



Minutes for the  
Madison County Commissioners Court  
Monday, November 12, 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 12<sup>TH</sup> day of November 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 28<sup>th</sup>, 2019.

Judge Leago asked for any comments or corrections to Regular Meeting minutes, November 28, 2019, there were none they stand as presented.

**ITEM 4. COLLECTION REPORTS**

- a) Approve Collection Reports for County Clerk and County Criminal Court.  
October 2019 collections for County Clerk was \$20,448.75; and County Criminal Court, \$5,915.67 as reported by Susanne Morris, County Clerk
- 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 November 12, 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 28, 2019. See report attached.

Commissioner Cannon made a motion to approve bills paid since last court date, October 28, 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.

Judi Delesandri, Treasurer, submitted the Treasurer's Monthly Report for October 2019 as recorded in these minutes.

Commissioner Pohorelsky made a motion to accept Treasurer's Monthly Report for October 2019;

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 8. Approve personnel changes.

County Treasurer reported one payroll change, Rebecca Ogg was hired November 4, 2019, in an open position as custodian, \$10.73 hourly pay, Judge's department.

AUDITOR – TONI JOYNER

ITEM 9. Auditor Report

A Budget Analysis Usage report for November 12, 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

Jeffries reported on October 2019 events. Joe Szewczyk, Risk Control Consultant, Texas Association of Counties (TAC) presented a Fire Safety program for county employees October 1-2, there were 16 in attendance. Five permits totaling \$260 were issued to the Mushroom Festival vendors and four septic system applications totaling \$920 were issued. The monthly Safety Meeting was held with 19 employees present.

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  
No report was submitted.

ITEM 15. Veterans Affairs – Danny Singletary

Singletary reported assisting three veterans to College Station, Texas, for health care services; assisted one veteran with purchasing a headstone; assisted a vet with DD214 form; and one veteran with application for benefits.

ITEM 16. Elections Administrator-Earl Parker

Parker said he would like to express his thanks to county employees who helped with the recent election, Lynn Jeffries, Karen Lane, Veronica Hunt, Susanne Morris, Adrian Lawson and Charles Turner.

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. Canvass the votes from the 2019 November Election.

Janet Boone newly elected Elections Administrator presented the Canvass of General Election held on November 5, 2019, State of Texas Constitutional Amendments. The election went smoothly with 1,137 of the county's 7,428 registered voters, 15.3%, voting, Boone said. Judge Leago, Presiding Officer of Canvassing Authority certified that the figures on the tally sheets correspond with the figures on the returns. A copy of the Canvass Results Report and certified copy Canvass of General Election is recorded in these minutes.

ITEM 19. Discuss and consider action on the Resolution for the FY2020 Madison County Formula Grant Program Application from the Texas Indigent Defense Commission to provide improvements in indigent defense services within Madison County.

Judge Leago explained this covers the indigent defense program in our county, what we provide which is mandated by the state. Toni Joyner said this is an application for our county to get some reimbursement for indigent defense cost. It doesn't cover much of the cost, we spend some \$150,000

yearly on indigent defense. Judge said unfortunately this number is growing.  
 Commissioner Driskell moved for approval of the Resolution for the FY2020 Madison County Formula Grant Program Application; 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 20. Discuss and consider seeking bids for road materials and hauling for Madison County from January 1, 2020 to December 31, 2020.

Commissioner Driskell made a motion to seek bids for road materials and hauling for 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			

All approved, motion carried.

ITEM 21. Discuss and consider Madison County 2019 Safety Banquet.

Judge Leago called on Lynn Jefferies, Safety Representative to give information about the annual December Safety Banquet/meeting. Jeffries said in appreciation, employees will be presented with a Christmas gift, a jacket with our Madison County seal embroidered on it. The meal will be provided by Mallett Brothers and they will serve fajitas.

ITEM 22. Discuss and consider Madison County Float for the 2019 Annual Christmas Parade.

Donna Cuevas, Administrative Assistant to Judge said some employees decided to have a float in the Christmas Parade this year to promote our county. The county is not financially contributing to the float, it is an employee project. Employees are invited to be a part of this project by devoting time, talent or monies.

ITEM 23. Discuss and consider nominations for the Madison CAD Board of Directors.

Judge Leago asked W. C. Bennett, Sr., who was seated in the gallery, if he would continue to serve on the CAD Board of Directors, Bennett agreed.

Commissioner Pohorelsky moved to approve; 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			

Unanimous vote, motion carried.

ITEM 24. Discuss and consider longevity pay for elected officials.

Judi Delesandri, Treasurer read from the County's Personnel Policy manual, "Longevity pay will be paid annually in December of each year or a date established by Commissioners' Court." Elected officials are salaried employees and paid on a monthly basis, so their longevity payment is not paid until December 31st. Delesandri is asking the court to consider changing the policy for salaried employees to receive longevity pay on November 30<sup>th</sup> each year. All other employees who are paid hourly will receive their longevity pay the first payroll of December in time for Christmas shopping, she said.

Commissioner Driskell made a motion to approve longevity pay for elected officials on November 30<sup>th</sup> each year; Commissioner Cannon 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 25. Discuss and consider county employee salary scale.

