



Minutes for the
Madison County Commissioners Court
Monday, December 23, 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 23rd day of December 2019, 9:32 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 December 9, 2019, as attached. Judge Leago asked for any comments or corrections to Regular Meeting minutes, December 9, 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 December 23, 2019 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:

	Aye	Nay	ABSTAIN	RECUSE
Court	X			
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 December 9, 2019. See report attached. Commissioner Driskell made a motion to approve bills paid since last court date, December 9, 2019; Commissioner Cannon gave a second; and Judge called for a vote.

VOTING:

	Aye	Nay	ABSTAIN	RECUSE
Court	X			
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. Madison County Treasurer, Judi Delesandri reported one payroll change. Ashley L. Boone was hired December 10, 2019, \$12.00 hourly as a temporary clerk in the County Clerk's office until Heidi Ellis, clerk, returns from medical leave of absence. The Salary Committee approved \$12.00 rate of pay, Boone had previously worked in the clerk's office and is familiar with clerk duties. See request attached. Commissioner Cannon moved for approval of personnel change; Commissioner Driskell gave a second; and Judge called for a vote.

VOTING:

	Aye	Nay	ABSTAIN	RECUSE
Court	X			
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.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A Budget Analysis Usage report for December 23, 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 three recent septic applications, a fee of \$690.00, and the Christmas Safety banquet with 36 county employees and counting guest there was a total of 62 in attendance.

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

Karen Lane, TAC, did not submit a report, but told the court tax office collected 1.4 million in taxes last week.

ITEM 13. Emergency Management Report – Shelly Butts

No report was submitted, but Butts commented on activity in getting Interlocal Agreements signed. Judge said it does appear that the grant activity is picking up, Butts agreed and said there will be more information presented on upcoming agendas.

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

Janet Boone, Elections Administrator said voter registration is picking up, it may be due to a group called Engage Texas, a non-profit organization, who are sending out voter registration cards from a very old voter list. Some people are getting upset because they are getting voter applications for deceased persons. Boone is required to process all voter cards wherever they come from, so her business is picking up. Judge asked for additional information about this group. Boone said she had looked them up but did not recall only to say they are a Texas group and all postage to mail these applications is paid by the State of Texas, \$1.30 per card.

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 public participation forms were submitted to clerk of court.

Comment:

Karen Lane, Tax Assessor-Collector, and Deputy Clerk, Veronica Hunt, attended V.G. Young Institute of County Government's 2019 School for County Tax Assessor-Collectors November 11-14, 2019 in San Marcos, Texas. Lane received 14 hours of Educational Training including Ethics for Tax-Assessor Collectors. Hunt received 13 hours of Educational Training and Ethics for TAC. See attached.

ITEM 18. Discuss and consider for approval the County to authorize the submission of an application to update our Hazard Mitigation Plan and to appoint the County Judge as the Chief Executive Officer and Authorizing Representative to act in all matters in connection with the Hazard Mitigation grant.

Shelly Butts, Emergency Management Coordinator said this is more paperwork on a grant that Grant Works is working on that includes the county, City of Madisonville, City of Midway and North Zulch

Municipal Utility District to get the Hazard Mitigation Plan revised and updated. The date for completion of the application has moved from December 31, 2019 to March 31, 2020, but we want to get our application in as soon as possible. This Resolution will allow Judge Leago to act on behalf of the County in all matters in connection with the FEMA Mitigation Grant. Judge asked if this is out of the General Land Office grant, Butts said it is federal funds through the state's Texas Department of Emergency Management. See attached.

Commissioner Driskell moved for approval of this Resolution; 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			

Unanimous vote, motion carried.

ITEM 19. Discuss, consider and adopt resolution committing the County to 25% match.

Shelly Butts, Emergency Management said this is on that same grant and with the Resolutions we have the City of Madisonville would pay \$6,500; City of Midway, \$1,500; North Zulch Municipal Utility District, \$1,000; and whereas it was \$28,000, the county would pay the difference. See Resolution attached committing Madison County to provide local matching funds to secure and complete the FEMA Hazard Mitigation Planning Grant. See attached.

