

#3 8A
ORIGINAL

MAR 24 2015

COMMISSIONERS COURT DOCKET
March 10, 2015
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 10th day of March, 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 Sheriff 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.

AGENDA ITEM 7A – THE ANNUAL REPORT FOR MONTGOMERY COUNTY HISTORICAL COMMISSION WAS PRESENTED BY CHAIRMAN, LARRY FORESTER.

2. PROCLAMATION APPROVED – AGENDA ITEM 7B

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim April Child Abuse Awareness Month. Motion carried.

AGENDA ITEM 7C – DR. KAREN ROSS, NEW DIRECTOR OF FORENSIC SERVICES, WAS INTRODUCED TO COMMISSIONERS COURT.

3. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated February 23, 2015. Motion carried.

4. CORRECTIONS APPROVED to Commissioners' Court Minutes

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

Minutes of January 12, 2015 – Motion Number 6 Agenda item 11A read:

6. ADDENDUM APPROVED – MONTGOMERY COUNTY DRAINAGE CRITERIA MANUAL – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve addendum to the Montgomery County Drainage Criteria Manual as proposed by Bleyl and Associates. Motion carried.

Should read:

6. ADDENDUM TO THE MONTGOMERY COUNTY DRAINAGE CRITERIA MANUAL – DEFERRED.
5. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-P

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 FY 2015:
 - a. Building Maintenance: To adjust line items for the purchase of a scissor lift trailer.
 - b. Civic Center Complex: To adjust line items and purchase VPN token.
 - c. Commissioner Precinct 3: To adjust line items and allocate revenue.
 - d. Constable Precinct 1: To fund purchase of two new boat engines as approved M12/02.09.15 and to recognize and allocate revenue.
 - e. Constable Precinct 3: To remove vehicle stipend as approved M40/09.16.13.
 - f. Constable Precinct 4: To fund compensatory time payoff as approved M22/05.05.14.
 - g. County Attorney: To transfer funds for Title IV-E grant for County Attorney for QTR ending 12.31.14.
 - h. Court Reporter Service Fund: To recognize and allocate revenue.
 - i. District Clerk: To carryover Release 461563.
 - j. Fire Marshall: To adjust line items.
 - k. JP Technology Fund: To recognize and allocate revenue as authorized M18/02.09.15.
 - l. MCCD: To adjust line items for HOME Yr 11, CDBG Yr 14 and CDBG Yr 16, per amendment to Consolidated Action Plan (M15/02.23.15) and to correct carryover No. 2.
 - m. Memorial Library: To recognize and allocate revenue for the Genealogy/Ron Jackson Gift Account.
 - n. Sheriff: To fund transfer of venue as approved M11/02.09.15 and adjust line items.
 - o. Sheriff-OCDETF/Crystal Taco: To set up M8/02.23.15.
 - p. Sheriff-OCDETF/Fast Lane: To set up M7/02.23.15.

- q. Sheriff-PSAP IMPROV: To adjust line items.
- r. Tax Assessor: To transfer funds for purchase of VPN token.
- A3. COMPLETED AUDITS ACCEPTED for the following:
 - a. Commissioner Precinct 2 End of Term Audit.
 - b. Commissioner Precinct 4 End of Term Audit.
 - c. Constable Precinct 5 Time Sheet Audit for PPE November 7, 2014.

TREASURER – AGENDA ITEMS 9B1-4

- B1. MONTHLY REPORTS FOR PLEDGED SECURITIES APPROVED for February 2015.
- B2. WEEKLY INVESTMENT REPORT ACCEPTED for the week ending February 27, 2015.
- B3. REPORTS ACCEPTED as follows:
 - a. Monthly Investment Reports for October, November and December 2014.
 - b. Quarterly Investment Report for the 4th quarter of 2014.
- B4. WEEKLY INVESTMENT REPORT ACCEPTED for the week ending October 24, 2014.

