

Milam County Commissioner's Court

March 24, 2014

NOTICE OF MEETING OF THE COMMISSIONERS' COURT OF MILAM COUNTY, TEXAS

Notice is hereby given that a meeting of the above named Commissioner's Court will be held on Monday, the 24th of March, 2014 at 10:00 a.m., in the Commissioner's Courtroom, Milam County Courthouse, 102 S. Fannin, Cameron, Texas, at which time the following agenda items will be covered:

- Prayer
Period of silence followed by presentation of any additional prayers and words of encouragement
(Please complete public participation form prior to meeting)
1. Call Meeting to Order and establish quorum
 2. Pledge of Allegiance - U.S. Flag, Texas Flag. "Honor the Texas Flag, I pledge allegiance to thee, Texas, one State, Under God, one and indivisible"
 3. Approve minutes of previous meetings
 4. Public Participation (Please complete public participation form prior to meeting)
 5. Approve Bond for Jay Beathard, Constable Pct 3
 6. Approve Implementation of CHAMP Program - Kenneth Hollas
 7. Approve the sale of surplus equipment through Kennedy Auctions - Kenneth Hollas
 8. Discuss and take appropriate action on the installation of speed limit signs on CR 302 - Jeff Muegge
 9. Pass Resolution for lease purchase agreement for Chip Spreader for Precinct 1 - Tank Balch
 10. Approve Memorandums of Understanding between Milam County Public Health Preparedness and all Milam County Nursing Facilities - Monica Stewart
 11. Approve Proclamation of April as Fair Housing Month in Milam County - GrantWorks, General Land Office Projects, Fair Housing Act
 12. Accept the 2013 County and District Clerks Association of Texas Certificates of Completion
 13. Accept the 2013 County Judges & Commissioners Assoc of Texas Certificate of Completion - Jeff Muegge
 14. Approve payment of bills
 15. Adjourn

Dated this the 21st day of March, 2014

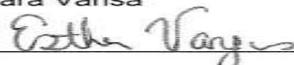
Commissioners' Court of Milam County, Texas

By 
David L. Barkemeyer, County Judge

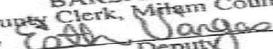
I, the undersigned, County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners' Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board at the Courthouse door of Milam County, Texas, at a place readily accessible to the general public at all times on the 21st day of March, 2014, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the 21st day of March, 2014

County Clerk of Milam County, Texas
Barbara Vansa

By 

If, during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting the Commissioners Court will conduct a closed meeting in accordance with the Texas Open Meetings Act, 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.

Filed 21 day of March
in 2014 At 9:20 A.M.
BARBARA VANSA
County Clerk, Milam County, Texas
By  Deputy

- Prayer
- Period of silence followed by any additional prayers and words of encouragement (Please complete public participation form prior to meeting)

Item 1

- Call meeting to Order and establish quorum

Item 2

- Pledge of Allegiance
- Texas Flag
 - “Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under god, one and indivisible.”

Item 3

- Approve minutes of previous meetings

Item 4

- Public Participation
 - Please complete public participation form prior to meeting

RULES OF PROCEDURE, CONDUCT, AND DECORUM AT MEETINGS OF THE MILAM COUNTY COMMISSIONERS' COURT

- IV. The business of Milam County is conducted by and between the members of the Milam County Commissioners Court and by those members of the county staff, elected officials, department heads, consultants, experts and/or members of the public requested to be present and participate. While the public is invited to attend all meetings of the Commissioners Court (except Executive Sessions) the public's participation therein is limited to that of observers unless a member (or members) of the public is requested to address the Commissioners Court on a particular issue or (issues) or unless the member (or members) of the public completes a Public Participation Form and submits same to the County Judge's Secretary or county clerk prior to the time the Court Session is called to order. A sample of the Milam County Commissioners Court Public Participation Form is attached hereto as Exhibit "A".
- Each member of the public who appears before the Commissioners Court shall be limited to a maximum of five (5) minutes to make his/her remarks. Time for each speaker shall be maintained by the County Clerk or such other designated representative of the Commissioners Court.
 - Maximum discussion on any agenda item, regardless of the number of members of the public wishing to address the Commissioners Court on such agenda item (or items) shall be limited to thirty (30) minutes. In the event that more than six (6) members of the public wish to address a particular agenda item (or items), then only the first six (6) members of the public recognized to speak shall be divided equally between those members of the public wishing to speak for the agenda item (or items) and those members of the public wishing to speak against the agenda item (or items).
 - In matters of exceptional interest, the Court may, by the majority vote of the members of the Court in attendance at the meeting, either shorten or lengthen the time allocated for a particular member of the public, all members of the public and/or the amount of time allocated for all agenda items and/or a specific agenda item.
 - It is the intention of the Court to provide an open access to the citizens of Milam County to address the Commissioners Court and to express themselves on issues of county government. Members of the public are reminded that the Milam County Commissioners Court is a Constitutional Court, the Milam County Commissioners Court also possesses the power to issue a Contempt of Court Citation under Section 81.024 of the Texas Local Government Code. Accordingly, all members of the public in attendance at any Regular, Special and/or Emergency meeting of the Court shall conduct themselves with proper respect and decorum in speaking to, and/or addressing the Court; in participating in public discussions before the Court; and in all actions in the presence of the Court. Proper attire for men, women and children is mandatory. Those members of the public who are inappropriately attired and/or who do not conduct themselves in an orderly and appropriate manner will be ordered to leave the meeting. Refusal to abide by the Court's order and/or continued disruption of the meeting may result in a Contempt of Court Citation.
 - It is not the intention of the Milam County Commissioners Court to provide a public forum for the demeaning of any individual or group. Neither is it the intention of the Court to allow a member (or members) of the public to insult the honesty and/or integrity of the Court, as a body, or any member (or members) of the Court, individually or collectively. Accordingly, profane, insulting or threatening language directed toward the Court and/or any person in the Court's presence and/or racial, ethnic, or gender slurs or epithets will not be tolerated. Violation of these rules may result in the following sanctions:
 - Cancellation of a speaker's remaining time;
 - Removal from the Commissioners Courtroom;
 - A Contempt Citation; and/or
 - Such other civil and/or criminal sanctions as may be authorized under the Constitution, Statutes and Codes of the State of Texas.

