV; STYLED MONTGOMERY COUNTY, TEXAS VS. GARY A. ALGOOD; IN THE DISTRICT COURT OF MONTGOMERY COUNTY, TEXAS, 284TH JUDICIAL DISTRICT COURT.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

34. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-K

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Consent Agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-3

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY15 APPROVED:
- a. Various: To carryover FY14 funds.
 - b. Commissioner Precinct 2: To adjust line items.
 - c. Commissioner Precinct 3: To allocate revenue.
 - d. Commissioner Precinct 4: To adjust line items as approved M5/01.12.15.
 - e. County Judge: To transfer funds for VPN Token and to fund furniture purchase as approved M8/01.12.15.
 - f. Court Collections: To transfer funds for OMNIBASE contract.
 - g. Custodial: To adjust line items for Blanket Release 473123.
 - h. District Attorney: To transfer funds for VPN Token and establish FY15 budget.
 - i. Drug Court: To adjust line items.
 - j. DWI Court: To adjust line items.
 - k. Emergency Management: To carryover encumbrance for PO 2014624.
 - l. Jury: To fund transfer of venue as approved M20/01.12.15.
 - m. MCCD-CDBG-DR-Round II Phase I: To carryover budget for PO 2013043.
 - n. MCCD-CDBG/YR 16: To carryover encumbrance for PO 469412.
 - o. Memorial Library: To recognize and allocate revenue.
 - p. Sheriff: To transfer funds M25/11.03.14, correct grant budget, adjust line items and fund M18/01.12.15.
 - q. Tax Assessor/Collector: To fund tax office remodel as approved M18/01.12.15.
- A3. REPORTS ACCEPTED of Chapter 59 Asset Forfeitures from the County Attorney.

TREASURER – AGENDA ITEMS 9B1-2

- B1. MONTHLY INVESTMENT REPORT approved, for the months of October, November, and December 2014.
- B2. WEEKLY INVESTMENT REPORT approved, for the week of December 22, 2014 through December 26, 2014.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 9C1-2

- C1. REQUEST TO APPROVE a final declaration of default with respect to Building 9, Unit 901, under the tax abatement agreement between Montgomery County and Forest Ridge Condominiums, terminate this tax abatement agreement with respect to Building 9 Unit 901, and authorize recapture of property taxes for Building 9, Unit 901.

C2. MONTHLY TAX COLLECTION REPORT ACCEPTED for the month ending December 31, 2014.

PURCHASING – AGENDA ITEMS 9D1-13

- D1. ADVERTISING APPROVED for the following bids/proposals:
- a. New Police Motorcycles (Project 2015-0025) – Sheriff
 - b. Montgomery County Lone Star Executive Airport Federal Inspection Station (Project 2015-0024) – Lone Star Executive Airport
- D2. ACTION TAKEN on bid(s) and/or contract(s) awarded:
- a. CHERRY CRUSHED CONCRETE for Cement Stabilized Sand – (Project 2015-0019) – Precinct 3.
 - b. 1ST Low: CSB CONTRACTORS, INC.
2ND Low: DIAMOND COMMERCIAL CONSTRUCTION, INC.
3RD Low: QUALITY WORKS CONSTRUCTION, INC.
Minor Construction, Repair, Rehabilitation or Alteration of a Facility – (Project 2015-0016) – Various Departments.
- D3. RENEWALS AWARDED:
- a. P.O. 2013128 to PHILIP RECLAMATION SERVICES, HOUSTON, INC. for disposal of household hazardous waste, expires 12/31/14 – Various Departments.
 - b. P.O. 2010240 to REDWOOD TOXICOLOGY LAB, INC. for immunoassay type laboratory analysis of urine samples services, expires 01/22/15 – Drug/DWI Courts.
 - c. P.O. 2013163 to PROGRESSIVE WASTE SOLUTIONS for containers collection and disposal of recyclable materials and products, expires 01/27/15 – Precinct 4.
 - d. P.O. 2010213 to ABIBOW RECYCLING, LLC for paper recycling, expires 02/05/15 – Various Departments.
 - e. P.O. 2014546 to STANLEY CONVERGENT SECURITY SOLUTIONS, INC. for alarm and signal systems/facility management systems, expires 01/31/15 – Various Departments.
- D4. CHANGE ORDERS APPROVED:
- a. Change Order #3 (P.O. 2013023) to THYSSENKRUPP ELEVATOR CORPORATION for elevator products and services. – Various Departments.
 - b. Change Order #1 (P.O. 2014499) to MILLER UNIFORMS & EMBLEMS for new uniforms. – Various Departments.
- D5. DISCRETIONARY EXEMPTIONS APPROVED:
- a. ELECTIONS for utilizing the contract for products and related services with General Services Administration (GSA) and Barcodes, LLC through the GSA Schedule 70 Contract #GS-35F-0429P. Local Government Code §271.083(b).
- D6. PAYMENT AND PERFORMANCE BOND ACCEPTED from SMITH & COMPANY for League Line Road Extension – SH 75 to FM 1484 – Precinct 1.

