

Milam County Commissioner's Court

July 28, 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 23rd of June, 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:

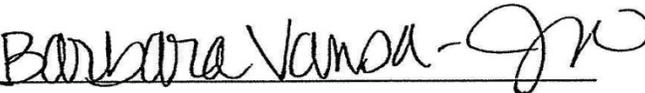
- Prayer –
Period of silence followed by presentation of any additional prayers and words of encouragement
(Please complete public participation form prior to meeting)
1. Call Meeting to Order and establish quorum
 2. Pledge of Allegiance - U.S. Flag, Texas Flag. "Honor the Texas Flag, I pledge allegiance 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. Donald Kelm, Administrator for Tx A&M Agrilife Extension Service Dist 8 - Presentation of Program Highlights
 6. Approve Interlocal Agreement between City of Buckholts and Milam County
 7. Approve deputation of John Vargas and Eric Bauer, Sheriff's Dept
 8. Discuss and take appropriate action on the acceptance of dedicated road in Precinct 2
 9. Acknowledge Milam County's receipt of the Distinguished Service Award for Outstanding Preservation Work accomplished in 2013, from the Tx Historical Commission
 10. Consider and Adopt Resolution for Rehabilitation of Flood Control Structure Number 30 - Elm Creek Watershed
 11. Consider and Adopt a resolution opposing EPA's proposed regulations expanding the scope of their regulatory authority under the Clean Water Act
 12. Approve Greg Eakens as Deputy for Constable, Precinct 1
 13. Approve line item adjustments
 14. Approve payment of bills
 15. Adjourn

Dated this the 19th day of June, 2014
Commissioners' Court of Milam County, Texas

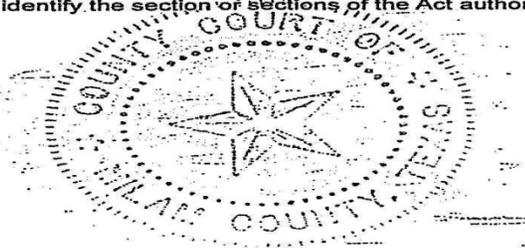
By 
David L. Barkemeyer, County Judge

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 19th day of June, 2014, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the 19th day of June, 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 19th day of June
in 2014, At 5:25 M.
By Barbara Vansa
County Clerk, Milam County, Texas
Deputy

- Prayer
- Any additional prayers and words of encouragement followed by period of silence (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

- Appoint Tax Assessor/Collector to calculate and publish effective tax rate for 2014

Item 6

- Take appropriate action on the Sheriff and Constable Fees for 2015

Item 7

- Approve appointment of election judges

AW4-10		
Prescribed by Secretary of State		
Sec. 32.008, Texas Election Code		
2007 March		
ORDER OF APPOINTMENT FOR ELECTION JUDGES AND ALTERNATES		
The Commissioners Court of Milam County do hereby appoint the following election judges and alternate judges for a one year term to begin on August 1, 2014.		
PRRECINCT	ELECTION JUDGE	ALTERNATE JUDGE
101	Marcy Kenney - R	Tom Jones - D
105	Kelli Dudley - R	Dough Kleypas - D
203	R	D
207	Joyce Dalley - D	R
210	Kathlene Dodd - R	Debra Hatcher - D
212	Erma Taylor - D	R
316	Sue Taylor - R	Delores Fisher - D
317	R	Ted Hubert - D
318	Wes Howe - R	Annette Griesbach - D
419	Ellen Luckey - R	Mary Helen Ortega - D
420	Marilyn Johnson - R	D
EV BALLOT BOARD	Roderick Holcombe - R	Sue Jones - D
It is hereby directed that this order be filed with the clerk of this court and that a copy be given to the custodian of the election records for said county. The County Clerk is hereby instructed to send notice of appointment to each election judge of their appointment for a one year term beginning on August 1, 2014, in accordance with Tex. Elec. Code Ann. 32.009		
County Judge		