PURCHASING – AGENDA ITEMS 9C1-15

- C1. ADVERTISING APPROVED for the following bids/proposals:
 - a. Replacement Plumbing Fixtures for the Montgomery County Mental Health Facility – Purchasing – Project 2015-0030.
 - b. RFP/Q Drug/Alcohol Screening Services – Various Departments – Project 2015-0031.
 - c. RFP/Q Radio Tower Services – Sheriff's Office – Project 2015-0032.
- C2. ACTION TAKEN on the recommendation(s) and/or contract(s) for the following bid(s):
 - a. REJECTED – All Bids – New Police Motorcycles – Project 2015-0025 (02/26/15) – Sheriff's Office.
- C3. RENEWALS AWARDED:
 - a. P.O. 2013368/2013368X to TELEPHONE DATA AND SOUND for inmate telephone system maintenance, expires 04/08/15 – Various Departments.
 - b. P.O. 2011294 to A & B CRUSHED CONCRETE, LLC for haul services for miscellaneous materials, expires 04/10/15 – Precinct 2 and Precinct 4.
 - c. P.O. 2015165 to SMITH & COMPANY for rehabilitation of roads, expires 04/14/15 – Various Precincts.

- d. P.O. 2012448 to GHA TECHNOLOGIES, INC. for computer peripherals, expires 04/18/15 – Various Departments.
- e. P.O. 2012263 to CONSOLIDATED ELECTRICAL DISTRIBUTOR for sports lighting system, expires 04/25/15 – Various Departments.
- f. P.O. 2013281 to WAVEMEDIA, INC. for internet service provider, expires 04/30/15 – Various Departments.
- g. P.O. 2013280 to CONSOLIDATED COMMUNICATIONS OF TEXAS for internet service provider, expires 04/30/15 – Various Departments.
- h. P.O. 2013279 to HD PROTECH for traffic monitoring cameras (PTZ Cameras), expires 04/21/15 – Various Departments.
- i. P.O. I014222 to DIAMOND COMMERCIAL CONSTRUCTION, INC. for construction repair, rehabilitation or alteration of residential building with section 3 requirements, expires 04/25/15 – MCCD.
- j. P.O. I014224 to CSB CONTRACTORS, INC. for construction repair, rehabilitation or alteration of residential building with section 3 requirements, expires 04/25/15 – MCCD.
- k. P.O. 2012264 to WILDCAT ELECTRICAL SUPPLY, LTD for traffic signal electrical supplies, expires 05/04/15 – Various Precincts.

C4. CHANGE ORDERS APPROVED:

- a. Change Order #5 (P.O. 2013203) to WILLIAMS BROTHERS CONSTRUCTION CO. for an increase, in the amount of \$3,249.91 for construction of an interchange facility consisting of grading, structures, base, concrete pavement, retaining walls, signs and markings, construct electronically tolled direct connectors from WB SH 242 to SB IH 45 and NB IH 45 to WB SH 242 – Precincts 2 and 4/ (MCTP).
- b. Change Order #3 (P.O. 2013064) to BILL BEAL'S BONDED TREE SERVICE for tree and tree limb removal from right-of-ways, County Roads and County Buildings to cancel the contract effective 03/10/2015 – Various Precincts/Variou Departments.
- c. Change Order #1 (P.O. 2015218) to PESTMASTER SERVICES OF N. HOUSTON for exterminating/pest control services to add three additional locations – Various Departments.
- d. Change Order #1 (P.O. 2014074) to GRAVES HUMPHRIES STAHL, LTD for collection of fines to amend implementation date to 02/06/2015, collection of fines pilot program to end eighteen (18) months after implementation date – Justice of the Peace.

C5. DISCRETIONARY EXEMPTIONS APPROVED:

- a. ENVIRONMENTAL SYSTEMS RESEARCH for annual software maintenance – Various Departments. Local Government Code 262.024(a)(7)(A).
- b. IMAGE SOFTWARE, INC. for 1Mge User License Maintenance – Various Departments. Local Government Code 262.024(a)(7)(A)