Item 5

- Approve Bond for Jay Beathard, Constable Pct 3

Item 6

- Approve Implementation of CHAMP Program
– Kenneth Hollas

**OFFICIAL LANDOWNER FORM
- MILAM COUNTY-
CHAMP - County Hog Abatement Matching Program**

I, _____, a landowner in Milam County with a minimum of 25 acres,
do hereby certify that _____, killed - trapped _____ feral hogs on
my property located at _____ (address), on or about ____/____/____.

Signature of Landowner

Phone

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- MILAM COUNTY-
CHAMP - County Hog Abatement Matching Program**

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CHAMP - County Hog Abatement Matching Program

Milam County offers \$ 7.50 Bounty for Feral Hogs

The CHAMP program is set up to help counties provide incentives to manage the feral hog population in Milam County. Funding is provided through a grant from the Texas Department of Agriculture. Milam County, along with Bell, Falls, Coryell and Hamilton Counties, will partner in this program.

Beginning April 1st, Milam County will pay a \$7.50 bounty for every feral hog killed. As evidence the person must bring the hog snout individually frozen in a ziploc plastic bag on the designated dates and times to the Milam County Commissioners' Precinct offices. Along with the hog snouts, a signed form from the landowner must accompany the snouts. Forms may be picked up from the following locations: Milam County Extension office, 100 East 1st St, Cameron, Texas; County Judge's Office in the Milam County Courthouse, any Milam County Commissioner Precinct office, or you can print form from the following website: <http://milam.agrilife.org>.

Evidence (snouts) and completed form must be brought to a Commissioners' Precinct office from 9:00 am - 11:00 am on the following Saturday mornings: April 19, May 3, May 17, May 31, June 14 or June 28th. These dates are subject to change if funds are depleted before end of program on August 30, 2014. You will need to provide your name, phone number, mailing address and Social Security number when turning in your evidence. A check will be mailed when evidence and information is verified.

Feral Hog hunters can also apply for the \$ 7.50 per head bounty by providing a receipt and signed landowner form for hogs sold to a Feral Hog buyer.

For more information contact Milam County Commissioners : Pct. 1 Tank Balch (254) 593-3171, Pct. 2 Kenneth Hollas (254) 482-0266; Pct. 3 John Fisher (512) 446-2580, Pct. 4 Jeff Muegge (512) 898-2115; The Texas A & M AgriLife Extension office in Milam County (254) 697-7045 or the Milam County Judge's office (254) 697-7000.

Item 7

- Approve the sale of surplus equipment through Kennedy Auctions
 - Kenneth Hollas

Item 8

- Discuss and take appropriate action on the installation of speed limit signs CR 302
 - Jeff Muegge

Item 9

- Pass Resolution for lease purchase agreement for Chip Spreader for Precinct 1
 - Tank Balch

**EXHIBIT D to
GOVERNMENTAL LEASE/PURCHASE AGREEMENT # M**

CERTIFICATE OF RESOLUTIONS

I, _____, do hereby certify that I am the duly elected, or appointed and acting Secretary/Clerk of the _____, an agency/subdivision duly organized and existing under the laws of the State of Texas (the "Lessee"), and that the following resolutions have been presented to and duly adopted by the _____ at a meeting duly and regularly held and convened in accordance with applicable law on the _____ day of _____, 2014, WHEREAS, the Lessee is entering a Governmental Lease/Purchase Agreement M _____ ("Lease") with Classic Bank, N.A.;

