



DELTA COUNTY COMMISSIONERS COURT MINUTE



DELTA COUNTY COMMISSIONERS COURT MINUTES

Notice is hereby given that a regular meeting of the Delta County Commissioners Court was held on Tuesday, the 13th day of February, 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.

THOSE THEY WERE IN ATTENDANCE:

Tanner Crutcher, County Judge

Morgan Baker, Commissioner, Precinct 1

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 Joe Adams
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

Benefit for Jimmy and Lucille Sweat March 2, 2024 @ 12pm - 5pm Fish Fry in Klondike, Early Voting begins Feb 20TH THRU March 1ST, Debbie advised if you have not set up your retirement online you need to talk to her, Mark stated that Enloe is a very busy town with the Solar Farms, Charla advised that Carol King would be moving to a Rehab in Paris today.
4. Proclamations **None**
5. Discuss and take possible action related to the approval of the minutes for the January 23, 2024 regular meeting.

I Commissioner Baker make the motion to approve the minutes for January 23, 2024 as presented to the court and Commissioner Brantley
Second COURT VOTES -3 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 the payment of all bills and financial obligations as presented to the court and Commissioner Brantley Second

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

7. 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 was conducted regarding the uses of these funds, County Attorney Jay Garrett wants to use them for a assistant County Attorney and a Attorney Criminal Investigator.

8. Record into the minutes and accept as a matter of record an Order of Assessment, pursuant to §74.051 and §74.043 of the Texas Government Code for the salary of the Presiding Judge of the Tenth Administrative Judicial Region of the State of Texas to be paid proportionally by the counties within the Region for the fiscal year commencing October 1, 2023 and ending September 30, 2024 - Tanner Crutcher, County Judge **Accepted as a matter of record and recorded into the minutes.**

9. Discuss and take possible action to consider the approval of a budget line-item transfer from 010-510-352 Repairs (Courthouse) to 010-403-203 Retirement (County/District Clerk) in the amount of \$11,033.31 - Debbie Huie, County Treasurer

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

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

10. Discuss and take possible action to consider the approval of an Interlocal Cooperation Contract between the County Court of Delta County, Texas and the State of Texas Department of Public Safety for participation in the Failure to Appear Program pursuant to Chapter 706 of the Texas Transportation Code and Chapter 791 of the Texas Government Code - Tanner Crutcher, County Judge

I Commissioner Brantley make the motion to approve a contract with Interlocal Cooperation and Delta County Court for the Failure to Appear Program as presented to the court and Commissioner Baker Second

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

11. Discuss and take possible action to consider authorizing the County Judge to issue requests for proposals for administrative services (RFP) and requests for qualifications (RFQ) for engineering services for the Hazard Mitigation Assistance Program administered by the Texas Division of Emergency Management for DR 4485 grants entitled *Delta County Warning Sirens, Delta County Residential Safe Room Rebate, and Delta*

I Commissioner Baker make the motion to approve the County Judge to issue requests for proposals for administrative services (RFP) and requests for qualifications (RFQ) for engineering services for the Hazard

**Mitigation Assistance Program as presented to the court and
Commissioner Brantley Second**

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

12. Discuss and take possible action to record into the minutes and accept as a matter of record the filing annual financial audit for the Delta County Emergency Services District No. 1 for Fiscal Year 2022, pursuant to §775.082 of the Texas Health & Safety Code - Tanner Crutcher, County Judge *County Critical Facility Generators* - Tanner Crutcher,

I Commissioner Baker make the motion to accept into the minutes the filing of the annual financial audit for the Delta County Emergency Services District No. 1 for Fiscal Year 2022 as presented to the court and Commissioner Brantley Second

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

13. Bring from the table, 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 Brantley make the motion to approve to move the American Rescue Funds to TEXPOOL standard account as presented to the court and Commissioner Baker Second