Item 8

- Approve pay increases for WIC personnel

2% INCREASE SALARY FOR WIC EMPLOYEES FOR 2015

EMPLOYEE	SALARY	2% INCREASE	FICA	RETIREMENT	SD	TOTAL SALARY & FRINGE
DEBBIE O	\$55,161.50	\$1,103.23	\$84.40	\$110.32	\$5.63	\$1,303.58
NEW SALARY	\$56,264.73					
LINDSEY S.	\$40,310.00	\$806.20	\$61.67	\$80.62	\$4.11	\$952.60
NEW SALARY	\$41,116.20					
MARIE REYES	\$29,744.00	\$594.88	\$45.51	\$59.49	\$3.03	\$702.91
NEW SALARY	\$30,338.88					
TOTAL 2%						\$2,959.09
7/8/2014						

RD FUNDING FOR 2014

MONTH	HOURS OR MILEAGE	SALARY	TOTAL
JUNE, 2014	48 HOURS	\$50.00	\$2,400.00
JUNE, 2014	652 MILES	\$0.55	\$358.60
JULY, 2014	48 HOURS	\$50.00	\$2,400.00
JULY, 2014	978 MILES	\$0.55	\$537.90
AUGUST, 2014	48 HOURS	\$50.00	\$2,400.00
AUGUST, 2014	652 MILES	\$0.55	\$358.60
SEPTEMBER, 2014	32 HOURS	\$50.00	\$1,600.00
SEPTEMBER, 2014	652 MILES	\$0.55	\$358.60
TOTAL			\$10,413.70
TOTAL REMAINDER OF GRANT			\$13,151.90
	FOR FY2015		
BALANCE			\$2,738.20
	HOURS	SALARY	MONTHS
	16	\$60.00	8
	24	\$60.00	4
TOTAL			\$13,440.00
	MILEAGE	PER MILE	MONTHS
	652	0.55	8
	978	0.55	4
TOTAL			\$5,020.40
TOTAL SALARY & MILEAGE			\$18,460.40

Asking comm. ct. to approve this

2014 BREASTFEEDING REGISTERED DIETICIAN REGULAR FUNDING PEER COUNSELING FOR WIC

Denise *state pay this max. min. 20,000*

BREASTFEEDING MONTHS	\$6,000.00 AMOUNT SPENT			RD MONTHS	\$25,897.00 AMOUNT SPENT		PEER MONTHS	\$30,348.00 SPENT
OCTOBER	\$0.00			OCTOBER	\$0.00		OCTOBER	\$4,648.22
NOVEMBER	\$186.00			NOVEMBER	\$1,737.90		NOVEMBER	\$2,807.32
DECEMBER	\$180.00			DECEMBER	\$1,158.60		DECEMBER	\$3,119.60
JANUARY	\$180.00			JANUARY	\$1,158.60		JANUARY	\$3,120.14
FEBRUARY	\$685.56			FEBRUARY	\$1,737.90		FEBRUARY	\$1,454.72
MARCH	\$180.00			MARCH	\$1,158.60		MARCH	\$3,496.45
APRIL	\$180.00			APRIL	\$1,158.60		APRIL	\$2,440.41
MAY	\$780.00			MAY	\$1,737.90		MAY	\$1,641.65
JUNE	\$180.00			JUNE	\$1,158.60		JUNE	\$1,641.65
JULY				JULY			JULY	
AUGUST				AUGUST			AUGUST	
SEPTEMBER				SEPTEMBER			SEPTEMBER	
TOTAL	\$2,551.56			TOTAL	\$11,006.70		TOTAL	\$24,370.16
DIFFERENCE	\$3,448.44			DIFFERENCE	\$14,890.30		DIFFERENCE	\$5,977.84
REG. FUNDING								
MONTHS	AMOUNT + OR -	EXT. HRS.	CLIENTS	AMOUNT	TOTAL	DIFF.	MONTHS	REDEMPTIONS
	\$188,100.00							
OCTOBER	\$19,176.61	\$47.76	976	\$15.27	\$14,951.28	-\$4,225.33	OCTOBER	\$43,157.61
NOVEMBER	\$13,470.26	\$123.79	989	\$15.27	\$15,225.82	\$1,755.56	NOVEMBER	\$38,883.34
DECEMBER	\$13,459.32	\$9.42	983	\$15.27	\$15,019.83	\$1,560.51	DECEMBER	\$41,297.54
JANUARY	\$13,369.54	\$143.10	995	\$15.27	\$15,336.75	\$1,967.21	JANUARY	\$43,789.34
FEBRUARY	\$13,520.72	\$78.26	999	\$15.27	\$15,332.99	\$1,812.27	FEBRUARY	\$40,120.83
MARCH	\$12,743.33	\$26.68	980	\$15.27	\$14,991.28	\$2,247.95	MARCH	\$39,301.81
APRIL	\$19,254.81	\$75.03	1007	\$15.60	\$15,784.23	-\$3,470.58	APRIL	\$42,793.30
MAY	\$12,211.06	\$69.41	1008	\$15.60	\$15,794.21	\$3,583.15	MAY	\$45,447.65
JUNE	\$12,905.72		1000	\$15.60	\$15,600.00	\$2,694.28	JUNE	
JULY				\$15.60	\$0.00	\$0.00	JULY	
AUGUST				\$15.60	\$0.00	\$0.00	AUGUST	
SEPTEMBER				\$15.60	\$0.00	\$0.00	SEPTEMBER	
TOTAL	\$130,111.37	\$573.45	8937		\$138,036.39	\$7,925.02		\$334,791.42
DIFFERENCE	\$57,988.63							
					7/7/2014			

