

COMMISSIONERS COURT DOCKET  
February 23, 2015  
REGULAR SESSION

MAR 10 2015

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 23 day of February, 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 Mary Hammer-Menzel

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

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

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

2. CORRECTION APPROVED TO COMMISSIONERS' COURT MINUTES

Motion by Commissioner Meador, seconded by Commissioner Riley to approve corrections to Commissioners' Court Minutes as follows:

Minutes of December 22, 2014 – Agenda Item 19D was omitted and should have read:

25. PURCHASE APPROVED – RADIO COMMUNICATION, EMERGENCY RESPONSE & MOBILE INTEROPERABILITY EQUIPMENT– EMERGENCY MANAGEMENT

Motion by Commissioner Doyal, seconded by Commissioner Noack to approve the purchase of twenty-seven (27) Digital Portable Radio (Package #APX7000-HCDB1) and accessories from Motorola Solutions, Inc. through the Interlocal Agreement with H-GAC Contract #RA05-12, in the amount of \$149,205.24 and will be funded from the 2013 UASI Grant. Motion carried.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated February 9, 2015. Motion carried.

4. CONSENT AGENDA APPROVED - AGENDA ITEMS 8A-N

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

COUNTY AUDITOR – AGENDA ITEMS 8A1-5

- A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A2. BUDGET AMENDMENTS FY2015:
  - a. Airport: To adjust line items for additional Sponsor's Share for 1212CONRO as approved M30/02.09.15.
  - b. Commissioner Precinct 1: To adjust line items.
  - c. Commissioner Precinct 2: To adjust line items.
  - d. Commissioner Precinct 3: To adjust line items and allocate revenue.
  - e. Commissioner Precinct 4: To adjust line items.
  - f. Constable Precinct 1: To recognize and allocate revenue.
  - g. Constable Precinct 2: To recognize and allocate revenue.
  - h. Constable Precinct 3: To fund new position as approved M28/01.12.15 and transfer funds to purchase VPN token.
  - i. Constable Precinct 4: To recognize and allocate revenue.
  - j. Contingency: To adjust line items per Commissioners' Court as approved M22/07.14.14.
  - k. County Auditor: To transfer funds for desk.
  - l. Court Reporter Service Fund: To recognize and allocate revenue.
  - m. Court Technology Fund: To recognize and allocate revenue.
  - n. District Attorney: To transfer funds for purchase of two docking stations.
  - o. District Attorney/No Refusal Grant: To adjust line items.
  - p. Drug Court: To recognize and allocate revenue for January 2015 (MRT Books).
  - q. DWI Court: To recognize and allocate revenue for January 2015 (MRT Books).
  - r. Emergency Management: To allocate insurance reimbursement for UAV parts.
  - s. Justice Court Technology Fund: To fund audio and visual needs for Justice of the Peace Precinct 1 as approved M7/11.17.14.
  - t. MCCD: To recognize and allocate Program Income and set up M16/09.29.14.
  - u. Road and Bridge Fund: To carryover unspent funds from 2014 budget.
  - v. Sheriff: To adjust line items and transfer funds to provide inmate housing for Jefferson County as approved M25/11.03.14.
  - w. Sheriff/Auto Theft: To adjust line items for Grant Adjustment #5.

- A3. REPORT OF OFFICIAL FEES ACCEPTED as audited for October 2014.
- A4. REPORT OF OFFICIAL FEES ACCEPTED as audited for November 2014.
- A5. REPORT OF OFFICIAL FEES ACCEPTED as audited for December 2014.

TREASURER – AGENDA ITEMS 8B1-3

- B1. WEEKLY INVESTMENT REPORTS APPROVED for weeks ending February 6, 2015 and February 13, 2015.
- B2. MONTHLY REPORT OF PLEDGED SECURITIES APPROVED for January 2015.
- B3. STATEMENT OF BALANCES APPROVED for December 2014.

TAX ASSESSOR/COLLECTOR – AGENDA ITEM 8C1

- C1. MONTHLY TAX COLLECTION REPORT ACCPETED for the month ending January 31, 2015.

