

MILAM COUNTY COMMISSIONERS COURT

**Henry "Hub" Hubnik
Commissioner, Precinct #1**

**James Denman
Commissioner, Precinct #2**



**Art Neal
Commissioner, Precinct #3**

**Wesley Payne
Commissioner, Precinct #4**

**Bill Whitmire
Milam County Judge
102 S. Fannin Ave.
Cameron, Texas 76520**

**NOTICE OF THE REGULAR MEETING
OF THE
COMMISSIONERS COURT OF MILAM COUNTY, TEXAS**

MONDAY, JULY 24, 2023, AT 10:00 AM

AGENDA

The Court will convene in person in the Milam County Courtroom, located at the Milam County Courthouse, 102 S. Fannin Ave., Cameron, Texas 76520. If any member of the public would like to speak in person regarding any of the agenda items, please register with the County Judge's Office before 10:00 am, on July 24, 2023.

The following items will be addressed, discussed, considered, passed, or adopted to-wit:

1. A quorum will be established, and the meeting of the Milam County Commissioners Court will be called to order.
2. Invocation.
3. Pledge of Allegiance to the American Flag and the Texas Flag.
4. Consider the minutes from previous commissioner's court meetings and act on any corrections, changes, or approval of any of the said minutes.
5. Comments from the Public (limited to five minutes).
6. Judge's Comments.
7. Consider and take action on a burn ban for Milam County.
8. Review and possibly take action on funds to continue HOP Services.
9. Discuss and take necessary action on AVAYA Phone System equipment.

10. Discuss and take action on an addition to the Permit Application for County Road Entrance.
11. Discuss and take action as necessary on a contract to get county personnel CDL qualified at TEEX.
12. Discuss and take action on a Permission for Entry and Waiver of Claims from Sandra Nordhausen in Precinct 4. (Exhibit "A").
13. Discuss and take action on a utility installation for crossing at Laughlin Rd at the intersection of FM 487 and Laughlin Rd. from Bartlett Electric. (Exhibit "B").
14. Discuss and take necessary action on an outside/inside plant construction fiber optic cable route on CR 203 Loop from FiberLight. (Exhibit "C").
15. Discuss and take action on an application for a variance request on Highway 79 in Gause by Michael Russell. (Exhibit "D").
16. Review, discuss and possibly take action to accept the bids for employee benefits for Milam County employees.
17. Review, discuss and possibly take action to award the bid for employee benefits for Milam County employees.
18. Review, Discuss and take action on funds to the Hill Country Community Action Association for its Home Delivered Meal Grant for 2024.
19. Review, discuss and take action on a Road Use Agreement for the Texas One Solar Plant.
20. Review, discuss and take action on a Road Use Agreement for the Sypert Branch Solar Project.
21. Discuss and take action on three (3) proposed Opioids Settlements from Simon, Greenstone and Panatier as presented by the County Attorney of Milam County.
22. Discuss, consider, and take action to select engineering/architectural service provider(s) to complete application and project related engineering/architectural services for the CDBG MIT-MOD funding administered by the Texas General Land Office.
23. Review, discuss, and act to pay the bills of Milam County, Texas as presented by the County Auditor's Office.
24. Adjourn

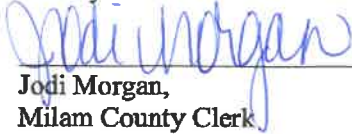
Dated this 19th day of July, 2023

Bill Whitmire
Milam County Judge

Bill Whitmire - by Jodi George

I, the undersigned County Clerk, do hereby certify that the above notice of the **Regular Meeting** of the Milam County Commissioners Court is a true and correct copy of said Notice. Further, the Notice is published on the Courthouse Door and the County Clerk's Office of Milam County, Texas and at other places readily accessible to the public at all times beginning on the 19th day of July, 2023. The Notice will remain posted continuously for at least 72 hours preceding the scheduled date and time of said court.

County Clerk of Milam County, Texas


Jodi Morgan,
Milam County Clerk



JODI MORGAN
County Clerk

Filed 19th day of July
in 2023, At 9:40 AM
JODI MORGAN
County Clerk, Milam County, Texas
By Jodi Morgan
Deputy

(This Court reserves the right to convene in executive session at any time deemed necessary for the consideration of confidential matters in accordance with Texas Government code, Chapter 551, Subchapters D and E. Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes or decisions will be taken in open meeting.)

