



Minutes for the Item #3
Madison County Commissioners Court
Monday, April 13, 2020

THE STATE OF TEXAS
COUNTY OF MADISON

IN COMMISSIONERS COURT
OF MADISON COUNTY TEXAS

The Madison County Commissioners Court met in Regular Session the 13TH day of April 2020, 9:30 a.m., in the Courtroom of the Madison County Courthouse Annex, 103 West Trinity Street, Suite 106, Madisonville, Texas with the following members:

Tony Leago	County Judge	Present
Ricky Driskell	Commissioner, Precinct 1	Present
Carl Wiseman	Commissioner, Precinct 2	Present
Carl Cannon	Commissioner, Precinct 3	Present
David Pohorelsky	Commissioner, Precinct 4	Present

ITEM 1. INVOCATION AND PLEDGES OF ALLEGIANCE TO THE FLAGS

The invocation and pledges of allegiance to the United States and Texas flags were led by Judge Leago.

ITEM 2. CALL THE MEETING TO ORDER

The meeting was called to order with a quorum present.

COUNTY CLERK – SUSANNE MORRIS

ITEM 3. Review and/or correct minutes of Regular Meeting held March 23, 2020. See attached.
Judge Leago asked for any comments or corrections to Regular Meeting minutes, there were none, they stand as presented, he said.

ITEM 4. COLLECTION REPORTS

a) Approve Collection Reports for County Clerk and County Criminal Court.
Susanne Morris, County Clerk reported County Clerk collections, \$21,701.50; and County Court collections, \$5,474.45 as recorded in these minutes.

Commissioner Cannon moved to approve County Clerk and County Criminal Court collections; Commissioner Driskell gave a second to the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

b) Approve Collection Reports for District Attorney

No reports were submitted.

c) Approve Collection Reports for District Clerk

Rhonda Savage, District Clerk gave a Fee Report for March 2020, \$7,901.72. See attached.
Commissioner Pohorelsky made a motion to approve District Clerk's Fee Report for March 2020;
Commissioner Wiseman gave a second to the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

TREASURER—JUDI DELESANDRI

ITEM 5. Approve paying County bills.

Accounts Payable Claims List for April 13, 2020 was submitted by Judi Delesandri, County Treasurer.

See A/P Claims List attached.

Commissioner Pohorelsky made a motion to approve payment of county bills, Commissioner Wiseman gave a second; Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in agreement, motion carried.

ITEM 6. Approve bills paid since last court date March 23, 2020. See attached.

Commissioner Driskell made a motion to approve bills paid since last court date, March 23, 2020.
Commissioner Cannon gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

ITEM 7. Approve Treasurer's Report.

Judi Delesandri, County Treasurer presented two reports, a Combined Statement of Cash Receipts and Disbursements for March 2020 and A Combined Statement of County Finances for the Quarter ending March 31, 2020, as recorded in these minutes.

Commissioner Cannon moved to approve Treasurer’s Monthly Report for March 2020; Commissioner Driskell gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in agreement, motion carried.

Commissioner Cannon moved to approve Treasurer’s Quarterly Report ending March 31, 2020; Commissioner Pohorelsky gave a second to the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 8. Approve personnel changes.

Judi Delesandri, County Treasurer reported three payroll changes, Francis McIntyre, Jr. hired as Deputy, Sheriff’s Department, April 4, 2020 at \$17.00 hourly replacing Frank Muscarella. The Salary Committee had approved \$17.00 rate of pay due to McIntyre’s experience and peace officer certifications. Robert Stanford was hired April 6, 2020, Deputy, Sheriff’s Department replacing James Jackson, rate of pay \$16.17. Jason Lang, Heavy Equipment Operator, was hired April 6, 2020, Precinct 1, rate of pay \$20.00 in an open position. The Salary Committee had approved \$20.00 rate of pay due to Lang’s work experience and having a Commercial Driver’s License (CDL).

Commissioner Cannon moved to approve all three payroll changes; Commissioner Driskell gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in agreement, motion carried.

AUDITOR – TONI JOYNER

ITEM 9. Auditor’ Report

A Budget Analysis Usage report for April 13, 2020 was provided by auditor’s office.

A copy is included in these minutes for review.

ITEM 10. Budget Amendments
No Budget Amendments to report.