PURCHASING – AGENDA ITEMS D1-9

- D1. ADVERTISING APPROVED for the following bids/proposals:
  - a. Fire Protection System – Various Departments – Project 2015-0029.
  - b. Additional Crushed Concrete – Precinct 4 – Project 2015-0027.
  - c. Miscellaneous Materials, Picked-Up and/or Delivered – Precinct 4 – Project 2015-0028.
- D2. RENEWALS AWARDED:
  - a. P.O. 2009326 to CAREHERE, LLC for onsite medical services, expires 03/08/15 – Risk Management.
  - b. P.O. 2012148 to RIDGEWAY'S LLC dba ARC for copying reproducibles, expires 03/09/15 – Various Departments.
  - c. P.O. 2014233 to CHOICE ENERGY SERVICES RETAIL, LP for term contract to provide energy services per the TCPN Contract, expires 03/09/15 – Purchasing.
  - d. P.O. 2011272 to BRODART CO. for library specialty supplies, expires 04/06/15 – Montgomery County Library System
  - e. P.O. 2011274 to THE LIBRARY STORE, INC for library specialty supplies, expires 04/06/15 – Montgomery County Library System.
  - f. P.O. 2014504 to All America Sales Corporation for emergency equipment console and accessories, expires 04/24/15 – Sheriff's Office.
  - g. P.O. 2014503 to SIDDON-MARTIN EMERGENCY GROUP for emergency equipment console and accessories, expires 04/24/15 – Sheriff's Office.
  - h. P.O. 2014230 to SECURE DETENTION PRODUCTS for pneumatic metro-fit metering replacements hot/cold cartridges and adapter assembly, expires 04/28/15 – Sheriff's Office.

- i. P.O. 2014035 to PORTABLE COMPUTER SYSTEMS, INC. for products and related services through the Texas DIR Contract #DIR-SDD-2061, expires 05/30/15 – Various Departments.

D3. CHANGE ORDERS APPROVED:

- a. Change Order #28 (P.O. 2009386) to PIERCE, DAMON K. dba DIAMONDBACK SERVICE MANAGEMENT to cancel month-to-month effective February 23, 2015. – Various Departments.

D4. DISCRETIONARY EXEMPTIONS APPROVED:

- a. PROPERTY INFORMATION GOVERNMENT SERVICES DIVISION dba LANDATA TECHNOLOGIES, INC. for sixth year annual maintenance and data warehouse for eClipse Records Management System in the amount of \$47,543.04. Local Government Code 262.024(a)(7)(A)– County Clerk
- b. SP ENGINEERING, INC for data collection services for vehicle traffic counts in the amount of \$26,068.93. Local Government Code 262.024 (a)(4) – MCTP/Engineering
- c. CONSOLIDATED COMMUNICATION OF TEXAS for local line service. Local Government Code 262.024(a)(7)(C) – Montgomery County Inmate Telephone Service

- D5. REQUEST APPROVED to utilize the contract for custodial supplies and equipment from Buckeye Cleaning Center through the Interlocal Agreement with Buyboard. (Contract #397-12) – Various Departments.

- D6. REQUEST APPROVED to utilize the contract for IDIQ Roofing, Waterproofing and Moisture Control from Texas Liqua Tech Services, Inc., through the Interlocal Agreement with Choice Partners.(Contract #14/012DA-10) – Various Departments.

- D7. INTERLOCAL AGREEMENT APPROVED with Williamson County for goods and services. – Various Departments.

- D8. REQUEST APPROVED rescinding the rejected Bid IVB – New 2015 Full-size Special Service Vehicle previously approved in Commissioners’ Court on 02/09/2015. – Various Departments.

- D9. REQUEST APPROVED to use LJA Engineering and Surveying, Inc., for addressing and GIS consulting services. – IT.

RISK MANAGEMENT – AGENDA ITEMS 8E1-2

- E1. PAYMENT ACKNOWLEDGED and recorded into Minutes, to Manuel and Karen Molina in the amount of \$920.22 in reference to Claim #B-15-0031. Date of incident January 3, 2015.

