



Minutes for the
Madison County Commissioners Court
Monday, September 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 September 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 September 9th, 2019.

Judge Leago asked for any comments or corrections to Regular Meeting minutes, September 9th, 2019, there were none they stand as presented.

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 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 September 23, 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			

Motion carried unanimously.

ITEM 6. Approve bills paid since last court date, September 9, 2019. See report attached.

Commissioner Pohorelsky made a motion to approve bills paid since last court date, September 9, 2019; 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 7. Approve Treasurer's Reports.

No report was submitted.

ITEM 8. Approve personnel changes.

No personnel changes were reported.

AUDITOR – TONI JOYNER

ITEM 9. Auditor' Report

A Budget Analysis Usage report for September 23, 2019 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

Lynn Jeffries, DR, said Joe Szewczyk, Risk Control Consultant, Texas Association of Counties will be here October 1st and 2nd to present a Fire Safety program for all county employees.

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

No report was submitted.

ITEM 13. County Library Monthly Report – Veronica Grooms, Librarian

No report was submitted.

ITEM 14. Emergency Management Report – Shelly Butts

Shelly Butts, Emergency Management Coordinator gave an update on several projects going on in her office such as FEMA reimbursement, flood grants and land division requests. See a copy of her report recorded in these minutes. Following Butts report, Judge Leago said he would like to take this opportunity to comment on preparations for our census taking next year. It is very important for our county’s census to be correct because so many of these grants are predicated by a correct census count, we desperately need it to be correct. It will determine for the next ten years the availability for our county to participate in various grants.

ITEM 15. County Extension Agent Monthly Report – Chadd Caperton

No report was submitted.

ITEM 16. Veterans Affairs – Danny Singletary

No report was submitted.

ITEM 17. Elections Administrator-Earl Parker

No report was submitted.

ITEM 18. Public Comment – Hear Comments in reference to the **following Agenda Items Only**. There is a time limit of three (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 19. Discuss and consider action on setting the County Holidays for county employees for 2020.

See attached.

Commissioner Driskell moved to approve 2020 County Holidays; Commissioner Wiseman gave his 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 20. Discuss and consider approving an Order to Set the Term for Commissioners’ Court Meetings for Fiscal Year 2020. See attached.

Commissioner Cannon made his motion to approve Order to Set the Term for Commissioners’ Court Meetings for Fiscal Year 2020; 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	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

All accepted, motion carried.

ITEM 21. Discuss and consider accepting bid from Lloyd Lewis II in the amount of \$500 on property described in suit number 13000. See attached.

Karen Lane, Tax Assessor-Collector explained this is one lot, less than one-half acre, on 3rd Street, Madisonville, Texas, it is valued at \$2,000, no taxes have been paid on the property since 2004 and has been off the tax roll for two years.

Commissioner Driskell moved to accept bid from Lloyd Lewis II, for \$500.00; 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 22. Discuss and consider accepting a bid from Cody Burns in the amount of \$600 on property described in suit number 11762. See attached.

Karen Lane, TAC, said this property is part of Lot 3, Wilson Addition, Madisonville, Texas, valued at \$1,600, and no taxes have been paid since 1996.

Commissioner Driskell moved for approval of \$600 bid by Cody Burns; 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 approved, motion carried.

ITEM 23. Discuss and consider the appointment of Clark Osborne and Kevin Council as directors for the Mid-East Texas Groundwater Conservation District. See attached.

Judge Leago said this is a re-appointment to this position and both men have agreed to serve.

Commissioner Wiseman made a motion to accept the appointment of Osborne and Council as directors for the Mid-East Texas Groundwater Conservation District; Commissioner Driskell 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 24. Discuss and consider purchasing a 2015 420F2 Cab Backhoe for Pct. 2. See attached. Judge Leago said this is a lease purchase agreement, five-year option a copy of the terms is included in your packet and called on Commissioner Wiseman to give a description. Commissioner Wiseman said the backhoe is still under warranty, in very good condition and has 165 hours of use. Commissioner Driskell gave a motion to approve purchase of 2015 420F1 Cab Backhoe for Pct. 2; Commissioner Pohorelsky 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 approved, motion carried.

ITEM 25. Discuss and consider accepting one quote for a building project in County Clerk's office, and to approve quote from B'n'R Enterprises to remove and reinstall new shelving in County Clerk's office to accommodate newly preserved record books. Project would be funded by County Clerk's Record Management and Preservation Fund. See attached.