Commissioner Cannon said this needs to be discussed due to the 4% increase given to employees this budget time and asked Toni Joyner, Auditor to explain. She said the court needs to try and establish a cap on certain pay grades. There is a compensation schedule in place that shows each different pay grade and the range of salaries in each grade. Each year that compensation schedule is to be reviewed by commissioners' court and those ranges decided on by the court. In years past the adjustments were made to that scale based on what the budgeted adjustment was, and the maximum side of that scale was budgeted on whatever across the board general salary increase was made during the budget process. The minimum side of that scale was adjusted by fifty percent. During this budget process it was determined that automatically adjusting the maximum side of the pay scale was not the avenue commissioners' court wanted to take. It was not going to be a given anymore. The commissioners' court will review the pay scales and set limits. A 2020 compensation pay grade schedule has not been established. Commissioner Driskell says the maximum side of the scale should be capped. Joyner said you will have to make decisions on some employees who are outside compensation scale, today's discussion is to establish what commissioners' court wants the 2020 compensation scale to be. Judge Leago said today we want to take an action on the cap. Motion was made by Commissioner Cannon for compensation schedule be adjusted by 2% on the minimum side of the scale and the maximum side of the scale to stay levied with no 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 approved, motion carried.

**ITEM 26.** Discuss and consider waiving Madison County Economic Development Corporation 2019 property taxes in the amount of \$244.70.

Commissioner Cannon moved to waive Madison County EDC 2019 property taxes in the amount of \$224.70; 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 favor, motion carried.

**ITEM 27.** Discuss and consider bids for the Texas Hazard Mitigation Assistance Project funded through the Texas Division of Emergency Management (TDEM).

To be eligible for a grant you must have a mitigation plan which we have with Texas Association of Counties (TAC) but it is expiring, said Donna Cuevas, Assistant to the Judge and Emergency Management Assistant. It was decided that Emergency Management would go out for three bids for Hazard Mitigation Plan. Three proposals were received, and a Scoring Committee was formed for review and scoring of all three proposals. A copy of the three proposals and score summaries is recorded in these minutes. Judge Leago said an expanded version to this is the State of Texas was awarded some five billion dollars in grant money. This grant is strictly earmarked for future mitigation events. Grant Works was scored by the committee as the choice for the mitigation plan and makes this recommendation to the commissioners' county for its approval.

Commissioner Driskell moved to approve Grant Works for the Texas Hazard Mitigation Assistance Project; Commissioner Wiseman 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			

Unanimous vote, motion carried.

ITEM 28. Discuss and consider Resolution authorizing the award of service provided for the Texas Hazard Mitigation Assistance Project funded through the Texas Division of Emergency Management (TDEM).

Commissioner Cannon moved to approve the Resolution authorizing the award of service to Grant Works for the Texas Hazard Mitigation Assistance Project funded through the Texas Division of Emergency Management; 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 29. Discuss and consider quotes from Dependable Generators and Stateline Power Corp. for maintenance agreements for generators at Annex and Courthouse.

Judge Leago discussed the generator located at Madison County fairgrounds needing repair. Several years ago, the county acquired the generator with grant funding and made an agreement with Madison County Fair Association to locate the generator there. The generator and fairground facilities are to be used in the event of disaster and emergency events Judge explained. Two quotes were received from service companies, one was described in detail and the other was not. Judge suggested to table this agenda item until a better description could be made for this service including a contract for annual service of generators at Courthouse and Annex.

Commissioner Driskell moved to table 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 in favor, motion carried.

ITEM 30. Discuss and consider hiring full-time employee from December 1, 2019 – January 21, 2020, for training period to replace the current deputy treasurer whose last day will be January 31, 2020.

Judi Delesandri, Treasurer said "I am pleading for the court's permission to allow me to use contingency funds in order to get a fulltime employee in place with 60 days training to replace current deputy treasurer, Mike Bishop who is retiring January 31, 2019. Bishop prepares the county's payrolls, Human Resources, assists with accounts payable and other duties. My thoughts are to pay the new employee \$18.00 hourly and increase pay to \$20.00 February 1, 2020. I would like to post the position and have someone in place by December 1, 2019." Commissioner Driskell suggested a starting pay of \$16.00 hourly, but if a more qualified and experienced person applies for the position, then make a request to the Salary Committee for approval of \$18.00 starting pay. Judge Leago said this will give Delesandri ability to negotiate an hourly pay. Delesandri said there are five pay periods between December 1, 2019 and January 31, 2020, so she would request monies from contingency fund.

Commissioner Driskell made a motion to approve; Commissioner Wiseman seconded the motion; and Judge Leago said we have a motion and a second for treasurer to begin a search for a fulltime employee to begin December 1, 2019, and work through January 31, 2020 as a training period, all in favor.

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 31. Discuss and consider Sweet Pickings Market's request for funds in the amount of \$1,500.00 from the Hotel Occupancy Tax for the Madisonville Gingerbread Market.

Commissioner Driskell moved for approval of request of \$1,500 HOT funds; 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 32. Discuss and consider Manage Rental Agreement with UBEO Business Services for copier for District Clerk's Office.

Commissioner Driskell approved UBEO Business Services Manage Rental Agreement for copier in District Clerk's Office; 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 33. **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 34. Adjourn

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

VOTING:

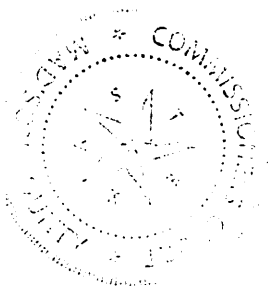
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Tuesday, November 12, at 10:35 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 November 12, 2019.

Approved and signed this 25<sup>th</sup> day of November 2019.



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