



DELTA COUNTY COMMISSIONERS COURT MINUTES

Notice is hereby given that a regular meeting of the Delta County Commissioners Court was held on Tuesday, the 12th day of March, 2024 at 9:00 A.M. in the City Council Chambers at the City of Cooper City Hall, located at 91 North Side Square, Cooper, Texas, 75432,

THOSE THEY WERE IN ATTENDANCE:

Tanner Crutcher, County Judge
Morgan Baker, Commissioner, Precinct 1
Seth Cox, Commissioner Precinct 2
Anthony Roberts, Commissioner Precinct 3
Mark Brantley, Commissioner, Precinct 4

1. Call to Order, Establishment of a Quorum, and Declaration of Public Notices Legally Posted Pursuant to the Open Meetings Act, Texas Government Code, Chapter 551.

Meeting was called to order by Judge Tanner Crutcher @ 9:00am

a. Pledge of Allegiance was led by Judge Tanner Crutcher

- i. United States of America Flag
- ii. State of Texas Flag

b. Invocation was given by Mark Brantley

2. Public Comments **None**

(The Commissioners' Court shall allow public comment with the submission of a Public Participation Form to the County/District Clerk prior to the start of the meeting. The Court is unable to deliberate on non-agenda items. If you desire to request a matter on a future agenda, you may make the request to a member of Commissioners Court. Public Comment will be governed by the adopted Rules of Procedure, Conduct, and Decorum.)

3. General Announcements

Judge thank everyone that attended the benefit for Jimmy and Lucille Sweat March 2, 2024, Robert Hurst invited everyone to attend The Solar Eclipse event that is being held at the Civic Center on March 18, at 5 pm

4. Proclamations **None**

5. Discuss and take possible action related to the approval of the minutes for the February 13, 2024 and February 27, 2024 regular meetings.

I Commissioner Baker make the motion to approve the minutes for February 13th & February 27th, 2024 as presented to the court and Commissioner Brantley Second

COURT VOTES - 4 TO 0 - AYES HAVE IT, MOTION CARRIED.

6. Discuss and take possible action to approve and ratify the payment of financial obligations, including claims, payroll and personnel expenses, and bills.

**I Commissioner Baker make the motion to approve to pay all financial obligations, including claims, payroll and personnel expenses as presented to the court and Commissioner Roberts
Second**

COURT VOTES - 4 TO 0 - AYES HAVE IT, MOTION CARRIED.

7. Discuss and take possible action to consider the appointment of a qualified resident to fill the vacancy for the office of County Commissioner, Precinct 2 until the next general election, in accordance with §87.042 of the Texas Local Government Code - Tanner Crutcher, County Judge

I County Judge Crutcher make the motion to appoint Seth Cox as Commissioner of Precinct 2 until the next General Election as

**presented to the court and Commissioner Brantley
Second**

COURT VOTES - 4 TO 0 - AYES HAVE IT, MOTION CARRIED.

8. Administer the Oath of Office and Statement of Officer to the resident appointed to fill the vacancy for the office of County Commissioner, Precinct 2 until the next General Election - Tanner Crutcher, County Judge

County Judge Crutcher administered the Oath of Office and Statement of Officer to Seth Cox as Commissioner of Precinct 2, appointed at 9:13 am

9. Discuss and take possible action to approve and record into the minutes as a matter of record, the elected official bond for the County Commissioner, Precinct 2 in the amount of \$3,000 made payable to the County Treasurer, pursuant to §81.002 of the Texas Local Government Code - Tanner Crutcher, County Judge

**I Commissioner Brantley make the motion to approve and record into the minutes the elected official bond for Commissioner Precinct 2 in the amount of \$3,000.00 made payable to the County Treasurer as presented to the court and Commissioner Baker
Second**

COURT VOTES - 4 TO 0 - AYES HAVE IT, MOTION CARRIED

10. Discuss and take possible action to consider the approval of an Order designating a parking space at the Delta County Courthouse as "Combat Veteran Parking" and authorize

the display of the appropriate signage, pursuant to §681.008 and §681.009 of the Transportation Code - Tanner Crutcher, County Judge

**I Commissioner Baker make the motion to approve the Order designating a parking space at the Delta County Courthouse as "Combat Veteran Parking" (near the Handicap Parking) as presented to the court and Commissioner Roberts Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED.**

11. Discuss and take possible action to consider the approval of a Resolution authorizing the display of signage designating Delta County as a "Purple Heart County" in the south lawn of the Delta County Courthouse - Tanner Crutcher, County Judge

**I Commissioner Brantley make the motion to approve the Resolution to authorize the display sign designating Delta County as a "Purple Heart County" (City Limit Sign & South lawn near Veterans Monument) as presented to the court and Commissioner Cox Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED.**

**I Commissioner Baker make the motion to move out of order to Item # 22 an Item #22 as presented to the court and Commissioner Brantley Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED**

12. Discuss and take possible action to consider the approval of the establishment of a Veterans Service Officer (VSO) for Delta County, authorize the County Judge to advertise the position, and consider the approval of associated budget amendments necessary to fund the position and office - Tanner Crutcher, County Judge

**I County Judge Crutcher make the motion to approve the establishment of a Veteran Service Officer and authorize the County Judge to advertise the position for 10 days and approve budget amendments if needed as presented to the court and Commissioner Brantley Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED.**

13. Discuss and take possible action to consider a request for variance from Section VIII,
1.A.1 of the Delta County Subdivision Rules and Regulations, regarding the minimum lot acreage required to partition Delta County Appraisal District Parcel ID 11475, situated on CR 2190 in Precinct 2, by metes and bounds - Tina Ballard, By-Line Surveying, LLC.

