

STATE OF TEXAS:

COUNTY OF MILAM:

BE IT REMEMBERED, that on Monday, the 10th day of August 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

BARBARA VANSAN, COUNTY CLERK

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

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. – Commissioner Fisher absent.

#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 Shuffield, seconded by Commissioner Muegge to approve the minutes as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.

- **July 27 2015 – Regular Meeting**
- **July 28 2015 – Budget Workshop**

#4 – PUBLIC PARTICIPATION –

- **Frank Stewart – Davilla Fire Station – Open House set for August 29,2015 2 10:00 a.m. (see handout recorded in Volume 75 of the Milam County Commissioners Court Minutes)**

- **Wayne Horkheimer – Milam County Hours of Operation (see handout recorded in Volume 75 of the Milam County Commissioners Court Minutes)**
 - **#5 – Do the Milam County Public and Taxpayers work to pay taxes for Milam County employee salaries?**
 - **I can answer that question. YES**
 - **#6 – What are the hours of work and lunch time for each of the Milam County employees in each elected office?**
 - **#7 – Conclusion: What actions would a reasonable business manager take versus a Milam County elected official?**
 - **I could suggest where you could cut.**
 - **#2 – Precinct 2 Road and Bridge employees are on a four ten hour day schedule (Monday through Thursday) from 7:00 a.m. until 5:00 p.m. These employees get paid for their lunch time.**
 - **I asked John Redington & Danica to check into this**

Other comments made by Horkheimer regarding his handout

- **Tax Office has new office hours according to the newspaper article**
- **I have had several others come to me about the Tax Office closing at noon on Fridays.**
- **I want this to be discussed during a commissioners court meeting**

#5 – FINANCIAL / AUDITORS REPORT – Refer to the POWER POINT on the Milam County website.

#6 – TREASURERS REPORT – Refer to the POWER POINT on the Milam County Website.

- **Balance as of July 2015 - \$9,125,381.94**
- **We have the money to pay unexpected expenses – attorney fees for Luminant lawsuit**
- **Bottom line we are doing very well controlling costs**
- **I appreciate everyone with their expenses**
- **Beginning to work on TXDOT projects**

#7 – JP OFFICES FINANCIAL UPDATE – Judge skipped Item #7 – Vansa brought it to his attention – Judge’s remark: forgot to take off, we are not doing this anymore

#8 – COMMISSIONERS

- **PCT 1 – CR206B / CR145 TIF (Judge – how much longer before completing) – Watkins about 2 months**
- **PCT 2 – 80% CR303 FEMA – CR133 & CR249 – work at the barn**
- **PCT 3 – TIF @ Gause CR358 – when you can only work a man 28 hours it’s hard to find anyone**
- **PCT 4 – CR429 TIF – CR450 safety ditches – CR455 close to CR112 – backhoe purchase complete**

#9 – COURT CASE UPDATES – Refer to the Power Point on the Milam County Website.

#10 – 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 a water line within the right-of-way of CR305, Precinct 4. This motion having been put to vote prevailed, the vote being unanimous.

#11 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS – Motion by Commissioner Watkins, seconded by Commissioner Muegge to approve the Permission for Entry and Waive r of Claims by Gaden Walker consenting to Milam County and it's employees to enter his property located at 3051 CR 407, Precinct 1. This motion having been put to vote prevailed, the vote being unanimous.

#12 – REVIEW OF 2016 BUDGET –

- **Want to leave the tax rate where it is now @ .652 (2015 & 2016)**
- **We have had to some pretty drastic changes**
- **Tax base sent to us is up - \$1.713B in 2016 and \$1.656B in 2015**
- **We are budgeting \$10.962M and expected revenue \$8.746M = \$2M less**
 - **That's why we are cutting the budget**
 - **General election as well as primary budgeted \$34390**
 - **Radios & base equipment for Sheriff's department up \$79000**
 - **Cuts – several employees & few other things**
 - **No pay increases**
 - **Where are we going to get reduced revenue from General fund**
 - **Cut cost, use all of our general fund reserves & if Luminant's not settled we will have to borrow money**
 - **I've talked to financial advisor & they have said cannot transfer from reserves to general fund**
- **Going back to the Treasurers report - we have money to carry us into latter part of the year**
- **I think we are ok budget wise guys – wait and see how dispute comes out, not second guessing it, leave proposed budget as it is**
- **Watkins – we we're checking on moving reserves.**

Judge – Allan Westerman says you can't move money; in mean time we've got to, I'm saying let's leave as is in the budget filed in County Clerk's office, it's not going to make a difference, leave as is, reduce cost as much as we can, leave tax rate alone. Ya'll alright?
- **Muegge – yes**
- **Fisher – don't like it**
- **Shuffield – nodding head yes.**

#13 – ANNOUNCE TIME AND DATE OF PUBLIC HEARINGS – August 24 2015 @ 9:00 A.M. and September 2 2015 @ 9:00 A.M.