Item 9

- Approve Utility Installation on CR 250, Precinct 2

MILAM COUNTY, TEXAS
UTILITY INSTALLATION REQUEST

Date: **July 14, 2014**

TO: Milam County Commissioners' Court

Formal notice is hereby given that **North Milam WSC**

Proposes to place a water line within the right-of-way of **CR 250**

County Road as follows:

Bore and encase a 2" pvc line in a 4" casing. From intersection with CR 248, travel .33 miles east on CR 250.

Iron Horse Management

The location and description of the proposed line and appurtenances is more fully shown on the drawn attached hereto. The line will be constructed and maintained on the County right-of-way in accordance with current Milam County Specifications as directed by the County Commissioner.

Construction shall begin on or after the **18th day of July, 2015**, and is estimated to be completed in **3 calendar days**.

Firm: **North Milam WSC**
By: **Robert Jekel**
Title: **Manager**
Address: **P.O. Drawer 150**
Cameron, Texas 76520
Phone: **254-697-4016**

APPROVAL

Date: _____

This application is hereby approved subject to the following understandings and restrictions.

It is expressly understood that the said County Commissioner's Court does not purport hereby to grant any right, claim, title, or easement in or upon this county road; and it is further understood that in the future, should Milam County, for any reason, need to work, improve, relocate, widen, increase, add to, decrease, or in any manner change the structure of this road or right-of-way, this line, if affected, will be moved at the direction of the County Commissioner and shall be relocated at the complete expense of the owner.

All work in the county right-of-way shall be performed in accordance with the Milam County Utility Specifications under the direction of the County Commissioner. This installation work shall not damage any part of the roadway and adequate provisions shall be made to cause a minimum of inconvenience to traffic and the adjacent property owners.

Approved: COUNTY OF MILAM
COMMISSIONERS' COURT

By: _____



North Milam WSC Road Bore

Item 10

- Discuss and take possible action authorizing the Road and Bridge Dept to enter private property on CR 104 - Precinct

July 23, 2014

Agenda item for July 28, 2014.

Discuss and take possible action authorizing the Road and Bridge department to enter upon private property located off county road 104 to clear brush and level. The landowner, Harold Winslow, has given permission to enter his land.

Approved by Milam County Commissioner's Court on July 28th, 2014:

David Barkemeyer, Milam County Judge

Opey Watkins, Pct 1 Commissioner

Kenneth Hollas, Pct 2 Commissioner

John Fisher, Pct 3 Commissioner

Jeff Muegge, Pct 4 Commissioner

Item 11

- Authorize Veteran's County Service Officer to attend Annual Statewide Training Conference in Houston, Sept 8 – Sept 11, 2014

ELISEO "AL" CANTU, JR.
Major, US Army (Retired)
Chairman

JAMES H. SCOTT
Colonel, USAF (Retired)
Vice Chairman

THE REV. RICHARD A. McLEON, IV
US Army Veteran
Secretary



DANIEL P. MORAN
Captain, USMC (Retired)
Member

J.K. "JAKE" ELLZEY
Commander, US Navy (Retired)
Member

THOMAS P. PALLADINO
Colonel, US Army (Retired)
Executive Director

TEXAS VETERANS COMMISSION

MEMORANDUM

July 22, 2014

TO: County Commissioners Courts
FROM: Thomas P. Palladino, Executive Director *T.P.P.*
SUBJECT: 67th Annual Statewide Training Conference