- c. CENTERPOINT ENERGY for moving/upgrading of utility lines and miscellaneous services – Various departments. Local Government Code 262.024(a)(7)(C)
 - d. SAM HOUSTON STATE UNIVERSITY for psychological services – Sheriff's Office. Local Government Code 262.024(a)(4)
 - e. CLEVELAND MACK SALES, INC. dba PERFORMANCE TRUCK for Mack parts only – Various Precincts. Local Government Code 262.024(a)(7)(D)
- C6. DISCRETIONARY EXEMPTION APPROVED, for Public Safety Corporation (PSC) for the statement of work and pricing along with the annual end user software license and maintenance agreement for CryWolf, through Contract #DIR-SDD-890 – Sheriff's Office.
 - C7. ONLINE AUCTION – List of miscellaneous items for the next online auction approved – Various Departments.
 - C8. PURCHASE APPROVED of one Kubota RTV-X1100CR-H Utility Vehicle and accessories from Kubota Tractor Corporation through the Interlocal Agreement with H-GAC Contract #GR01-15 in the amount of \$18,972.76 – Various Departments.
 - C9. CONTRACT APPROVED with Galls, LLC for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.
 - C10. CONTRACT APPROVED with All America Sales Corporation for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.
 - C11. CONTRACT APPROVED with Caldwell Country Chevy, LLC dba Cap Fleet Upfitters for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.
 - C12. PARTIAL CERTIFICATE OF SUBSTANTIAL COMPLETION APPROVED from Diamond Commercial Construction, Inc. for Montgomery County Courts Window Replacement and Mechanical Changes – Various Departments.
 - C13. CONTRACT APPROVED with Dooley Tackaberry, Inc. for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.
 - C14. CONTRACT APPROVED with Daco Fire Equipment for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.
 - C15. CONTRACT APPROVED with Casco Industries, Inc. for Public Safety and Fire House Supplies and Equipment through the Interlocal Agreement with BuyBoard Contract #432-13 – Various Departments.

RISK MANAGEMENT – AGENDA ITEMS 9D1-3

- D1. PAYMENT ACKNOWLEDGED and recorded into Minutes, to David Wagner in the amount of \$419.00 in reference to Claim #B-15-0032. Date of incident January 19, 2015.
- D2. AUTHORIZATION APPROVED for the Director of Risk Management to amend the limitation and exclusion provisions of the medical benefits #41 and outpatient RX benefits program to include a standalone program for these benefits at a cost

of \$8.98 per employee per month as recommended by the trustees of The Montgomery County Employee Benefit Plan and to sign any and all necessary documents to accomplish these revisions that will be effective March 1, 2015. Funding will come from The Montgomery County Employee Benefit Plan.

D3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
61612306	Williams, Darren / Const PCT 4	\$5,000	Reserve/Cont Cert

COMMISSIONERS – AGENDA ITEM 9E1

E1. PRECINCT 4

- a. USE AGREEMENT APPROVED with Chivas Soccer Club to use the empty lot south of the park entrance at AV Bull Sallas Park for Youth Soccer Club Practices through December 31, 2015.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. FINAL PLAT APPROVED for Menasco; 2.00 acres; Jacob Shannon Survey, A-35.

F2. PRECINCT 2

- a. FINAL PLAT APPROVED for Woodforest, Section 46; 22.498 acres; Archibald Hodge Survey, A-18.

F3. PRECINCT 3

- a. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in The Woodlands Metro Center Hughes Landing Boulevard Street Dedication; total length of roads 1,933.19 linear feet. Effective date March 10, 2015.
- b. FINAL PLAT APPROVED for Lexington Boulevard Street Dedication, Section 1; 6.62 acres; Montgomery County School Land Survey, A-351.
- c. FINAL PLAT APPROVED for Northgrove Water Plant Site No. 1; 2.2892 acres; James Brown Survey, A-78.
- d. FINAL PLAT APPROVED for Rayford Road at Birnham Woods Drive Street Dedication; 8.23 acres; Montgomery County School Land Survey, A-351.
- e. REQUEST APPROVED from Level 3 Communications to install an innerduct and fiber line in the right of way of Woodlands Parkway, Six Pines Drive and Woodstead Court.
- f. REQUEST APPROVED from AT&T/Construction to install a communications line in the right of way of Spring Trails Ridge.
- g. REQUEST APPROVED from San Jacinto River Authority to install a fiber optic line in the right of way of South Millbend.

F4. PRECINCT 4

- a. FINAL PLAT APPROVED for Tavola, Section 8; 15.380 acres; A.P. Frederick Survey, A-211.

- b. FINAL PLAT APPROVED for Tavola, Section 9; 12.421 acres; A.P. Frederick Survey, A-211.
- c. FINAL PLAT APPROVED for Crockett Trace Estates, Section 3; 16.810 acres; William B. Bridges Survey, A-73 and J.E. Lewis Survey, A-665.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED

Request of Commissioner Precinct 1 to place Cody L. Hodges, Park Attendant, on payroll, effective April 3, 2015.