- E2. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

BOND	NAME/DEPT	AMOUNT	ACTION
14921725	Martin, Phyllis / County Auditor	\$5,000	New Term
	Connelly, Edie / JP PCT 3		Statement of Officer
62277213	Sandoval, Elias / Const PCT 3	\$5000	New

COMMISSIONERS – AGENDA ITEMS 8F1-3

F1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Willis High School for a Softball Tournament Fundraiser at Charles Traylor Sports Park.
- b. USE AGREEMENT APPROVED with Texas Intensity to host a Fundraising Tournament at Gene Campbell Sports Park.

F2. PRECINCT 2

- a. REQUEST APPROVED to reserve Montgomery County Municipal Utility District No. 149 and Montgomery County Municipal Utility District No. 150 in the name of Allen Boone Humphries Robinson LLP., as per request on file.

F3. PRECINCT 4

- a. USE AGREEMENT APPROVED with Dynasty Black 11U to use the senior baseball field at Bull Sallas Park for practice as scheduled by EMCSA.
- b. FINAL PLAT APPROVED for Deer Trail Two, Section 2; 130.014 acres; Thomas P. Davy Survey, A162.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS G1-3

G1. PRECINCT 2

- a. ROADWAY IMPROVEMENTS ACCEPTED INTO THE ONE YEAR MAINTENACE PERIOD for Carriage Hills Boulevard effective February 23, 2015.
- b. FINAL PLAT APPROVED for Bonterra at Woodforest, Section 2; 49.784 Acres; James Pevehouse Survey, A-29.

G2. PRECINCT 3

- a. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodson's Reserve, Section 1; total length of roads 3,806.70 linear feet. Effective date February 23, 2015.
- b. PUBLIC HEARING DATE SET for March 9, 2015 to change the name of Mitchell Island Court to Summertide Court.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 5; total length of roads 4,202.02 linear feet and bond released.
- d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 6; total length of roads 1,805.38 linear feet and bond released.
- e. REQUEST APPROVED from Centerpoint Energy to install a 2-inch gas line within the right of way of various roads.
- f. REQUEST APPROVED from South Montgomery County MUD to install a force main and water line within the right of way of Cathedral Lakes and Spring Hill Drive.

- g. FINAL PLAT APPROVED for Falls at Imperial Oaks, Section 16; 7.260 acres; Timothy O'Neil Survey, A-406.
- h. FINAL PLAT APPROVED for Falls at Imperial Oaks, Section 14; 18.34 acres; Samuel Ward Survey, A-607.

G3. PRECINCT 4

- a. FINAL PLAT APPROVED for Woodridge Forest Soaring Woods; 3.347 acres; H.T. and B.R.R. Co. Survey Section 3, A-283 and Mary Owens Survey, A-405.
- b. FINAL PLAT APPROVED for Timberland Cove, Section 1; 7.357 acres; Augustus V. Sharp Survey, A-481.

HUMAN RESOURCES – AGENDA ITEMS 8H1

H1. PAYROLL CHANGE REQUEST FORMS APPROVED

Request of Civic Center Complex to accept the resignation of Dennis Eric Cote, Facility/Grounds Worker, effective February 4, 2015. [No benefits due.]

Request of Constable Precinct 3 to transfer Jarod Tunstall, Deputy Constable, as replacement for Sean Bridges, effective February 7, 2015.

Request of Constable Precinct 3-MUD 94 Sub Unit to place Pedro Valerio IV, Deputy Constable, on payroll as replacement for Michelle Baker, effective February 7, 2015.

Request of Constable Precinct 3-MUD 94 Sub Unit to transfer Michelle Baker, Deputy Constable, as replacement for Michael Huckman, effective February 7, 2015.

Request of Constable Precinct 3-RMUD to transfer Sean Bridges, Deputy Constable, as replacement for Jarod Tunstall, effective February 7, 2015.

Request of Auditor to remove Melissa Graphman, Financial Analyst, from payroll due to Unpaid FMLA/Disability Leave, effective February 11, 2015.