Each year, the Texas Veterans Commission conducts a statewide conference and provides training for our state's Veterans County Service Officers and Assistants (VCSOs). The training focuses on veterans' programs and on filing claims and applications for Federal and State veterans' benefits. The services provided by the VCSOs are extremely valuable to our state and this training will better enable those who attend to assist the veterans, their dependents and survivors residing in your communities to obtain the benefits to which they are entitled.

We encourage all County Commissioners Courts to authorize their VCSOs to attend this very important training. In addition, Section 434.038(a), Texas Government Code, requires VCSOs to attend Commission Training to maintain certification in order to remain in office. Certification is also required for those wishing to participate in the Commission's Accreditation Program.

The 67th Annual Statewide Training Conference will be held from Monday, September 8 until noon on Thursday, September 11, 2014, at the Westin Galleria Houston, 5060 West Alabama, Houston, Texas 77056. The Westin Oaks at the Galleria will be our overflow facility. Your VCSO(s) will be notified of all details regarding the Conference to include hotel reservation and training registration information.

Financial assistance to partially defray the costs of attending the training may be available to VCSOs who meet the statutory requirements under Section 434.033, Texas Government Code. Reimbursed expenses include hotel room, tax and per diem. If your VCSO is newly appointed and attending our initial training, their hotel reservation will be made and paid for by TVC; their reimbursement also will include mileage from their designated office to Houston and returning to their designated office.

If you have any questions, please contact Cruz Montemayor, Chief Administrative Officer, at (512) 463-6564.

cc: Mr. James O. Richman, Director
TVC Claims Representation & Counseling

Cruz Montemayor
TVC Chief Administrative Officer

Item 12

- Approve Payment of Bills

Prepaid General Fund Utilities

A T & T	\$220.76
A T & T Long Distance	\$47.11
Atmos Energy	\$2,005.20
Reliant Energy Solutions	\$1,775.33
Verizon Southwest	\$238.36
Verizon Wireless	\$1,678.87

Grand Total

\$5,965.63

Unpaid Bills to Approve Over \$2,500

General Fund

Climate Control AC & Heating	\$6,598.60
Consolidated Telecom Services	\$2,900.00
CTWP Leasing	\$2,539.17
D6 Solutions LLC	\$5,415.00
Danielle Donnelly	\$3,200.00
Dell Marketing LP	\$19,236.99
Hill County Software & Support INC	\$3,450.00
Purchase Power	\$10,135.04
Scott & White Hospital	\$12,967.83
Texas Assoc of Counties	\$34,067.05
Travis Co. Med Examiner	\$5,200.00

General Fund Total

\$135,968.74

Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #1

Bank Of The West	\$2,931.02
Deere Credit Inc	\$6,278.10
Lonestar Construction	\$8,975.00
Texas Assoc of Counties	\$3,054.04

R & B Fund, PCT #1 Total **\$24,407.05**

Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #2

Caterpillar Financial SVCES Corp	\$6,077.42
Texas Assoc of Counties	\$3,500.34

R & B Fund, PCT #2 Total **\$13,830.44**

Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #3

Caterpillar Financial SVCES Corp	\$3,339.89
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Texas Assoc of Counties	\$4,415.47
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R & B Fund, PCT #3 Total	\$18,025.78
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Unpaid Bills to Approve Over \$2,500

R & B Fund, PCT #4

Joe L Valadez	\$2,654.85
Roadside Inc	\$3,570.00
Texas Fleet Fuel	\$2,736.07

R & B Fund, PCT #4 Total **\$11,662.30**

Unpaid Bills to Approve Over \$2,500

W.I.C.

Pair Plumbing

\$5,142.00

W.I.C. Total Fund

\$5,222.71

Unpaid Bills to Approve Over \$2,500

Bea's Kitchen

HCCAA Inc

\$40,000.00

Bea's Kitchen Total Fund

\$40,000.00

Unpaid Bills to Approve

Grand Total

\$250,593.65

Item 13

- Adjourn