WHEREAS, Lessee has carefully reviewed its financing requirements for the current calendar year and reasonably expects that it will not issue more than ten million dollars (\$10,000,000) of tax-exempt obligations during the calendar year;

WHEREAS, the source of funds in the current fiscal year's budget is _____ for lease/purchase payments due under the Agreement. We expect and anticipate adequate funds to be available for all future lease/purchase payments after the current fiscal year for the following reasons: _____

NOW, THEREFORE, be it RESOLVED, that the Lessee be, and hereby is, authorized to enter into the Lease with Classic Bank for a period of _____ years, and be it further

RESOLVED, that an official of the Lessee be, and hereby is, authorized, empowered and directed to sign on its behalf the Lease and any addenda, schedules, notes, UCC financing statements or other instruments issued under the provision of the Lease and any other instrument or document which may be necessary or expedient in connection with agreement upon or fulfillment of the provisions of the Lease.

RESOLVED, that pursuant to Section 265(b) (3) of the Internal Revenue Code of 1986, as amended, this Lease be and hereby is designated a "qualified tax-exempt obligation" includable within the ten million dollars (\$10,000,000) of the aggregate issues designated as "qualified tax-exempt obligations" for the calendar year within which this Lease is entered into.

RESOLVED, that Lessee shall not designate more than ten million dollars (\$10,000,000) of tax-exempt obligations during the current calendar year as qualified tax-exempt obligations and Lessee, together with its subordinate entities, does not reasonably expect to issue more than ten million dollars (\$10,000,000) of tax-exempt obligations during the current calendar year.

RESOLVED, the equipment as described in Exhibit "A" of such agreement is essential to the function of the undersigned or to the service we provide to our citizens. Further, we have an immediate need for, and expect to make immediate use of, substantially all of the equipment, which need is not temporary or expected to diminish in the foreseeable future. The equipment will be used by us only for the purpose of performing one or more of our governmental or proprietary functions consistent with the permissible scope of our authority. Specifically, the equipment was selected by us to be used as follows

IN WITNESS WHEREOF, I have duly executed this certificate and affixed the seal hereto this _____ day of _____, 2014

Lessee:
(Municipal Entity)

(Seal)

By: _____
(Signature of Secretary/Clerk)

(Printed Name)

Item 10

- Approve Memorandums of Understanding between Milam County Public Health Preparedness and all Milam County Nursing Facilities
 - Monica Stewart

Item 11

- Approve Proclamation of April as Fair Housing Month in Milam County – GrantWorks, General Land Office Projects, Fair Housing Act

Declare April as Fair Housing Month in Milam County, Texas

WHEREAS Title VIII of the Civil Rights Act of 1968, as amended, prohibits discrimination in housing and declares it a national policy to provide, within constitutional limits, for fair housing in the United States; and

WHEREAS The principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans; and

WHEREAS The forty-sixth anniversary of this National Fair Housing Law, during the month of April, provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

NOW THEREFORE BE IT RESOLVED, by the Commissioner's Court of Milam County, Texas do proclaim April as Fair Housing Month in Milam County and do hereby urge all the citizens of this locality to become aware of and support the Fair Housing law.

Passed and adopted by the Commissioner's Court of Milam County, State of Texas, on the 24th day of March, 2014.

David Barkemeyer, County Judge

Attest:

Barbara Vansa, County Clerk



**EQUAL HOUSING
OPPORTUNITY**

If you have a concern with how you have been treated and believe your fair housing rights have been violated, there is a local process for reporting your complaint.

Fair Housing – It’s Your Right!

If you do not feel comfortable contacting the local office, both the Texas Workforce Commission Civil Rights Division (TWCCRD) and the United States Department of Housing and Urban Development (HUD) are available to help address problems regarding housing discrimination.

Contact information for State and Federal Agencies are listed below:

YOUR LOCAL CONTACT IS...

Subrecipient/Grantee Name:	Milam County, Texas
Phone Number:	254-697-7000
Address:	100 South Fannin Cameron, TX 76520

Subrecipient/Grantee Describe Your Local Process to File A Complaint Here:

If you believe your fair housing rights have been violated, you may file a complaint with the County's Fair Housing Officer, Assistant to the County Judge. Or, if you wish to file a complaint at the State or National level, please see the addresses listed below.

