

COMMISSIONERS COURT DOCKET
May 4, 2015
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 4th day of May, 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 Jerilyn Williams

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

2. RESOLUTION – UNITED WAY VOLUNTEER APPRECIATION DAY 2015

Motion by Commissioner Meador, seconded by Commissioner Riley, to recognize the value volunteers bring to the quality of life for residents of Montgomery County through Montgomery County United Way and declare May 13, 2015 as Montgomery County United Way Volunteer Day. Motion carried.

3. PROCLAMATION APPROVED – THE WOODLANDS ROTARY CLUB

Motion by Commissioner Riley, seconded by Commissioner Clark, to recognize and honor The Woodlands Rotary Club for its outstanding commitment to the community. Motion carried.

4. PROCLAMATION APPROVED – OLDER AMERICANS MONTH

Motion by Commissioner Meador, seconded by Commissioner Clark, to proclaim the month of May, 2015 as Older Americans Month. Motion carried.

5. PROCLAMATION APPROVED – SCHOLAR ATHLETE DAY

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim May 6, 2015 as Scholar Athlete Day. Motion carried.

6. PROCLAMATION APPROVED – EMERGENCY MEDICAL SERVICES WEEK

Motion by Commissioner Meador, seconded by Commissioner Riley, to proclaim the week of May 17-23, 2015 as Emergency Medical Services Week. Motion carried.

CARRIE YANEZ WAS RECOGNIZED AS EMPLOYEE OF THE MONTH FOR APRIL 2015.

MARK BRUMBERGER WAS RECOGNIZED AS EMPLOYEE OF THE MONTH FOR MAY 2015.

7. RESOLUTION AND ORDER APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Clark, to ratify and approve the SH 249 Construction, Operation, and Maintenance Agreement. This Resolution and Order will also be attached to the resolution passed M6/04.21.15 (Agenda Item 9N1) to memorialize the prior ratification and approval of the agreement. Motion carried.

8. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated April 21, 2015. Motion carried.

ONE CHANGE TO THE CONSENT AGENDA:

ITEM 9K2 – CONSIDER AND APPROVED ASSIGNMENT OF LAND LEASE AGREEMENT WITH CONSENT OF LESSOR BY AND BETWEEN CONSERVAIR INC dba GENERAL AVIATION SERVICES AND QUANTEM FBO GROUP – HOUSTON, LLC WAS REMOVED.

9. CONSENT AGENDA APPROVED - AGENDA ITEMS 9A-L

Motion by Commissioner Clark, seconded by Commissioner Meador, 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 FY2015:

- a. Various: To recognize and allocate revenue from Chase lease purchase as approved M34/01.26.15.
- b. Airport: To carryover additional funds for FY14 encumbrances.
- c. Building Maintenance: To adjust line items.
- d. Commissioner Precinct 1: To allocate revenue and adjust line items.
- e. Commissioner Precinct 2: To recognize and allocate Reimbursements for Inv #28 – TxDot.
- f. Commissioner Precinct 3: To allocate revenue and reimbursements and adjust line items.
- g. Commissioner Precinct 4: To adjust line items and transfer funds.
- h. Commissioner Precinct 4: To allocate revenue.
- i. Constable Precinct 2: To adjust line items to purchase a 2015 Black GMC SUV Terrain.
- j. Constable Precinct 4: To recognize and allocate revenue.

- k. Court Collections: To correct budget amendment and adjust line item.
- l. Court Operations: To adjust line items.
- m. Court Reporter Service Fund: To recognize and allocate revenue.
- n. District Attorney: To transfer funds for remodel and allocate revenue to fund increase in Supplemental Pay as approved M14 &15/10.20.14.
- o. Forensic Services: To transfer funds for office furniture.
- p. Justice of the Peace Precinct 3: To transfer funds for Plexiglass install.
- q. MCCD: To recognize and allocate PI received for Willis Building (PI-1.1), Lonestar Building (PI-1.2), Magnolia Building (PI-2.1), Magnolia Medical Building (PI-2.2), and Splendora Building (PI-4.1).
- r. Memorial Library: To transfer funds for key pad install at the R.B. Tullis Library.
- s. Mental Health: To fund plumbing fixtures.
- t. Sheriff: To recognize and allocate revenue M10/04.06.14.
- u. Sheriff: To transfer funds for SIU travel shortage and adjust line items.
- v. Tax Assessor/Collector: To transfer funds previously budgeted for contract with courier service provider to new part-time position for salary and benefits and mileage reimbursement and professional development effective 04.25.15 as approved M10/04.21.15.
- w. Treasurer: To transfer funds for VPN Token.

