



Minutes for the
Madison County Commissioners Court
Monday, January 27, 2020

Item #3

THE STATE OF TEXAS
COUNTY OF MADISON

IN COMMISSIONERS COURT
OF MADISON COUNTY TEXAS

The Madison County Commissioners Court met in Regular Session the 27th day of January 2020, 9:31 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 January 13, 2020, as attached. Judge Leago asked for any comments or corrections to Regular Meeting minutes, January 13, 2020, there were none they stand as presented.

ITEM 4. COLLECTION REPORTS

- a) Approve Collection Reports for County Clerk and County Criminal Court.
No reports were submitted.
- b) Approve Collection Reports for District Attorney
No reports were submitted.
- c) Approve Collection Reports for District Clerk
No reports were submitted.

TREASURER – JUDI DELESANDRI

ITEM 5. Approve paying County bills.

Accounts Payable Claims List for January 27, 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 January 13, 2020. See report attached.

Commissioner Driskell made a motion to approve bills paid since last court date, January 13, 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.

No report was submitted.

ITEM 8. Approve personnel changes.

No personnel changes to report.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A Budget Analysis Usage report for January 27, 2020 was provided by auditor's office.

A copy is included in these minutes for review.

ITEM 10. Budget Amendments

No budget amendments.

DEPARTMENTAL REPORTS

ITEM 11. Safety Meeting Monthly Report - Lynn Jeffries

No report was submitted, but Judge Leago reported that maybe the last leak on the roof of the annex building has been identified. Jeffries who had been overseeing the repair work for the past 12 months said, we hope so Judge.

ITEM 12. Tax Assessor/Collector Monthly Report – Karen Lane, Tax A/C

No reports were submitted.

ITEM 13. Emergency Management Report – Shelly Butts

Commissioner Driskell reminded Butts about a Solid Waste Grant. Butts said we did receive a Solid Waste Grant for tire collection \$2,800 thanks to our two commissioners and city representative who represented Madison County on BVCOG Solid Waste Grant. Their attendance in those meetings makes

our scores go up. Judge said for those of you who don't know we have our fingers in the pie for several grants, Butts named off the listing of grants.

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.**

Three public participation forms were presented to County Clerk. Ernie Albers, Madison County Beef and Forage Committee submitted a letter signed by committee members along with a petition signed by some 56 county landowners requesting assistance in eliminating feral hog infestations in our county. The letter, as included in these minutes, gives statistics and suggestions to help with this problem. Marguerite Lohmann, committee member, spoke about County Feral Hog Abatement Grants available to Texas counties and provided a letter from Texas State University to Texas A&M AgriLife Extension Service as recorded in these minutes. Kevin Council petitioned commissioners court to assist them along with our AgriLife Extension office to apply for some of these grants to eradicate hogs like what was done some years ago with the fire ant program.

ITEM 18. Discuss and consider for approval CIPA (Children's Internet Protection Act) Compliance Internet Policy for the Madison County Library for Federal E-Rate Funding.

Judge Leago called on Madison County Librarian, Veronica Grooms to explain CIPA Compliance. She said last year they applied for Federal E-Rate Funding to bring high speed internet service to the Madison County Library, it was installed to start on July 17, 2019. We get an 80 percent discount with Federal E-Rate funding. The yearly cost for high speed internet with AT&T is approximately \$10,000, so Federal E-Rate funding pays a little more than \$8,000 and the county pays a little more than \$2,000. To give you an example of the service we are experiencing now compared to the service we had with our local company, with them we had six megabits per second internet speed and now with AT&T high speed internet we have 95 megabits per second. It's incredible the service we have now Grooms said. As a part of the Federal E-Rate Funding we must be compliant, because it is federal discounts for the Children's Internet Protection Act. We started in July 2019 and we have one year to become compliant. Grooms had to write an Internet Policy for all users of Madison County Public Library computers or networks. She is required to adopt and enforce an Internet Safety Policy that includes a Technology Protection measure, in other words a filtering software. I must have filtering software on all computers at the library and written policies that reflect that we are protecting children from obscene images, child pornography or anything harmful to minors, she said. Grooms is required to have a Public Meeting to present Madison County Library's Children's Internet Protection Act Internet Policy to be approved by commissioners' court. Judge Leago asked Grooms if she could share information on what a typical day might be in reference to computer usage. She said they average about 35 persons daily who come in to use the computers basically for job applications, resumes, research, driver's license or education, and at this time of year, tax returns. Some come in with their own devices to use the wi-fi. See attached.

