



Minutes for the  
Madison County Commissioners Court  
Monday, August 24, 2020

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 24<sup>th</sup> day of August 2020, 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	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 August 10 and August 17, 2020. See attached.

Judge Leago asked for any comments or corrections to both Regular Meeting minutes there were none, they stand as presented, he said.

**ITEM 4. COLLECTION REPORTS**

- a) Approve Collection Reports for County Clerk and County Criminal Court.  
No reports were submitted.
- b) Approve Collection Reports for District Attorney  
No reports were submitted.
- c) Approve Collection Reports for District Clerk

Rhonda Savage, District Clerk submitted July 2020 Fee Report, \$9,499.15 as recorded in these minutes. Commissioner Cannon made a motion to approve District Clerk's July 2020 Fee Report; 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

**TREASURER – JUDI DELESANDRI**

**ITEM 5. Approve paying County bills.**

Accounts Payable Claims List for August 24, 2020 was submitted by Judi Delesandri, County Treasurer.

See A/P Claims List attached.

Commissioner Driskell made a motion to approve paying county bills; Commissioner Wiseman seconded the motion; and Judge called the 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 August 10, 2020. See attached.**

Commissioner Cannon made a motion to approve bills paid since last court date, August 10, 2020;

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 Report.**

No report was submitted.

**ITEM 8. Approve personnel changes.**

One payroll change was reported by Judi Delesandri, Treasurer for Sheriff's Department. Taylor Vandusseldorp was hired 8/19/2020 as Cpl. Jailer replacing Teresa Kunkel. Salary Committee had approved \$14.00 hourly pay due to her qualifications and experience. See attached.

Commissioner Cannon moved to approve personnel changes; 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 approved, motion carried.

AUDITOR – TONI JOYNER

ITEM 9. Auditor Report

A Budget Analysis Usage report for August 24, 2020 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. 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

Shelly Butts, Emergency Management Coordinator told about Governor Abbott declaring a disaster for 23 coastal counties in advance of the hurricanes and gave a COVID-19 update as recorded in these minutes for review.

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. Justice of the Peace – Steve Cole/Jon Stevens

J.P. Stevens and J.P Cole presented financial reports and July 2020 and August 1-15, 2020. See attached. Judge Stevens also said there are 294,000 active warrants on file at the Sheriff's Office and there is a hold placed on each ones driver's license. We may not get it today or tomorrow, but when their driver's license comes due, they will have to settle with Madison County, he said.

ITEM 17. Elections Administrator-Janet Boone

No report was submitted.

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.***

No Public Participation Forms were submitted to Clerk of Court.

ITEM 19. Discuss and consider approving a Proclamation recognizing September 17<sup>th</sup> through the 23<sup>rd</sup> 2020 as Constitution Week in Madison County. See attached.

Several members of the Daughters of the American Revolution were in attendance for signing of the Proclamation and requested a photo with Judge and Commissioners. Pat Harper, DAR member read the Proclamation proclaiming the week of September 17<sup>th</sup> through the 23<sup>rd</sup> 2020 as Constitution Week. Commissioner Driskell moved to approve the Proclamation; 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 20. Discuss and consider project award for construction project for the 2016 Floods CDBG-DR Drainage Improvements. Three bids are attached.

Judge Leago said this construction project for the 2016 Floods CDBG-DR grant had to be re-bid. Commissioner Cannon said, so this is the 2016 Floods CDBG-DR grant for Precincts 3 and 4, Shelly Butts Emergency Management Coordinator, answered yes. Judge said this is the two-million-dollar grant project awarded for construction for the 2016 Floods; it can begin as soon as it is approved by the court. All requirements have been completed, engineering, environmental and such, he said.

Commissioner Cannon made a motion to approve and award construction project to Crockett Construction Inc; Commissioner Pohorelsky 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

Comment: Commissioner Driskell left the meeting early.

ITEM 21. Discuss and consider selection of professional engineering services for the CDBG-MIT program. Judge Leago explained that this is another grant that we are positing ourselves in line for; and this is brought to commissioners' court because of the scoring of five companies who applied for the professional engineering services. Each company was scored and two of them scored identical, GLS and Jones/Carter. Judge had received good recommendations on GLS company, but the county has used the engineering services of Jones/Carter on another grant program and had a good record for its past performance.

Commissioner Pohorelsky made a motion to approve Resolution for Jones/Carter professional engineering services for the CDBG-MIT program; 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				
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 Vendor Agreement between Madison County Government and Brazos Valley Area Agency on Aging (BVAAA).

This is a renewal Vendor Agreement with BVAAA, Judge said. Toni Joyner, Auditor said this sets the guideline on the number of meals and persons we can offer to participate in the Senior Meal Program and method of reimbursement. Commissioner Cannon asked about a cost to the county, and Joyner said our cost is the administration of the program, the accounting and disbursement of it.

Commissioner Cannon moved to approve Vendor Agreement with BVAAA; 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All unanimously approved, motion carried.

