



Minutes for the
Madison County Commissioners Court
Monday, March 8, 2021

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 8TH day of March 2021, 9:32 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	Present
Ricky Driskell	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

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 February 22, 2021. See attached. Judge Leago 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. See attached. Susanne Morris, County Clerk reported County Clerk collections for February 2021, \$12,242.25; and County Court collections, \$2,748.20.

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.

- 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 March 8, 2021 was submitted. See A/P Claims List attached.

Commissioner Pohorelsky moved to approve paying county bills; 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 6. Approve bills paid since last court date February 22, 2021. See attached.

Commissioner Driskell made a motion to approve bills paid since last court date, February 22, 2021, 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			

No one opposed, motion carried.

ITEM 7. Approve Treasurer's Report.

Judi Delesandri, County Treasurer submitted a Combined Statement of Cash Receipts and Disbursements for February 2021 as recorded in these minutes.

Commissioner Cannon made a motion to approve treasurer's report for February 2021; Commissioner Driskell 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			

No one opposed, motion carried.

ITEM 8. Approve personnel changes.

Judi Delesandri, County Treasurer reported two payroll changes, Lynn Standley hired 3/1/2021 as a Jailer, Sheriff's Department, at \$12.63 hourly in an open position. Ella Mae Huey was hired 3/8/2021 as Meals Van Driver, MHRC Sr. Meals, at \$10.00 hourly as recommended by Salary Committee, replacing Brenda Nellums. Delesandri reported two payroll promotions to Dispatcher positions, Samantha Moody, and Dispatcher Morgan McNutt effective 2/20/2021, Sheriff's Department, increase from \$13.26 to \$14.26 for Moody and McNutt. See attached.

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.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A budget analysis report for March 8, 2021 was provided by auditor's office. A copy if include in these minutes for review.

ITEM 10. Budget Amendments

No report was submitted.

DEPARTMENTAL REPORTS

ITEM 11. Designated Representative Monthly Report - Lynn Jeffries

Jeffries reported seven wastewater (septic) applications received for a total fee of \$1,600.00 and food establishment inspection applications, \$6,280.00.

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

Madison County Tax Office Monthly Report for February 2021 was submitted by Karen, Lane, Tax A/C. Total funds collected for the month was \$1,003,427.58; Registration and Title System monthly fees was \$612,265.62; and Texas Parks & Wildlife monthly report fees paid to county was \$2,977.67. A copy of this report is attached.

ITEM 13. Emergency Management Report – Shelly Butts.

In Commissioners' Court March 8, 2021 report Butts discussed getting vaccines for our county and the Save our Seniors initiative. She encouraged citizens to register with the Brazos Valley Hub in Bryan-College Station to apply for receiving the vaccine. The on-line site is <https://brazoshub.com/>. A copy of March 8, 2021 Emergency Management report is recorded in these minutes for review. In keeping with the COVID issue, Judge Leago said the Texas State Supreme Court has announced that courts can resume in-person court proceedings. We are going to start getting busy again, we are going to continue to do the right thing and the smart thing, but things are changing, he said.

ITEM 14. County Extension Agent Monthly Report – Chadd Caperton

No report was submitted.

ITEM 15. Veterans Affairs – Danny Singletary

Singletary reported the last couple of months assisting two Veterans to Austin and four to Temple and College Station for health visits.

ITEM 16. Elections Administrator-Janet Boone

No report was submitted.

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

Judge Stevens gave Precinct 1 February 2021 collection report, \$11,538.99. A copy of Judge Cole's Precinct 2 February 2021 report, county collections, \$6,247.00, and Judge Stevens report is included in these minutes.

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.

Three Participation Forms were submitted to Clerk of Court about Agenda Item 21.

Tommy Eugene Mayhood, Sugar Land, Texas; Lee Roy Lance, Bryan, Texas; and Jerry McMahon, North Zulch, Texas, each requested Commissioners' Court support designating April as Confederate History and Heritage Month.

ITEM 19. Discuss and consider appointment of Shelly Butts, Richard Morris, Steven Jeter, Bobby Adams, and K.J. Armstrong as representatives to serve a two-year term on the regional Homeland Security Advisory Committee April 1, 2021 – March 31, 2023.