Request of County Clerk to increase salary of Jana Sue Farrell, Clerk II, due to lateral transfer as replacement for Shelby Sodolak, effective February 28, 2015.

Request of County Clerk to increase salary of Eden Leeann McMahan Stewart, Clerk III, due to promotion as replacement for Tiffany Rogers, effective February 28, 2015.

Request of Fire Marshall to place Donald Schifani, PT Fire Inspector/Arson Investigator on payroll, effective February 11, 2015. (Pooled Position.)

Request of Homeland Security to increase salary of Cynthia Jamieson, Homeland Security Planner, due to promotion as replacement for Eric Lowry, effective February 16, 2015.

Request of Homeland Security to place Clayton Matthys, Community Preparedness Planner, as replacement for Cynthia Jamieson, effective February 17, 2015.

Request of Library to place Amanda Abright, Reference Librarian, on payroll as replacement for Sarah Becker, effective February 17, 2015.

Request of Library to place Michael Butchello, Shelving Clerk I, on payroll as replacement for Marilyn Johnston, effective February 17, 2015.

Request of Library to increase salary of Claire Denise Castanon, Library Assistant II, as replacement for Teresa Bergman, effective February 17, 2015.

Request of Library to correct the legal name of Francisca "Frances" Michelle Kilgore, Library Assistant II-Reference, effective February 9, 2015.

Request of Library to place Robin Regh, Library Assistant III, on payroll as replacement for Pamela Gagnon, effective February 24, 2015.

Request of Library to accept the resignation of Ileana Stevenson, Shelving Clerk, effective February 27, 2015. [No benefits due.]

Request of Sheriff to decrease the salary of Erika Blue, Clerk IV CJR, due to voluntary demotion as replacement for Ana Castillo, effective February 14, 2015.

Request of Sheriff to place Nathan Bohm, Officer Civilian Detention, on payroll as replacement for Cameron Miller, effective March 7, 2015.

Request of Sheriff to increase salary of David L. Haines, Corporal Range Master, due to promotion as replacement for Lonny Onishi, effective February 14, 2015.

Request of Sheriff to place Kevin Haley, Officer Civilian Detention, on payroll as replacement for Garrett Parsons, effective February 14, 2015.

Request of Sheriff to accept the resignation of Cameron Miller, Officer Civilian Detention, effective February 15, 2015. [No Benefits Due.]

Request of Sheriff to place Kenneth Morris, Deputy Patrol District IV, on payroll, effective February 14, 2015.

Request of Sheriff to transfer Lyndia Ramsey, Clerk IV Records, as replacement for Bethany Rivera, effective February 14, 2015.

Request of Sheriff to increase salary of Denny Simpson, Deputy Bailiff, due to STEP Increase, effective March 14, 2015.

Request of Sheriff to place Michael Sparks, Officer Civilian Detention, on payroll as replacement for Burdette Taylor, effective February 28, 2015.

Request of Sheriff to transfer Anneliese Stafford, Deputy Patrol District II, as replacement for Todd Dishman, effective February 20, 2015.

Request of Sheriff to transfer Steven Thomas, Deputy Patrol District V, as replacement for Malissa Westerfield, effective February 14, 2015.

Request of Sheriff to increase salary of David Wallace, Investigator Crime Scene, due to STEP Increase, effective March 14, 2015.

Request of Sheriff to transfer, Malissa Westerfield, Deputy Patrol District V, to Walden Sub Unit as replacement for Steven Thomas, effective February 14, 2015.

Request of Tax Assessor to discharge Phaedria Alexander, Deputy Specialist I, from payroll, effective February 18, 2015. [3.00 hours or balance compensatory.]

Request of Tax Assessor to place Cari A. Beam, Deputy Specialist I, on payroll as replacement for Rose West, effective February 23, 2015.

Request of Tax Assessor to accept the resignation of Rachel Durbin, Deputy Specialist I, effective February 27, 2015. [46.20 hours or balance vacation; 3.00 hours or balance compensatory.]

Request of Fire Marshall to place Teddy L. Smith Jr., Fire Inspector, on payroll, effective February 23, 2015.