A3. MONTHLY UNAUDITED FINANCIAL REPORT ACCEPTED for the month of March, 2015.

TREASURER – AGENDA ITEM 9B1

B1. MONTHLY STATEMENT OF BALANCES ACCEPTED for the months of February (corrected) and March, 2015.

PURCHASING – AGENDA ITEMS 9C1-5

C1. ADVERTISING APPROVED for the following bids/proposals:

- a. Preventative Maintenance on Standby Generators – Various Departments – Project 2015-0033.
- b. RFP/Q Transitional Housing Operations – MCCD – Project 2015-0034.
- c. Additional Concrete Road Repair for Existing Roads and Replacing Concrete Curbs – Various Precincts – Project 2015-0035.

C2. ACTION TAKEN on the recommendation(s) and/or contract(s) for the following bid(s):

- a. AWARDED – A & B CRUSHED CONCRETE, LLC for Miscellaneous Materials, picked up and/or delivered – Project 2015-0028 – Precinct 4.

- b. AWARDED – API SYSTEMS GROUP, INC. for fire protection systems – Project 2015-0029 – Various Departments.

C3. RENEWALS AWARDED:

- a. P.O. Order 2014532 to CUTTING EDGE LANDSCAPE AND LAWN CARE, INC. for delivery and installation of SOD, expires 05/24/15 – Various Departments. (Exercising the first of four renewal options; price increase of 10% overall effective 06/01/2015.)
- b. P.O. Order 2014534 to PROPERTY INFO CORPORATION for records management systems upgrade, expires 05/18/15 – County Clerk. (Exercising the first of five renewal options.)
- c. P.O. Order 2011318 to WAYNE YANCEY, INC. for mowing right-of-ways, expires 05/20/15 – Precinct 1. (Exercising the fourth of four renewal options; adding two roads to the contract.)
- d. P.O. Order 2012299 to BRYANT, SHONA dba BRYANT'S SIGNS for vehicle striping kits and installation, expires 05/20/15 – Various Departments. (Exercising the third of five renewal options.)
- e. P.O. Order 2011172 to SECURITY ON SITE, LLC for security officers, expires 05/28/15 – Sheriff's Office/Jail. (Exercising the fifth of six renewal options.)
- f. P.O. Order 2014497 to CARRIER ENTERPRISE, LLC for building maintenance, repair, operations, supplies, and equipment, expires 05/31/15 – Various Departments. (Exercising the first of one renewal options: BuyBoard Contract.)
- g. P.O. Order 2008647 to AMERICAN TOWER, LLC for lease of tower – Grangerland, expires 05/31/15 – Sheriff's Office. (Exercising the seventh of nine renewal options.)
- h. P.O. Order 2008648 to AMERICAN TOWER, LLC for lease of tower – Magnolia, expires 05/31/15 – Sheriff's Office. (Exercising the seventh of nine renewal options.)
- i. P.O. Order 2014560 to ASTRO FENCE COMPANY for chain link fencing/materials and labor, expires 06/01/15 – Various Departments. (Exercising the first of five renewal options.)
- j. P.O. Order 2013302 to LANSDOWNE MOODY CO., LP for parts for tractors and mowers, expires 06/01/15 – Various Departments. (Exercising the second of four renewal options.)
- k. P.O. Order 2013303 to BROOKSIDE EQUIPMENTS SALES, INC. for parts for tractors and mowers, expires 06/01/15 – Various Departments. (Exercising the second of four renewal options.)
- l. P.O. Order 2010485 to AV CAFÉ, LLC for service for supplying audio/visual materials, expires 06/02/15 – Library. (Exercising the fifth of five renewal options.)
- m. P.O. Order 2010486 to RECORDED BOOKS, LLC for service for supplying audio/visual materials, expires 06/02/15 – Library (Exercising the fifth of five renewal options.)