**ITEM 23.** Discuss and consider action regarding County Health Insurance plan for 2020-2021.

Daniel Anderson, Vice President of ANCO Insurance presented three bids of group health plans for the court's consideration as recorded in these minutes. He discussed each plan but said the Blue Cross Blue Shield has the best option on the table than the plan you have now. The BCBS will limit out-of-pocket expenses for employees to \$1,800, other plans were higher. Employees will be responsible for the first \$1,000 in costs, Anderson said this plan is a richer benefit. Two years in a row the county has had a decrease in cost for health care and no one else is seeing a decrease in costs, Anderson said.

Commissioner Pohorelsky moved to approve Blue Cross and Blue Shield Health Insurance plan for 2020-2021; 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				
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. Discuss and consider quotes for needed repairs to the Madison County Library. See attached. Designated Representative Lynn Jeffries gave a report on the needed repairs to the Madison County Library. He had requested three quotes, but one company at last minute declined to give a quote, so two quotes were presented to the court. Auditor Toni Joyner said the court could waive the policy for three quotes and accept the two quotes. Commissioner Cannon asked if the library had funds available for this project, Judge said no. Judge asked Jeffries if the building and grounds had funds available, Jeffries said no, but asked if it could come out of contingency fund. Auditor Joyner said funds were designated in contingency last year for library repair and Judge agreed. Court waived the third quote and moved forward with two quotes. Commissioner Pohorelsky moved to accept and approve quote from B'n'R Enterprises, \$16,367.00; and payment paid from contingency fund; 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

ITEM 25. Discuss and consider approving final minor plat on land recorded in Volume 1539, Page 111, Number 98954 of the Madison County Records. Located in the Thomas Boatwright Survey, Abstract 0008, Tract 17-2. Directions to property: West of Madisonville, along FM 1452 E to Oak Forest Lane, known as 911 address 2879 Oak Forest Lane, Madisonville, Texas 77864, and a new address to be determined. See attached.

Shelly Butts, 911 Coordinator said there have been concerns voiced by area landowners about this division. Oak Forest Subdivision is comprised of two-acre tracts and across and not a part of that subdivision are larger tracts. One of those larger tracts had previously been divided and this application is requesting another division of 1.60 acres from a 5.643 acre tract. This property is not in a county approved subdivision, so adjacent landowners are not notified of this division. These parcels are not in the subdivision but are located right across from it and they utilize the same street, Butts said.

Commissioner Cannon said there is not much we can do about this because it is not a county subdivision. Butts said this division does not go against any county policies.

Commissioner Cannon moved to approve final minor plat; 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				
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 approving final minor plat on land recorded in Volume 938, Page 64 of the Madison County Records. Located in the Wm. Townsend Survey Tract 10, Abstract 0032. Directions to property: Between Lone Star Rd. and Denman Rd., known as 911 address 7241 Beasley Rd., North Zulch, Texas 77872, and an additional address to be determined. See attached.

Shelly Butts, 911 Coordinator explained this is a 48.85-acre tract dividing out a 1.00-acre tract of land making it two tracts. The 1.00-acre tract has road frontage and meets subdivision rules; but needs court approval.

Commissioner Pohorelsky moved to approve final minor plat; Commissioner Cannon 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				
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 County Boat Agent Agreement with Texas Parks and Wildlife Department. See attached

Karen Lane, Tax Assessor-Collector advised this is an annual renewal agreement for her office to process titles and boat renewals. Commissioner Cannon made his motion to approve; 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All approved, motion carried.

ITEM 28. Discuss and consider adopting Sheriff and Constable Fees for Fiscal Year 2020-2021 as required and in accordance with Texas Local government Code Section 118.131. See attached.

Constable Charles Turner said he had visited with Sheriff Travis Neeley and there is no change in the fees for Fiscal Year 2020-2021.

Commissioner Cannon moved to approve Sheriff and Constable Fees for Fiscal Year 2020-2021 as required by law; 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All in favor, motion carried.

ITEM 29. Public Hearing: Discuss and consider approving Order to Adopt County Clerk's Records Archive Plan for funding the preservation and restoration for the county clerk's records per Local Government Code 118.011(f) and 118.025. See attached.

Judge Leago opened the meeting for Public Hearing.

Susanne Morris, County Clerk presented a Records Management and Records Archive Written Plan for Fiscal Year 2020-2021. She reported on several restoration and preservation projects that are planned; and will provide \$7,200 from Records Management and Preservation Fund to supplement deputies' salaries, those who perform tasks specific to records management preservation.

Judge Leago asked for any comments, there were none and he closed the Public Hearing.

Commissioner Pohorelsky made a motion to approve Order to Adopt County Clerk's Records Archive Plan; Commissioner Wiseman 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				
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All unanimously approved, motion carried.

ITEM 30. **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 31. 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, August 24, 2020 at 10:47 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 August 24, 2020.

Approved and signed this 14<sup>th</sup> day of September 2020.



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