- D7. VENDOR SHOW APPROVED sponsored by GOSTEPHENS to be held March 27, 2015 from 11:30 a.m. to 1:30 p.m. on the 4th floor of the Alan B. Sadler Commissioners' Court Building. – Purchasing.
- D8. LEASE AGREEMENT ACKNOWLEDGED for lease purchase agreement #1000139791 with JP MORGAN CHASE BANK for the financing of New Vehicles previously approved in Commissioners' Court on December 8, 2014. Financing for four (4) annual payments, each in the amount of \$45,222.05, first payment is scheduled for April 7, 2015 at an interest rate of 2.60% and a closing date of February 6, 2015. Amount to be financed is \$173,364.00. – Various Departments.
- D9. ONLINE AUCTION – List of miscellaneous items to be added to the February auction approved. – Various Departments.
- D10. ONLINE AUCTIONS APPROVED for Calendar Year 2015. – Various Departments. (No Paperwork sent).
- D11. NAME CHANGED ACCEPTED for TEXAS LONE STAR PAVEMENT SERVICES, INC. to TEXAS LONE STAR PAVEMENT SERVICES dba LONE STAR PAVEMENT SERVICES effective January 30, 2014. – Various departments.
- D12. PURCHASE APPROVED for six (6) digital video recording solutions with related hardware and options from COBAN TECHNOLOGIES, INC. through the Interlocal Agreement with H-GAC Contract #EF-04-13, in the amount of \$34,470.00. – Sheriff

AGENDA ITEM D13 WAS MOVED TO OPEN AGENDA. SEE MOTION 5 FOR COURT ACTION.

COMMISSIONERS – AGENDA ITEMS 9E1-2

E1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Montgomery Little League to use the baseball fields at West Montgomery County Park from January 1 – December 31, 2015.
- b. USE AGREEMENT APPROVED with Shock Softball to use the softball fields at West Montgomery County Park from January 1 – December 31, 2015 for practices as scheduled by MGSA.
- c. USE AGREEMENT APPROVED with 9U Wildkats to use the baseball fields at Charles Traylor Sports Park from January 1 – December 31, 2015 for practices as scheduled by WYAA.
- d. USE AGREEMENT APPROVED with Texas Herricanes to use the softball fields at West Montgomery County Park from January 1 – December 31, 2015 as scheduled by MGSA.

E2. PRECINCT 4

- a. ORDER APPROVED of the Montgomery County Emergency Services Districts (MCESD) No.7 and No. 11 calling for an election on May 9, 2015 for the purpose of consolidating both districts into a newly created Montgomery County Emergency Services District No. 7 to be effective June 9, 2015.

- b. CHECK ACCEPTED from the City of Roman Forest, in the amount of \$1,507.90, for the purchase of fuel for the month of December 2014 and to be deposited into account 615.7926. Checks have been forwarded to Auditor for further processing.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS F1-F3

F1. PRECINCT 2

- a. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Oak Estates at Jacobs Reserve, Section 2; total length of roads 2,621.40 linear feet. Effective date January 26, 2015.
- b. ROAD ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM for the public portion of Blue Heron Drive.
- c. FINAL PLAT APPROVED for Blake Road Business Park No. 1; 2.997 Acres; Mary Corner Survey, A-9.

F2. PRECINCT 3

- a. REQUEST APPROVED from Centerpoint Energy Gas to place a 2 inch gas line with in the right of way of 26447 Hanna Rd @ E. Oak Hill Dr.
- b. REQUEST APPROVED from Level (3) Communications to place a fiber optic line within the right of way of 1725 Hughes Landing Blvd.
- c. REQUEST APPROVED from Level (3) Communications to place a fiber optic line within the right of way of 1735 Hughes Landing Blvd.
- d. AGENDA ITEM 9F2d REMOVED to consider and approve acceptance of streets in the Woodlands Village of Grogan's Mill Lake Harrison, Section 1.
- e. FINAL PLAT APPROVED for Burr Oak Trace Estates; 5.240 Acres; Isaac Mansfield Survey, A344.

