

**STATE OF TEXAS:**

**COUNTY OF MILAM:**

**BE IT REMEMBERED, that on Monday, the 28th day of December A. D. 2015, the Commissioners' Court of Milam County, Texas, convened in Regular Session in the Commissioners' Courtroom, Milam County Courthouse, 102 S. Fannin, Cameron Texas, with the following members of the Court present, to-wit:**

**DAVID BARKEMEYER, COUNTY JUDGE**

**RICHARD "OPEY" WATKINS, COMMISSIONER PRECINCT NO. 1**

**DONALD SHUFFIELD, COMMISSIONER PRECINCT NO. 2**

**JOHN FISHER, COMMISSIONER PRECINCT NO. 3**

**JEFF MUEGGE, COMMISSIONER PRECINCT NO. 4**

**JODI MORGAN, DEPUTY COUNTY CLERK**

**Others present, to-wit  
John Redington, Legal Counsel**

**Others absent, to-wit  
Barbara Vansa, County Clerk**

**And the proclamation having been made the Court was in session, the following business came on to be considered:**

**#1 – CALL MEETING TO ORDER & ESTABLISH QUORUM – 10:00 a.m.**

**#2 – PLEDGE OF ALLEGIANCE – U. S. Flag. "Honor the Texas Flag", I pledge allegiance to thee, Texas, one State, Under God, one and indivisible**

**#3 – MINUTES – Motion by Commissioner Muegge, seconded by Commissioner Watkins to approve the minutes as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.**

- **December 14 2015 – Regular Meeting**
- **December 15 2015 – Appointment of Tax Assessor/Collector-Temporary**

**#4 – PUBLIC PARTICIPATION –**

- **Chris Whittaker- City Manager for Rockdale- Today I would like to talk about a Recycling Bin the City of Rockdale has. We have to empty this bin every week and it is becoming costly. The bin is being used by Rockdale Residents and**

**County Residents also. We would love to open up to all of the county but cannot afford to do so. We are having to turn people away if they are not Rockdale Residents, we have put up cameras to monitor the bin. We will cite anyone that is not a Rockdale Resident for illegal dumping. We would like to open up to all county residents but would like some help from the county on funding.**

- **Patricia Watson- I would also like to speak about the Recycling bin. I would like to stress I am not a Rockdale Resident but I do live in the County. I am a big recycler myself and now I am not able to use the bin. I have had several people come to me and ask what we are going to do. We are having to through our recycled items in with our trash now. I do a lot of volunteer work in Rockdale and I volunteer at the museum too. The bin does fill up in a week; I am hoping the county can help out.**

**#5 – APPROVE UTILITY INSTALLATION REQUESTS – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the Utility Installation Request by Southwest Milam Water Supply Corporation to place an upgraded water line within the right-of-way of CR412 in the Tracy Community. This motion having been put to vote prevailed, the vote being unanimous.**

**#6 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS – None**

**#7 – APPROVE PRIVATE ROAD ASSIGNMENT PROCEDURE- JEFF MUEGGE**

- **Jeff Muegge- We are trying to come up with a procedure that makes it easy for law enforcement and emergency personnel to find these private roads.**
- **Elizabeth Leatherwood with CTCOG- We realized there was an issue with the way the numbers were being issued. The first three numbers of the county road will start the Private road then it will follow from one to ten. If there is a need to go up to five numbers if needed. The odd numbers will be on the left side of the road and even numbers on the right side of the road.**
- **Jeff Muegge- On dead end roads you can start with zero, that will let us know it is a dead end road.**
- **Donald Shuffield- If a road splits off and then comes to a T, how do you know which way to start off on a private road? Which is the left side and which is the right side?**
- **Elizabeth-CTCOG- You will have to go by the maps by which way emergency personnel would be coming in to determine right and left side.**
- **Donald Shuffield- We made some changes to the maps; has that been updated?**
- **Mark Collier With CTCOG- We will have to look into. The map Susan Reinders gave us is what we have**
- **Jeff Muegge- We will approve this and if we need to make changes to the maps we will.**
- **Donald Shuffield- to Jeff Muegge- We come to you about the map?**
- **Jeff Muegge- Yes**

**Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the Private Road Assignment Procedures. This motion having been put to vote prevailed, the vote being unanimous.**

- **John Redington- Is this Retro Active? County Road 407 in PCT1 is that when CTCOG caught this?**
- **Jeff Muegge- Yes that is what started this. County Road 407 is already good.**
- **Susan Reinders- Yes; we do have some other problems that need to be worked on.**

**#8 – AMEND APPROVAL OF PRIVATE ROAD 3530 (2360) JEFF MUEGGE – Motion by Commissioner Fisher, seconded by Commissioner Shuffield to approve the amended Private Road 3533. This motion having been put to vote prevailed, the vote being unanimous**

- **Jeff Muegge- Should be Private Road 3533 not 3530**
- **Susan Reinders- We have got to get a procedure in place. Once maps are done then we will start breaking down in workshops to make changes.**

**#9 – R&B BIDS – Motion by Commissioner Muegge, seconded by Commissioner Watkins to accept the R&B Bids including the Zamorsky Estate bid turned in late . This motion having been put to vote prevailed, the vote being unanimous.**

- **Jeff Muegge- I would like to add Zamorsky Estate it was a gravel bid turned in late.**

**#10 - NEWSPAPERS – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve The Cameron Herald and Rockdale Reporter as the Milam County Newspapers. This motion having been put to vote prevailed, the vote being unanimous.**

**#11- SELECTION OF EXTERNAL AUDITOR FOR TAX OFFICE- Motion by Commissioner Fisher, seconded by Commissioner Muegge to approve the court hereby resolves to appoint Atchley & Associates of Austin, Texas to perform an external audit of the Milam County Tax Assessor Collector. With the condition that said firm can perform said audit in a reasonable time under the circumstances at a commercially reasonable rate. This motion having been put to vote prevailed, the vote being unanimous.**

- **John Redington- I gave each of you a handout on the response from Pattillo Brown and Hill. Our last meeting they were approved if they could perform the audit with no conflict. I spoke with Ms. Lowe about if there would be any conflict of interest in conducting an audit on the Tax Office. I just received the response this morning and just handed it to Danica. There is some language on there I do not understand so I will let Danica explain.**
- **Danica Lara- With just getting this it looks as if there won't be a problem. Our annual audit is an agreement with them. With this it would be something we are hiring them to do above and beyond.**

- **John Redington-** I did reach out to another firm; **Atchley & Associates** out of **Austin, Texas** they would be a fresh set of eyes. **Pattillo Brown and Hill** are out of **Waco, Texas**; they had stated that they could start the first week of **January**. **Atchley** said we could schedule a conference all next week and they could start relatively quickly. They are just finishing up a big audit out of **Travis County**. It is our offices job to make sure the audit is taken care of. I have no doubt **Pattillo Brown and Hill** could do the job and **Atchley** too.
- **Jeff Muegge-** Was **Pattillo Brown and Hill** going to charge extra to do the audit?
- **Danica Lara-** Yes, this is a separate audit from our annual one.
- **John Redington-** No cost has been agreed on with either company
- **Jeff Muegge-** Would there be a big variance?
- **John Redington-** I think they would be competitive
- **Judge Barkemeyer-** My take is the firm we have used said they would have no conflict; I think we should use a different firm. My gut feeling is that it would be a smart thing to do. I think we should pursue using a different firm to conduct the audit.
- **John Redington-** **Pattillo Brown and Hill** said they could start the first of **January**. **Danica** and myself have a conference call set up with **Atchley & Associates** next week to get a better idea. I have done some limited research and most counties switch up every other year on their outside auditors; even though there may not be any problems.
- **Jeff Muegge-** The audit needs to be done promptly
- **Donald Shuffield-** Should we table the item?
- **John Redington-** I would rather you condition the terms like it was done with **Pattillo Brown and Hill**.