20230719 10:51:00

Exhibit A

Permission For Entry and Waiver of Claims

I, Sandra Nordhausen, the undersigned, hereby give my consent to Milam County and its employees to enter my property located on County Road 455, for the purpose of maintaining County Road 455. In addition, I hereby waive any and all claims against Milam County that may result from that entry.

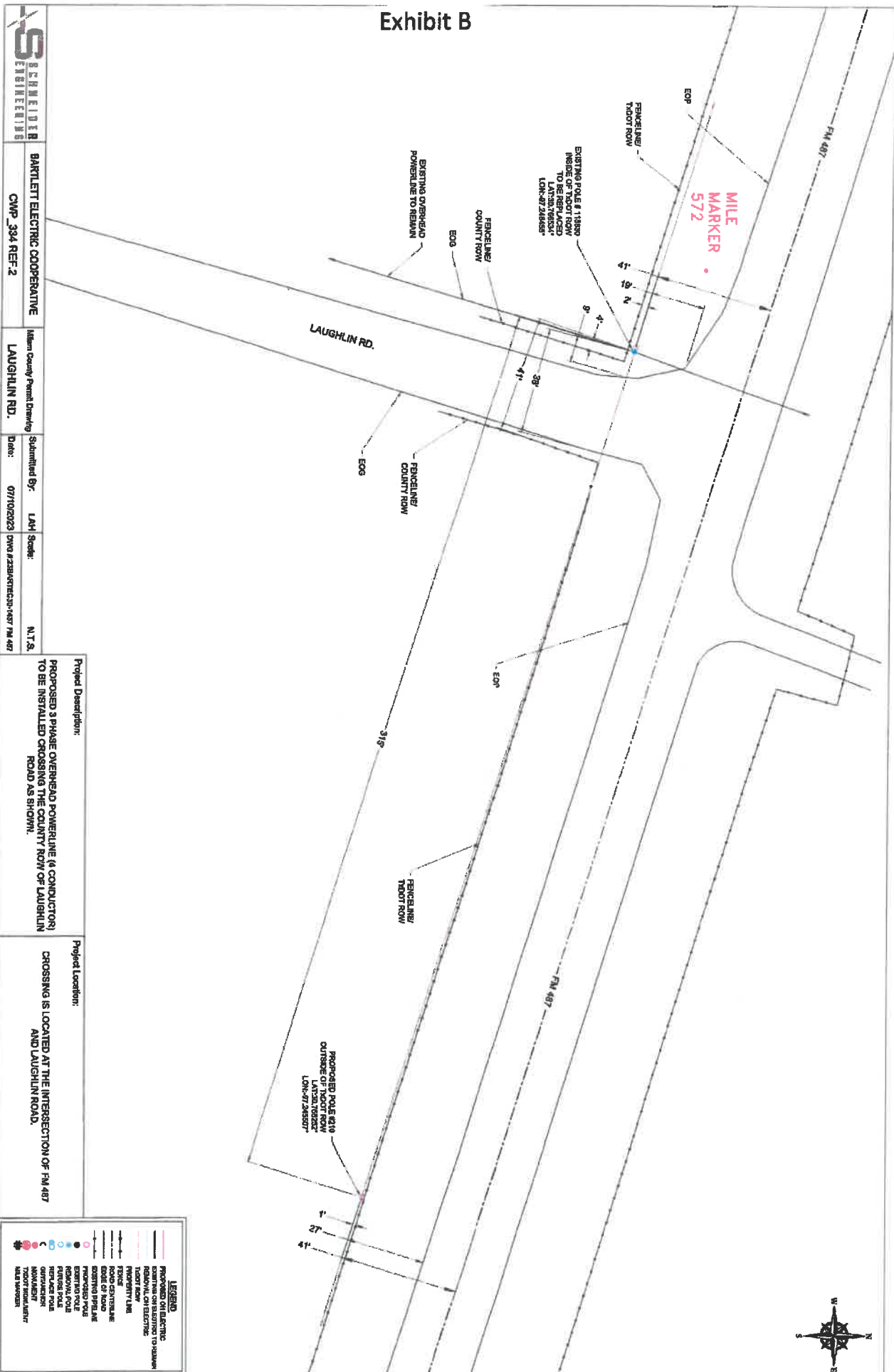
Sandra K. Nordhausen

6-12-23

Date

20195767073

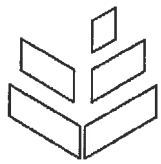
Exhibit B



	BARILETT ELECTRIC COOPERATIVE CWP_394 REF: 2	Item County/Plant Drawing LAUGHLIN RD.	Submitted By: LJM Scale: Date: 07/10/2023 CWP# #228858530-187 FM 487	N.T.S.
