



**Minutes for the  
Madison County Commissioners Court  
Monday, May 9, 2022**

THE STATE OF TEXAS  
COUNTY OF MADISON

IN COMMISSIONERS COURT  
OF MADISON COUNTY TEXAS

The Madison County Commissioners Court met in Regular Session the 9<sup>TH</sup> day of May 2022, 8:30 a.m., at the Madison County Courthouse Annex, County Courtroom, 103 W. Trinity Street, Suite 106, Madisonville, Texas with the following members:

Tony Leago	County Judge	Absent
Billy McNutt	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**

Commissioner Cannon gave the invocation and led pledges of allegiance to the United States and Texas flags.

**ITEM 2. CALL THE MEETING TO ORDER**

Commissioner Cannon called the meeting to order with a quorum present.

**COUNTY CLERK – SUSANNE MORRIS**

**ITEM 3.** Review and/or correct minutes of Regular Meeting held April 25, 2022. See attached. Commissioner Cannon asked for any comments or corrections to the minutes, there were none, the minutes stand as presented.

**ITEM 4. COLLECTION REPORTS**

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

Susanne Morris, County Clerk submitted County Clerk Collections for April 2022, \$16,793.25; and County Court Collections for April 2022, \$3,656.92. See attached.

**VOTING:**

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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 Report for District Clerk  
No report was submitted.

**TREASURER – JUDI DELESANDRI**

ITEM 5. Approve paying County bills.

Accounts Payable Claims List for May 9, 2022, was submitted by Judi Delesandri, County Treasurer. See A/P Claims List attached.

Commissioner Pohorelsky made a motion to approve; Commissioner Wiseman gave a second; and Commissioner Cannon said we have a motion and second and called for a vote to approve paying May 9, 2022, county bills.

VOTING:

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

All agreed, motion carried.

ITEM 6. Approve bills paid since last court date April 25, 2022. See attached.

Commissioner Wiseman made a motion to approve; Commissioner Cannon gave a second; and Commissioner Cannon called for a vote to approve bills paid since last court date April 25, 2022, all in favor.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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 submitted Treasurer's Monthly Report for April 2022, a combined statement of cash receipts and disbursements and combined statement of county finances for the quarter ending April 30, 2022. See attached.

Commissioner Wiseman made a motion to approve Treasurer's Report; Commissioner McNutt seconded the motion and Commissioner Cannon called for a vote.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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 8. Approve personnel changes.**

Judi Delesandri, Treasurer submitted Sheriff Department's personnel payroll changes as follows: Klute Kyle advanced to Master Deputy, 4/16/2022, at a rate of pay, \$24.01; and Joshua Gomez was hired as Deputy replacing John Harris on 5/2/2022, rate of pay, \$19.08.

Commissioner Wiseman moved to approve; Commissioner Pohorelsky gave a second; and Commissioner Cannon called for a vote to approve personnel changes. See attached.

**VOTING:**

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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.

**AUDITOR – TONI JOYNER**

**ITEM 9. Auditor's Report**

A budget analysis report was provided by auditor's office. A copy is included in these minutes for review.

**ITEM 10. Budget Amendments**

No budget amendments were submitted.

**DEPARTMENTAL REPORTS**

**ITEM 11. Designated Representative Monthly Report - Lynn Jeffries**

Jeffries reported conducting April 2022 nine food health inspections, total fees, \$1,304.00, and ten septic system applications, total fees, \$1,820.00.

**ITEM 12. Tax Assessor/Collector Monthly Report – Karen Lane, TAC**

Tax Office Monthly Report for April 2022, total funds collected was \$62,870.98; registration and title fees, \$763,868.89; and Texas Parks & Wildlife boat titles, motor titles, renewals, and lost title applications, \$2,179.77. See attached.

**ITEM 13. Emergency Management Report – Shelly Butts**

No report was submitted.

**ITEM 14. County Extension Agent Monthly Report**

Allen Homann, Extension Agent reported on activities of Madison County 4-H Clubs, the annual stock shows, and the county show. He said they have moved their offices across the hallway at the extension office to accommodate another county agent with the Cooperative Extension Program serving Madison and Leon counties. A new intern will begin employment June 1<sup>st</sup>, and the new Anderson County 4-H Agent will be training here this summer. Also, another intern will be working on a volunteer basis. The organization is forming a County 4-H Council and members are applying to run for office on the newly developed council, he said.

**ITEM 15. Veterans Affairs – Danny Singletary**

No report was submitted.

ITEM 16. Elections Administrator-Bobbie Duke

Bobbie Duke, EA reported on the Constitutional Amendment and Special Election May 7, 2022, 628 voters cast their ballots, both propositions passed, and Normangee Schools bond election passed. See attached. Early voting for Primary Election Runoffs begins Monday, May 16, 2022.

ITEM 17. Justice of the Peace – Steve Cole/Jon Stevens See attached.