**#12 – SET COMMISSIONER COURT DATE AND TIME FOR 2016-** Motion by Judge **Barkemeyer**, seconded by Commissioner **Muegge** to approve the 2016 Commissioner Court Date and times to be every second Monday of the month at 10:00am. This motion having been put to vote prevailed, the vote being unanimous.

**#13 – EXTEND APPOINTMENT OF CURRENT LOCAL HEALTH AUTHORITY-** Motion by Judge **Barkemeyer**, seconded by Commissioner **Shuffield** to approve the extension of appointment of **Dr. Sidney Richardson** as the Local Health Authority. This motion having been put to vote prevailed, the vote being unanimous.

- **Maribeth Sexton-** I have been speaking with **Dr. Richardson** and he does have some health problems but he has been fulfilling his duties. I recommend he be extended thru this next year. If something were to happen to him **Dr. Maleak** said she would step in.
- **Judge Barkemeyer-** **Dr. Maleak** is a back up to **Dr. Richardson**

**#14 – AMEND CURRENT AGREEMENT WITH TX HEALTH & HUMAN SERVICES FOR DATA USAGE-** Motion by Judge **Barkemeyer**, seconded by Commissioner **Watkins** to

**approve the amended current agreement with TX Health & Human Services for Data Usage. This motion having been put to vote prevailed, the vote being unanimous.**

- **See attached handouts provided by Maribeth Sexton**

**#15 – BONDS FOR LYDIA CERVANTES TAX ASSESSOR COLLECTOR- Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve The Bonds for Lydia Cervantes Milam County Tax Assessor Collector. This motion having been put to vote prevailed, the vote being unanimous.**

**#16 – CERTIFICATE OF ATTENDANCE TO THE 61<sup>ST</sup> ANNUAL TX VITAL STATISTICS CONFERENCE FOR JODI MORGAN - Motion by Judge Barkemeyer, seconded by Commissioner Shuffield to approve the Certificate of Attendance to the 61<sup>st</sup> Annual TX Vital Statistics Conference for Jodi Morgan. This motion having been put to vote prevailed, the vote being unanimous.**

**#17 – APPROVE LINE ITEM ADJUSTMENTS - Motion by Commissioner Muegge, seconded by Commissioner Watkins to approve Line Item Adjustments. This motion having been put to vote prevailed, the vote being unanimous.**

**#18 – APPROVE PAYMENT OF BILLS - Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the payment of bills in the amount of \$241,748.40. This motion having been put to vote prevailed, the vote being unanimous.**

**#19 - ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Muegge to adjourn @ 10:50 A.M. This motion having been put to vote prevailed, the vote being unanimous.**

**The above and foregoing Minutes examined and approved in Open Court this 11th day of January 2016.**

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**County Judge**

**State of Texas:  
County of Milam:**

**I, Barbara Vansa, County Clerk, Milam County, Texas, attest that the foregoing is a true and correct accounting of the Commissioners' Court authorized proceedings for December 28, 2015.**

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

**STATEMENT OF APPROVAL**

**December 28 2015 Meeting**

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**Commissioner of Precinct No. 1**

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**Commissioner of Precinct No. 3**

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**Commissioner of Precinct No. 2**

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**Commissioner of Precinct No. 4**

**POWERPOINT**

# **PRESENTATION**

## **December 28, 2015**

**Minutes from the December 28, 2015 Milam County  
Commissioners Court meeting ends on**

**VOLUME 76 OF THE MILAM COUNTY COMMISSIONERS  
COURT MINUTES WAS COMPLETED BY ME THIS 28<sup>TH</sup>  
DAY OF DECEMBER, 2015.**

**BARBARA VANSA, MILAM COUNTY CLERK**

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