	Project Description: PROPOSED 3 PHASE OVERHEAD POWERLINE (4 CONDUCTORS) TO BE INSTALLED CROSSING THE COUNTY ROW OF LAUGHLIN ROAD AS SHOWN.			
Project Location: CROSSING IS LOCATED AT THE INTERSECTION OF FM 487 AND LAUGHLIN ROAD.		Legend: PROPOSED 3 PHASE OVERHEAD POWERLINE (4 CONDUCTORS) EXISTING OVERHEAD POWERLINE TO REMAIN PROPOSED POLE EXISTING POLE FENCELINE/ COUNTY ROW FENCELINE/ TROTT ROW EXISTING OVERHEAD POWERLINE TO REMAIN ROAD CENTERLINE EDGE OF ROAD EXISTING PRELIM PROPOSED PRELIM FUTURE POLE FUTURE POLE TROTT FENCELINE ROAD CENTERLINE TROTT FENCELINE ROAD CENTERLINE TROTT FENCELINE		

42069150107

Exhibit C



FiberLight

**OUTSIDE/INSIDE PLANT CONSTRUCTION
FIBER OPTIC CABLE ROUTE**

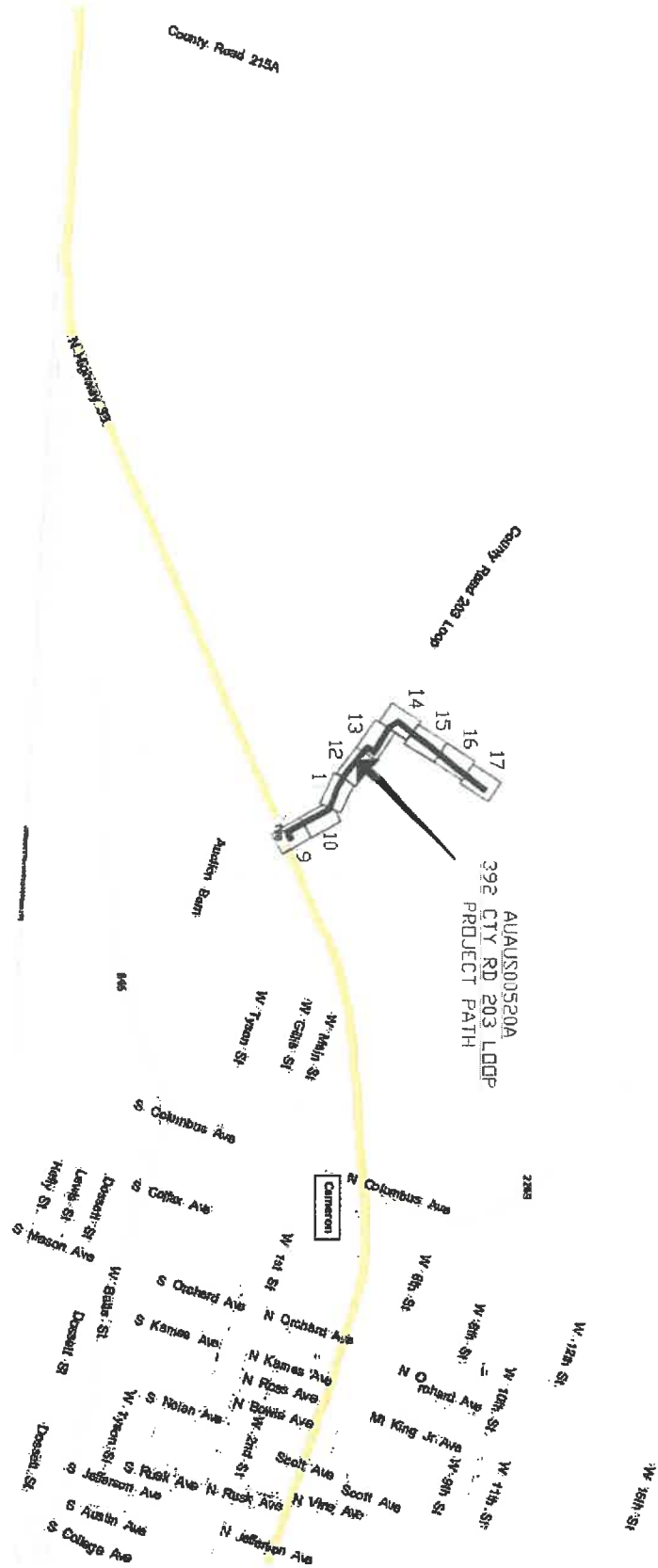
**AUAUS00520A 392 CTY RD 203 LOOP
CAMERON, TX**