IF YOU THINK YOUR FAIR HOUSING RIGHTS HAVE BEEN VIOLATED YOU CAN FILE A COMPLAINT WITH THE TEXAS WORKFORCE COMMISSION'S CIVIL RIGHTS DIVISION OR THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

STATE	FEDERAL
Texas Workforce Commission Civil Rights Division <u>In person:</u> 1117 Trinity Street, Room 144 Austin, Texas 78701 <u>By Phone:</u> 1-888-452-4778 <u>By Mail:</u> Attn: Civil Rights Division 1117 Trinity Street, Room 144-T Austin, Texas 78701 <u>Website:</u> www.texasworkforce.org/customers/cwp/civil-rights-discrimination.html	United State Department of Housing and Urban Development (HUD) <u>In person:</u> 801 North Cherry, 27th Floor Fort Worth, Texas 76102 <u>By Phone:</u> 1-888-560-8913 <u>By Mail:</u> Attn: Fair Housing Enforcement Center 801 North Cherry, 27th Floor Fort Worth, Texas 76102 <u>By Email:</u> www.hud.gov/offices/fheo/nov108online-complaint.cfm <u>Website:</u> www.hud.gov/fairhousing.gov

Item 12

- Accept the 2013 County and District Clerks Association of Texas Certificates of Completion



COUNTY & DISTRICT CLERKS'
ASSOCIATION OF TEXAS

Certificate of Completion Awarded to

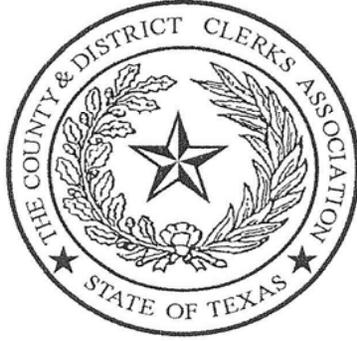
BARBARA VANSA
MILAM COUNTY CLERK

*For completing the required 20 Hours of Continuing Education for 2013 as prescribed in
Section 51.605 of the Texas Government Code.*

In witness therefore, recognition is hereby made this January 2014.

Teresa Kiel, President

Diane Hoefling, Vice President



COUNTY & DISTRICT CLERKS'
ASSOCIATION OF TEXAS

Certificate of Completion Awarded to

Cindy Fechner
Milam District Clerk

*For completing the required 20 Hours of Continuing Education for 2013 as prescribed in
Section 51.605 of the Texas Government Code.*

In witness therefore, recognition is hereby made this January 2014.

Teresa Kiel, President

Diane Hoefling, Vice President

Item 13

- Accept the 2013 County Judges and Commissioners Assoc of Texas Certificate of Completion – Jeff Muegge

**COUNTY JUDGES & COMMISSIONERS
ASSOCIATION OF TEXAS**

**COMMISSIONERS EDUCATION
CERTIFICATE OF COMPLETION**

This is to certify that

Jeff Muegge
Milam County Commissioner

*has successfully completed the continuing education
provisions of Article 81.0025 of the
Texas Local Government Code*

2013



Richard Cortese, Chairman
Commissioners Education Committee



County Judges and Commissioners
Association of Texas

Item 14

- Approve Payment of Bills

Prepaid General Fund Utilities

A T & T	\$333.18
A tmos Energy	\$3,950.51
Progressive Waste Solutions Of TX	\$72.26
Reliant Energy Solutions	\$3,143.98
Verizon Southwest	\$232.93
Verizon Wireless	\$1,406.98

Grand Total

\$14,299.54

Unpaid Bills to Approve Over \$2,500

General Fund

Cameron Tire Store	\$2,980.42
D6 Solutions LLC	\$5,415.00
Kevin Terry	\$7,350.00
Little River Healthcare	\$8,462.56
Milam Appraisal District	\$60,594.12
Norman Lanford SR	\$3,122.70
Scott & White Hospital	\$6,081.88
Texas Assoc Of Counties	\$21,014.00
Texas Dept Of Transportation Trust	\$4,330.00
Texas Fleet Fuel	\$4,400.82
General Fund Total	\$152,197.95

Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #2

Caterpillar Financial SVCES Corp

\$6,077.42

Poldrack Grain & Cattle

\$24,943.50

R & B Fund, PCT #2 Total

\$34,777.40

Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #3

BCGO	\$4,800.00
Caterpillar Financial SVCES Corp	\$3,339.89

R & B Fund, PCT #3 Total	\$13,281.30
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Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #4

Anderson Machinery Austin INC	\$3,394.23
Texas Fleet Fuel	\$3,539.86

R & B Fund, PCT #4 Total	\$15,951.95
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Unpaid Bills to Approve Over \$2,500

- **Public Health Preparedness Grant**

JM Trailers LLC	\$4,898.00
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PHPG	Total \$7,036.50
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Unpaid Bills to Approve Over \$2,500

- **Transaction Fees**

Mccreary, Veselka, Bragg & Allen PC \$9,093.81

Transaction Fees

Total \$9,093.81

Unpaid Bills to Approve

Grand Total

\$260,132.06

Item 15

- Adjourn