- n. P.O. Order 2010487 to BLACKSTONE AUDIO, INC. for service for supplying audio/visual materials, expires 06/02/15 – Library (Exercising the fifth of five renewal options.)
- o. P.O. Order 2010488 to BAKER & TAYLOR, INC. for service for supplying audio/visual materials, expires 06/02/15 – Library (Exercising the fifth of five renewal options.)
- p. P.O. Order 2010489 to MIDWEST TAPES, LLC for service for supplying audio/visual materials, expires 06/02/15 – Library (Exercising the fifth of five renewal options.)
- q. P.O. Order 2010490 to DISTRIBUTION VIDEO & AUDIO for service for supplying audio/visual materials, expires 06/02/15 – Library (Exercising the fifth of five renewal options.)
- r. P.O. Order 2013319 to DUSTLESS AIR FILTER CO. for commercial A/C filters, expires 06/02/15 – Various Departments. (Exercising the second of five renewal options.)

C4. CHANGE ORDERS APPROVED:

- a. Change Order #8 (P.O. 2013203) to WILLIAMS BROTHERS CONSTRUCTION CO. to add an additional \$39,743.28 to provide payment for work required to form and pour the 10 inch continuous reinforced concrete pavement with the tolling zones 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 #2 (P.O. 2013201) to LJA ENGINEERING, INC for an increased amount of \$40,000.00 for additional construction phase services for Electronically Tolled Direct Connectors SH 242 – Engineering/Precinct 2 and Precinct 4/ (MCTP).
- c. Change Order #10 (P.O. 2010240) to REDWOOD TOXICOLOGY LAB, INC. for Immunoassay Type Laboratory Analysis of Urine Samples Services – DWI and Drug Courts.
- d. Change Order #1 (P.O. 2014689) to SITE CON SERVICES for a deduction amount of <\$46,308.00> for deductions from contract for New Danville 37,000 GPD Wastewater Treatment Plant – MCCD.
- e. Change Order #2 (P.O. 2014689) to SITE CON SERVICES for an increase amount of \$36,500.00 for a generator to new WWTP (includes generator, automatic transfer switch, wiring, start-up, concrete foundation, underground conduits and gas line provision) for New Danville 37,000 GPD Wastewater Treatment Plant – MCCD.
- f. Change Order #9 (P.O. 2013203) to WILLIAMS BROTHERS CONSTRUCTION CO. to add an additional \$4,247.43 to provide payment for work required to make repairs to traffic signal at SH 242/College Park Drive and Maverick Way 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).

- g. Change Order #1 (P.O. 2015112) to ALLIED TUBE & CONDUIT CORP to add items for posts and related hardware for traffic signs – Various Departments.
- h. Change Order #1 (P.O. 2015113) to PATHMARK TRAFFIC PRODUCTS OF TEXAS, INC. to add items for posts and related hardware for traffic signs – Various Departments.
- i. Change Order #1 (P.O. 2015114) to TRANTEX to add items for posts and related hardware for traffic signs – Various Departments.
- j. Change Order #10 (P.O. 2010461) to API SYSTEMS GROUP, INC. to cancel month-to-month effective 05/10/15 for fire protection system – Various Departments.

D5. DISCRETIONARY EXEMPTIONS APPROVED:

- a. JOHNSON, RAYMOND JR. LPC for adult counseling services – Adult Probation. Local Government Code §262.024 (a) (4).
- b. INFOR PUBLIC SECTOR, INC. for annual software support – IT. Local Government Code § 262.024 (a) (7) (A).
- c. AMIGOS LIBRARY SERVICES, INC. for billing agreement service/on-line data bases – Library. Local Government Code §262.024 (a) (7) (A).
- d. AMERICAN RED CROSS for training course certification – Juvenile Department. Local Government Code § 262.024 (a) (4).

RISK MANAGEMENT – AGENDA ITEMS 9D1-3

- D1. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Michael Roach in the amount of \$922.49 in reference to claim #B-15-0047. DOL 03-01-15. (No paperwork received for this item.)
- D2. PAYMENT ACKNOWLEDGED AND RECORDED INTO THE MINUTES to Gabriel Lujan in the amount of \$1,285.40 in reference to claim #A-15-0048. DOL 02-11-15.
- D3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
24933182	Capehart, Chad T./Const. PCT 4	\$5,000.00	Reserve/Cont Cert
61601188	McGalliard, Warren/Const. PCT 1	\$5,000.00	Reserve/Cont Cert
14383648	Stovall, Jerry/Const. PCT 1	\$5,000.00	Reserve/Cont Cert
13327363	Cody, Carlton Lee/ Const PCT 1	\$5,000.00	Reserve/Cont Cert

COMMISSIONERS – AGENDA ITEMS 9E1-4

E1. PRECINCT 1

- a. USE AGREEMENT APPROVED with Montgomery County Food Bank to use the parking lot at Charles Traylor Sports Park on 07/25/2015 for a food fair.