PROJECT STATUS: CONSTRUCTION

DATE: 06/20/23

NO 105168 975

LOCATION MAP
CAMERON, TX
MILAM COUNTY



FiberLight

PROJECT:
AUAUS00520A
392 CITY RD 203 LOOP
CAMERON, TX



FIBERLIGHT
OUTSIDE PLANT
CONSTRUCTION
TITLE: FIBER OPTIC ROUTE
AUAUS00520A
392 CITY RD 203 LOOP
CAMERON, TX

DATE: 06/29/23
ENGINEER: PAK
DRAWN BY: TPA
REVISIONS

NO.	DATE	DESCRIPTION	BY

MAP LINE LEGEND

- EXIST. BURIED CABLE
- PROPOSED BURIED CABLE
- PROPOSED AERIAL CABLE

SCALE

HORIZONTAL: 1" = N/A
VERTICAL: 1" = N/A

SHEET 2 OF 17

FILE: DE A

91009101071

Exhibit D

2010501077



APPLICATION FOR VARIANCE OR SPECIAL EXCEPTION TO THE MILAM COUNTY SUBDIVISION AND DEVELOPMENT REGULATIONS

NOTE: No application will be accepted without a proposed drawing of the property and a copy of the most current deed, accurately listing the same person or entity as the owner as listed on this application. A \$35.00 fee shall be submitted with each Variance Application.

The Commissioners Court shall have the authority to grant variances from when the public interest or the requirements of justice demand relaxation of the strict requirements of the Milam County Subdivision and Development Regulations.

The applicant must communicate with the County Judge's Office and return said application to the County Judge's Office (*address and phone number below*) before any variance is placed on the Commissioners Court Agenda for approval.

PROPERTY INFORMATION

Address: 17819 E Highway 79, Gause, TX 77857

Legal Description: A proposed 3 acre tract of land being part of two 10.68 acre tracts of land in the Azra Webb Survey, Abstract No. 387, Milam County, Texas

Milam County Appraisal District Property ID No.: 20516668 and 27790

PROPERTY OWNER'S INFORMATION

Property Owner's Name: Lisa Grenwelge and Karen Morrison

Mailing Address: Lisa Grenwelge, PO Box 130, Gause, TX 77857
Karen Morrison, PO Box 377, Gause, TX 77857

Phone Number: 979-218-0351 (Lisa) Email: lisagrenwelge58@gmail.com
903-388-2054 (Karen) Email: morrisonkn@yahoo.com

APPLICANT'S INFORMATION (if different than the owner)

Applicant's Name: Michael Russell

Mailing Address: PO Box 263, Gause, TX 77857

Phone Number: 979-324-9773 Email: mrussell1170@gmail.com

VARIANCE REQUEST – Describe what variance is requested:

A variance to platting requirements under the Milam County Subdivision and Development Regulations.

202105230

Describe the special circumstances existing to justify granting a variance

Mike intends to purchase the existing house and 3 acres along the highway. This is the original house built on the property before it was partitioned into two tracts and deeded to daughters Lisa and Karen, both of which have built new houses more than 500 feet away, on the northerly portion of their 10.68 acre tracts. The original house and proposed 3 acre tract have existing water meter, electric service and septic system. A sketch of the proposed 3 acre tract is attached hereto.