I Commissioner Brantley make the motion to approve the variance from Section VIII, 1.A.1 of the Delta County Subdivision Rules and Regulations for Parcel ID#11475, need to change to 10 acres as presented to the court and Commissioner Roberts Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED.

- 14.** Conduct a public hearing regarding the establishment of a maximum prima facie reasonable and prudent speed limit on all county roads, including those which are located in a residence district, as defined by statute, in accordance with §545.355 of the Texas Transportation Code - Tanner Crutcher, County Judge

I Commissioner Brantley make the motion to move into a Public Hearing for discussion about County Road Speed Limits at 9:41 am as presented to the court and Commissioner Cox Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED

I Commissioner Brantley make the motion to move back to regular court at 9:43 am as presented to the court and Commissioner Roberts Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED

- 15.** Discuss and take possible action to consider the adoption of an Order establishing a uniform maximum prima facie reasonable and prudent speed limit on all county roads, including those which are located in a residence district, as defined by statute, in accordance with §545.355 of the Texas Transportation Code - Tanner Crutcher, County Judge

I Commissioner Baker make the motion to approve the Order establishing a speed limit on all county roads at 30 MPH unless residential and it will be 20 MPH as presented to the court and Commissioner Cox Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED

- 16.** Discuss and take possible action to ratify and approve an interlocal agreement between Delta County, the City of Sulphur Springs, and Hopkins County for the submission of a regional grant application to the FEMA Assistance to Firefighters Grant program for the replacement of self-contained breathing apparatus (SCBA) for the East Delta VFD, Enloe VFD, and Klondike VFD, and authorize the County Judge to execute and sign the agreement - Tanner Crutcher, County Judge

I Commissioner Cox make the motion to approve an interlocal

agreement between Delta County, the City of Sulphur Springs. And Hopkins County for the submission of Grant for FEMA Assistance to Firefighters Grant program as presented to the court and Commissioner Baker Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED

17. Discuss and take possible action to accept the donation of a 1992 John Deere 770B motor grader from the Texas Department of Transportation via the State Surplus Property Program to Delta County Road & Bridge Precinct 2, pursuant to §81.032 of the Texas Local Government Code, and authorize the County Judge to sign execute the certificate of acquisition and any other documentation necessary to complete the transaction - Tanner Crutcher, County Judge

I Commissioner Cox make the motion to approve to accept the donation of a 1992 John Deere 770B motor grader from the Texas Department of Transportation to Precinct 2 as presented to the court and Commissioner Baker Second

COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED

18. Record into the minutes and accept as a matter of record, certificate of completion of the required Public Funds Investment Act training, pursuant to and in compliance with §2256.008 of the Texas Government Code and in accordance with the Public Funds Investment Act for County Judge Tanner Crutcher's appointment as co-investment officer - Tanner Crutcher, County Judge

No action need, Record into the Minutes

19. Record into the minutes and accept as a matter of record, certificate of completion of the required continuing education training requirements for 2023 for Precinct 4 County Commissioner Mark Brantley, pursuant to §81.0025 of the Texas Local Government Code - Tanner Crutcher, County Judge

No action need, Record into the Minutes

20. Record into the minutes and accept as a matter of record, certificate of completion of the required continuing education training requirements for 2023 for Precinct 3 County Commissioner Anthony Roberts, pursuant to §81.0025 of the Texas Local Government Code - Tanner Crutcher, County Judge

No action need, Record into the Minutes

21. Bring from the table, discuss and take possible action related to the SB 22 Rural Prosecutor's Office Salary Assistance Grant Program eligible uses for the County Attorney's office, pursuant to §130.913 of the Texas Local Government Code - Edgar J. Garrett, County Attorney

Discussion made about hiring an assist county attorney with the salary of \$50,000.00 and the County Attorney Office getting certified by TCLOSE to hire a investigator at a later time.