DEPARTMENTAL REPORTS

ITEM 11. Safety Meeting Monthly Report - Lynn Jeffries
Due to the limited number, ten persons, allowed to attend this meeting, Jeffries was not in attendance but gave a report to Judge Leago. Judge read Jeffries report of ten septic applications for March 2020 totaling \$2,300: and nine food service health permit fees totaling \$3,090.

ITEM 12. Tax Assessor/Collector Monthly Report – Karen Lane, Tax A/C
Karen Lane, TAC, was not in attendance but had emailed her Monthly Report for March 2020 to the court. A copy is recorded in these minutes.

ITEM 13. Emergency Management Report – Shelly Butts
Shelly Butts, Emergency Management Coordinator reported 17 tests for COVID-19 has been initiated in Madison County. That means, that the local facilities who are initiating testing either swabbed the patient to initiate a test or ordered a test to a private lab. Most have come back with “Not Detected” results, there are two results pending today. We do not know if these people being tested are Madison County residents, and we do not know how many Madison County residents are being tested outside our county. We have one confirmed, positive case in Madison County, a 40-50-year-old female. The Brazos Valley region has been working on planning for an Alternate Care Site that could house near 250 patients, if needed. They are working through the details of locating a facility, utilizing tents if needed, getting the necessary supplies and staffing, if needed. The Brazos Valley Region Area Council has been working with the medical and emergency management communities daily, reporting available hospital bed counts, ICU bed counts and Ventilators available. As of information from this past week, for example, area hospitals were at a combined 44% on bed occupancy, 67% on ICU bed occupancy and 32% Vent occupancy one day. These numbers change daily and are constantly being monitored and adjusted in a group effort. They are being used for planning across the region as these facilities work together constantly.

ITEM 14. County Extension Agent Monthly Report – Chadd Caperton
No report was submitted.

ITEM 15. Veterans Affairs – Danny Singletary
No report was submitted.

ITEM 16. Elections Administrator–Janet Boone
No report was submitted.

ITEM 17. **Public Comment – Hear Comments in reference to the following Agenda Items Only – time limit 3 minutes, one person at a time will be called from the Public Participation Forms submitted. Move to the front of the Court and stand at the podium.**

No Public Participation Forms were submitted to Clerk of Court.

ITEM 18. Discuss and consider approving final minor plat recorded in Volume 1149 Page 191 of the Madison County Records, located in the A-25 John Payne Survey and the A-91 R. H. Dunham Survey Lot 18-A (PT) of unrecorded subdivision First Texas Equities, Inc. Directions to property: Off of FM 1372,

west at intersection of Towne Lane, known as 911 address, to be determined along Whitmire Road. And along FM 1372, North Zulch, Texas 77872. See attached.

Shelly Butts, 911 Coordinator noticed an error in the agenda item, it should have read 911 address to be determined along Towne Lane, not Whitmire Road, so she will make the necessary correction. A one-acre tract was subdivided two years ago but it is being removed and will become a part of the second tract, 5.77 acres. The first tract is 6.21 acres. The final minor plat meets the rules and regulations of Madison County's subdivision requirements, Butts said.

Commissioner Driskell moved to approve final minor plat with the necessary correction; Commissioner Wiseman seconded the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

Unanimous vote, motion carried.

ITEM 19. Discuss and consider approving a Lease Agreements with Pitney Bowes for postage machines located at Courthouse and Courthouse annex. See attached.

Judi Delesandri, Treasurer said this will be a 5-year Lease Agreement, not binding and we will be getting new postage machines for less money. The county currently pays \$457.00 monthly, but the new machines will be \$449.00 monthly. Our supplies on hand will work with the new postage machines. Commissioner Driskell made a motion to approve Lease Agreement with Pitney Bowes for two postage machines; Commissioner Pohorelsky gave a second to the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 20. Discuss and consider approving two-year re-appointment of Dr. Mary H. Morrow as Local Health Authority for Madison County. See Certificate of Appointment attached.

Shelly Butts, Emergency Management Coordinator said Dr. Morrow has been our local Health Authority for several years, but her appointment should be ratified every two years. She does not charge the county for her services as Health Authority. Butts said she talks with Dr. Morrow daily for COVID-19 virus updates; she plays a vital role for the residents of this county. There is one active COVID-19 patient in Madison County and Dr. Morrow initiates contact with the patient daily to check on their wellbeing and report to other authorities.