**ENVIRONMENTAL HEALTH – AGENDA ITEMS 8I1**

11. VARIANCE REQUEST APPROVED to place an aerobic on-site system in the 100-year floodplain at 30605 Nichols Sawmill, Magnolia, TX 77355.

**SHERIFF – AGENDA ITEM 8J1**

- J1. RACIAL PROFILING REPORT ACCEPTED from the Montgomery County Sheriff's Office for the 2014 calendar year.

**COUNTY CLERK – AGENDA ITEM 8K1**

- K1. DEPUTATIONS APPROVED for the following:

1. Paula Tate, Deputy County Clerk
2. Jana Farrell, Deputy County Clerk
3. Eden Stewart, Deputy County Clerk

as per Deputations on file.

**COMMUNITY DEVELOPMENT – AGENDA ITEM 8L1**

- L1. SPECIAL WARRANTY DEED ACCEPTED for the transfer of property from The Montgomery County Food Bank (grantor) to The Montgomery County Homeless Coalition (grantee), as per deed on file.

**CONSTABLE PRECINCT 5 – AGENDA ITEM 8M1**

- M1. RACIAL PROFILING STATISTICAL DATA REPORT APPROVED for Constable Precinct 5 for the year 2014.

**COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 8N1**

- N1. SUBLEASE APPROVED and ratified between Black Forest Ventures Aviation RE, LLC as Sublessor and Montgomery County, Texas as Sublessee

Motion carried.

**END OF CONSENT AGENDA**

**CITIZENS – AGENDA ITEM 9**

Ellis Kussy discussed having Bibles in the jail, being able to express your faith, and Bacterial Information Group (BIG) concerning the bacteria in the rivers.

John Nicks spoke about his opposition to the Road Bond and expanding Woodlands Parkway.



Becki Borth addressed the Woodlands Parkway expansion also stating that she did not support it due to traffic and quality of life comparing the expansion to FM1960.

Gordy Bunch spoke against the expansion of Woodlands Parkway, but he was not opposed to a Road Bond Election because there are areas in the county that need improved infrastructure.

John Bowman spoke about the recommendations of the Road Bond Committee and the need to assess the viability of each project. He supports a bond referendum but would like the money tied to individual projects.

Mike Eiffler wanted to support the others opposing the expansion of Woodlands Parkway.

NELDA BLAIR MADE A PRESENTATION FROM THE 2015 ROAD BOND COMMITTEE AND THEIR FINDINGS ADDRESSING THE NEED OF A ROAD BOND ELECTION AND THEIR RECOMMENDATIONS.

5. ORDER APPROVED – BOND ELECTION – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve an order calling for a \$350 million Road Bond election and containing other matters related thereto to be placed on the May 9, 2015 election ballot. Motion carried.

6. REQUEST APPROVED – POSITION CHANGES – FORENSICS

REQUEST APPROVED – POSITION CHANGES – FORENSICS

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the following job positions to be reclassified:

- a. Close Position 6303-2604-2  
Open Position 6303-2608-1  
Transfer salary and benefits from 6303-2604-2 to 6303-2608-1.
- b. Close Position 6303-9502-1  
Open Position 6303-2603-1  
Transfer salary and benefits from 6303-9502-1 to 6303-2603-1.
- c. Close Position 6303-2604-1  
Open Position 6303-2607-1  
Transfer salary and benefits from 6303-2604-1 to 6303-2607-1.

Motion carried.

7. AGREEMENT APPROVED – ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve The Organized Crime Drug Enforcement Task Force (OCDETF) Agreement between the Department of Justice and the Sheriff's Office. OCDETF Initiative SWTXS-0912H Fast Lane is funded for FY2015 in the amount of \$15,000.00. Motion carried.

8. AGREEMENT APPROVED – ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve The Organized Crime Drug Enforcement Task Force (OCDETF) Agreement between the Department of Justice and the Sheriff's Office. OCDETF Initiative SWTXS-0991H Crystal Taco is funded for FY2015 in the amount of \$15,000.00. Motion carried.

