



DELTA COUNTY COMMISSIONERS COURT MINUTES

Notice is hereby given that a regular meeting of the Delta County Commissioners Court was held on Tuesday, the 23rd day of January, 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
Anthony Roberts, Commissioner Precinct

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Mark Brantley, Commissioner, Precinct

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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. Public Comment will be governed by the adopted Rules of Procedure, Conduct, and Decorum.)

3. General Announcements **Rhita with TAC here today to talk to elected officials, Benefit for Jimmy and Lucille Sweat March 2, 2024 @ 12pm - 5pm Fish Fry in Klondike, Website almost complete, Texas Park & Wildlife will be having a subscribe burn ban March 18th - June 10th at the Cooper Lake, County Road 2100 has a culvert that is washed out Mark has place barrels to block it off until something can be done**

4. Proclamations **None**

5. Discuss and take possible action related to the approval of the minutes for the January 9, 2024 regular meeting.

I Commissioner Baker make the motion to approve the minutes for January 9, 2024 as presented to the court and Commissioner Roberts 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

I Commissioner Baker make the motion to move out of order to item #20 and Commissioner Brantley second.

7. Discuss and take possible action to consider the approval of a proposal from Essential Business Solutions for network and communications infrastructure, including computer workstations, phone, and internet upgrades - Justin Holland, Essential Business Solutions **I Commissioner Brantley I make the motion to approve to the proposal from Essential Business Solutions and R Network and for the County Judge to sign the agreement as presented to the court and Commissioner Baker Second**

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

8. Discuss and take possible action to consider the re-appointment of the following residents to serve as Commissioners on the Delta County Emergency Services District No. 1 board for a two-year term expiring January 1, 2026, pursuant to §775.034 of the Texas Health &

Safety Code - Tanner Crutcher, County Judge

- a. Bill Choate
- b. Jacob Vaughn

I Commissioner Baker I make the motion to re-appoint Bill Choate and Jacob Vaughn to the Delta County Emergency Services District No.1 board for a 2-year term as presented to the court and Commissioner Roberts Second

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

9. Record into the minutes and accept as a matter of record the completion of required continuing education hours for County/District Clerk Janice Roberts, pursuant to §51.605 of the Texas Government Code - Tanner Crutcher, County Judge

NO ACTION NEEDED

10. 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, and authorize the County Judge and County Attorney to execute, sign, and submit a grant application to the Texas Comptroller of Public Accounts for Fiscal Year 2024 - Edgar J. Garrett, County Attorney

I Commissioner Brantley make the motion to approve to authorize the submission of the application as presented to the court and Commissioner Roberts Second

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

11. Discuss and take possible action to consider the approval of budget amendment(s) related to the SB 22 Rural Prosecutor's Office Salary Assistance Grant for the County Attorney's office - Tanner Crutcher, County Judge **NO ACTION NEEDED**

12. Discuss and take possible action to consider the approval of budget line-item transfer(s) related to the SB 22 Rural Prosecutor's Office Salary Assistance Grant for the County Attorney's office - Tanner Crutcher, County Judge **NO ACTION NEEDED**

13. Discuss and take possible action to consider the approval of budget line-item transfer(s) from 010-409-202 Employee Health Insurance to 010-409-451 Elevator Maintenance Tanner Crutcher, County Judge

I Commissioner Baker I make the motion to approve the budget line-item transfer in the amount of \$156,166.12 as presented to the court and Commissioner Brantley Second

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

I Commissioner Baker make the motion to move out of order to item #16 and Commissioner Roberts second.