Request of Commissioner Precinct 2 to increase the salary of Donald Earl Dean, Manager PCT Operations, due to addition of cell phone allowance, effective February 28, 2015.

Request of Constable Precinct 5 to decrease the salary of Leonard A. Bucharski, Deputy Constable, due to demotion, effective February 28, 2015.

Request of Treasurer to accept the resignation of Betty L. Graham, Admin Manager I, due to retirement, effective March 31, 2015. [148.505 hours or balance vacation; 25.49 hours or balance grandfathered sick leave; 11.35 hours or balance compensatory.]

Request of Collections to place Regina Harris, Collection Spec I, on Military leave, effective February 23, 2015.

Request of District Attorney to place Kristi Nicole Czajkoski, Chief Prosecutor, on payroll, due to return from unpaid FMLA/Disability Leave, effective March 5, 2015.

Request of District Attorney to place Deborah Kelly Fortune, Investigator II, on payroll as replacement for David Borchardt, effective March 2, 2015.

Request of Elections to increase salary of Debora Ann Everhart, Supervisor-Voter Registration, due to promotion, effective March 2, 2015.

Request of Forensic Services to place Karen Ross, Director-Forensic Services, on payroll as replacement for Sparks Veasey III, effective March 2, 2015.

Request of Homeland Security to show salary supplement for Miranda Hahs, Planner-HL Security, effective March 5, 2015.

Request of Homeland Security to correct Payroll Change Request Form approved on February 23, 2015 of Cynthia Jamieson, Planner- HL Security, as replacement for Eric Lowry, effective February 16, 2015.

Request of Homeland Security to correct Payroll Change Request Form approved on February 23, 2015 of Clayton Matthys, Community Preparedness Planner, as replacement for Cynthia Jamieson, effective February 17, 2015.

Request of Juvenile to remove Pamela Shanell Mills, Juvenile Supervision Officer, from payroll due to Unpaid FMLA/Disability Leave, effective February 18, 2015.

Request of Juvenile to change status of Margaret Powers, Clerk III, from part time to full time as replacement for Aleen Mock, effective March 7, 2015.

Request of Juvenile to remove Jessica Marie Salazar, Clerk III, from payroll due to Unpaid FMLA/Disability Leave, effective February 12, 2015.

Request of Library to place Sophia Pham, Reference Librarian, on payroll as replacement for Laura Brownell, effective February 24, 2015.

Request of Library to change status of Tara Gayle Puls, Shelving Clerk I, to increase hours as replacement for Claire Castanon, effective March 2, 2015.

Request of Library to accept the resignation of Diona R. West, Library Assistant II, effective March 13, 2015.[36.69 hours or balance vacation.]

Request of Purchasing to remove Jacqueline Woychesin, Clerk IV, from payroll due to lay off, effective February 27, 2015. [21.56 hours or balance vacation.]

Request of Sheriff to place Thomas Burke, Installation Technician, on payroll effective February 28, 2015.

Request of Sheriff to accept the resignation of Shanon Greer, Deputy Detention, effective March 17, 2015. [68.91 hours or balance vacation; 179.87 hours or balance compensatory; 9.00 hours or balance holiday.]

Request of Sheriff to transfer John Gregory, Detention Deputy, as replacement for David Koth, effective March 14, 2015.

Request of Sheriff to transfer Brian Kovacs, Deputy Detention, as replacement for Shanon Greer, effective March 28, 2015.

Request of Sheriff to accept the resignation of Peggy Loftin, Clerk IV, due to retirement, effective March 31, 2015. [34.57 hours or balance vacation; 175.94 hours or balance compensatory.]

Request of Sheriff to place Emmanuel Oketunmbi, Officer Civilian Detention, on payroll as replacement for Luke Beauchamp, effective March 14, 2015.

Request of Sheriff to place Magdalena Pickering, Officer Civilian Detention, on payroll as replacement for Caleb Shaw, effective March 14, 2015.

Request of Sheriff to place Cortney Poe, Officer Civilian Detention, on Military Leave, effective December 11, 2014.

Request of Sheriff to remove Cortney Poe, Officer Civilian Detention, from payroll due to unpaid Military leave, effective February 8, 2015.

Request of Sheriff to place Cortney Poe, Officer Civilian Detention, on payroll due to return from Unpaid Military Leave, effective March 24, 2015.

Request of Sheriff to place Wesley Sage, Officer Civilian Detention, on payroll as replacement for Orlando Celis, effective February 28, 2015.