- b. USE AGREEMENT APPROVED with Montgomery County Food Bank to use the parking lot at West Montgomery County Park on 08/15/2015 for a food fair.
- c. USE AGREEMENT APPROVED with MC Elite Gold to use the softball fields at Gene Campbell Sports Park for a fundraising softball tournament.

E2. PRECINCT 2

- a. ANNUAL FINANCIAL STATEMENT ACCEPTED for Emergency Service District No. 14 for fiscal year ending September 30, 2014.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9F1-4

F1. PRECINCT 1

- a. REQUEST APPROVED from Centerpoint Energy to install a 2 inch gas line within the right of way of Longwood Circle.

F2. PRECINCT 2

- a. FINAL PLAT APPROVED for MSEC Utility Plant; 8.412 acres; Alfred Dutcher Survey, A-167.
- b. FINAL PLAT APPROVED for Big Tree Commercial Plaza; 3.04 acres; John Thomas Survey, A-549.
- c. PUBLIC HEARING DATE APPROVED for June 1, 2015 to establish a No Through Truck Zone on Leah Drive from Fish Creek Thoroughfare to Honea-Egypt Road and place signage.

F3. PRECINCT 3

- a. REQUEST APPROVED from Centerpoint Energy to install a 4-inch gas line within the right of way of Birnham Woods Drive at Senova Ridge Lane.
- b. REQUEST APPROVED from Centerpoint Energy to install a 4-inch gas line within the right of way of Woodland Field Crossing and Panther Bend Court.
- c. REQUEST APPROVED from Montgomery County Drainage District No. 6 to install a storm sewer line within the right of way of Rayford Road.
- d. ROADS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Harmony RPM4M; total length of roads 876.10 linear feet, effective May 4, 2015.
- e. FINAL PLAT APPROVED for Northgrove Section 2; 19.8373 acres; Joseph Miller Survey, A-27.
- f. FINAL PLAT APPROVED for Northgrove Section 3; 27.5948 acres; James Brown Survey, A-78 and Joseph Miller Survey, A-27.
- g. FINAL PLAT APPROVED for Northgrove Section 5; 38.3228 acres; Joseph Miller Survey, A-27.
- h. FINAL PLAT APPROVED for Northgrove WWTP No. 1; 3.543 acres; Joseph Miller Survey, A-27.

- i. FINAL PLAT APPROVED for Falls at Imperial Oaks Section 18; 15.00 acres; Samuel Ward Survey, A-607.

F4. PRECINCT 4

- a. REQUEST APPROVED from Centerpoint Energy to install a 4-inch gas line within the right of way of Riverwalk Drive and Brazos Drive.
- b. FINAL PLAT APPROVED for Verron-Deleon; 2.30 acres; Mary Owens Survey, A-405.
- c. FINAL PLAT APPROVED for New Caney Dollar General; 1.336 acres; Semore Garsee Survey, A-229.

HUMAN RESOURCES – AGENDA ITEM 9G1

G1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of Custodial to place Candice Wilhite, Custodian, on payroll due to return from Unpaid FMLA/Disability Leave, effective April 21, 2015.

Request of Building Maintenance to promote Joe Bachmann, Maint Tech III, as replacement for Adam Wright, effective May 2, 2015.

Request of Building Maintenance to increase salary of Miguel Macareno, Maint Tech III, due to position change as replacement for Willie Thorpe, effective May 2, 2015.

Request of Building Maintenance to increase salary of Adam Wright, Maint Tech III, due to position change as replacement for Miguel Macareno, effective May 2, 2015.

Request of Commissioner Precinct 1 to accept the retirement of Bobby L. Gilliland, Operator I, effective June 7, 2015. [6.03 hours or balance vacation; 145.25 hours or balance compensatory.]

Request of Commissioner Precinct 2 to place Tyler Charles Cole, Operator I, on payroll as replacement for Eric Gaines, effective April 28, 2015.

Request of Constable Precinct 2 to increase salary of Brian Keith Davis, Deputy-Constable, due to STEP Increase, effective May 2, 2015.

Request of Constable Precinct 3 to increase salary of Paul Cooke, Deputy Constable, due to STEP Increase, effective February 11, 2015.

Request of Constable Precinct 3 to increase salary of William Lang, Deputy Constable, due to STEP Increase, effective January 5, 2015.