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

14. Discussion and take possible action to establish 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 and authorize the County Judge to draft and publish a notice of public hearing on the matter, pursuant to §251.152 of the Texas Transportation Code - Tanner Crutcher, County Judge

I Commissioner Brantley make the motion to have a hearing on March 12th, 2024 as presented to the court and Commissioner Baker Second

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

15. Record into the minutes and accept as a matter of record the completion of required continuing education hours for County Tax Assessor/Collector Dawn Moody, pursuant to §6.231 of the Texas Tax Code - Dawn Moody, County Tax Assessor/Collector **NO ACTION NEEDED**

16. Discuss and take possible action on the date, times, location, and rules for County Cleanup Week for Fiscal Year 2024-Tanner Crutcher, County Judge

I Commissioner Baker make the motion to approve the County Clean Week to be April 20-28; No tires or batteries will be accepted as presented to the court and Commissioner Brantley Second

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

17. Discuss and take possible action to review and authorize the issuance of a request for proposals (RFP), drafted by the County Attorney, to solicit the services of a real estate broker to sell county-owned real property located at 30 TX SH 24, Cooper, Texas, 75432 (Delta County Appraisal District Property ID: 4433) and 26 TX SH 24, Cooper, Texas, 75432 (Delta County Appraisal District Property ID: 4432) in accordance with Texas Local Government Code §263.008 - Edgar J. Garrett, County Attorney

I Commissioner Brantley make the motion authorize the proposal from the County Attorney as presented to the court and Commissioner Baker Second

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

18. Discuss and take possible action to approve audit engagement letters with Mike Ward Accounting & Financial Consulting, PLLC for professional services related to the Fiscal Year 2022 and Fiscal Year 2023 external financial audits, and authorize the County Judge to sign and execute the agreement - Tanner Crutcher, County Judge

I Commissioner Brantley make the motion to accept into the minutes the filing of the annual financial audit for the Delta County Emergency Services District No. 1 for Fiscal Year 2022 as presented to the court and Commissioner Baker Second

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

19. Discuss and take possible action to consider the approval of an Order authorizing the County Treasurer to remit a one-time excess lump-sum contribution to the Texas County & District Retirement System (TCDRS) of funds budgeted in the FY 2024 Adopted Budget in the amount of 1.43% more than the required rate for the 2024 Plan Year, - Debbie Huie, County Treasurer

I Commissioner Baker make the motion to approve an Order authorizing the County Treasurer to remit a onetime excess lump sum contribution to Texas County & District Retirement System in the amount \$32,433.86 as presented to the court and Commissioner Brantley Second

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

20. Discuss and take possible action to consider approving an Order adopting regulations for the Permitting and Inspection of Boarding Home Facilities in the unincorporated areas of Delta County, pursuant to §260.004 and §260.005 of the Texas Health and Safety Code - Duane Sprague, County Fire Marshal

I Commissioner Brantley make the motion to approve the Order adopting regulations for the Permitting and Inspection of Boarding Home Facilities and the application fee of \$1,000.00 as presented to the court and Commissioner Baker Second

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

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

NO ACTION NEEDED Hopefully we can designate our Courthouse as 50 years old. Could be eligible for Planning Grant and Emergency Grant. The plan should be approved by April 22, 2024

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** Deposit has been made for the Elevator in the amount of \$78,000.00, Waiting on more estimates more the repair of the Commissioner Courtroom, need to do an asbestos test in the Commissioner Courtroom and the cost is around \$1500.00 HVAC estimates are around \$28,000.00, need estimates on the windows, working with the City of Cooper about the road, Bulletin Board for Public notices should be up next week.
23. Sheriff's Jail Report - Charla Singleton, Sheriff **Total of 16 Inmates in jail; New air unit has been installed.**
24. 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**
25. Discuss and take possible action to reconvene back into open session - Tanner Crutcher, County Judge **NO ACTION NEEDED**
26. 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
27. Adjourn@10:17 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