Request of Sheriff to place Cassandra Strong, Clerk IV Records Mgmt, on payroll as replacement for Britney Quertermous, effective February 28, 2015.

Request of Sheriff to place Jessica Tejada, Officer Civilian Detention, on payroll as replacement for Christopher Rose, effective March 7, 2015.

Request of Tax Assessor to increase salary of Sonya M. Hennigan, Relief Manager, due to promotion as replacement for Tina Jackson, effective February 28, 2015.

- H1. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain at 11615 Ponderosa Timbers, Conroe, TX 77385.
- H2. ORDERS APPROVED for demolition on the following properties that are abandoned, deemed unsafe, or unlivable:
- 2550 River Ridge, Conroe, TX 77385
 - 9795 Sweet Gum Drive, Conroe, TX 77303

COUNTY JUDGE – AGENDA ITEM II

- I1. RELEASE AND INDEMNITY AGREEMENT ACCEPTED between Montgomery County and The Houston Metro Go Texan Committee to use the North Montgomery County Parking Garage located at Main and Cochran Street for overflow parking on Saturday, February 21, 2015.

COUNTY ATTORNEY – REAL PROPERTY – AGENDA ITEM 9J1

J1. PRECINCT 1

- a. ORDER APPROVED to accept Wyatt Road into Montgomery County Road Maintenance System upon finding of common law dedication and continued public use.
- b. RESOLUTION APPROVED to accept the de-obligation and closeout request form pertaining to the FSM 1580 Grants and Agreements and authorize County Judge to sign it.
- c. ORDER APPROVED to accept Cooperative Forest Road Agreement between Montgomery County and US Forest Service and authorize County Judge to sign the agreement.

J2. PRECINCT 2

- a. ORDER APPROVED to accept Donation Deed from Hubert Vestal to Montgomery County for a 4.238 acre tract located in the Dickenson Garrett Survey, A-225 and appoint Commissioner Riley to accept the deed.

COUNTY ATTORNEY – AGENDA ITEM 9K1

- K1. RESOLUTION AND ORDER APPROVED to renew Interlocal Contract between Texas Department of Family and Protective Services and Montgomery County for concrete, Preparation for Adult Living and Court Related Services and authorize County Judge to execute the same.

COUNTY ATTORNEY – MENTAL HEALTH TREATMENT FACILITY – AGENDA ITEMS 9L1-6

- L1. RESOLUTION AND ORDER APPROVED accepting the minutes of Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board January 20, 2015 meeting.
- L2. RESOLUTION AND ORDER APPROVED to accept the Monthly Performance Indicator Report for January 2015.

- L3. APPOINTMENT APPROVED for Dr. Vassil Tchokoev, Psychiatrist for provisional status, as recommended by the MCMHTF Advisory Board.
- L4. RESOLUTION AND ORDER APPROVED to accept the Revised Table of Organization to reflect changes consistent with re-allocation of resources and title changes in accordance with the management plan.
- L5. RESOLUTION AND ORDER APPROVED to accept the five revised policies below as a part of the management plan that is recommended for approval by the MCMHTF Advisory Board.
- Advance Directives (V.3)
 - Disability Rights Texas Program (Formerly Advocacy, Inc.)(V.3)
 - Ground Privileges and Absences (V.3)
 - Personal Safety Planning with Form (V.3)
 - Property Theft Mitigation Plan (V.4)
- L6. REQUEST APPROVED to accept the following six management plan reviews, updates and revisions:
- Scope of Services Plan FY 2015
 - Performance Improvement Plan FY 2015
 - Patient Safety Plan FY 2015
 - Emergency Operations Plan FY 2015
 - Human Resource Training Program Plan FY 2015
 - Infection Control Plan FY 2015

COUNTY CLERK – AGENDA ITEM 9M1 – SEE MOTION 7 FOR COURT ACTION.

CONSTABLE PRECINCT 1 – AGENDA ITEM 9N1

- N1. RACIAL PROFILING REPORT APPROVED from Constable Precinct 1 for the calendar year 2014.

CONSTABLE PRECINCT 2 – AGENDA ITEM 9O1

- O1. RACIAL PROFILING REPORT APPROVED from Constable Precinct 2.