Commissioner Cannon moved to adopt Resolution committing the County to 25% match of FEMA Hazard Mitigation Planning Grant; 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 request from the Madisonville Cemetery Association, Inc. for a resolution in obtaining County records for the purpose of research.

Judge Leago called on Clark Osborne, president of Madisonville Cemetery Association, Inc. board of directors, to voice his request. He explained his need to view county records for cemetery deeds to identify plot ownerships for his database. He requested a free log-in with the county's recording and indexing vendor, so he can research records when the clerk's office is closed. Susanne Morris, County Clerk, did not agree saying it would be setting a precedence, open the door for title companies and others to request a free log-in. After further discussion commissioners agreed to consider drafting an agreement strictly with Osborne. Judge Leago said for legality, county attorney would be asked to assist in preparing the draft. Commissioner Cannon suggested making the agreement exclusively for Osborne, Judge agreed. Commissioner Driskell moved to prepare a draft agreement exclusively for Osborne's use; 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 maintenance agreement with Cannon Solutions for Copier Supply Inclusive Service Program. See attached.

Judge said this agreement is a renewal for the Probation Department. Commissioner Driskell moved to approve; 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			

All in favor, motion carried.

ITEM 22. Discuss and consider for approval Madison County Solid Waste Disposal Rules for 2020. See attached.

There were no changes to the solid waste disposal rules, Commissioner Pohorelsky moved to approve; 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 23. Discuss, consider and accept resignation of James L. Weathers, Madison County Constable Pct. 1.

Judge Leago read a letter of resignation submitted by James L. Weathers, Constable Pct. 1, effective December 31, 2019, as recorded in these minutes. Commissioner Driskell moved to accept letter of resignation; 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 24. Discuss and consider appointment of James Jackson to fulfill the position of Madison County Constable Pct. 1 from January 1, 2020 through December 31, 2020.

Commissioner Cannon moved to approve the appointment of James Jackson as Constable Pct. 1; 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 25. Discuss and consider Resolution Declaring Madison County, Texas a Gun Sanctuary County. Judge Leago said interesting today it appears our adjoining county to the south, Grimes County, adopted this Resolution along with Walker, Montgomery and Trinity Counties. Judge Leago called on Bobby Adams, District Attorney Detective and candidate of Madison County Sheriff who said, basically what it says we're going to follow the second amendment, we're not going to use county resources for a gun grab. Adams referred to page 5, item number 5, of the Resolution by reading to the court. A copy of this Resolution is recorded in these minutes.

Commissioner Driskell moved to approve the Resolution declaring Madison County, Texas, a Gun Sanctuary County; Commissioner Wiseman 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	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

Unanimous vote, motion carried.

ITEM 26. Discuss and consider awarding bid for road and bridge materials for Madison County from January 1, 2020 – December 31, 2020.

Toni Joyner explained each precinct can decide on their own vendor or a combination of vendors or each can accept all. We do not have an abundance of vendors participating, so its easier for the county to logistically look at this and accept all bids. She would ask each commissioner to review each bid submitted and make wise choices on road and bridge materials.

Commissioner Driskell made a motion to accept all bids submitted for road and bridge materials for January 1, 2020 – December 31, 2020; Commissioner Cannon gave 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 agreed to accept all bids, 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 public participation forms were submitted to clerk of court.

ITEM 28. Adjourn

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

VOTING:

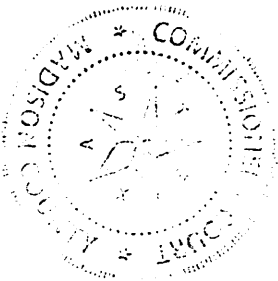
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Monday, December 23, 2019 at 10:25 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 December 23, 2019.

Approved and signed this 13th day of January 2019.



Susanne Morris

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