14. Discuss and take possible action to consider the approval of budget line-item transfer(s) from 010-409-202 Employee Health Insurance to 010-510-352 Repairs - Tanner Crutcher, County Judge

I Commissioner Brantley I make the motion to approve budget line- item transfer in the amount of \$66,996.52 as presented to the court and Commissioner Baker Second

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

15. Discuss and take possible action to approve a Resolution authorizing the submission of an Office of the Governor Criminal Justice Division grant application for the Delta County Portable Radio Grant for Fiscal Year 2024 - Charla Singleton, Sheriff

I Commissioner Baker I make the motion to approve the submission of the grant application for 18 portable radios for the Sheriff's Office as presented to the court and Commissioner Brantley Second

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

16. Discuss and take possible action to authorize the County Judge to execute a proposal from Thyssenkrupp Elevator for the retrofit and modernization of the Delta County Courthouse Elevator - Tanner Crutcher, County Judge

I Commissioner Brantley I make the motion to approve the proposal from TKE and for the County Judge to sign agreement as presented to the court and Commissioner Roberts Second

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

I Commissioner Baker make the motion to move back to item #13 and Commissioner Brantley second

17. Discuss and take possible action to consider an Order designating the method of posting of all official and legal notices by the County/District Clerk, pursuant to §82.051 of the Texas Local Government Code - Janice Roberts, County/District Clerk

I Commissioner Brantley I make the motion to approve the method for posting legal notices for the County & District Clerk's Office as presented to the court and Commissioner Roberts Second

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

18. Discuss and take possible action related to the participation in the FY 2024 TxDOT County Assistance Program and authorize the County Judge to act as a signatory and execute the agreement – Tanner Crutcher, County Judge

**I Commissioner Brantley I make the motion to authorize the County Judge to act as a signatory and execute the agreement as presented to the court and Commissioner Roberts Second
COURT VOTES - 4 TO 0 - AYES HAVE IT, MOTION CARRIED.**

19. Discuss and take possible action related to the investment of American Rescue Plan Act (ARPA) funds in interest-yielding investment accounts in accordance with the U.S. Department of the Treasury guidance - Tanner Crutcher, County Judge

I Commissioner Baker I make the motion to table this item until February 13, 2024 as presented to the court and Commissioner Brantley Second

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

20. Discuss and take possible action to consider the approval of budget line-item transfer(s), totaling \$126,837.36 from 010-409-202 Employee Health Insurance to the following line-items:

- a. 010-400-202: Health Benefits
- b. 010-403-202: Health Benefits
- c. 010-455-202: Health Benefits
- d. 010-550-202: Health Benefits
- e. 010-560-202: Health Benefits (Employee Medical)
- f. 010-561-202: Health Benefits

I Commissioner Baker I make the motion to approve the budget line-item transfer as presented to the court and Commissioner Roberts Second

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

I Commissioner Baker make the motion to move out of order to item #7 and Commissioner Brantley second.

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

I Commissioner Brantley I make the motion to approve the submission of the Master Plan with the 1978 date as presented to the court and Commissioner Roberts Second

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

22. Discuss and take possible action to update the Commissioners Court on Courthouse facility repairs and related projects - Tanner Crutcher, County Judge

NO ACTION NEEDED

Most office are having heating issues, unite are 10-12 years old, new ones put in Tax office last week, upsize breaker in the tax office, box outside with a key to building for emergency entrances, redo Commissioner's Court Room, water was frozen for 2-3 days, water leak in road, paint the district courtroom

23. Discuss and take possible action to authorize the submission of a FEMA Hazard Mitigation Grant Program grant application entitled *Delta County Portable Generators* and the *Delta County Floodplain Mapping* grant application for the 2023 Severe Winter Storm – DR#4705 NOFO - Robert Hurst, Emergency Management Coordinator

I Commissioner Brantley I make the motion to approve to submit the application as presented to the court and Commissioner Roberts Second

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

24. Sheriff's Jail Report – Charla Singleton, Sheriff **Total of 20 Inmates in jail, 1 is state ready, Sheriff Office having heating issues will need new unit. Had to transport inmates out last week due to no heat.**

25. Discuss and take possible action, the Commissioners Court to convene into executive session, pursuant to section 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

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

27. 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 Walgreens, CVS, and Walmart 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

28. Adjourn @10:34 AM

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

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

Janice Roberts, County/District Clerk
Delta County, Texas