Susanne Morris, County Clerk explained her request for the court to accept one quote for a building project in county clerk's office record room. Two other contractors looked at the project but never returned with a quote, so I am requesting approval of B'n'R Enterprises. The reason for this project is to correct a building mistake when Courthouse Annex was constructed. Newly preserved record books do not fit properly in the shelving so they need to be removed and new shelving reinstalled. Payment for this project will be funded by County Clerk's Record Management and Preservation Fund.

Commissioner Pohorelsky moved to accept one quote for building project in County Clerk's office and payment from County Clerk's Record Management and Preservation Fund; 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 26. Discuss and consider action on designating October as Domestic Violence Awareness Month. See Proclamation attached.

Commissioner Driskell moved for approval; Commissioner Wiseman seconded the motion; 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 agreement, motion carried.

ITEM 27. Discuss and consider contract with Jones and Carter Engineering for the CDBG DR-16 Floods Grant. See Agreement attached.

Judge Leago explained the county does not have an engineer under contract and asked Shelly Butts, Emergency Management Coordinator to explain. She replied, we cannot move forward with grant applications without an engineer under contract. Jones and Carter Engineering agrees to provide engineering services for the CDBG DR-16 Floods Grant. Commissioner Driskell made a motion to approve contract with Jones and Carter Engineering; 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 28. Discuss and consider submitting a Hazard Mitigation Grant Program (HMGP) application, utilizing contract administration/engineering as needed, to complete an updated state and federally approved Mitigation Action Plan for all of Madison County. See attached.

Shelly Butts, Emergency Management Coordinator explained that many federal grants related to previous disasters or mitigation funds have additional requirements that applicants must meet to be considered for funding. Several of these and other grants require that applicants maintain a current Mitigation Action Plan. Our current county-wide Mitigation Action Plan needs updating. This is a huge undertaking and Butts suggested that we contract with a planning, administration/engineering firm to assist in bringing our plan up to date and have it approved at the state and federal levels. The estimated cost for hiring a contractor to complete the process and plan, without utilizing a federal grant is near \$55,000. The cost-share estimate for a contractor to complete the same process, but also applying for the securing a federal grant to do so, is near \$25,000. Madison County would ask the participating cities Madisonville and Midway to pay some portion of the matching fund cost. Butts stressed that this is a plan that could help us identify shortfalls, challenges, and possible projects that could mitigate, or lessen damages in the future. Eventually funding these mitigation projects could make future damages less significant. Judge Leago said nearly five billion dollars has been granted to the state from the federal government and a large portion of this money is going to fall under this Mitigation Action Plan as a condition of applying. Counties having the plan will be considered for future disaster needs, counties who do not have the plan will not be eligible. Commissioner Cannon asked how the county would pay for this Mitigation Action Plan application. Butts said there's approximately \$20,000 in reimbursement fees due the county from recent disasters. Those funds might be considered as a portion of the match.

Commissioner Cannon made a motion to submit a Hazard Mitigation Grant Program application, utilizing contract administration/engineering to complete a Mitigation Action Plan for all of Madison County; 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 29. Discuss and consider contract renewal with Inmarsat Government for satellite phones. See attached.

Shelly Butts, Emergency Management Coordinator explained this is an ongoing contract renewal the cost is the same as last year. There are two satellite phones used in the office of emergency management, a backup means of communication should all other phone systems fail in an emergency event.

Commissioner Driskell moved to accept contract renewal with Inmarsat Government satellite phones; Commissioner Pohorelsky 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 agreement, motion carried.

ITEM 30. Discuss and consider action on the 2020 Madison County Appraisal District Budget. See attached.

Commissioner Cannon moved to take no action on Madison County Appraisal District's 2020 Budget; Commissioner Driskell gave a second; and Judge Leago called for a vote.

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 31. 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 32. Adjourn

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

VOTING:

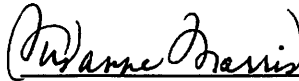
Court	Aye	Nay	ABSTAIN	RECUSE
Tony Leago, County Judge	X			
Ricky Driskell, Commissioner Pct. 1	X			
Carl Wiseman, Commissioner Pct. 2	X			
Carl Cannon, Commissioner Pct. 3	X			
David Pohorelsky, Commissioner Pct. 4	X			

No one opposed, motion carried.

Meeting was adjourned Monday, September 23, 2019, at 10:19 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 September 23, 2019.

Approved and signed this 15th day of October 2019.



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

