

COMMISSIONERS COURT DOCKET
July 14, 2015
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 14th day of July, 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 Misty Odenweller

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 Clark, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve the Minutes from Regular Session of Commissioners Court dated June 30, 2015. Motion carried.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 8A-N

Motion by Commissioner Noack, seconded by Commissioner Clark, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and the County Judge is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown on the Consent Agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS A1-4

A1. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.

A2. BUDGET AMENDMENTS FY 2015 APPROVED:

- a. Various: To adjust line items for M14/06.30.15.
- b. 284th District Court: To adjust line items.
- c. Adult Probation: To adjust budget line for YR ended 9.30.15.
- d. Animal Control: To adjust line items.

- e. Building Maintenance: To recognize and allocate revenues FY15 for M18/05.05.14.
 - f. Commissioner Precinct 3: To adjust line items and recognize and allocate revenue.
 - g. Constable Precinct 1: To recognize and allocate revenue.
 - h. Constable Precinct 2: To recognize and allocate revenue.
 - i. Constable Precinct 3: To recognize and allocate revenue for M03/08.25.14 and adjust line items.
 - j. Constable Precinct 4: To recognize and allocate revenue and fund M7/06.16.15 and M6/04.21.15.
 - k. Contingency: To reverse 6.30.15 budget amendment and correct part Funding of M13/06.16.15.
 - l. Court Reporter Service Fund: To recognize and allocate revenue.
 - m. District Attorney: To recognize and allocate revenues M8/06.16.15.
 - n. District Clerk: To transfer funds for purchase of VPN token.
 - o. Justice of the Peace Precinct 4: To adjust line items.
 - p. Memorial Library: To recognize and allocate revenue for the General Gift Account and the Genealogy/Ron Jackson Gift Account.
 - q. Sheriff: To adjust line items.
 - r. Sheriff – Forfeitures: To recognize and allocate revenue M4/06.30.15.
 - s. South Mont Cnty MUD: To adjust budget for Period ending 06.30.15.
- A3. VISUAL INSPECTIONS ACCEPTED as presented of Capital Assets for the quarter ended June 30, 2015.
- A4. REQUEST APPROVED from Justice of the Peace Precinct 1 to allow for the purchase of the following:
- Five Adobe Acrobat 11 Pro Licenses at \$296.02 each for a total of \$1,480.10.
 - One VPN Remote Access in the amount of \$156.51.
 - Five LCD Monitor Magnifier Filters in the amount of \$698.50.
 - Two Acer Monitor 22" Wide Screen at \$135.00 each for a total of \$270.00.
 - One Desktop PC in the amount of \$640.00.
 - One K750 Wireless Keyboard in the amount of \$59.99.
- For a total of \$3,305.10.

TREASURER – AGENDA ITEMS 8B1-5

- B1. WEEKLY INVESTMENT REPORTS APPROVED for the weeks ending June 5 and June 12, 2015.
- B2. MONTHLY TICKET LOGS APPROVED for May and June, 2015.
- B3. MONTHLY PLEDGED SECURITIES REPORT APPROVED for June, 2015.

- B4. MONTHLY INVESTMENT REPORT APPROVED FOR JUNE, 2015.
- B5. QUARTERLY INVESTMENT REPORT APPROVED for the second quarter of 2015.

TAX ASSESSOR/COLLECTOR – AGENDA ITEMS 8C1-2

- C1. AUTHORIZATION APPROVED for Tax Assessor/Collector to execute Motor Vehicle Registration Sticker Distributor Agreement with HEB Grocery Company, LP.
- C2. MONTHLY TAX COLLECTION REPORT ACCEPTED for month ending June 30, 2015.