Request of Constable Precinct 5 to accept the resignation of Nanci Anderson, Deputy Constable, effective April 24, 2015. [No benefits due.]

Request of Auditor to place R. Josephine Cantrell, Internal Audit Lead, on payroll as replacement for Patricia Moody, effective May 4, 2015.

Request of County Clerk to increase salary of Amber Twiddy, Clerk IV, due to completion of probationary period, effective April 25, 2015.

Request of County Clerk to increase salary of Tracy Lynn Wendt, Court Clerk II, due to completion of probationary period, effective May 9, 2015.

Request of District Clerk to place Shari Hudson, Court Clerk II, on payroll as replacement for Mindy Harvey, effective May 4, 2015.

Request of District Clerk to place Kelsey Padgett, Court Clerk II, on payroll as replacement for Nichol Kirn, effective April 20, 2015.

Request of District Clerk to accept the retirement of Rooney Williams, Accounting Assistant, effective June 30, 2015. [141.085 hours or balance vacation.]

Request of Environmental Health to accept the retirement of Patricia L. Duncan, Special Projects Coordinator, effective May 31, 2015. [82.395 hours or balance vacation.]

Request of Human Resources to accept the retirement of Rebekah L. Cooper, Assistant HR Director, effective May 31, 2015. [231.23 hours or balance vacation.]

Request of Information Technology to accept the retirement of Paul Sullenberger, System Administrator II, effective May 31, 2015. [111.025 hours or balance vacation.]

Request of Justice of the Peace Precinct 2 to discharge Catherine Lee, Juvenile Case Manager, effective April 17, 2015. [121.07 hours or balance vacation; 4.76 hours or balance compensatory.]

Request of Juvenile to place Edward Allen Jr., Juvenile Supervision Officer-Substitute, on payroll, effective April 25, 2015.

Request of Juvenile to place Samuel Rivera III, Juvenile Supervision Officer, on payroll as replacement for Derek Berry, effective April 25, 2015.

Request of Juvenile to demote Courtney West, Juvenile Probation Officer, per employees request as replacement for Miranda Hahs, effective April 25, 2015.

Request of Library to accept the resignation of Susan Kay Halydier, Reference Librarian, effective May 12, 2015. [9.24 hours or balance vacation.]

Request of Library to place Victoria Wagner, Reference Librarian, on payroll as replacement for Vicki Meredith, effective May 4, 2015.

Request of Purchasing to promote Lauren B. Lovelady, from Clerk IV to Administrative Assistant I, as replacement for Tara L. Newman, effective May 11, 2015.

Request of Purchasing to promote Tara L. Newman, from Administrative Assistant I to Buyer III, as replacement for Sandy Matthew-Bernard, effective May 11, 2015.

Request of Sheriff to increase salary of Timothy Boerema, Deputy Patrol, due to STEP Increase, effective April 25, 2015.

Request of Sheriff to increase salary of Jarrod Bruce, Sergeant Patrol, due to STEP Increase, effective May 9, 2015.

Request of Sheriff to place Charlotte Doucet, Officer Civilian Detention, on payroll as replacement for Ashton Childers, effective May 2, 2015.

Request of Sheriff to increase salary of Mark Farrell, Deputy Patrol, due to STEP Increase, effective May 9, 2015.

Request of Sheriff to promote Leslie Fields, from Clerk IV-CID to Admin Assistant I, as replacement for Cynthia Burnett, effective May 4, 2015.

Request of Sheriff to place Brian Fisher, Officer Civilian Detention, on payroll as replacement for Nathan Bohm, effective April 25, 2015.

Request of Sheriff to place Anthony Hernandez, Officer Civilian Detention, on payroll as replacement for Justin Pierce, effective May 9, 2015.

Request of Sheriff to increase salary of Willie Kendrick Jr., Sergeant Patrol, due to STEP Increase, effective May 9, 2015.

Request of Sheriff to accept the resignation of Justin Mills, Dispatcher, effective April 30, 2015. [6.76 hours or balance vacation; 154.50 hours or balance compensatory.]

Request of Sheriff to place Michael Moote, Officer Civilian Detention, on payroll as replacement for Tyler Miller, effective May 9, 2015.

Request of Sheriff to remove Cortney Poe, Officer Civilian Detention, from payroll due to Unpaid Military Leave, effective April 25, 2015. (Estimated date of return in July 27, 2015.)