9. GRANT SUBMISSION APPROVED – HGAC GRANT – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the submission of the HGAC Grant Application for the purchase of 23 Coban Edge in car video recording systems with software, maintenance, and technical support. The application is for the FY2016 with funding in the amount of \$124,000.00 with no need for a County match. Motion carried.

10. GRANT SUBMISSION APPROVED – HGAC GRANT – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the submission of the HGAC Grant Application for the purchase of 12 Coban Body Camera Systems. This will be submitted by the Sheriff's Office on behalf of Constable Precinct 2. The application is for FY2016 with funding in the amount of \$11,412.00 with no need for a County match. Motion carried.

11. INTERLOCAL AGREEMENT – LAW ENFORCEMENT SERVICES – SHERIFF

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve Interlocal Agreement between Montgomery County and Westwood Magnolia Parkway Improvement District for Law Enforcement Services providing funding for a deputy and a clerk at no cost to the County. Motion carried.

12. GRANT SUBMISSION APPROVED – DWI COURT GRANT – DWI COURT

GRANT SUBMISSION APPROVED – DRUG COURT GRANT – DRUG COURT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the following submissions:

- a. 2015-2016 DWI Court Grant and Resolution from the State of Texas, Office of the Governor, Criminal Justice Division (CJD).
- b. 2015-2106 Drug Court Grant and Resolution from the State of Texas, Office of the Governor, Criminal Justice Division (CJD).

Motion carried.

13. GRANT SUBMISSION APPROVED – CHILD VICTIM COORDINATOR – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the submission of the grant application for the Child Victim Coordinator Project to the Office of the Governor, Criminal Justice Division in the amount \$74,796.82 with a match of \$18,700.00 from the District Attorney's Budget. The Match will come from an existing position and will not increase the budget. Motion carried.

14. GRANT SUBMISSION APPROVED – DOMESTIC VIOLENCE PROSECUTOR GRANT – DISTRICT ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the submission of the Domestic Violence Prosecutor Grant to the Governor's Office in the amount of \$80,000.00 with a match of \$43,077.75 from the District Attorney's Budget. This is an existing program and will not increase the budget. Motion carried.

15. REQUEST APPROVED – AMENDMENTS TO 2011 AND 2013 CONSOLIDATED ACTION PLANS – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the

amendments to the 2011 and 2013 Consolidated Action Plans, and authorize Judge Doyal to implement amendments including payments and reclassification of Community Development Budget as submitted. Motion carried.

AGENDA ITEM 16A TO CONSIDER AND APPROVE TRANSFERS WITHIN THE FY2015 SALARY BUDGET TO ENSURE APPROPRIATE COMPENSATION FOR THE LIBRARY WAS DEFERRED.

16. REQUEST APPROVED – PAYMENT OF MILEAGE TO INTERPRETERS – OFFICE OF COURT ADMINISTRATION  
Motion by Commissioner Noack, seconded by Commissioner Meador, to approve payment to visiting interpreters for mileage in accordance with Montgomery County Policy regarding visiting Court Reporters and Judges. The change was approved by the Board of District and County Court at Law Judges at the February 6, 2015 meeting. Motion carried.

17. REQUEST APPROVED – CHARGE LAW LIBRARY FUND – OFFICE OF COURT ADMINISTRATION

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve authorizing Office of Court Administration to charge the Law Library Fund (Fund 221) for expenses relating to books and legal research subscriptions for the Courts. This change was approved by the Board of District and County Court at Law Judges at the February 6, 2015 meeting. Motion carried.

18. LEASE AGREEMENT APPROVED – MAGNOLIA VOTING LOCATIONS – ELECTIONS

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the lease agreement for Magnolia Voting Location at ESD 10 Fire Station 181. Motion carried.

19. AMENDMENT APPROVED – CONTRACT WITH DAC BOND – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve an amendment to the contract with DAC Bond for compliance reporting services in connection with outstanding bond issues and authorize County Judge to sign amendment. Motion carried.