PURCHASING – AGENDA ITEMS D1-10

- D1. ADVERTISING APPROVED for the following bids/proposals:
 - a. Bulk Road Materials – Various Precincts – Project 2015-0050.
 - b. Mosquito Spraying Service – Various Precincts – Project 2015-0048.
 - c. RFP – Lease of Office Space – Various Departments – Project 2015-0044.
- D2. ACTION TAKEN on bid(s) and/or contract(s) awarded:
 - a. AWARDED – LONE STAR PAVEMENT SERVICES, LLC and ALL SERVICE STRIPING ENTERPRISES, LLC for traffic signal poles painting – Various Departments – Project 2015-0040.
- D3. RENEWALS AWARDED:
 - a. P.O. 2014673 to R. B. EVERETT & COMPANY for Heavy Duty Equipment Rental, expires 08/10/15 – Precinct 4 (Exercising the first of five renewal options)
 - b. P.O. 2014701 to FARRZ, INC dba FASTSIGNS for General Signage – Alternate Vendor, expires 09/14/15 – Various Departments (Exercising the first of five renewal options; 4% increase across all products. This does not include install rates, which remain the same.)
 - c. P.O. 2011519 to REBEL CONTRACTORS, INC. for clearing, grubbing and mass grading, expires 09/11/15 – Various Departments (Exercising the fourth of four renewal options.)
 - d. P.O. 2014643 to BUCKALEW CHEVROLET, LP for Vehicle Loaner/Motorist Assistance Program, expires 08/10/15 – Various Departments (Exercising the first of five renewal options.)
 - e. P.O. 2013430 to BARCODES, LLC for ePollBook and peripherals, expires 09/02/15 – Elections (Exercising the second of three renewal options.)
 - f. P.O. 2015317 to SPILLMAN TECHNOLOGIES, INC. for Integrated Jail System, expires 07/27/15 – IT (Exercising the first of five renewal options; DIR Contract # DIR-SDD-1623.)
 - g. P.O. 2015316 to SPILLMAN TECHNOLOGIES, INC for CAD/RMS/Ancillary Software and Services, expires 06/15/15 – IT (Exercising the first of five renewal options; DIR Contract # DIR-SDD-1623. Renewal effective 6/16/15.)

- h. P.O. 2014702 to PITNEY BOWES for Electronic Return Receipt (ERR) Software, expires 09/14/15 – IT (Exercising the first of three renewal options; BuyBoard Contract #407-12)
- i. P.O. 2014017 to CROWDER-GULF JOINT VENTURE, LLP for Disaster Recovery Management Services, expires 09/30/15 – Emergency Management/Various Departments (Exercising the second of five renewal options.)
- j. P.O. 2014018 to DRC EMERGENCY SERVICES, LLC for Disaster Recovery Management Services, expires 09/30/15 – Emergency Management/Various Departments (Exercising the second of five renewal options.)
- k. P.O. 2014019 to J.B. COXWELL, INC. CONTRACTING for Disaster Recovery Management Services, expires 09/30/15 – Emergency Management/Various Departments (Exercising the second of five renewal options.)

D4. CHANGE ORDERS APPROVED:

- a. Change Order #3 (P.O. 2014009) to STRATEGY 7 CORPORATION for hardware IBM Maintenance and Software (AIX) Support for a price increase of 1.6% on various items. – IT

D5. DISCRETIONARY EXEMPTIONS APPROVED:

- a. CENTRAL TELEPHONE CO. OF TEXAS dba CENTURLINK for local telephone lines and miscellaneous services – Various Departments §262.024 (a)(7)(C).
- b. VERIZON for local telephone lines and miscellaneous services – Various Departments §262.024 (a)(7)(C).
- c. PUBLIC AGENCY TRAINING COUNCIL for professional training – Various Departments §262.024 (a)(4)
- d. BURT, MATHIS WAYNE for Academic Testing Services for the 2015 J.J.A.E.P. Summer School beginning June 2015 on an as needed basis not to exceed twenty four (24) days – Juvenile §262.024 (a)(4).
- e. LONG, HEATHER for Academic Testing Services for the 2015 J.J.A.E.P. Summer School beginning June 2015 on an as needed basis not to exceed four (4) days – Juvenile §262.024(a)(4).
- f. FERGUSON, JEREMY for Academic Testing Services for the 2015 J.J.A.E.P. Summer School beginning June 2015 on an as needed basis not to exceed five (5) days – Juvenile §262.024(a)(4).
- g. TWINCREST dba TWINCREST TECHNOLOGIES for Wavetronix Products – Various Departments §262.024(a)(7)(D).

D6. PURCHASE APPROVED of one 2015 Chevrolet Tahoe PPV CC15706 from Caldwell Country Chevrolet through the Interlocal Agreement with BuyBoard contract #430-13 in the amount of \$34,132.00 – Constable Precinct 3.

D7. REQUEST APPROVED to rename permission to advertise, previously approved in Commissioners Court on 06/16/15 as follows:

- From: RFP – Laser Printing of County Tax Statements and related reports – Tax Office – Project 2015-0041

To: RFP – Processing, Printing and Mailing of Tax Statements – Tax Office – Project 2015-0041.

- D8. LIST APPROVED of items for the next online auction – Various Departments.
- D9. NAME CHANGE ACCEPTED of Sovereign Bank, N.A. to Santander Bank, N.A. dba Santander Leasing, LLC, effective 10/17/13 – Various Departments.
- D10. REQUEST APPROVED to declare miscellaneous item(s) as salvage. – Various Departments.