Request of Sheriff to correct employee number on PCR of Zakiya Ramos, Clerk IV-CJR, effective April 11, 2015.

Request of Sheriff to increase salary of Celestina Rossi, Investigator Crime Scene, due to STEP Increase, effective May 9, 2015.

Request of Sheriff to place Jordan P. Silvertooth Dugas, Officer Civilian Detention, on payroll as replacement for Nikki Jones, effective May 2, 2015.

Request of Sheriff to accept the resignation of Brandi Utley, Officer Civilian Detention, effective May 6, 2015. [18.52 hours or balance vacation; 93.81 hours or balance compensatory; 8.00 hours or balance holiday.]

Request of Sheriff to accept the resignation of Willem Van Der Werff, Officer Civilian Detention, effective May 1, 2015. [40.04 hours or balance vacation; 48.38 hours or balance compensatory; 48.00 hours or balance holiday.]

Request of Tax Assessor/Collector to accept the resignation of Regina Marie Brewster, Deputy Specialist II, effective May 7, 2015. [88.54 hours or balance vacation; 4.79 hours or balance compensatory.]

Request of Tax Assessor/Collector to place Nichole Cruz, Deputy Specialist I, on payroll, effective May 4, 2015.

Request of Tax Assessor/Collector to place Bert Smith, Courier, on payroll, effective April 25, 2015.

Request of District Clerk to accept the resignation of Corrina Ferrara, Court Clerk IV, effective May 1, 2015. [101.04 hours or balance vacation.]

ENVIRONMENTAL HEALTH – AGENDA ITEMS 9H1-2

H1. ORDERS APPROVED and CHECKS ACCEPTED to release lien and acknowledge receipt of check to cover the cost to the County for the demolition of a public nuisance. Total cost of lien has been met for the following properties:

- Check in the amount of \$9,788.39 for the property located at 600 Navajo Montgomery, Texas 77316.

- Check in the amount of \$2,552.39 for the property located at 24015 Perkins Road Porter, Texas 77365.

Checks have been forwarded to auditor for further processing.

H2. REQUEST APPROVED for the Order Assessing Cost of Abating Nuisance and Notice of Lien to be filed in Real Property Records to recover cost to the county for demolition to abate nuisance for the following properties:

- 2550 River Ridge, Conroe, TX 77385.
- 9795 Sweet Gum Drive, Conroe, TX 77303.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 9I1-2

I1. PRECINCT 2

- a. ORDER APPROVED to authorize Notice of Public Hearing for Revision of Plat for Crown Oaks Replat to be heard on June 16, 2015. Owners of all lots within 200 feet of the subdivision lots which are the subject of the replat will be provided written notice. The written notice of the Crown Oaks Replat along with the "Notice of Public Hearing" will be posted continuously on the Montgomery County website beginning as soon as practicable but no later than 30 days prior to June 16, 2015 and lasting until one day following the public hearing on the replat.

I2. PRECINCT 4

- a. ORDER APPROVED to acknowledge receipt of Check 1008 in the amount of \$7.00 from James and Betty Cater for the lease of real property described as lots 1,3,6,7,8,9 and 10 Block 8 Replat of River Club Estates Section 2. Check forwarded to auditor for further processing.

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

- J1. MINUTES ACCEPTED for the March 17, 2015 Montgomery County Mental Health Treatment Facility (MCMHTF) Advisory Board Meeting.
- J2. SEMI-ANNUAL PERFORMANCE INDICATOR REPORT ACCEPTED and SUBMISSION APPROVED for the period starting September 1, 2014 through February 28, 2015.
- J3. RE-APPOINTMENT APPROVED of Dr. James Richard Mayo, Psychiatrist, for active status and functioning Interim Medical Executive Director at MCMHTF for a 2 year period.
- J4. RE-APPOINTMENT APPROVED of Jennifer Kemmerer, Physician's Assistant, as an Allied Health Professional for a 2 year period.
- J5. APPOINTMENT APPROVED of Dr. Tyesha Alexander, Psychologist, for provisional status for a 1 year period.

LONE STAR EXECUTIVE AIRPORT – AGENDA ITEM 9K1

- K1. PARTIAL ASSIGNMENT OF LAND LEASE AGREEMENT APPROVED between Steven Miller and Harry Jay Adams and Shane Davis for 2730 SQ. FT of land located within the Lone Star Executive Airport. (Parcel 12-C-3.)

