



Minutes for the
Madison County Commissioners Court
Monday, October 28, 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 28th day of October 2019, 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	Precinct 1, Commissioner	Present
Carl Wiseman	Precinct 2, Commissioner	Present
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 October 15th, 2019.

Judge Leago asked for any comments or corrections to Regular Meeting minutes, October 15th, 2019, there were none they stand as presented.

ITEM 4. COLLECTION REPORTS

- a) Approve Collection Reports for County Clerk and County Criminal Court.
No report was submitted.
- 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 28, 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 Driskell 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 favor, motion carried.

ITEM 6. Approve bills paid since last court date October 15, 2019. See report attached.
Commissioner Cannon made a motion to approve bills paid since last court date, October 15, 2019;
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			

No one opposed, motion carried.

ITEM 7. Approve Treasurer's Reports.

No reports were submitted.

ITEM 8. Approve personnel changes.

No personnel changes to report.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A Budget Analysis Usage report for October 28, 2019 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.

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

No report was submitted.

ITEM 13. Emergency Management Report – Shelly Butts

No report was submitted.

ITEM 14. County Extension Agent Monthly Report – Chadd Caperton

A report was given by Chadd Caperton, Extension Agent on 4-H activities in the month of October. Several participated in the State Fair of Texas events, livestock, archery and robotics. A number showed animals at the Brazos Valley Fair and the Mushroom Festival was a great success with 97 4-H members participating (see attachment), all ten clubs had a part in this community outreach project. Animal tag in's for the Madison County Fair was held recently along with a workshop for new 4-H exhibitors. A sewing class is planned for the youth to begin soon. The Cow Country Congress was held October 18, 2019, in Crockett, Texas with 75 attendees and 19 vendors. This event, an eight-county program, is held annually.

ITEM 15. Veterans Affairs – Danny Singletary

No report was submitted

ITEM 16. Elections Administrator-Earl Parker

Earl Parker, Elections Administrator reported on the voter turnout the first week of voting on Constitutional Amendments. Only 2% registered voters have voted, 127 in person and 57 mail ballots. He challenged everyone to vote and to encourage others to vote. There is an amendment on this ballot concerning a state individual income tax, you may want to consider going to the polls.

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 one submitted a Public Participation form.

ITEM 18. Discuss and consider Agreement with Texas Department of Transportation to Contribute Right of Way Funds for the U.S. 190/Hwy. 21 Project.

Judge Leago explained this contract is the county's share for the expansion of State Highway 21 after Madison County was declared disadvantaged by the Texas Transportation Committees, Economically Disadvantaged County Program. It reduces the county's financial obligations from 1.45 million to \$566,943.58 for right of ways on SH 21. The funds will be interest free and paid over a five-year period. Once this contract is signed there will be no more expense to the county. If there are any additional costs for right of ways it will be TxDot's expense. Judge said TxDot will hold a public meeting November 12, 2019, at the Kimbro Convention Center for public input about the by-pass around the City of Madisonville. He concluded that the contract with TxDot for the loop has not been written but the cost to the county should be \$280,000 not the original cost \$660,000.

Commissioner Driskell moved to approve the Agreement with Texas Department of Transportation to Contribute Right of Way Funds for the U.S. 190/Hwy 21 Project; 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 19. Discuss and consider acceptance of FY2019 Emergency Management Performance Grant Award and signing of Notice of Subrecipient Grant Award.

Shelly Butts, Emergency Management Coordinator said this is an annual grant we have been fortunate enough to receive each year. It is an Emergency Management Performance Grant approved in the amount of \$27,741.96 and the county contributes a cost match in the same amount.

Commissioner Cannon moved to approve this grant award; 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	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 20. Discuss and consider FY2020-2021 Inter Local Agreement for the Regional Public Defender for Capital cases.

Judge Leago explained this is essentially an insurance policy. If we have a capital murder case in our county this Regional Public Defender will come to our aide. We have bought into this agreement for several years; and a capital case in this county could bankrupt us, he said. Toni Joyner, Auditor, said we have had this Inter Local Agreement five or six years, the first two years it was free but then they began charging. The cost to renew varies but this renewal cost is \$14,830.

Commissioner Pohorelsky made a motion to approve renewal of this FY2020-2021 Inter Local Agreement; 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 21. Discuss and consider quotes from three vendors for replacement to two water heaters at the County Jail.

Judge Leago called on Captain Larry Shiver, Jail Administrator, Madison County Sheriff's Department to present three quotes received from vendors for replacement of two hot water heaters at the county jail. Shiver said all three bidding companies walked through the facility to estimate the cost for two new commercial hot water heaters, but we were surprised by the disparity of bids. See quotes attached. One company gave a detailed quote, but the other two did not. Judge suggested that the vendors be contacted again for an "apples to apples" quote.

Commissioner Driskell moved not to approve this agenda item; 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			

All approved, motion carried.

ITEM 22. Discuss and consider Contracts with Lexis Nexis.

Commissioner Cannon made a motion to approve contracts with Lexis Nexis; 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	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 23. Discuss and consider approving final minor plat recorded in Volume 950, Page 296, of the Madison County Records. Located in the John Crownover Survey, Abstract 0012, said division resulting in the creation of a 10.10 acre tract being out of and part of those various tracts of land described in a deed to Windy Hill Rents, Ltd., as recorded in the official records above and described by metes and bounds as attached to this application. Directions to Property: West of Madisonville, along FM 1452, known 12 911 address 1880 FM 1452 W., Madisonville, Texas 77864.

Shelly Butts, 911 Coordinator gave explanation for this minor plat application. This property is out of several parcels of land and the owner wanted to retain 10.10 acres. The road footage does not have the required 80' frontage, but it does have a 30' easement to the property. A copy of the application and plats are recorded in these minutes.

Commissioner Driskell made a motion to approve final minor plat; 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 approved, motion carried.

ITEM 24. **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 25. Adjourn

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

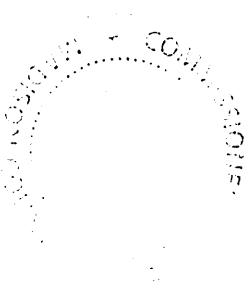
VOTING:

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

No one opposed, motion carried.

Meeting was adjourned Monday, October 28, 2019, 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 October 28, 2019.



Approved and signed this 12th day of November 2019.

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