

STATE OF TEXAS:

COUNTY OF MILAM:

BE IT REMEMBERED, that on Monday, the 22nd day of February A. D. 2016, 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 VANSA, COUNTY CLERK

**Others present, to-wit
John Redington, Legal Counsel
Kyle Nuttall, 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. – All present

#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.

- **February 08 2016 – Regular Meeting**

#4 – PUBLIC PARTICIPATION –

- **Willie Phillips Sr. – City of Rockdale – Discuss Item #8 – Asking the County to deed the property by the Rockdale City dump to the City of Rockdale.**

#5 – UTILITY INSTALLATIONS –

Motion by Commissioner Fisher, seconded by Commissioner Muegge to approve the Utility Installation request by Southwest Milam Water Supply Corporation to place a water line within the right-of-way on County Road 318, Precinct 3. This motion having been put to vote prevailed, the vote being unanimous.

Motion by Commissioner Muegge, seconded by Commissioner Watkins to approve the Utility Installation request by Southwest Milam Water Supply Corporation to place a water line within the right-of-way on County Road 446, Precinct 4. This motion having been put to vote prevailed, the vote being unanimous.

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 (new meter) within the right-of-way on County Road 446, 4746 CR 446, Precinct 4. This motion having been put to vote prevailed, the vote being unanimous.

#6 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS – Motion by Commissioner Watkins, seconded by Commissioner Shuffield to approve the Permission for Entry and Waiver of Claims requested by Thomas E. Jones, CR208, Precinct 1. This motion having been put to vote prevailed, the vote being unanimous.

#7 – MILAM COUNTY HISTORICAL COMMISSION ANNUAL REPORT – Geri Burnett began presentation by Thanking the Milam County Commissioners Court for their support of the Milam County Historical Commission.

- **The MCHC met six (6) times in 2015.**
- **Historical markers approved for Rainbow Courts in Rockdale & will be dedicated in 2016 and Ledbetter Park marker in Cameron will be dedicated on June 6 2016.**
- **MCHC Website – 2015 – 30,087 unique visitors; 447,465 visits to the website and 159 emails seeking information about Milam County.**
- **Burnett asked the Judge & Court to please keep us in mind.**
- **Judge stated to Geri – as I told you we will keep you in mind but waiting on lawsuit.**

#8 – DISCUSS AND TAKE ACTION ON DUMPSTER SITE FOR THE CITY OF ROCKDALE – Chris Whitaker, Rockdale City Manager presented the Court with information pertaining to the Dumpster site. Area of interest is owned by Milam County. It currently has an 8' tall fence, 2' high concrete wall area. It consists of 0.27 acres. The City will build a ramp for easy access and dumping.

- **Commissioner Fisher stated the property is in Precinct 3 but in Precinct 4. We have some of our materials there.**
- **Willie Phillips said the City will put up a fence & clean.**
- **Fisher said they will clean the other area around there**
- **Redington asked Whitaker if their attorney will prepare the paperwork & Whitaker said yes.**

#9 – APPROVE SALE OF I-BEAMS THROUGH KENNEDY AUCTION – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the sale of I-

beams in Precinct 2 through Kennedy Auction. This motion having been put to vote prevailed, the vote being unanimous.

#10 – APPROVE SALE OF DOZER BLADE THROUGH KENNEDY AUCTION – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the sale of dozer blade in Precinct 2 through Kennedy Auction.. This motion having been put to vote prevailed, the vote being unanimous.

#11 – APPROVE SALE OF SCRAP IRON AND PIPE THROUGH LOCAL NEWSPAPER – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the sale of scrap iron and pipe in Precinct 2 through local newspaper. This motion having been put to vote prevailed, the vote unanimous.

#12 – DISCUSS, REVIEW AND CONSIDER APPROVAL OF REVISED TXDOT TIF PROJECT LIST – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the revised TXDOT TIF project list which adds Project 7, CR 103 and Project 8, CR 446. This motion having been put to vote prevailed, the vote being unanimous.

Discussion: Judge – precinct 4 almost complete; precinct 1 complete and added project 7 & 8 to the list.

Zac Gibson, Grantworks, Inc. Project Manager –

- **Budget needs to be approved by the Commissioners Court**
- **Send paperwork to the State**
- **State approves**

- **Money then transferred over**
- **CR446 environmental certification**

CR103 – From Bell County border, Southwest .7 miles to CR102 and CR 446 Section 2: On CR446 beginning .2 miles past CR 440 for approximately 1 mile.

#13 – DISCUSS AND TAKE ACTION ON THE CONTRACT FOR ELECTION SERVICES – Motion by Commissioner Muegge, seconded by Commissioner Watkins to approve the Contract between City of Thorndale, Thorndale ISD and Milam County for the May 7, 2016 Election. This motion having been put to vote prevailed, the vote being unanimous.

Vansa THANKED the Commissioners for assisting with delivery & set up of Countywide Polling Location signs for the March Primary Election and Commissioner Shuffield for putting the signs in concrete.

#14 – DISCUSS AND APPROVE ORDER DEFINING PREMISES OF THE COUNTY GOVERNMENT COURTS OF MILAM COUNTY, TEXAS – Motion by Judge Barkemeyer, seconded by Commissioner Shuffield to approve the Order Defining Premises of the County Government Courts of Milam County, Texas to COVER ALL JUSTICE COURTS INSTEAD OF TWO. This motion having been put to vote prevailed, the vote being unanimous.

Discussion – John Redington prepared Order Defining Premises, suggest changing two buildings which house the Justice of the Peace Court in Milam County, Texas to cover all justice courts.

Kyle Nuttall, Assistant DA / CA – Reviewed SB273 which is added liability to counties if they put signs up; Section 30.06 no such notification is required for a violation under section 46.03 of the Texas Penal Code; 46.03 & 46.035 Government buildings no exception to criminal activity if sign is not up; if we haven't had a sign no reason to put one up now

John Redington – previously voted to put up signs with verbage

Kyle Nuttall – 30.06 communication – sign language or oral

John Redington – think we can avoid liability by putting up picture signs

#15- BILLS – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the payment of bills in the amount of \$814,976.23 as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.

- **Regions Bank = \$83,374.59**
- **Bell Co Law Enforcement CTR = \$5,280.00 – housing Milam County prisoners**
- **Lee County Sheriff's Office = \$ 19,565.00 – housing Milam County prisoners**

PRECINCTS – Unpaid Bills to Approve Over \$2500.00

- **Pct 1 - \$11,223.50 help out with loan**
- **Pct 2 - \$11,223.50 Commissioner Shuffield stated he had no idea –**
 - **Judge – because Luminant didn't pay their full amount we had to go back & take money that had been distributed to the precincts**
 - **Danica Lara – shortfall because of Luminant, we had to readjust**
 - **Shuffield - \$500,000? How long did you know the money was coming out of my account?**
 - **Danica Lara – Thursday**
 - **Shuffield – I don't like the idea of finding out at the last minute.**
 - **Danica Lara – You could have let us know you were back in town.**
 - **Shuffield – I'm a phone call away.**
- **Pct 3 - \$11,223.50 loan**
- **Pct 4 - \$11,223.50 debt service payment**

#16 - ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Muegge to adjourn @ 10:47 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 14th day of March 2016.

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 February 22 2016.

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

STATEMENT OF APPROVAL

February 22 2016

Commissioner of Precinct No. 1

Commissioner of Precinct No. 3

Commissioner of Precinct No. 2

Commissioner of Precinct No. 4

**POWERPOINT
PRESENTATION**

February 22 2016

**Minutes from the February 22 2016 Milam County
Commissioners Court meeting ends on**