9K2 CONSIDER AND APPROVE ASSIGNMENT OF LAND LEASE AGREEMENT BETWEEN CONSERVAIR INC dba GENERAL AVIATION SERVICES AND QUANTEM FBO GROUP – HOUSTON, LLC FOR 1.35 ACRES OF LAND WAS REMOVED.

LIBRARY– AGENDA ITEMS 9L1-2

- L1. RESOLUTION APPROVED to adopt the Montgomery County Memorial Library System Technology Device Check Out Policy to be effective May 4, 2015.
- L2. REQUEST APPROVED to close the South Regional Library on Saturday, May, 16, 2015 due to the Woodlands Ironman Event and authorize the Library Director to monitor conditions on that day related to accessibility at the Mitchell Library with the intention of delaying opening until 10:00 a.m.

Motion carried.

END OF CONSENT AGENDA

CITIZENS – AGENDA ITEM 10

Paul Gebolys spoke on behalf of his neighbors on Pine Ash Court and thanked Commissioner Noack for the swiftness of repairs made to their street.

Nelda Luce Blair spoke on the pros and cons of the road bond issue.

Walter Boyd praised J.D. Lambright and Brett Ligon.

Commissioner Noack clarified that he did not advocate for or against the road bond.

Kenneth Sigford addressed the court about his concerns with the Precinct 1 County Barn and piles of dirt being stored there.

10. RESIGNATION ACCEPTED – DAVID WALKER – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to accept the resignation of David Walker from the Tri-County Behavioral Healthcare Board of Trustees. Motion carried.

11. APPOINTMENT APPROVED – RICHARD DUREN – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the appointment of Dr. Richard Duren to the Tri-County Behavioral Healthcare Board of Trustees fulfilling the remainder of the term vacated by David Walker expiring August 31, 2016. Motion carried.

12. RESOLUTION APPROVED – HOSPITAL REVENUE BONDS – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve issuance of Hospital Revenue Bonds for the benefit of Texas Children's Hospital for the sole purpose of permitting the interest on the bonds to be tax-exempt with the respect to Federal Taxation. Motion carried.

13. REIMBURSEMENTS APPROVED – TRAVEL EXPENSES – JUSTICE OF THE PEACE PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Clark, to reimburse the following travel expenses incurred for technology-related training using funds from the Justice of the Peace Technology Fund:

- Justice of the Peace Precinct 1 in the amount of \$576.69.
- Justice of the Peace Precinct 2 in the amount of \$625.22.
- Justice of the Peace Precinct 4 in the amount of \$947.92.

(No paperwork received for this item.) Motion carried.

14. MUTUAL AID AGREEMENT APPROVED – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Mutual Aid Agreement with The Woodlands Township and authorize Judge Doyal to sign the agreement. Motion carried.

15. MEMORANDUM OF AGREEMENT APPROVED – SHERIFF

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Memorandum of Agreement and Amendment #1 between Montgomery County Sheriff's Office and the Texas A&M Engineering Extension Service. The agreement allows for the MCSO to teach the basic County Corrections Physical Skills Portion of the Basic County Corrections Officer Certification. TEEX will reimburse the MCSO \$50.00 per student trained. Reimbursements should be allocated to 56018-7927. Motion carried.

AGENDA ITEM 16B – CONSIDER AND ACCEPT THE MONTGOMERY COUNTY EMERGENCY COMMUNICATION DISTRICT'S RESOLUTION FOR 911 CALL-TAKER CERTIFICATION PAY WAS DEFERRED.

16. ASSIGNMENT APPROVED – TAX ABATEMENT AGREEMENT – TAX ASSESSOR /COLLECTOR

Motion by Commissioner Clark, seconded by Commissioner Riley, to approve an assignment of The Woodlands Land Development Company, LP's interest in a tax abatement agreement with Montgomery County and Kiewit Energy Group Inc. dated March 10, 2014, to 3831 TF Holding Company, LLC an affiliate of The Woodlands Land Development Company, LP and authorize County Judge to execute the assignment. Motion carried.

17. POSITION TRANSFERS – TAX ASSESSOR/COLLECTOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the following position transfers:

- Close positions 499.3914.1, 499.3914.2, and 499.3914.4.
- Open positions 499.4071.1, 499.4071.2, and 499.4071.3.
- Transfer \$41,522.39 from 499.3914.1 to 499.4071.1.
- Transfer \$41,522.39 from 499.3914.2 to 499.4071.2.
- Transfer \$40,074.40 from 499.3914.4 to 499.4071.3.