Commissioner Cannon made a motion to approve two-year re-appointment of Dr. Morrow as Local Health Authority for Madison County; Commissioner Driskell gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 21. Discuss and consider renewal of St. Joseph Emergency Medical Services Agreement. Judge Leago said the new contract is not in hand, so he would like to table this agenda item if all agree. Judge said he was told there will not be a change in this contract renewal and the cost will remain the same. Agenda Item 21 was tabled.

ITEM 22. Discuss and consider submitting Application for County Transportation Infrastructure Fund Grant Program – 2020. Judge Leago explained back in 2014 the county was awarded a County Transportation Infrastructure Fund (CTIF) grant. In 2019, 86th Regular Legislative Session of the Texas Legislature House Bill 4280 was passed which modifies the existing Transportation Infrastructure Fund. Madison County is eligible to receive a minimum grant award of \$421,046.00; total matching funds, county’s share is 10%, or \$42,104.60. This is a state-wide fund, so if any other counties choose not to participate, the grant award may increase. Madison County is required to submit an Application for County Transportation Infrastructure Fund Grant Program – 2020. See attached. Commissioner Cannon moved to approve this Application for County Transportation Infrastructure Fund Grant Program – 2020; Commissioner Pohorelsky gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 23. Discuss and consider approving Order Number 2 Under Declaration of Local Disaster for Public Health Emergency Stay Safe Order issued by Judge Leago on March 30, 2020. See attached. These Orders, as issued, stay in line with Governor Greg Abbott’s Orders, Judge said. Commissioner Driskell approved Order Number 2; Commissioner Wiseman gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 24. Discuss and consider extending Declaration of Local Disaster for Public Health Emergency. Commissioner Cannon made a motion to approve extending Declaration to May 18, 2020; Commissioner Driskell gave a second; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 25. Discuss and consider Madison County's Administrative Leave Policy and Authority. Judge Leago said the 10 days approved recently for administrative leave in Madison County's Personnel Policy Manual is not adequate. He suggested increasing the administrative leave to 14 days and letting department heads manage their scheduling on an as need basis. It is a challenging time for everyone, we have never been in this situation before, he said. Following discussion, Commissioner Cannon made a motion to allow department heads to use their own judgment regarding emergency medical leave until the end of the Declaration of Local Disaster, May 18, 2020; Commissioner Driskell seconded the motion; and Judge Leago called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in agreement, motion carried.

ITEM 26. Discuss and consider Madison County's COVID-19 protocol. See Order attached. Judge said he would like consideration for initiating a county-wide curfew. It is his understanding that the City of Madisonville will consider adopting a city-wide curfew at their regular meeting today. The City had talked with Judge about some vandalism at the park and people wandering around at night and early morning hours. Judge said he thinks we should be in line with the city about a curfew. We have no idea when things will start moving back to normal and it does not hurt to make some proactive decisions. The curfew we are looking at is from midnight to 5:00 a.m., he said. Judge asked commissioners if they had any comment on this protocol and said it is not anything you have to vote on. Commissioner Driskell said he thinks we need it; he was vandalized recently, and several items were stolen. Commissioner Cannon said the crime rate will probably go up because of people not having jobs. Commissioner Wiseman and Commissioner Pohorelsky agreed that the curfew is needed. We want to be ready when Governor Greg Abbott begins re-opening Texas. We need to do all we can do to keep our businesses alive, help them get through this time, Judge said.

ITEM 27. Public Comment- No Discussion or Action will be taken at this time by the Court – A three (3) minute limit per speaker. One person at a time will be called from the Public Participation submitted. Move to the front of the Court and stand at the podium. Please address your comments to your Commissioner.

No Public Participation Forms were submitted to Clerk of Court.

ITEM 26. Adjourn

Commissioner Wiseman made a motion to adjourn; Commissioner Pohorelsky gave a second; and Judge called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Monday, April 13, 2020 at 10:18 a.m.

I, Susanne Morris, Madison County Clerk, do hereby attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for April 13, 2020.



Approved and signed this 27th day of April 2020.

Susanne Morris

Susanne Morris, County Clerk
 Clerk of Commissioners Court
 Madison County, Texas