



Minutes for the
Madison County Commissioners Court
Tuesday, October 15, 2019

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 15th day of October 2019, 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	Precinct 1, Commissioner	Present
Carl Wiseman	Precinct 2, Commissioner	Absent
Carl Cannon	Precinct 3, Commissioner	Present
David Pohorelsky	Precinct 4, Commissioner	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 September 23rd, 2019.

Judge Leago asked for any comments or corrections to Regular Meeting minutes, September 23rd, 2019, there were none they stand as presented.

ITEM 4. COLLECTION REPORTS

a) Approve Collection Reports for County Clerk and County Criminal Court.

Susanne Morris, County Clerk, reported September 2019 County Clerk Collections, \$16,115.00; and County Court Collections, \$4,965.77. See reports attached.

Commissioner Cannon moved for approval of the collection reports; Commissioner Driskell gave a second; and Judge Leago called for the vote.

VOTING:

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

Motion carried unanimously.

- b) Approve Collection Reports for District Attorney
No report was submitted.
- c) Approve Collection Reports for District Clerk
No report was submitted.

TREASURER – JUDI DELESANDRI

ITEM 5. Approve paying County bills.

Accounts Payable Claims List for October 15, 2019 was submitted by Judi Delesandri, County Treasurer. See A/P Claims List attached.

Commissioner Cannon made a motion to approve payment of county bills; Commissioner Pohorelsky 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 6. Approve bills paid since last court date, September 23, 2019. See report attached.

Commissioner Driskell made a motion to approve bills paid since last court date, September 23, 2019; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

ITEM 7. Approve Treasurer's Reports. See all attached.

- a. County Treasurer's Monthly Report for September 2019 was moved for approval by Commissioner Cannon; Commissioner Driskell gave a second; and Judge called for the vote.

VOTING:

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

All approved, motion carried.

- b. Quarterly Report ending September 2019, Commissioner Cannon made his motion to approve Quarterly Report; Commissioner Driskell seconded the motion; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

- c. Quarterly Investment Report ending September 2019, Commissioner Driskell moved to approve Quarterly Investment Report; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

ITEM 8. Approve personnel changes.

Judi Delesandri, County Treasurer reported personnel changes as follows:

Judith V. Rodriguez, temporary clerk in J.P. office for 9/21/19 to 10/4/19, effective date 9/21/19 at \$12.00 rate of pay.

Janet Boone, Elections Department, from temporary to part-time employee, effective 9/25/19, \$12.00 hourly until 10/21/19 when Boone begins full-time employment at \$19.18 hourly.

Samantha Monday, Dispatcher Sheriff's Department, effective 10/9/19, \$13.00 hourly, replacing Kristie Brown.

Danielle Byrd, Clerk, J.P. office, effective 10/15/19, new full-time position, \$12.00 hourly.

Delesandri said, there is one payroll demotion to report, Clayton Wyatt, Precinct 1, demoted from equipment operator (\$19 hourly) to Transfer Station operator, effective 9/23/19 at \$10.88 hourly.

A copy of personnel changes is attached.

Commissioner Cannon made his motion to approve personnel 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A Budget Analysis Usage report for October 15, 2019 was provided by auditor's office. A copy is included in these minutes for review.

ITEM 10. Budget Amendments

An Order for Budget Amendments to the 2018-2019 budget were submitted for court's consideration. See attached.

Commissioner Cannon made a motion to approve budget amendments; Commissioner Pohorelsky seconded the motion; and Judge Leago called the vote.

VOTING:

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

All in favor, motion carried.

DEPARTMENTAL REPORTS

ITEM 11. Safety Meeting Monthly Report - Lynn Jeffries

Lynn Jeffries, DR, gave a report on the repair project for the courthouse basement's water leakage problem that has been on-going for several years. Chamberlain Roofing and Waterproofing Company, Houston, Texas, made the repairs and Dale Veselka, Madisonville Country Garden Center repaired the lawn.

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

Karen Lane, TAC reported on September 2019 collections including current taxes, delinquent taxes, fees, vehicle registrations, and Texas Parks & Wildlife titles. See attached.

ITEM 13. County Library Monthly Report – Veronica Grooms, Librarian

No report was submitted.

ITEM 14. Emergency Management Report – Shelly Butts

An Emergency Management Report was submitted by Shelly Butts, Emergency Management Coordinator. She told about the Madison County burn ban being lifted this morning, continued work on FEMA reimbursements from previous disasters; a new date for opening bids for the Hazard Mitigation Action Plan Grant administrative and planning services; and a training meeting for the Census Complete Count Committee for the 2020 Census. A copy of Butts report is attached.

ITEM 15. County Extension Agent Monthly Report – Chadd Caperton

Leslie Lazenby, Extension Program Assistant gave a report on current activities of the 4-H Club. Several members have been showing their animals at the State Fair of Texas in Dallas. Zach Rebstock, member of the 4-H Archery Club won first place out of 200 entries in the Sr. Compound Aided Division; and the 4-H Robotics Club did well too. Several 4-H'ers are showing animals at the Brazos Valley Fair. Each year Madison County 4-H Clubs are required to have a Community Service Project called One Day 4-H. Madison County 4-H will have their One Day 4-H project, "Ag Alley", during the Texas Mushroom

TEM 16. Veterans Affairs – Danny Singletary

Local Veteran Service Officer Danny Singletary reported taking two veterans to Temple, Texas, and three to Bryan-College Station for health care services. He assisted one veteran with his DD214 and participated in a webinar on Ethics as a part of his certification.