CONSTABLE PRECINCT 3 – AGENDA ITEM 9P1

- P1. DONATION CHECK ACCEPTED from Leonard Buzz in the amount of \$20,112.00 to be placed into line item 7354 of budget 5531. Check forwarded to auditor for further processing.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Stacey McDowell stated her concerns with the privatization of the Montgomery County Animal Shelter and how she feels that Care Corporation has mismanaged the Shelter.

Bill Jones spoke in favor of the City of Magnolia Sub-Regional Planning Commission and his opposition to the High Speed Railway.

Nelda Blair and Joe Michaels each made a short presentation to educate the public on the May 2015 Bond Election.

Many citizens spoke against the May 2015 Bond Election with most stating that they would support the Bond Election if The Woodlands Parkway Extension was removed.

Numerous other citizens spoke in favor of the May 2015 Bond Election and the need for this Bond Election to improve the mobility throughout the whole county.

Deborah Rose Miller spoke about the behavior of elected officials on social media.

Dennis Tibbs discussed the need of transparency and wanted the Commissioners to promise that the projects listed would be completed.

6. PROJECT LISTS ACCEPTED – COMMISSIONER’S PRECINCT 1, 2, 3 AND 4 – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the project list from Commissioner’s Precinct 1, 2, 3, and 4 for the upcoming May 2015 Bond Election. Motion carried.

7. TRANSFER OF FUNDS APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the transfer of \$13,500.00 from the County Clerk’s Records Management Fund to line item 40311-7570-Capital Outlay to purchase a ScanPro 3000 Microfilm reader/scanner. Motion carried.

8. RESOLUTION AND ORDER APPROVED – MONTGOMERY COUNTY BUILDING COMMITTEE – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to reestablish the Montgomery County Building Committee with the standing members of the committee as follows:

- County Judge
- Commissioner Precinct 2
- Director of Building Maintenance
- Director of Risk Management
- Montgomery County Purchasing Agent

In addition to these five standing members, each elected official or appointed department head in Montgomery County shall act as a temporary member of the committee for purposes of building construction or renovation projects directly within their area of responsibility and if a project falls within a Montgomery County Commissioner’s area that Commissioner shall take the place of Commissioner Precinct 2 while that project is being reviewed. Judge Doyal added the County Engineer to the list. Motion carried.

9. INTERLOCAL AGREEMENT APPROVED – MONTGOMERY COUNTY PUBLIC HEALTH AUTHORITY – COUNTY JUDGE

Motion by Commissioner Riley, seconded by Commissioner Clark, to approve an Interlocal Agreement with Montgomery County Public Health District for services at no cost to the county. Motion carried.

10. FILING APPROVED – UNCLAIMED CAPITAL CREDITS – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the filing for Unclaimed Capital Credits with the Texas Comptroller of Public Accounts for Year 2014 and authorize County Judge to sign. Motion carried.

11. GRANT APPLICATION APPROVED – IRONMAN FOUNDATION/FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION 2015 GRANT – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the grant application to the Ironman Foundation/Firehouse Subs Public Safety Foundation 2015 Grant. The grant will be used to purchase 162 Dyna Med Rescue Responder Kits at a cost of \$14,913.96 with no need for a county match. Motion carried.

12. PURCHASE APPROVED – PATROL VEHICLE – CONSTABLE PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the purchase of one new fully equipped patrol vehicle at a cost of \$33,023.11 to be assigned to a new hire replacing a recently vacated position that had a vehicle stipend. This will be funded with contingency. Motion Carried.

13. FUNDS APPROVED – FUEL AND VEHICLE MAINTENANCE – CONSTABLE PRECINCT 3

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve additional funds for fuel and maintenance on newly purchased vehicle in the amount of \$3,500.00. This will be funded with contingency. Motion carried.

14. AMENDMENT APPROVED – EAST MONTGOMERY COUNTY IMPROVEMENT DISTRICT – CONSTABLE PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Meador, to authorize Chief Deputy Barry Welch to execute the first amendment to an agreement between East Montgomery County Improvement District (EMCID) and Montgomery County Constable Precinct 4 (PCT. 4) for the purchase of twenty four VIVU wearable video cameras in lieu of the CopVu cameras and accept \$6,883.80 in addition to the sums already paid under the agreement from EMCID. PCT. 4 will contribute \$2,438.70 as approved in Court September 29, 2014. Motion carried.