These are just title changes and will not affect the current budget. Motion carried.

18. POSITION TRANSFERS – TAX ASSESSOR/COLLECTOR

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve the following position transfers:

- Close position 499.4008-1 and open 499.4073-1.
- Transfer \$40,500.00 from 499.4008-1 to 499.4073-1.
- Transfer \$7,872.71 from 499.4008-1 to 499.9999-999.

This will not affect the current budget. Motion carried.

19. APPROPRIATION REQUEST APPROVED – MONTGOMERY COUNTY TRANSPORTATION PROGRAM – COUNTY ENGINEER – ALL PRECINCTS

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Annual Appropriation Request for the 2015 calendar year for Montgomery County Transportation Program – PTP Transportation. This is will finalize the project. Motion carried.

20. FUNDING FACTORS APPROVED – SELF – INSURED PROGRAMS – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve funding factors for Self-Insured Programs from the County's Budget Year ending September 30, 2016. Motion carried.

21. TCDRS PLAN ASSESSMENT ACCEPTED – COUNTY AUDITOR

Motion by Commissioner Meador, seconded by Commissioner Clark, to accept TCDRS Plan assessment for Plan Year 2016. Motion carried.

AGENDA ITEMS 18A1-3 – MISSION NORTHEAST NEW WAREHOUSE FACILITY – MCCD – PROJECT 2015-0012(03/26/15); RFP/Q CATERING AND CONCESSIONS – LONE STAR CONVENTION AND EXPO CENTER – PROJECT 2015-0003 (04/24/15); AND RFP/Q DRUG/ ALCOHOL SCREENING SERVICES – VARIOUS DEPARTMENTS – PROJECT 2015-0031 (05/05/15) – NO ACTION TAKEN

22. DISCRETIONARY EXEMPTION APPROVED – ANIMAL CONTROL UNITS/CAGES – ANIMAL CONTROL

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the purchase of ten animal control units/cages from Jones Trailer Company through the GSA Schedule 84 Contract #GS-07F-5854P, in the amount of \$54,111.24. Local Government Code §271.103 (a) (b). Motion carried.

23. REAPPOINTMENT APPROVED – MONTGOMERY COUNTY HOUSING AUTHORITY – COMMISSIONER PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the reappointment of Walter Houser as a Housing Commissioner for Montgomery County Housing Authority for a two year term. Motion carried.

24. POSITION TRANSFER APPROVED – COMMISSIONER PRECINCT 4

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

- Close position 615-3202-7 and open Position 615-3203-14.
- Transfer \$41,112.66 plus benefits from 615-3202-7 to 615-3203-14 and transfer \$3,024.94 from 615-8316-1.

This will not affect the budget. (No paperwork received for this item.) Motion carried.

25. TRANSFER OF FUNDS APPROVED – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to approve the transfer of \$29,260.54 from the general fund for the sale of miscellaneous items in the Rene Bates Auction to 615-7573. (No paperwork received for this item.) Motion carried.

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

26. FRANCHISE TAX REPORT APPROVED – MONTGOMERY COUNTY TOLL ROAD AUTHORITY

Motion by Commissioner Clark, seconded by Commissioner Meador, to approve a Franchise Tax Report and Public Information Report for 2015 Report Year and authorize County Judge to sign these reports for filing with the Texas Comptroller of Public Accounts. 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.

EXECUTIVE SESSION – AGENDA ITEM 21A: CONSIDER AND DISCUSS CAUSE NO. 4:14-CV-1913; CLAIM NO. D-13-0107; STYLED TANDRA BAKER V. MONTGOMERY COUNTY, OFFICER CLINT CURRY, OFFICER KRISTY VEITH, AND OFFICER DAVID PARK; IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION.

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

AGENDA ITEM 22 – NO ACTION TAKEN ON THE ITEMS DISCUSSED IN EXECUTIVE SESSION.

27. PAYROLL CHANGE REQUEST FORMS APPROVED – HUMAN RESOURCES

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

Request of Commissioner Precinct 4 to promote Thomas Edward McIntyre, Operator III, effective May 9, 2015.

Motion carried.

AGENDA ITEM 24 – MISCELLANEOUS – NO OTHER ITEMS LISTED

28. COURT ADJOURNS

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

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

ATTEST:

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

BY:

Mark Turnbull

COUNTY CLERK

Craig Doyle

COUNTY JUDGE