22. Bring from the table, discuss and take possible action to consider the approval of budget amendment(s) related to the SB 22 Rural Prosecutor's Office Salary Assistance Program, authorized by the 88th Legislative Session of the State of Texas, and consider the approval of job descriptions and compensation for any new positions requested by the County Attorney, eligible to be funded by the SB 22 Rural Prosecutor's Office Salary Assistance Program grant funds - Edgar J. Garrett, County Attorney

**I Commissioner Brantley make the motion to approve the Order to hire an assist County Attorney with the salary of \$50,000.00 as presented to the court and Commissioner Roberts Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED**

I Commissioner Brantley make the motion to move out of order to

**Item # 12 as presented to the court and Commissioner Roberts
Second**

COURT VOTES – 5 TO 0 - AYES HAVE IT, MOTION CARRIED

- 23.** Discuss and take possible action to record into the minutes and accept as a matter of record, a Resolution from the Delta County Volunteer Firefighters Association (DCVFFA) regarding their request for the allocation of the capital investments funds budgeted for the volunteer fire departments of Delta County - Tanner Crutcher, County Judge

I Commissioner Cox make the motion to accept as a matter of record. A Resolution from Delta County Volunteer Firefighters Association (DCVFFA) their request for the allocation of capital investments funds that will be distributed in 1 check a year to help purchase a truck, Klondike Volunteer Fire Department will be the first to receive the money as presented to the court and Commissioner Baker Second

COURT VOTES – 5 TO 0 - AYES HAVE IT, MOTION CARRIED

- 24.** Discuss and take possible action related to the development of the Courthouse Master Plan by Komatsu Architecture - Tanner Crutcher, County Judge

- a. Receive into the minutes and record as a matter of record, correspondence from the Texas Historical Commission regarding the submitted Courthouse Master Plan draft.

THC has accepted our draft of the Master Plan, there will need to be a few minor changes. They will accept the 1977 period, so we will be able to leave the brick.

Submit in mid-April, need letters of support to go with the grant.

There is a grant training in April the County Judge will be attended. So, in all we will be submitting a total of 3 applications to THC.

- 25.** Discus and take possible action to consider approving a Resolution in support of the Delta County's participation in the Texas Historical Commissions' Historic Courthouse Preservation Grant program - Tanner Crutcher, County Judge

I Commissioner Brantley make the motion to approve the Resolution in support of the Delta County's participation in the Texas Historic Commission Grant program to as presented to the court and Commissioner Baker Second

COURT VOTES – 5 TO 0 - AYES HAVE IT, MOTION CARRIED

26. Discuss and take possible action to update the Commissioners Court on Courthouse facility repairs and related projects - Tanner Crutcher, County Judge
- a. Review estimates and consider awarding a bid for the 3rd floor Commissioners Courtroom restoration
 - b. Review estimates and consider awarding a bid for HVAC repairs/unit replacements in the Delta County Courthouse

Bulletin Board has been installed, estimates on HVAC, The Elevator parts should be in March - April, Have 3 quotes on the repairs for Commissioner Courtroom, Sound System in District Courtroom is complete, Janice has been working on changing the Clerk room into a Judge's Chambers and it is now complete,

**I Commissioner Baker make the motion to approve the estimate from RBC to repair the Commissioner Courtroom as presented to the court and Commissioner Roberts Second
COURT VOTES - 5 TO 0 - AYES HAVE IT, MOTION CARRIED**

27. Sheriff's Jail Report – Charla Singleton, Sheriff
Total of 20 Inmates in jail

28. Discuss and take possible action, the Commissioners Court to convene into executive session, pursuant to §551.071 of the Texas Government Code, to consult with legal counsel regarding litigation related to the matter of Texas Opioid Litigation, *County of Delta v. Purdue Pharma, Inc., et al.*, in the 152nd District Court of Harris County, Texas; MDL Master Cause No. 2018-63587 - Tanner Crutcher, County Judge

NO ACTION NEEDED

29. Discuss and take possible action to reconvene back into open session - Tanner Crutcher, County Judge **NO ACTION NEEDED**

30. Discuss and take possible action on items discussed in executive session related to settlement offers or other necessary action in the matter of Texas Opioid Litigation; in the 152nd District Court of Harris County, Texas; MDL Master Cause No. 2018-63587, including consideration of authorizing the County Judge or other authorized officials to execute the Settlement participation and release forms regarding settlement offers from defendants in the matter of Texas opioid multi-district litigation for the County in the matter of *County of Delta v. Purdue Pharma, L.P. et al.* **NO ACTION NEEDED**

31. Conduct a workshop related to updates to the Delta County Subdivision Rules and Regulations - Tanner Crutcher, County Judge

Update subdivision Rules & Regulations few more changes needed and then set up a regular schedule every other week to go item by item. NO ACTION NEEDED

- 32.** Conduct a workshop related to the long-term road and bridge capital improvement planning and funding of road and bridge projects from Chapter 312 agreements PILOT payments and USDA grant funding sources - Tanner Crutcher, County Judge
County Road improvements, Commissioners need to complete a list of County Roads that need repairs.

No action needed

- 33.** Conduct a workshop regarding the obligation of American Rescue Plan Act (ARPA) funding, in accordance with United States Treasury guidance - Tanner Crutcher, County Judge

American Rescue Plan Act, obligate to use by December 31, 2024.

No action needed.

- 34.** Adjourn@ 11:12 am

I Commissioner Baker I make the motion to adjourn this meeting and Commissioner Cox Second

COURT VOTES - 3 TO 0 - AYES HAVE IT, MOTION CARRIED

Janice Roberts, County/District Clerk
Delta County, Texas