Commissioner Driskell made a motion to approve Madison County Library's Children's Internet Protection Act Internet Policy; 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 for approval Internet Filtering Software for the Public Access Computers at the Madison County Library, to be purchased from and installed by CertNet Solutions for CIPA Compliance for E-Rate Funding.

Veronica Grooms, Madison County Librarian said to be complying we must install the Internet Filtering Software. She had consulted with Dustin Price, CertNet Solutions and he gave a quote of \$1,195 to install the Internet Filtering Software, as recorded in these minutes. Price included in the quote renewal subscription cost for the filtering service, \$250 yearly. The cost on the quote was included in my budget, Grooms said. This quote includes the installation cost, Judge asked. Grooms said yes it included installation.

Commissioner Cannon moved to approve the Internet Filtering Software for the Library's computers and purchase from CertNet Solutions; Commissioner Pohorelsky give 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 County Clerk's Sales Agreement with Avenu Government Record Services, LLC to upgrade deed and official public records to Watermark Version at no cost for online service.

Judge Leago called on Susanne Morris, County Clerk to explain this agreement. I am pleased to report that a Watermark Version upgrade to online deed and official public records will be a welcome site to our public users, she said. Avenu Government Record Services, LLC has offered this upgrade at no cost of our county. The public may view each watermark document but cannot print it. They may only print the actual document and pay \$1.00 per page, she said. Recently, Clark Osborne, President, Madisonville Cemetery Association requested access to documents for his use to identify ownership of cemetery plots. This Watermark Version will accommodate his needs to search records, Morris said. See attached. Commissioner Cannon moved to approve Sales Agreement with Avenu; Commissioner Driskell seconded the motion; and Judge Leago call 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 issuing a refund to Midway Oilfield Constructors in the amount of \$2,794.99 pursuant to Sec. 31.11(a)(2)(B).

A letter from Karen Lane, Madison County TAC is included in these minutes explaining an over payment regarding Midway Oilfield Constructors personal property accounts. A refund of \$2,794.99 from Madison County is due to Midway Oilfield Constructors.

Commissioner Driskell made his motion to refund Midway Oilfield Constructors in the amount of \$2,794.99; 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 in favor, motion carried.

ITEM 22. Discuss and consider approving engagement letter with Davis, Heinemann & Company, P.C. for auditing services for Madison County Juvenile Probation for 2018-2019. See letter attached.

Commissioner Driskell moved to approve David, Heinemann & Company, P.C. auditing services for Madison County Juvenile Probation for 2018-2019, 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 23. Discuss and consider MHMRABV request to reappoint Patti Rowley to fill the upcoming term, March 1, 2020 through February 28, 2022 as Board of Trustee member. See attached.

Commissioner Driskell moved to approve the reappointment of Patti Rowley as MHMRABV Board of Trustee member March 1, 2020 through February 28, 2022; Commissioner Wiseman 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 approved, motion carried.

ITEM 24. Discuss and consider approving final minor plat recorded in Volume 1287, Page 17, Number 83381 of the Madison County Records. Located in the Simon Jones Survey, Abstract 0018, Tract 25-2. Directions to Property: State Highway 21 West of Madisonville, adjacent to a residence known as 911 address 754 State Highway 21 W., Madisonville, Texas 77864.

Shelly Butts, 911 Coordinator explained this application for final minor plat and request for approval. Commissioner Driskell made a motion to approve application for final minor plat; Commissioner Wiseman 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. **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, January 27, 2020 at 10:09 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 January 27, 2020.

Approved and signed this 10th day of February 2020.



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