- **I've asked one of you to be there**

- Don't want three us there, not a meeting

#14 – APPROVE INTER-GOVERNMENTAL AGREEMENT BETWEEN CITY OF BUCKHOLTS AND MILAM COUNTY – Motion by Commissioner Watkins, seconded by Commissioner Muegge to approve the Inter-Governmental Agreement, City of Buckholts and Milam County. This motion having been put to vote prevailed, the vote being unanimous

- \$1500 annual fee

#15 – APPROVE MEMO OF UNDERSTANDING BETWEEN MILAM COUNTY AND R & H REEFER AND TRAILER REPAIR – Motion by Judge Barkemeyer, seconded by Commissioner Shuffield to approve the Memorandum of Understanding between Milam County & R&H Reefer and Trailer Repair. This motion having been put to vote prevailed, the vote being unanimous.

- Mass Fatality plan

#16 – APPROVE PRIVATE ROAD 407 – Motion by Commissioner Watkins, seconded by Judge Barkemeyer to table this item until next meeting. This motion having been put to vote prevailed, the vote being unanimous.

- Commissioner Watkins said he spoke with lady this morning and he is supposed to meet with her this afternoon. There are four houses down the road and all elderly people there.
- Susan Reinders said she spoke to lady this morning, instructed her to contact Watkins – lady told Reinders an ambulance went down the road but to the wrong house
- Redington – Not a good idea to name the same as a county road
- CTCOG letter – According to 911 addressing guidelines there must be a private road assignment if there are more than two dwellings (structures inhabited by people) along a long driveway. In this case there are currently four dwellings and a fifth address request pending along this driveway. The private road approval is pending approval by the Milam County Commissioners.

#17 – APPROVE TAX ABATEMENT CHANGES FOR BUSH'S CHICKEN – Motion by Judge Barkemeyer, seconded by Commissioner Watkins to approve the Tax Abatement changes for Bush's Chicken. This motion having been put to vote prevailed, the vote being unanimous.

- Date of completion changed from April 2015 to December 31, 2015
- Value of Capital Investment - \$978,000 including minor increases I cost and net of improvements already in place.
- Signature dates – changed signature years from 2014 to 2015

#18 – DISCUSS ENFORCEMENT OF BURN BAN FOR MILAM COUNTY – Motion by Commissioner Shuffield, seconded by Commissioner Watkins to approve the Order Prohibiting the Outdoor Burning of Combustible Materials until further notice beginning 8/10/15. This motion having been put to vote prevailed, the vote being unanimous.

- **Fire Chief Henry Horelica stated we had a lot of rainfall in May but every department is having multiple calls; people set fires & leave not realizing the consequences.**
- **Judge – have you discussed this at meetings**
- **Horelica – all in agreeance**
- **Horelica – I will notify the sheriff's department**
- **Judge – I will get someone to lift the signs / Horelica – we will take care of all**

#19 – APPROVE TAX REFUNDS – Motion by Judge Barkemeyer, seconded by Commissioner Muegge to approve the tax refunds in the amount of \$3,269.47. This motion having been put to vote prevailed, the vote being unanimous.

- **Morgan stated normal refunds**

#20 - BILLS – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the payment of bills in the amount of \$551,895.00 as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.

#21 - ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Shuffield to adjourn @ 10:55 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 24th day of August 2015.

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 August 10, 2015.

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

STATEMENT OF APPROVAL

Commissioner of Precinct No. 1

Commissioner of Precinct No. 3

Commissioner of Precinct No. 2

Commissioner of Precinct No. 4

**MINUTES
COMMISSIONERS
COURT**

VOL 75 PAGE 8

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**POWERPOINT
PRESENTATION
August 10, 2015**

**Minutes from the August 10, 2015 Milam County
Commissioners Court meeting ends on**