RISK MANAGEMENT – AGENDA ITEMS 8E1-3

- E1. PAYMENT ACKNOWLEDGED and recorded into the minutes to Gullo Toyota in the amount of \$3,677.83 in reference to claim #A-15-0042. Date of accident 04/04/2015.
- E2. PAYMENT ACKNOWLEDGED and recorded into the minutes to Clifford Eaglin in the amount of \$1,218.33 in reference to claim # A-15-0057. Date of accident 05/25/15.
- E3. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
61408192	Enyart, Jason/ Const PCT 5	\$5,000.00	Renew/Cont Cert
13749843	Wood Jr., Richard/ Const PCT 1	\$5,000.00	Renew/Cont Cert
24774744	Rutherford, Dustin/ Const PCT 1	\$5,000.00	Renew/Cont Cert

COMMISSIONERS – AGENDA ITEM 8F1

- F1. PRECINCT 4
 - a. USE AGREEMENT APPROVED with Scott Lacy to use the New Caney Courthouse steps for a rally on July 25, 2015.

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 8G1-3

- G1. PRECINCT 2
 - a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 22 due to completion of the one year maintenance period; total length of roads 2,737.06 linear feet. Bond released.
 - b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 25 due to completion of the one year maintenance period; total length of roads 1,365.52 linear feet. Bond released.
 - c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 30 due to completion of the one year maintenance period; total length of roads 857.70 linear feet. Bond released.
 - d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 34 due to completion of the one year maintenance period; total length of roads 1,209.13 linear feet. Bond released.

- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 37 due to completion of the one year maintenance period; total length of roads 1,760.31 linear feet. Bond released.
- f. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 38 due to completion of the one year maintenance period; total length of roads 894.14 linear feet. Bond released.
- g. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 39 due to completion of the one year maintenance period; total length of roads 3,254.69 linear feet. Bond released.
- h. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 41 due to completion of the one year maintenance period; total length of roads 2,373.99 linear feet. Bond released.
- i. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 43 due to completion of the one year maintenance period; total length of roads 2,164.92 linear feet. Bond released.
- j. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Kinderwood Trail South due to completion of the one year maintenance period; total length of roads 1,301.75 linear feet. Bond released.
- k. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Parkway South and Kinderwood Trail South due to completion of the one year maintenance period; total length of roads 2,103.09 linear feet. Bond released.
- l. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Chestnut Ridge at Jacobs Reserve due to completion of the one year maintenance period; total length of roads 2,711.24 linear feet. Bond released.
- m. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in The Meadows at Jacobs Reserve, Section 4 due to completion of the one year maintenance period; total length of roads 2,348.94 linear feet. Bond released.
- n. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest Parkway Northwest Extension; total length of roads 1,363.17 linear feet, effective July 14, 2015.
- o. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 42; total length of roads 2,374.58 linear feet, effective July 14, 2015.
- p. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 47; total length of roads 2,857.58 linear feet, effective July 14, 2015.
- q. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Parkway Northwest due to completion of the one year maintenance period; total length of roads 1,142.00 linear feet. Bond released.
- r. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Stewart Heights Drive due to completion of the one

year maintenance period; total length of roads 1,165.47 linear feet. Bond released.

- s. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodforest, Section 45; total length of roads 5,504.57 linear feet, effective July 14, 2015.
- t. FINAL PLAT APPROVED of Magnolia Storage; 6.515 acres; Dickenson Garrett Surveys, A-224 and A-225.
- u. FINAL PLAT APPROVED of Fosters Ridge Recreation Center; 5.558 acres; James Hodge Survey, A-19.
- v. FINAL PLAT APPROVED of Mostyn Manor, Section 7; 40.5819 acres; Cyrus Wickson Survey, A-600.
- w. REQUEST APPROVED from Hughes Natural Gas, Inc. to place a 2 inch natural gas main line within the right of way of Industrial Park Drive.
- x. FINAL PLAT APPROVED of Gateway Business Park; 2.9894 acres; Joseph House Survey, A-20.

G2. PRECINCT 3

- a. REQUEST APPROVED from Montgomery County MUD 19 to place a 10-inch sanitary sewer line within the right of way of Budde Road.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Falls at Imperial Oaks, Section 9 due to completion of the one year maintenance period; total length of roads 4,876.44 linear feet. Bond released.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Rayford Road at Birnham Woods Drive Street Dedication; total length of roads 3,573.28 (road) and 120.00 (bridge) linear feet, effective July 14, 2015.
- d. FINAL PLAT APPROVED of Riley Fuzzel Road Property LLC; 2.6065 acres; R.O.W. McManus Survey, A-346.