ITEM 17. Elections Administrator-Earl Parker

Earl Parker, Elections Administrator, is retiring December 1, 2019, after 12 years of service with the county. He introduced his predecessor, Janet Boone who has been an elections worker for several years. Parker reminded everyone of the General Election November 5, 2019, Constitutional Amendments, early voting begins October 21, 2019 through November 1, 2019.

ITEM 18. 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 one submitted a Public Participation form.

Comment: Charles D. Turner received a Civilian Interaction Training Certificate from Bill Blackwood, Law Enforcement Management Institute of Texas, October 7, 2019, at the Criminal Justice Center, Sam Houston State University, Huntsville, Texas. See attached.

ITEM 19. Discuss and consider approving FY2020 Revised Order for Term for Madison County Commissioners’ Court. See attached.

Commissioner Driskell moved to approve FY2020 Revised Order for Term for Madison County Commissioners’ Court; Commissioner Pohorelsky gave his 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 20. Discuss and consider closing the 30-day comment period and approving re-plat of the Mathis Meadows Subdivision, recorded in Vol 239, Page 405, in the J. S. Hunter and John Crowover, Sr. Surveys, Madison County, Texas containing 8.096 Acres, Tract 23.

Shelly Butts, 911 Coordinator, said 11 certified letters were sent to landowners living within 200 feet of the property described and there were not objections to the re-plat.

Commissioner Cannon moved to approve re-plat of Mathis Meadows Subdivision; Commissioner Pohorelsky gave a second to the motion; and Judge Leago called the vote.

VOTING:

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

All in favor, motion carried.

ITEM 21. Pursuant to Texas Local Government Code, Section 154.007, copy attached, order that all money that other wise would be deposited in a salary fund created under the Texas Local Government Code, Chapter 154.042, be deposited in the County's general fund.

This is an annual requirement for the commissioners' court at its first meeting of the new fiscal year, FY2019-2020, to approve this Order, Judge said.

Commissioner Driskell made his motion to accept Order to Direct Deposit Salary Fund Monies into the General Fund of Madison County; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 22. Discuss Madison County's Compensation Scale for FY2020.

Commissioner Cannon made a motion to table this agenda item; Commissioner Driskell seconded the motion; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 23. Discuss and consider Memorandum of Understanding between Mental Health Mental Retardation Authority of Brazos Valley and Madison County Jail.

Judge Leago said this is renewal of an agreement our jail has with the MHMR Authority of Brazos Valley. The need for mental health services is growing and its cost is expensive, he said. A copy of the agreement is recorded in these minutes.

Commissioner Driskell moved to accept MOU between MHMR Authority of Brazos Valley and Madison County; Commissioner Pohorelsky gave a second to the motion; and Judge called for the vote.

VOTING:

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

All in favor, motion carried.

ITEM 24. Discuss and consider Agreement to Contribute Right of Way Funds (Fixed Price) with Texas Department of Transportation for bridge replacement at Hwy 21 and Trinity River.

Judge Leago explained TxDOT is widening the bridge over the Trinity River and our county is required for making right of way acquisitions. The county's cost share to purchase those right of ways is \$2,100. Commissioner Cannon made a motion to accept Agreement to Contribute Right of Way Funds with TxDOT for bridge replacement at Hwy 21 and Trinity River; Commissioner Driskell gave a second to the motion; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 25. Discuss and consider funding for Right of Way Project.

Judge Leago said funding for the right of way project needs to be decided. Commissioner Driskell said it should be paid from the contingency fund and moved for approval for payment; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

ITEM 26. Discuss and consider Resolution Authorizing Madison County Judge to Execute for and on Behalf of Madison County, Texas an Agreement to Contribute Funds to the State for Proper Development and Construction of the State Highway System.

Judge Leago called on Clint Jones, District Engineer with TxDOT to give the good news about our county's state highway projects. Jones said the Texas Transportation Committee, Austin, Texas, has determined Madison County qualifies under the agency's Economically Disadvantaged County Program. Texas Transportation Committee reduced the county's financial responsibility share for all fiscal year 2020 projects by 61%, making the county's share cost 3.9%. Jones said Ann Blackwell, Right of Way Agent with TxDOT, is in attendance should anyone have a right of way question. Judge Leago said the county is looking at a considerable contribution on the State Highway 21 widening and our cost share dropped dramatically, really, really dramatically. TxDoT's project for the loop around the southern part of the county has been fully funded and hopefully we can go ahead and contract for what will be our share cost of it, Judge said. Jones said one good thing to note, this is a fixed agreement and once it is signed any additional cost that comes up later will not cost the county, it will be TxDOT's expense. A copy of the Resolution is recorded in these minutes.

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Commissioner Driskell made a motion to approve Resolution Authorizing Madison County Judge to execute an Agreement to Contribute Funds to the State for Proper Development and Construction of the State Highway System; Commissioner Cannon gave a second to the motion; 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, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

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 one presented a Public Participation form.

ITEM 28. Adjourn

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

VOTING:

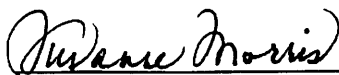
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2, Absent				
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Tuesday, October 15, 2019, at 10:17 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 October 15, 2019.

Approved and signed this 28th day of October 2019.



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