F3. PRECINCT 4

- a. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodtrace (Private), Section 4; total length of roads 3,118.37 linear feet. Effective January 26, 2015.
- b. FINAL PLAT APPROVED for Azalea District, Section 1; 31.90 Acres; E.S. Perkins, A-425 and Joseph M. Everett Survey, A-197.
- c. FINAL PLAT APPROVED for Harpers Preserve, Section 5; 12.24 Acres; Richard Vince Survey, A-583 and Montgomery County School Land Survey, A-350.
- d. FINAL PLAT APPROVED for Harpers Preserve, Section 6; 24.13 Acres; Montgomery County School Land Survey, A-350.
- e. ROADS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Deerwood, Section 5; total length of roads 1,609.64 linear feet and bond released.
- f. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Valley Ranch, Section 11; total length of roads 994.66 linear feet. Effective January 26, 2015.

- g. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Crockett Trace Estates, Section 1; total length of roads 2,076.49 linear feet. Effective January 26, 2015.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED

Request of Commissioner Precinct 2 to increase salary of Brady D. Copeland, Foreman, due to promotion, effective January 1, 2015.

Request of Constable Precinct 2 to increase salary of Willie Lee Gladden Jr., Lieutenant Constable, due to STEP increase effective, February 2, 2015.

Request of Constable Precinct 2 to increase salary of Jason A Grindstaff, Investigator II, due to STEP increase, effective December 11, 2014.

Request of County Clerk to transfer Amber Twiddy, Clerk IV, due to promotion as replacement for Francine Nichols, effective January 17, 2015.

Request of Fire Marshall to remove Roland E. Morgan, Investigator, from payroll due to retirement, effective February 6, 2015. [197.36 hours or balance vacation; 51.25 hours or balance compensatory].

Request of Forensic Services to accept the resignation of Kristine Duke, Forensic Assistant, effective January 16, 2015.[34.38 hours or balance vacation].

Request of Juvenile to place Jason Alan Deavours, Juvenile Probation Officer, on payroll as replacement for Kelvin Mcleod, effective January 25, 2015.

Request of Library to place Claudia Hernandez, Shelving Clerk, on payroll as replacement for Merron Teague, effective January 23, 2015.

Request of Library to increase salary of Denise P. Westphal, Library Assistant IV, due to promotion as replacement for Margaret Teague, effective January 24, 2015.

Request of Risk Management to remove Barbara Eileen Fauver, Assistant Director, from payroll due to retirement, effective January 31, 2015. [204.31 Hours or balance vacation].

Request of Sheriff to transfer Jody Armstrong, Detective, to Town Center Safe Harbor, effective January 17, 2015.

Request of Sheriff to increase salary of Erika Blue, Dispatcher, due to promotion as replacement for Deana Faircloth, effective January 17, 2015.

Request of Sheriff to accept the resignation of Ana Castillo, Clerk IV CJR, effective January 18, 2015.[80.495 hours or balance vacation; 3.00 hours or balance compensatory; 40.00 hours or balance holiday].

Request of Sheriff to accept the resignation of Orlando Celis, Officer Civilian Detention, effective January 16, 2015. [50.51 hours or balance vacation; 91.40 hours or balance compensatory; 40.00 hours or balance holiday].

Request of Sheriff to accept the resignation of Wade Dixon, Officer Civilian Detention, effective January 25, 2015.[39.92 hours or balance vacation; 31.67 hours or balance compensatory; 48.00 hours or balance holiday].

Request of Sheriff to place Lauren Funderburk, Officer Civilian Detention, on payroll as replacement for John Warren Jr., effective January 17, 2015.

Request of Sheriff to place Andrew Hilgers, Officer Civilian Detention, on payroll as replacement for Douglas Crowe Jr., effective January 17, 2015.

Request of Sheriff to increase salary of Gwendowlyn Holmes, Coordinator-records, due to probationary period completed, effective January 3, 2015.

Request of Sheriff to remove David Koth, Deputy Detention, from payroll due to retirement, effective February 28, 2015. [99.99 hours or balance vacation; 328.16 hours or balance compensatory; 37.00 hours or balance holiday].

Request of Sheriff to place Tyler Miller, Officer Civilian Detention, on payroll as replacement for Logan Graham, effective January 24, 2015.

Request of Sheriff to place Thomas Priestly, Temporary Data Clerk, on payroll, effective January 15, 2015.

Request of Town Center Sub Unit to transfer Theo-Quinton Pternitis, Deputy Motorcycle, effective January 17, 2015.

Request of Sheriff to increase salary of Bethany Rivera, Coordinator Records, due to promotion, effective January 17, 2015.