G3. PRECINCT 4

- a. REQUEST APPROVED from Gulf South Pipeline to place a 30 inch pipe (replacement) within the right of way of Pine Road.
- b. REQUEST APPROVED from Entergy Texas to place a 3 phase overhead electric line within the right of way of Exxon Road.
- c. STREETS ACCEPTED INTO THE ONE YEAR MAINTENANCE PERIOD in Woodridge Forest Soaring Woods; total length of roads 624.17 linear feet, effective July 14, 2015.
- d. FINAL PLAT APPROVED of Woodridge Forest, Section 4; 38.513 acres; H.T. & B.R.R. Survey, A-283.
- e. REQUEST APPROVED from Centerpoint Energy to install a gas line within the right of way of Sorters Road at Edgemere.

Request of Custodial to correct base pay of Jose Socorro Hernandez Jr., Custodian, effective May 18, 2015.

Request of Custodial to correct base pay of Evelyn Yvonne Shirley, Custodian, effective June 15, 2015.

Request of Building Maintenance to place LC Hayes, Maint Tech II, on payroll as replacement for Jeff Clark, effective July 6, 2015.

Request of Commissioner Precinct 2 to accept the resignation of Travis Pratt, Park Maintenance, effective July 7, 2015. [44.60 hours or balance vacation; 5.00 hours or balance compensatory.]

Request of County Attorney to remove Sonia Vazquez, Office Supervisor I, from payroll due to Unpaid FMLA/Disability leave, effective June 19, 2015.

Request of County Auditor to accept the resignation of Kevin Berger, Part-time Clerk, effective July 14, 2015. [No benefits due.]

Request of County Clerk to change status of Peggy S. Fitzpatrick, Clerk II, from Temp to Regular, effective July 4, 2015.

Request of County Clerk to remove Alice Freeman, Clerk II, from payroll due to lay off, effective July 3, 2015. [No benefits due.]

Request of County Clerk to change status of Maria Del Rosario Morrison, Clerk II, from Temp to Regular, effective July 4, 2015.

Request of County Clerk to remove Dzung A. Nguyen, Clerk II, from payroll due to lay off, effective July 3, 2015.

Request of County Clerk to change status of Gwendolyn M. Stanley, Clerk II, from Temp to Regular, effective July 4, 2015.

Request of County Clerk to change status of Tracey Wallbank, Clerk II, from Temp to Regular, effective July 4, 2015.

Request of District Clerk to promote Theresa Eich, Accounting Assistant, as replacement for Rooney Williams, effective July 13, 2015.

Request of Elections to place Leonard Dickinson, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Margaret Dickinson, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Annie R. Jefferson-Burnett, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Richard Laboda, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Barbara Ray, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Carmen Reynolds, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Marjorie Smith, Voter Clerk, on payroll, effective July 13, 2015.

Request of Elections to place Margaret Williamson, Voter Clerk, on payroll, effective July 13, 2015.

Request of Juvenile to place Keandra Hamilton, Juvenile Supervision Officer, on payroll due to return from Unpaid Leave of Absence, effective June 27, 2015.

Request of Library to change status of Victoria Dahcotah Allums, Library Assistant II, from part-time to full-time as replacement for Sharon Parker, effective July 4, 2015.

Request of Library to change status of Kaylee M. Castanon, Library Assistant II, from part-time to full-time as replacement for Lindsay McGee, effective July 4, 2015.

Request of Library to promote Ruby D. Castro, Library Assistant II, as replacement for Victoria Allums, effective July 4, 2015.

Request of Library to accept the retirement of Betty W. McInturff, Shelving Clerk I, effective July 31, 2015. [No benefits due.]

Request of Sheriff to place Carl Blanton III, Officer Civilian Detention, on payroll as replacement for Kelen Powell, effective July 11, 2015.

Request of Sheriff to accept the resignation of Anthony Hernandez, Officer Civilian Detention, effective July 10, 2015. [29.64 hours or balance compensatory; 16.00 hours or balance holiday.]

Request of Sheriff to accept the retirement of Rosendo Jimenez, Sergeant Patrol, effective July 31, 2015. [230.87 hours or balance vacation; 148.01 hours or balance compensatory; 28.00 hours or balance holiday.]

Request of Sheriff to promote Calvin Johnson Jr., Deputy Detention, as replacement for Brandon Walters, effective July 11, 2015.

Request of Sheriff to accept the retirement of Julia Miller, Corporal Recruiting, effective July 31, 2015. [176.185 hours or balance vacation; 343.88 hours or balance compensatory.]