Commissioner Driskell made a motion to approve the appointments; Commissioner Cannon 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 agreed, motion carried.

ITEM 20. Discuss and consider appointment of Steven Jeter to replace Larry Shiver to serve on the regional Criminal Justice Advisory Committee.

Commissioner Driskell moved to approve appointment of Jeter; 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			

No one opposed, motion carried.

ITEM 21. Discuss and consider Proclamation designating April as Confederate History and Heritage Month. See Proclamation attached.

Commissioner Wiseman made a motion to approve designating April as Confederate History and Heritage Month; 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 in favor, motion carried.

ITEM 22. Discuss and consider Resolution – Opposition to Senate Bill 234/House Bill 749 Efforts to Silence County Officials. See Resolution attached.

Judge Leago gave some background on this agenda item; it began last year and has to do with what is being called a taxpayer funded lobbying. This county does not spend one dime on lobbying, but what this county does do is belong to certain agencies, one of those being TAC, Texas Association of Counties. In our TAC membership dues paid are part of their service to render and keep us informed, I would not say they lobby for us, but what they do is email members letting them know if a bill has been introduced that would be negative for our county. Then it is up to us to decide what action to take, he said. Judge stated that the last session of the legislature, I wound up going to Austin five times. Most of that had to do with property rights and eminent domain. There were bills being introduced that would strengthen our private property rights, and we went down and voiced our support for those bills. Unfortunately, none of them saw the light of day. They want to end me going to Austin to speak for what I feel is right or wrong for our county based on the information provided me. The services we subscribe to do not lobby for us and the irony is that this legislation would not impact larger entities that do employ private lobbying services. The counties most impacted by this are our rural counties, he said. If this resolution is approved opposing the proposed legislation it will be sent to our State Senators and Representatives on behalf of Madison County, he added. Judge Leago read the Resolution – Opposition to Senate Bill 234/House Bill 749 Efforts to Silence County Officials.

Commissioner Cannon moved to approve Resolution and Opposition to Senate Bill 234/House Bill 749 Efforts to Silence County Officials; 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 23. Discuss and consider Extended Declaration of Local Disaster for Public Health Emergency. See attached.

Commissioner Driskell moved to Extend Declaration of Local Disaster for Public Health Emergency.

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 24. Review and Discuss County Purchasing Policy. See attached.

Judge Leago said to his understanding it has been some time since the purchasing policy had been reviewed. Page 4 of the policy is items not requiring requisitions/purchase orders. Judge said one item he would like clarity on, page 4, number 4, professional services, on-going contracts, i.e., contract engineer. What are considered on-going contracts that do not require a purchase order, he asked. Commissioner Cannon read the definition of a contract, a written or spoken agreement between two parties concerning employment, sales or tenancy that is intended to be enforceable by law. It says interlocal contracts and payments to state agencies and other government entities do not require purchase orders. Judge said, so if we have entered into a contract that you have approved then it does not need a purchase order. Commissioner Cannon said, correct. Toni Joyner, Auditor asked if the court would like some history to this, no one on the court now was involved in the confirmation of the purchase order policy. It is established by the Purchasing Board who are the two District Judges and the County Judge. To clarify what your question is to number 4, on-going contracts, does not include all contracts it is for contracts for professional services such as an engineer, CPA firm, or a professional surveyor. Judge said he will consult with the district judges and said he does not understand why things that did not require a PO last year require one this year and it has to do with a draw on a grant. For the last few years, we have processed draws on grants and did not have a PO, have we doing it wrong? Joyner said she believes that we have and that is why I asked for it this time. Monies that come in from a grant are considered county funds, she said. Judge Leago said he would visit with the district judges and get some clarity on question number 4, page 4. He requested a list from those who would like to see any changes that should be made to the Purchasing Policy to be given to him so he could discuss them with the district judges too.

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 Judge called for a vote.

VOTING:

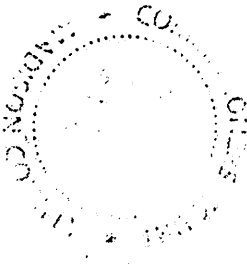
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Monday, March 8, 2021 at 10:23 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 March 8, 2021.

Approved and signed this 22nd day of March 2021.



Susanne Morris

Susanne Morris, Clerk
Commissioners Court
Madison County, Texas