Steve Cole, Justice of the Peace, Pct. 2, gave reports for both J.P. offices. Judge Cole collected \$4,684.95, in county fees and \$2,544.55 state fees. Judge Stevens, Pct. 1, collected \$9,939.39 county fees and \$5,446.39 state fees.

ITEM 18. Sheriff's Department – Bobby Adams

Sheriff Bobby Adams reported for the month of April 2022, 275 calls; 18,548 miles; 14 arrests; 32 charges; 33 citations; 131 warrants; and 45 incarcerated.

ITEM 19. Historical Commission – Clark Osborne

The dedication ceremony for Ten Mile Cemetery's Historical Marker was held Saturday, May 7, 2022, it has been eight years in the making, a long journey, and a good turnout around 50-60 persons in attendance, Clark Osborne, President said. I am expecting a call next week from the Warden at TDCJ Ferguson Farm Unit, they are planning to get their TDCJ Community Squad active again. In order to use their service, you have to be a government entity or non-profit organization, so a possibility may be for the Historical Commission to contract with TDCJ to accommodate some smaller county cemeteries in need of Community Squad's service, Osborne said.

**ITEM 20. 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.**

Two Public Participation Forms were presented to the Clerk of Court in reference to Agenda Items 21 and 22.

- 1) Wyona Ballard, North Zulch, Texas, said in general, she is against Agenda Items 21 and 22 and gave handouts to each commissioner before giving her presentation and objections. A copy is recorded in these minutes.
- 2) Brian Kyle, North Zulch, Texas, said in general, he is against Agenda Items 21 and 22 and stated his objections.

ITEM 21. Discuss and consider application and preliminary plat for property recorded in Volume 1816, Page 107, Number, 15411 of the Madison County Records. Located in the James M. Harbour survey Tract 1-5, Abstract 0109 of Willow Branch Estates with a variance for width; depth ratio greater than 1:3. See attached.

Jennifer Dunkin, representing the developer and owner of Willow Branch Estates gave explanation of the subdivision plat. She informed the court that no tracts have been sold on the property and lots are platted as ten acres or more, a market we are trying to help, she said. She discussed the issue with North Zulch Water District not being able to supply water, so, a study was done for capacity for water wells on each tract, and the drainage study that was completed will be shared with each potential buyer. Dunkin said they did not know about the variance ratio requirement for lots over ten acres, thought it applied for tracts under ten acres, so, they may consider revising the subdivision.

Commissioner Pohorelsky made a motion to table this agenda item; Commissioner Wiseman seconded the motion; and Commissioner Cannon called for a vote to table application and preliminary plat for property in Willow Branch Estates, all in favor.

VOTING:

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

All agreed to table this agenda item, motion carried.

ITEM 22. Discuss and consider application for final major plat for property recorded in Volume 1816, Page 107, Number 15411 of the Madison County Records. Located in the James M. Harbour Survey Tract 1-5, Abstract 0109 of Willow Branch Estates with a variance for width: depth ratio greater than 1:3. Commissioner McNutt moved to table this agenda item; Commissioner Wiseman gave a second; and Commissioner Cannon said we have a motion and second to table this agenda item, application for final major plat for property in Willow Branch Estates, all in favor.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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 final minor plat for property recorded in Volume 1841, Page 172, Number 116710 of the Madison County Clerk Records. Located in the Thomas P. Gentry Survey along Dutton Lane, Madisonville, Texas.

Commissioner Wiseman moved to approve final minor plat; Commissioner McNutt seconded the motion; and Commissioner Cannon called for a vote to approve final minor plat for property recorded in Volume 1841, Page 172, Number 116710 of the Madison County Clerk Records. Located in the Thomas P. Gentry Survey along Dutton Lane, Madisonville, Texas, all in favor.

VOTING:

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

All agreed, motion carried.

ITEM 24. Discuss and consider final minor plat for property recorded in Volume 1808, Page 134, Number 114938 of the Madison County Records. Located in the High Chandler Survey, Abstract 0009, Tract 5, 22.05 acres more or less.

Commissioner Pohorelsky moved to table this agenda item; Commissioner Wiseman gave a second; and Commissioner Cannon said we have a motion and second to table the final minor plat for property recorded in Volume 1808, Page 134, Number 114938 of the Madison County Records. Located in the High Chandler Survey, Abstract 0009, Tract 5, 22.05 acres more or less, all in favor.

VOTING:

Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, 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 Commissioner Cannon called for a vote.

VOTING:

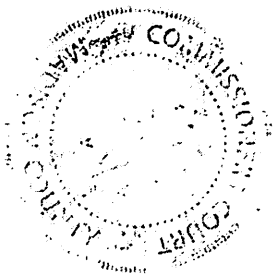
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge, Absent				
Billy McNutt, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

Meeting was adjourned Monday, May 9, 2022, at 9:14 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 May 9, 2022.

Approved and signed this 23<sup>rd</sup> day of May 2022.



*Susanne Morris*

Susanne Morris, Clerk  
Commissioners Court  
Madison County, Texas