Request of Tax Assessor/Collector to accept the resignation of Megan Moore, Deputy Specialist II, effective January 26, 2015.

Request of Constable Precinct 3 to place Sean Bridges, Deputy Warrants, on payroll as replacement for Adam Acosta, effective January 31, 2015.

Request of Constable Precinct 3 to increase salary of Adam Acosta, Investigator II, due to promotion, effective January 12, 2015.

Request of District Attorney to remove Kristi Nicole Czajkoski, Chief Prosecutor, from payroll due to Unpaid FMLA/Disability Leave, effective January 28, 2015.

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-H3

- H1. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain at 28619 Sapphire Circle, Magnolia, TX 77355.
- H2. ORDERS APPROVED for demolition on the following properties that are abandoned, deemed unsafe, or unlivable:
- 34015 Perkins Road, Porter, Texas 77365.
 - Royal Coach Lane, New Caney, Texas 77357 Lot: 805 of Peach Creek Forest, Section 5.
- H3. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain at 661 Pelican Road, Magnolia, TX 77355.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9I1

- II. PRECINCT 1

- a. CORRECTION ORDER APPROVED closing, abandoning and vacating a portion of Porter Road right of way.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY AGENDA ITEMS
9J1-5

- J1. QUARTERLY PERFORMANCE INDICATOR REPORT ACCEPTED for the month of November 2014.
- J2. MINUTES ACCEPTED of the Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting of November 18, 2014.
- J3. MONTHLY PERFORMANCE INDICATOR REPORT ACCEPTED for the Month of December 2014.
- J4. ANNUAL PERFORMANCE IMPROVEMENT PROGRAM EVALUATION APPROVED for FY2014.
- J5. RESOLUTION APPROVED revising six policies and one new policy:
- Bomb Threat (V.3)
 - Competency to stand trial, evaluation and reporting (V.3)
 - Incident reporting (V.3)
 - Interdisciplinary Patient Assessment (V.5)
 - Patient Accountability Checks (V.4)
 - Patient Searches (V.1 New)
 - Restrictions, Precautions, and Monitoring Patients of different levels of care (V.4)

INFRASTRUCTURE – AGENDA ITEM 9K1

- K1. CHECK ACCEPTED from Barbara J. Egan, in the amount of \$12.00, as a donation for the purpose of the Animal Shelter Building Fund. Check forwarded to Auditor for further processing.

Motion carried.

END OF CONSENT AGENDA

35. CHECK ACCEPTED – CLAIMS RELEASED

Motion by Commissioner Meador, seconded by Commissioner Riley to accept a check from Travelers, in the amount of \$90,000.00, as final payment for draw issued against Bond for Water Oaks, Section 1 and release of all claims associated with such. Check forwarded to Auditor for further processing. Motion carried.

36. RESOLUTION APPROVED – REORGANIZING COUNTY ADMINISTRATION /MANAGEMENT STRUCTURES

Motion by Commissioner Meador, seconded by Commissioner Riley to approve a Resolution supporting the need for the Montgomery County Judge to reorganize departments that report to Commissioners Court. Commissioner Noack opposed the motion. Motion carried.

37. ORDER APPROVED – MOTION TO DEFEND

Motion by Commissioner Meador, seconded by Commissioner Riley to approve a motion supporting the need for the Montgomery County Attorney to defend on behalf of Montgomery County the lawsuit filed under Cause No.4:14-cv-1603 and styled Chris

Noel Cameron v. Correctional Healthcare Co. (CHC), Tammy Tovar-Conroe Regional Hospital and Montgomery County Sheriff Dept. Expenses will be funded through Risk Management budget with the approval of the Director of Risk Management. Motion carried.

38. ORDER APPROVED – AGREED FINAL JUDGEMENT

Motion by Commissioner Meador, seconded by Commissioner Clark to approve a Resolution and Order to approve settlement reached in connection with a claim arising out of a lawsuit styled Montgomery County, Texas v. Gary A. Algood; Cause No. 14-06-06091 on the terms contained in the Agreed Final Judgment and authorize Assistant County Attorney, B.D. Griffin to execute the same. Motion carried.

39. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the following Payroll Change Request Forms:

Request of Commissioner Precinct 4 to increase salary of Tracey C. Stilley, Manager Field Operations, due to Equity Adjustment, effective January 17, 2015.

AGENDA ITEM 29 – MISCELLANEOUS – NO OTHER ITEMS LISTED

40. COURT ADJOURNS

Motion by Commissioner Meador, 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