FACTORS THE COMMISSIONERS COURT WILL CONSIDER INCLUDE:

1. The actual situation of the property in question in relation to neighboring or similar properties, such that no special privilege not enjoyed by other similarly situated properties may be granted;
2. Whether strict enforcement of the Regulations would deny the Applicant the privileges or safety of similarly situated property with similarly timed development;
3. That the granting of the variance will not be detrimental to the public health, safety and welfare, or injure other property or will not prevent the orderly subdivision of the land in the area in accordance with these Regulations;
4. Whether there are special circumstances or conditions affecting the land or proposed development involved such that strict application of the provisions of these Regulations would deprive the applicant of reasonable use of their land and that failure to approve the variance would result in undue hardship to the applicant. Monetary hardship, standing alone, shall not be deemed to constitute an undue hardship.


Applicant Signature

07-13-2023
Date

Milam County Judge's Office, 102 S Fannin, Cameron, TX 76520 - 254-482-0354

NECESSARY FINDINGS

Yes ___/No ___ - Applicant has submitted all required documentation and fees:

Yes ___/No ___ - Applicant has communicated with the County Judge's Office and the correct County Commissioner's Office.

The Commissioners Court heard this Variance Request on the ___ day of _____, 20__.

The Commissioners Court voted to ___ Approve ___ Deny the Variance Request.

Ordered by the Milam County Commissioners on this the ___ day of _____, 20__.

Milam County Judge

2010516668



Karen Morrison
10.68 acre tract
PID 20516668

Lisa Grenwelge
10.68 acre tract
PID 27790

PROPOSED 3
ACRE TRACT

STATE OF TEXAS §
COUNTY OF MILAM §

IN COMMISSIONERS COURT
Regular Meeting July 24, 2023

A Regular Meeting of the Commissioners' Court of Milam County, Texas was held on the 24th day of July 2023 at 10:00a.m. in the Milam County Historic Courthouse, County Courtroom, 1st Floor, Cameron, Texas.

The Following members were present

WILLIAM WHITMIRE, MILAM COUNTY JUDGE
HENRY HUBNIK, COMMISSIONER PRECINCT NO.1
JAMES DENMAN, COMMISSIONER PRECINCT NO. 2
ART NEAL, COMMISSIONER PRECINCT NO. 3
WESLEY PAYNE, COMMISSIONER PRECINCT NO. 4

JODI MORGAN, COUNTY CLERK DANICA LARA, AUDITOR
BRIAN PRICE, ASSISTANT COUNTY ATTORNEY LINDA ACOSTA, TREASURER

ABSENT TO WIT:

1. A quorum will be established, and the Court will convene. - 10:00AM
2. Invocation.
3. Pledge of Allegiance to the American Flag and to the Texas Flag.
4. Consider the minutes from previous commissioner's court meetings and act on any corrections, changes, or approval of any of the said minutes.

Motion made by Commissioner Payne to approve the July 10th as well as the Public Hearing minutes. seconded by Commissioner Neal and motion carried unanimously.

5. Comments from the Public (limited to five minutes)

Abel White-CR 204 - 10:03am-10:06am
Clara Marak- CR 204 – 10:06am-10:11am
Lecia Egli- Condition of CR 204 – 10:12am-10:13am
Allen Chudej- CR 204 road damage – 10:13am-10:17am
Chad Holgerson – Condition of CR 204 – 10:17am-10:19am
Deborah Miles – Condition of CR 204 – 10:19am-10:23am
Dr. Willis Mackey – Burn Ban – 10:23am-10:29am
Easter Gabriel (Dr. Mackey spoke on her behalf) – Burn Ban – 10:29am-10:31am

6. Judge's Comments

Disaster Declaration- Sharing ours with 3 other counties

Professional Building- Making progress

7. Consider and take action on a burn ban for Milam County

Motion made by Commissioner Neal to certify the burn ban in Milam County, seconded by Commissioner Payne and motion carried unanimously.

8. Review and possibly take action on funds to continue HOP Services.

Motion made by Judge Whitmire to table until August 28, seconded by Commissioner Hubnik and motion carried unanimously.

9. Discuss and take necessary action on AVAYA Phone System Equipment.

No action taken

10. Discuss and take action on an addition to the Permit Application for County Road Entrance.

Push to next meeting August 14, 2023

11. Discuss and take action as necessary on a contract to get county personnel CDL qualified at TEEEX.

Push to next meeting July 27, 2023

12. Discuss and take action on a Permission for Entry and Waiver of Claims from Sandra Nordhausen in Precinct 4. **(Exhibit "A")**.