Request of Sheriff to accept the resignation of Emmanuel Oketunmbi, Officer Civilian Detention, effective July 10, 2015. [24.64 hours or balance vacation; 54.78 hours or balance compensatory; 24.00 hours or balance holiday.]

Request of Sheriff to place Joshua Parker, Officer Civilian Detention, on payroll as replacement for Michael Berry Jr., effective July 11, 2015.

Request of Sheriff to place Shawn Yates, Officer Civilian Detention, on payroll as replacement for Magdalena Strong, effective July 11, 2015.

Request of Tax Assessor to promote Amy M. Atkinson, Deputy Specialist II, as replacement for Elizabeth Nickerson, effective August 1, 2015.

Request of Tax Assessor to place Steven E. Dean, Deputy Specialist I, on payroll as replacement for Yvette Hanks, effective July 20, 2015.

Request of Tax Assessor to promote Donna Lynn James, Deputy Specialist II, as replacement for Donna McNevin, effective August 1, 2015.

Request of Tax Assessor to accept the resignation of Bert J. Smith, Courier, effective July 17, 2015. [No benefits due.]

11. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain at 27418 Shady Hills Landing, Spring, Texas 77386.
12. VARIANCE REQUEST APPROVED to install an aerobic on-site system in the 100-year floodplain at 19318 Deer Glen Drive, Conroe, Texas 77302.

COUNTY JUDGE – AGENDA ITEM 8J1

- J1. RESOLUTION APPROVED to accept the Annual District Operating Budget for the Montgomery County Emergency Communication District for Fiscal Year 2016.

SHERIFF – AGENDA ITEM 8K1

- K1. RENEWAL OF INTERLOCAL AGREEMENT APPROVED between San Jacinto County and Montgomery County pertaining to Jail Services for Inmates.

COUNTY ATTORNEY – REAL PROPERTY - AGENDA ITEMS 8L1-2

L1. PRECINCT 2

- a. ORDER APPROVED to allow a portion of Lot 79, Block 18, Clear Creek Forest, Section 12 to be conveyed by metes and bounds description without revising the original plat.
- b. ORDER APPROVED to authorize the County Judge to sign a demand for a draw against White Oak Developers, Inc. Maintenance Bond and Letter of Credit No. 759 for the account of Ranch Crest, Section 3.

L2. PRECINCT 4

- a. ORDER APPROVED to authorize Notice of Public Hearing for Partial Revision to subdivision lots/plats known as Reserve "A" of Timberland Estates, Section 1 to be known as Corner Store No. 1913. The public hearing regarding Corner Store No. 1913 Replat to be heard on August 11, 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 Corner Store No. 1913 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 August 11, 2015 and lasting until one day following the public hearing on the replat.

COUNTY ATTORNEY – AGENDA ITEM 8M1

- M1. RESOLUTION APPROVED for the issuance of bonds by Harris County Cultural Education Facilities Finance Corporation on behalf of Methodist Hospital to finance the cost of Health Facilities located and to be located in Montgomery County, and with respect to a public hearing.

CONSTABLE PRECINCT 4

- N1. DONATION ACCEPTED of a \$100.00 PetSmart Gift Card from Karen Martin.

Motion carried.

END OF CONSENT AGENDA

AGENDA ITEM 12A WAS MOVED UP IN THE PROCEEDINGS AND HEARD BEFORE CITIZENS.

4. REQUEST APPROVED – FUNDING ASSISTANCE – DISTRICT ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve a request of funds for \$15,000.00 to assist in the investigative costs of feeding and caring for horses seized in the State of Texas v. Herman Hoffman. This will be funded from contingency. The District Attorneys Forfeiture Fund will also provide funds of \$15,000.00. Motion carried.

JUDGE DOYAL INFORMED THE COURT OF A CHANGE TO COMMISSIONERS COURT IN THE FUTURE. CITIZENS WISHING TO SPEAK TO ITEMS ON THE AGENDA WILL ADDRESS THE COURT DURING THE FIRST SEGMENT OF PUBLIC COMMENTS AND THOSE WISHING TO ADDRESS OTHER TOPICS WILL SPEAK AT THE END OF THE AGENDA.

CITIZENS – AGENDA ITEM 9

John Nicks deferred his comments.

Bill O' Sullivan addressed the court concerning a Road Bond. He would like a bond package put together for the November 2015 election.

Misty Odenweller also addressed the court on the Road Bond. She would like the already identified projects on the November 2015 ballot.

Penny Benbow stated that Misty Odenweller already said many of the same things that she had wished to state.