15. PARTIAL ASSIGNMENT APPROVED – LAZY K AIR LLC/FLYING CRAB ENTERPRISES SERIES LLC – AIRPORT

PARTIAL ASSIGNMENT APPROVED – LAZY K AIR LLC/AA AERO LLC – AIRPORT

PARTIAL ASSIGNMENT APPROVED – LAZY K AIR LLC/TYSON C. SAMPSON AND CORTNIE M. ECHTERLING – AIRPORT

PARTIAL ASSIGNMENT APPROVED – LAZY K AIR LLC/FLYING CRAB ENTERPRISES SERIES LLC – AIRPORT

PARTIAL ASSIGNMENT APPROVED – LAZY K AIR LLC/DANIEL M. KENT AND ELLEN W. KENT – AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the following partial assignment of land lease agreements between:

- Lazy K Air LLC and Flying Crab Enterprises Series LLC for land located within the Lone Star Executive Airport. (Hangar 1 Building A)
- Lazy K Air LLC and AA Aero, LLC for land located within the Lone Star Executive Airport. (Hangar 3 Building A)
- Lazy K Air LLC and Tyson C. Sampson and Cortnie M. Echterling for land located within the Lone Star Executive Airport. (Hangar 9 Building A)

- Lazy K Air LLC and Flying Crab Enterprises Series LLC for land located within the Lone Star Executive Airport. (Hangar 17 Building A)
- Lazy K Air LLC and Daniel M. Kent and Ellen W. Kent for land located within the Lone Star Executive Airport. (Hangar 2 Building A)

Motion Carried.

16. REQUEST APPROVED – POSITION CHANGES – CUSTODIAL SERVICES

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

- Close Position 509-4268-1
- Close Position 509-4268-2
- Open Position 509-8934-1
- Open Position 509-4213-1

Transfer salary from Position 509-4268-1 to Position 509-8934-1 and transfer \$3,943.87 from Position 509-4268-2 to Position 509-8934-1.

Transfer \$37,360.00 from position 509-4268-2 to Position 509-4213-1.

The remaining \$9,670.25 from Position 509-4268-2 will be returned to the general fund.

Motion carried.

17. PURCHASE APPROVED – NEW VEHICLE – FIRE MARSHAL

Motion by Commissioner Meador, seconded by Commissioner Noack to approve the purchase of a new fully equipped ¾ ton truck and associated equipment at a price of \$45,735.00 for an Investigations Vehicle. The motion was amended to add an additional vehicle purchase with Commissioner Riley contributing \$6,000.00 for the purchase of the second vehicle. No funding source named. Motion carried.

18. REQUEST APPROVED – FEMA REIMBURSEMENT – FIRE MARSHAL

Motion by Commissioner Riley, seconded by Commissioner Meador to approve the Fire Marshal's Office to proceed with seeking reimbursements in the amount of \$46,727.66 from FEMA on behalf of Montgomery County and authorize County Judge to sign. The Reimbursement is for funds expended and not previously reimbursed for the Riley Road Fires (2011). Motion carried.

19. RESOLUTION AND ORDER APPROVED – SENIOR LIVING DEVELOPMENT – COMMUNITY DEVELOPMENT

Motion by Commissioner Riley, seconded by Commissioner Clark, to support that EBH-NH Kuykendahl LP has proposed a development for affordable senior rental housing at the north side 1488 east of Kuykendahl Court, Conroe, TX 77384 named Providence Kuykendahl Court and to also support the Texas Department of Housing and Community Affairs (TDHCA) application number 15321 for 2015 Competitive 9% Housing Tax Credits for the development. County Judge is authorized to certify this resolution and order to TDHCA. Commissioner Noack abstained from the vote. Motion carried.

20. GRANT AGREEMENT APPROVED – 2014 ESG GRANT – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Riley, to authorize County Judge to execute the 2014 ESG Grant Agreement between Montgomery County and Salvation Army Conroe Corps. Motion carried.

21. BUDGET AMENDMENT APPROVED – TAX ASSESSOR-COLLECTOR

REQUEST APPROVED – ENGAGEMENT LETTER – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the following budget amendment for Tax Assessor-Collector:

Create line item 499.4992.7419 – Professional services and transfer \$1,900.00 to line item 499.4992.7419 from line item 499.4992.43415 and authorized Tammy McRae to execute an engagement letter on behalf of Montgomery County with Seefeld Lawson Moeller LLP for accounting consultation services. The cost is estimated not to exceed \$1,900.00 with funding from line item 499.4992.7419.