20. ENGAGEMENT LETTER APPROVED – PATTILLO, BROWN & HILL – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve an engagement letter with the County's independent audit firm, Pattillo, Brown and Hill, and authorize County Judge and County Auditor to sign. Motion carried.

21. RESOLUTION APPROVED – INTENT TO FINANCE – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a resolution expressing intent to finance expenditures incurred for the following:

- a. Purchase of property located at 26152 Sallee Road and 13780 Highway 59, Splendora, Texas.
- b. Radio tower anchoring and stabilization.

The County expects to reimburse itself for all costs through tax-exempt obligations, which will not exceed \$60,294.00.

Motion carried.

22. CONTRACT AWARDED – NEW VEHICLES – PURCHASING

Motion by Commissioner Noack, seconded by Commissioner Meador, to award the contract for new vehicles – Project 2015-0006 – Various Departments as follows:

- Bid VB – One New 2015 ¾ ton, short bed, crew cab, 4x2 Truck in the amount of \$26,899.92 with option Long bed at \$170.00 and 4x4 at \$2,431.00 to Gullo Ford.  
– Commissioner Precinct 2

For a total of \$29,500.92

- Bid IIB – One New 2015 Mid-size PPV RWD in the amount of \$23,686.00 to Grapevine Dodge Chrysler Jeep. – Sheriff's Office

Bid IVB – Two New 2015 Full-size Special Service Vehicle in the amount of \$25,252.60 each to Gullo Ford. – Sheriff's Office

For a total of \$74,191.20

Motion carried.

23. DISCRETIONARY EXEMPTION APPROVED – EQUIPMENT TRAILER – EMERGENCY MANAGEMENT

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

LDV, Inc. for purchase of equipment trailer through the GSA Schedule 23v, Contract #GS-30F-0009L in the amount of \$77,575.00. Funded by 2014 UASI Equipment. §271.103 (a) (b). Motion carried.

AGENDA ITEM 21A CONSIDER AND APPROVE A RESOLUTION AND ORDER AMENDING THE PROCEDURE FOR ACCEPTING AND EXPENDING FUNDS FOR THE ANIMAL SHELTER WAS DEFERRED.

24. RESOLUTION APPROVED – CHANGE COMMISSIONERS' COURT MEETING DATES – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve a resolution to change Commissioner Court meeting dates from Monday mornings to Tuesday mornings beginning March 10, 2015, as allowed by Tex. Loc. Gov. Code §81.005(H). Motion carried.

AGENDA ITEM 21C CONSIDER AND APPROVE INTERLOCAL AGREEMENT BETWEEN MONTGOMERY COUNTY AND THE WOODLANDS ROAD UTILITY DISTRICT NO. 1 WAS DEFERRED.

25. LETTER ACCEPTED – EMERGENCY SERVICE DISTRICT NO. 14 – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Clark, to acknowledge receipt of letter from Emergency Service District (ESD) No. 14 notifying the court of an election order issued by the ESD No. 14 Board concerning the imposition of a district sales and use tax. Motion carried.

26. RESOLUTION APPROVED – CIVIL RIGHTS COORDINATOR – COUNTY ATTORNEY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a resolution removing Mark Bosma as Civil Rights Coordinator and appointing Dodi Shaw as his replacement. Motion Carried.

27. RESOLUTION APPROVED – MONTGOMERY COUNTY MENTAL HEALTH TREATMENT FACILITY ADVISORY BOARD – COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve a resolution to remove Mark Bosma from the Montgomery County Mental Health Treatment Facility Advisory Board and appoint three new members due to resignations and removals. The three new members are as follows:

- Mike Meador
- Jerry Nash
- Bob Casey

Motion carried.

28. DATA USE AGREEMENT APPROVED – TEXAS HEALTH AND HUMAN SERVICES – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Noack, to approve a Data Use Agreement between the Texas Health and Human Services Enterprise and Montgomery County and authorize County Judge to execute the agreement. Motion carried.