Jean Mann also addressed the court on the Road Bond. She also would like to see a Road Bond on the November 2015 ballot.

Denise Nobs with Citizens against Illegal Immigration addressed the court on the Road bond and Illegal Immigration. She stated the group did not support the previous Road bond and would not vote for future Road bonds.

Kenneth Vaughn also addressed the court on the road bond issue. He believes there is a solution by downsizing the bond and removing controversial projects.

Tonya Bohannon addressed the court concerning the Animal Shelter. She stated that rescues and volunteers are being denied and that there are only 8 hours of sick clinic available to fosters. She would like the County to take the Shelter back.

Tracy Shrieve also addressed the court about the Animal Shelter. She stated that the problems are multiplying and fosters are having to reach out to animal rescues for vetting.

Tina Quinn also addressed the court about problems with the Animal Shelter. She told the court that there was a rampant spread of disease.

Shannon Hill also addressed the court about the ongoing issues at the Animal Shelter.

Yevette Gilbert would like those doing mandatory community service to help the animals.

Alvin Stahl addressed the court concerning a future road bond and would like Robinson Road element left off of the bond.

Laura McConnell addressed the court concerning animal welfare. She stated the shelter is backsliding and that there is a need for registration and licensing as well as spay and neuter. She would also like to see something done about the road side sale of animals.

Patricia Neal addressed the court about the Animal Shelter. She stated that she offered her assistance to the shelter and never heard back.

Christy Baker addressed the court on the road bond. She stated that she has complete faith in the Judge and Commissioners to make the best decision for the county, but would like to see the road bond receive matching funds from the state.

John Wertz addressed the court regarding updates on the following items: revenue strength of county roads compared to similar expenses, new committee to address pressing transportation issues, and decision analysis to prioritize projects.

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

AGENDA ITEM 10A – DISCUSS UPDATE FROM H-GAC STAFF REGARDING THE SOUTH COUNTY MOBILITY STUDY AND THE MONTGOMERY COUNTY THOROUGHFARE PLAN

ALAN CLARK DIRECTOR OF TRANSPORTATION PLANNING WITH HOUSTON-GALVESTON AREA COUNCIL SPOKE TO THE COURT REVIEWING THE SOUTH COUNTY MOBILITY PLAN, UPDATING THE 2015 MONTGOMERY COUNTY THOROUGHFARE PLAN, AND PREVIEW PROJECTS THAT ARE UNDER EVALUATION. HE STATED THAT THE MONTGOMERY COUNTY THOROUGHFARE PLAN IS ON SCHEDULE AND SHOULD WRAP UP THIS CALENDAR YEAR. HE ALSO STATED THAT IF THE VOTERS APPROVED PROPOSITION 7 STATEWIDE THEY WOULD BE ABLE TO MEET MORE NEEDS.

JUDGE DOYAL ASKED MR. CLARK TO ELABORATE ON PROPOSITION 7. HE STATED THAT IT WOULD MEAN NEW FUNDING DEDICATED TO TEXAS DEPARTMENT OF TRANSPORTATION AND IT WOULD BE PREDICTABLE FUNDING.

COMMISSIONER NOACK ASKED IF A LOCAL ENTITY DID NOT HAVE FUNDING FOR THEIR SHARE HOW LIKELY WOULD IT BE TO GET STATE FUNDING. MR. CLARK STATED IF THE LOCAL GOVERNMENT COULD NOT MEET THEIR FUNDING REQUIREMENT THEIR PROJECT MAY GET PUSHED BACK ON THE LIST.

COMMISSIONER CLARK ASKED IF A WEBSITE ON THE SCREEN HAD ALL OF THIS INFORMATION AND ALAN CLARK RESPONDED THAT IF IT DID NOT THEY WOULD PUT IN ON THERE. THE WEBSITE IS WWW.MONTGOMERYCOUNTYMOBILITY.COM.

ALAN CLARK STATED THAT THE MONTGOMERY COUNTY THOROUGHFARE PLAN WOULD NOT BE COMPLETED UNTIL THE END OF THE CALENDAR YEAR.

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

AGENDA ITEM 10B – DISCUSS NOVEMBER 2015 ROAD BOND

JUDGE DOYAL ASKED FOR ANY COMMENTS FROM THE COMMISSIONERS ON THE ROAD BOND.

COMMISSIONER NOACK STATED THAT THEY WERE TRYING TO FIGURE OUT THE BEST COURSE OF ACTION FOR THE COUNTY AND WANTED TO GIVE THE COMMUNITY SOME CLARITY ON THE ISSUE.