Motion carried.

22. REQUEST APPROVED – MOTOR VEHICLE REGISTRATION DISTRIBUTOR AGREEMENT – TAX ASSESSOR-COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve Motor Vehicle Registration Distributor Agreement and authorize Tax Assessor-Collector to approve distributors and enter into these agreements on behalf of the County. Motion carried.

23. REQUEST APPROVED – FUND SHORTAGE – LIBRARY

Motion by Commissioner Clark, seconded by Commissioner Meador to forgive the \$33.36 shortage in Library System Revenues for fiscal year 2014. Motion carried.

24. REQUEST APPROVED – FY 2016 BUDGET PACKET – COUNTY AUDITOR

Motion by Commissioner Noack, seconded by Commissioner Riley, to approve the FY 2016 budget packet. Motion carried.

25. REQUEST APPROVED – PURCHASE OF TECHNOLOGY EQUIPMENT – JUSTICE OF THE PEACE PRECINCT 1 – COUNTY AUDITOR

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

- Two Dragon NaturallySpeaking Premium at \$399.98
- Two M310 Wireless Mouse at \$68.28
- Three Dell Desktop Computer at \$1,920.00
- Three Dell Printers at \$1,427.97
- Three Dell 22 Monitor \$538.17

For a total of \$4,354.40 to be funded from the Justice of the Peace Technology Fund.

Motion carried.

AGENDA ITEM 22A – PURCHASING – ACKNOWLEDGE THE OPENING DATES AND TAKE ACTION ON THE RECOMMENDATION AND CONTRACTS FOR THE FOLLOWING BIDS OR PROPOSALS: MISSION NORTHEAST NEW WAREHOUSE FACILITY – MCCD – PROJECT 2015-0012 AND ADDITIONAL CRUSHED CONCRETE – PRECINCT 4 – PROJECT 2015-0027 – NO ACTION TAKEN

26. RESOLUTION APPROVED – MONTGOMERY COUNTY AIRPORT ADVISORY BOARD – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Meador, to appoint the following board members to the Montgomery County Airport Advisory Board:

- Randy Martin
- Barkley Spikes
- Gary Yount

Motion carried.

27. RESOLUTION APPROVED – COMMISSIONERS COURT DATES – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Riley to approve changing three Commissioners Court meeting dates due to scheduling conflicts pertaining to the courtroom as follows:

- Change Tuesday April 7, 2015 to Monday April 6, 2015
- Change Tuesday May 5, 2015 to Monday May 4, 2015
- Change Tuesday June 2, 2015 to Monday June 1, 2015

Motion carried.

AGENDA ITEM 23C TO CREATE THE MONTGOMERY COUNTY, CITY OF MAGNOLIA SUB-REGIONAL PLANNING COMMISSION WAS DISCUSSED TO SEE IF THERE WERE ANY QUESTIONS OR CONCERNS ABOUT THE PLANNING COMMISSION.

The County Attorney's office stated that they were still gathering information from other counties and municipalities concerning a 391 Commission.

Judge Doyal was concerned with limiting the scope of the commission, so that the commission does not become a "monster" that the county will need to fight against.

Desi Porter was asked if she would like to address the court. She voiced her concern about the Texas high speed railway and the need for the 391 Commission as quickly as possible.

Commissioner Meador asked how the commission could be rescinded after the railway issue is over.

Commissioner Noack voiced his support to keep the railway out of Montgomery County.

This item will come before the court again.

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

28. FUNDING SOURCE NAMED – CAUSE NO. 10-05-04568-CV – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Meador, to name Contingency as the funding source for settlements in Cause No. 10-05-04568-CV; Claim No. U-08-0052; styled Patricia Zoila Jimenez, et al v. Montgomery County, et al; in the 284th District Court in the amount of \$50,000.00. Motion carried.

29. RESOLUTION AND ORDER APPROVED – AMPLIFICATION APPLICATION – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Meador to consent to a Sound Amplification Permit Application for Southern Star Brewing to be submitted to the City of Conroe for an event on March 28, 2015 at 1207 North FM 3083 East and authorize County Judge to sign the consent form. Motion carried.

AGENDA ITEM 24A1 CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED INTERLOCAL AGREEMENT BETWEEN MONTGOMERY COUNTY