29. ORDER APPROVED – INCIDENTAL COSTS – PRECINCT 1 – COUNTY ATTORNEY – REAL PROPERTY

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve an order authorizing payment of incidental costs relating to the purchase of a 15.00 acre tract in the Owen Shannon Survey, A-36 for the West Montgomery Park Addition and authorize the County Auditor and County Treasurer to issue checks for all costs to complete the purchase. Motion carried.

30. AGREEMENT APPROVED – RIGHT OF WAY AGREEMENT – PRECINCT 3 – COUNTY ATTORNEY – REAL PROPERTY

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Agreement Authorizing Placement of Improvements within Right-of-Way between Montgomery County and The Woodlands Land Development Company, L.P. for Lake Woodlands Drive. Motion carried.

AGENDA ITEM 23B2 CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED INTERLOCAL AGREEMENT BETWEEN MONTGOMERY COUNTY AND THE CITY OF SHENANDOAH WAS DEFERRED.

31. ORDER APPROVED – GLENOAKS DRIVE – PRECINCT 3 – COUNTY ATTORNEY – REAL PROPERTY

ORDER APPROVED – GLEN JAY COURT – PRECINCT 3 – COUNTY ATTORNEY  
– REAL PROPERTY

ORDER APPROVED – GANNET COURT – PRECINCT 3 – COUNTY ATTORNEY –  
REAL PROPERTY

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the orders accepting the following roads into the County Road Maintenance System upon finding of prescriptive right based on public use:

- Glenoaks Drive, located in the Gleneagles South Subdivision, Sections 3A and 5.
- Glen Jay Court, located in the Gleneagles South Subdivision, Section 3.
- Gannet Court, located in the Gleneagles South Subdivision, Section 3.

Motion carried.

32. REQUEST APPROVED – MUNICIPAL UTILITY DISTRICT – COMMISSIONER  
PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to reserve Montgomery County Municipal Utility District No. 151 in the name of Allen Boone Humphries Robinson LLP., as per request on file. Motion carried.

33. PAYMENT APPROVED – RAILROAD COMMISSION – COMMISSIONER  
PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador to approve payment to Railroad Commission of Texas in the amount of \$2,250.00 pursuant to Stipulation, Agreed Settlement and Consent Order and authorize Matthew Beasley to sign on behalf of Commissioner Precinct 3. 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 551.071.**

EXECUTIVE SESSION – AGENDA ITEM 25A: CONSIDER AND DISCUSS THE CLAIMS OF WAYLAND DUCKETT AND JOSEPH R. SCARLETT UNDER CLAIM NO. A-140054.

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

34. EXPENSES AUTHORIZED – CLAIM NO. A-140054

Motion by Commissioner Noack, seconded by Commissioner Clark to authorized the County Attorney to incur expenses relating to the Claims of Wayland Duckett and Joseph R Scarlett under Claim No. A-140054. Motion carried.

35. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

Dodi Shaw requested that Payroll Change Request Form No. 4 be removed.

Motion by Commissioner Noack, seconded by Commissioner Clark, to approve the following Payroll Change Request Forms:

Request of Forensic Services to reclassify position of Lucile Tennant, from Forensic Pathologist to Assistant Director – Forensic Services, effective February 14, 2015.

Request of Forensic Services to reclassify position of Sparks Veasey III, from Director to Director – Forensic Services, effective February 14, 2015.

Request of Forensic Services to transfer Sparks Veasey III, from Director – Forensic Services to Director – Quality Assurance, effective March 2, 2015.

36. POLICIES APPROVED – MONTGOMERY COUNTY EMPLOYEE POLICY MANUAL – HUMAN RESOURCES

Motion by Commissioner Noack, seconded by Commissioner Meador to adopt new policies to be included in the Montgomery County Employee Policy Manual as Section 5.3 (Performance Evaluations) and Section 5.4(Position Description Questionnaire (PDQ)) as well as revising Section 3.3 (Harassment) of the Montgomery County Employee Policy to add Subsection 3.3-13(Violence in the Workplace).

AGENDA ITEM 28 – MISCELLANEOUS – NO OTHER ITEMS LISTED

37. COURT ADJOURNS

Motion by Commissioner Noack, seconded by Commissioner Meador, 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