COMMISSIONER MEADOR STATED THAT THIS NOVEMBER WAS TOO QUICK AND WOULD LIKE TO HAVE IT NOVEMBER 2016 FOR MANY REASONS. HE ALSO STATED THAT THEY HAVE WORK TO DO AND WHEN THEY GO BACK TO THE PEOPLE THEY NEED TO HAVE IT RIGHT. HE WENT ON THE STATE THAT THEY ALSO HAVE TO GO BACK AND FIX THE MISINFORMATION THAT WAS PUT OUT DURING THE MAY BOND ELECTION.

COMMISSIONER RILEY AGREED WITH COMMISSIONER MEADOR. HE STATED THAT THEY HAVE WORK TO DO TO FIX THE MISINFORMATION AND THE STUDY THAT THE VOTERS WANTED WILL NOT BE READY UNTIL THE END OF THE YEAR. HE BELIEVES THAT NOVEMBER 2015 WILL BE TOO SOON.

COMMISSIONER CLARK IS MEETING WITH TXDOT TO SEE WHAT CAN BE DONE AND HOW MUCH THEY ARE WILLING TO HELP. HE SAID THAT THERE WAS SO MUCH NEGATIVITY THAT "NO" WAS THE EASY VOTE. HE ALSO STATED THAT THEY NEED A MORE CLEAR DEFINED PICTURE AND THINKS THIS NOVEMBER IS TOO SOON.

COMMISSIONER NOACK STATED IF IT WAS UP TO HIM A BOND WOULD BE ON THE BALLOT FOR NOVEMBER 2015, BUT HE RESPECTS THE OPINIONS OF THE OTHER COMMISSIONERS. HE BELIEVES THE PEOPLE WANT A ROAD BOND THEY CAN GET BEHIND. HE ALSO STATED THAT HE WAS CONCERNED IF THEY WAITED THE COUNTY WOULD BE BEHIND IN ATTRACTING MONEY FROM THE STATE. HE BELIEVES WITH A FEW MINOR TWEAKS THEY WOULD BE ABLE TO PUT A BOND TOGETHER FOR NOVEMBER 2015.

JUDGE DOYAL STATED THAT THEY ALL RECOGNIZED A NEED FOR A BOND. HE SAID THEY NEED TO DO A BETTER JOB INFORMING THE VOTERS OF THE SITUATIONS. HE STATED THAT THEY NEED TO GET A BOND PACKAGE TOGETHER THAT THE VOTERS CAN GET BEHIND.

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

5. TRANSFER OF FUNDS APPROVED – INFORMATION TECHNOLOGY

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the transfer of \$7,895.32 from position 503-5510-2 (System Administrator II) to 503-5512-2 (System Administrator III) effective 7/4/2015. Motion carried.

6. FUNDS APPROVED – LONE STAR EXECUTIVE AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Clark to approve funds for the construction of the U.S. Customs and Border Protection Federal Inspection Facility (FIS) in the amount of \$2,517,467.00 to be transferred to budget line item 629142.7501 from airport prepaid lease revenues. Motion carried.

7. RESOLUTION AND ORDER APPROVED – CONROE-NORTH HOUSTON REGIONAL AIRPORT – LONE STAR EXECUTIVE AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Riley, to change the official name of the airport to Conroe-North Houston Regional Airport, effective October 1, 2015 and direct the Airport Director to take all necessary steps and actions to effect such name change, including coordination with all local, state, and federal agencies. Motion carried.

8. REQUEST APPROVED – 2015 CONSOLIDATED ACTION PLAN – COMMUNITY DEVELOPMENT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the 2015 Consolidated Action Plan and authorize the actions to implement the plan. The County Judge is authorized to sign documents related to the plan. Motion carried.

9. CERTIFICATE OF SUBSTANTIAL COMPLETION APPROVED – DIAMOND COMMERCIAL CONSTRUCTION – BUILDING MAINTENANCE

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve the Certificate of Substantial Completion from Diamond Commercial Construction, Inc. for

the Montgomery County Courts Mechanical changes and window replacement. Motion carried.

10. REQUEST TABLED – TYLER TECHNOLOGIES – PURCHASING – VARIOUS DEPARTMENTS

Motion by Commissioner Clark, seconded by Commissioner Noack, and carried unanimously, this item is tabled until more information is available for review. Motion carried.

11. PROPOSAL AWARDED – PROJECT 2015-0038 – LONE STAR EXECUTIVE AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the awarding of the proposal for RFP Lease and Development of +/-0.49 acres parcel airport property to Texas Air Shuttle, LLC. (Contract to follow.) Motion carried.