Motion made by Commissioner Payne to accept permission for entry and waiver of claims, seconded by Commissioner Neal and motion carried unanimously.

13. Discuss and take action on a utility installation for crossing at Laughlin Rd at the intersection of FM 487 and Laughlin Rd. from Bartlett Electric. **(Exhibit "B")**.

Motion made by Commissioner Neal to approve the utility installation crossing Laughlin Road and FM 487, seconded by Commissioner Hubnik and motion carried unanimously.

14. Discuss and take necessary action on an outside/inside plant construction fiber optic cable route on CR 203 Loop from FiberLight. (Exhibit "C").

Motion made by Commissioner Hubnik to approve, seconded by Commissioner Denman and motion carried unanimously.

15. Discuss and take action on an application for a variance request on Highway 79 in Gause by Michael Russell. (Exhibit "D").

Motion made by Commissioner Neal to approve the application, seconded by Commissioner Payne and motion carried unanimously.

16. Review, discuss and possibly take action to accept the bids for employee benefits for Milam County employees.

Motion made by Judge Whitmire to accept the bids, seconded by Commissioner Neal and motion carried unanimously.

Curative
Guardian
Sun Life
Texas Republic Life Insurance
Texas Association of Counties
United Healthcare
Baylor Scott & White

17. Review, discuss and possibly take action to award the bid for employee benefits for Milam County employees.

Motion made by Commissioner Hubnik to move to July 27, seconded by Commissioner Neal and motion carried unanimously.

18. Review, Discuss and take action on funds to the Hill Country Community Action Association for its Home Delivered Meal Grant for 2024.

Motion made by Commissioner Hubnik to approve payment, seconded by Commissioner Denman and motion carried unanimously.

19. Review, discuss and take action on a Road Use Agreement for the Texas One Solar Plant

Motion made by Commissioner Payne to accept Road Use Agreement for the Texas One Solar, seconded by Commissioner Neal and motion carried unanimously.

20. Review, discuss and take action on a Road Use Agreement for the Syfert Branch Solar

Motion made by Commissioner Hubnik to approve, seconded by Commissioner Denman and motion carried unanimously.

21. Discuss and take action on three (3) proposed Opioids Settlements from Simon, Greenstone and Panatier as presented by the County Attorney of Milam County. **(Exhibit "E")**.

Motion made by Commissioner Payne to accept three proposed Opioids Settlements, seconded by Commissioner Neal and motion carried unanimously.

22. Discuss, consider, and take action to select engineering/architectural service provider(s) to complete application and project related engineering/architectural services for the CDBG MIT-MOD funding administered by the Texas General Land Office. **(Exhibit "F")**.

Motion made by Commissioner Hubnik to accept all 3 and to award to Bleyl Engineering, seconded by Commissioner Denman and motion carried unanimously

Other Bids

Thornhoff Consulting Engineers Inc & Hanson Professional Services

23. Bills

Motion made by Commissioner Denman not to read bills, seconded by Commissioner Hubnik and motion carried unanimously.

Motion made by Commissioner Neal to pay the bills, seconded by Commissioner Payne and motion carried unanimously.

\$257,163.95

24. Adjourn

Motion made by Commissioner Neal to adjourn at 11:15a.m., seconded by Commissioner Payne and motion carried unanimously.

20105107093

11-27-21

The above and foregoing Minutes for Monday, July 24, 2023 having been examined and approved in Open Court this 11th day of August 2023.

Bill Whitmire

County Judge Whitmire

State of Texas:

County of Milam:

I, Jodi Morgan, County Clerk, Milam County, Texas, attest that the foregoing is a true and correct accounting of the Commissioners' Court authorized proceedings for July 10, 2023.

Jodi Morgan

County Clerk and Ex-Officio Member of
Commissioners' Court, Milam County, Texas

STATEMENT OF APPROVAL

August 11th, 2023

Henry Hubnik
Commissioner PCT #1- Henry Hubnik

James Denman
Commissioner PCT #2- James Denman

Art Neal
Commissioner PCT #3- Art Neal

Wesley Payne
Commissioner PCT #4- Wesley Payne

SUPPORTING DOCUMENTS MAY BE VIEWED ON THE WEBSITE
WWW.MILAMCOUNTY.NET , in the minutes in the Commissioners Court book located in the
County Clerk's office, or online at <https://milam.txpublicsearch.us>