12. CONTRACT APPROVED – PROJECT 2015-0024 – LONE STAR EXECUTIVE AIRPORT

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve contract to Huffco, Services, Inc., in the amount of \$2,316,635.00 for Montgomery County Lone Star Executive Airport Federal Inspections Station. Motion carried.

13. EMERGENCY REPAIRS APPROVED – CEDAR HILL & SHEPARD HILL – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the emergency repairs for Cedar Hill in the amount of \$23,150.00(+/-) and Shepard Hill in the amount of \$25,750.00(+/-) for a total amount of \$48,900.00 (+/-) to Randy Roan Construction, Inc. §262.024 (a)(2). Motion carried.

AGENDA ITEM 17A – CONSIDER AND APPROVE INTERLOCAL AGREEMENT BY AND BETWEEN MONTGOMERY COUNTY, TEXAS AND THE MONTGOMERY COUNTY TOLL ROAD AUTHORITY WAS DEFERRED.

14. INTERLOCAL AGREEMENT APPROVED – SUB-REGIONAL PLANNING COMMISSION – COUNTY ATTORNEY

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the Interlocal Agreement by and between Montgomery County and the City of Magnolia for the creation of the Montgomery County Sub-Regional Planning Commission pursuant to Chapter 391 of the Local Government Code. Motion carried.

15. RESOLUTION APPROVED – COMMISSIONERS COURT DATES – COUNTY ATTORNEY

Motion by Commissioner Noack, seconded by Commissioner Riley, to change Commissioners Court Meeting Dates as allowed by Texas Local Government Code Section 81.005 (h) as per attachment to resolution on file. Motion carried.

16. ORDER APPROVED – SALE OF REAL PROPERTY BY PUBLIC AUCTION – COUNTY ATTORNEY – PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Clark, to approve an order authorizing sale of Real Property described as Tract 10 in the Thomas P. Davy Survey, A-162 in Montgomery County, Texas, Precinct 4 by public auction, issuing notice by publication and appointing Commissioner Jim Clark, and Assistant County Attorneys BD Griffin and John K. McKinney, Jr. as Special Commissioners. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 19A1: CONSIDER AND APPROVE ESTABLISHING A 45 MPH SPEED LIMIT ON GULF COAST ROAD BETWEEN FM 1314 AND SOUTHERN PINES ROAD.

THERE BEING NO COMMENTS FROM THE PUBLIC, THE PUBLIC HEARING WAS CONCLUDED AND COMMISSIONERS COURT RECONVENED.

17. SPEED LIMIT ESTABLISHED – GULF COAST ROAD – PUBLIC HEARING – COMMISSIONER PRECINCT 4

Motion by Commissioner Clark, seconded by Commissioner Noack, to establish a 45 MPH Speed limit on Gulf Coast Road between FM 1314 and Southern Pines Road. Motion carried.

18. NOTICE TO PROCEED APPROVED – LOCAL INITIATIVE PROJECT – COMMISSIONER PRECINCT 3

REQUEST FOR FUNDS LETTER APPROVED – LOCAL INITIATIVE PROJECT – COMMISSIONER PRECINCT 3

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Notice to Proceed and the Request for Funds Letter to Texas Commission on Environmental Quality (TCEQ) for the FY 15 Local Initiative Project (LIP). The application was approved in Commissioners Court 06/16/2015. Motion carried.

19. POSITION CHANGES APPROVED – COMMISSIONER PRECINCT 4

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

- Open Position 615-3940-1 (Clerk IV).
- Close Position 615-3900-1 (Clerk I).
- Transfer \$22,960.00 from 615-3900-1 (Clerk I) to 615-3940-1 (Clerk IV).
- Transfer \$18,040.00 from 615-4815-1 (Foreman-Sign Dept) to 615-3940-1 (Clerk IV).

This will not affect the salary schedule. 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, ARTICLES 551.071, 551.074

EXECUTIVE SESSION – AGENDA ITEM 21A: CONSIDER AND DISCUSS CAUSE NO. 4:13-CV-2795; CLAIM NO. D-11-0118; STYLED PERLA CARR V. MONTGOMERY COUNTY, TEXAS, ET AL; IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION.

AGENDA ITEM 21B: CONSIDER AND DISCUSS CLAIM NO. PY2012-07955-A; DONNA OWEN SUBROGATION.

AGENDA ITEM 21C: CONSIDER AND DISCUSS CLAIM NO. A-15-0021; YANCY (CONROE CONCRETE)/AUTO ACCIDENT/CONSTABLE PCT 2/DOL 12.22.14.