

STATE OF TEXAS:

COUNTY OF MILAM:

BE IT REMEMBERED, that on Monday, the 11th day of April 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 Fisher, seconded by Commissioner Shuffield to approve the minutes as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.

- **March 28 – Regular Meeting**
- **April 11 – Election Workshop to transfer Voter Registration duties to County Clerk**

#4 – PUBLIC PARTICIPATION –

- **JENNIFER HORNE, Head Start – Health Department – Head start program utilizes the Health Department; physical & dental issues; effect of not doing well-check-ups have a month to month ½ waiting list; we use the Health Department for shots, lot of our parents do not have the income; if they do not have insurance Head Start pays. Closing the Health Department will hurt our children.**

- **MONICA STEWART – Health Department – see supporting documents at end of recorded minutes.**
- **PATSY GAINES - #11 – 12 – 13 –**
 - **Dr. Tom Betz, Former Director of HSR7, the region which would assume responsibility.**
 - **KEEPING PEOPLE HEALTHY SAVES COUNTIES REAL DOLLARS**
 - **Yahoo mail to Patsy Gaines recorded into minutes**
 - **Sara Sanders, former nurse at MCHD**
 - **Email recorded into minutes**
 - **Patsy Gaines – I would like to add as being a prior employee for 32 years, director since 2006, we have touched millions of people during all my years. I am asking the Commissioners Court not to make a hasty decision at this time & look at the Health Department. The Health Department has been here since 1940, if my calculations are correct that is 76 years. I fought for our Health Department to be the best it could be and there were a lot of challenges but I tried to perform my duties for the best of the people of Milam County.**

#5 – AUDITORS REPORT – See power point @ www.milamcounty.net

- **Last two months, November & December we may have shortage of about \$1.5M in the general fund.**
- **Commissioners you need to be thinking of possibilities of borrowing money from commissioners reserves or banks**
- **Interim financing until Luminant lawsuit is settled**
- **If Luminant doesn't win then an Appeals Court will probably rule in their favor**
- **REVENUE FROM OTHER SOURCES – we are doing really well; particularly from the Sheriff's Department housing prisoners from other counties; some we are housing out to Lee county**
- **TRAFFIC FINES – running ahead for first time in years**
- **SALES TAX – right on budget**
- **ROAD & BRIDGE – Ad Valorem Tax collection under \$300,000 – if we don't get anything from Luminant we will be impacted**
- **#6 – TREASURERS REPORT – See power point @ www.milamcounty.net**
- **\$10,003,327.17 balance as of March 31 2016**
 - **Reserves –**
 - **General Fund = \$822,841.67**
 - **Pct 1 = \$1,383,729.38**
 - **Pct 2 = \$566,485.62**
 - **Pct 3 = \$593,291.51**
 - **Pct 4 = \$426,235.00**

#7 – COMMISSIONER'S PRECINCT UPDATES –

- **Precinct 1 – gravel 3 miles on CR147 and gravel on CR120**
- **Precinct 2 – treated CR335 and CR232 with mag chloride; started TIF projects this morning; CR136 & 303 waiting on FEMA money**
- **Precinct 3 – gravel, repairing trucks, hope to start on TIF projects**

- Judge to Fisher – did you tell me you may have to spend money before next legislature?
- Precinct 4 – CR 450 install culverts; John & Opey helped finish CR429 and money left which has been approved to use on CR446

#8 – COURT CASE UPDATE – See power point @ www.milamcounty.net

- No District Court available

#9 – UTILITY INSTALLATIONS – None

#10 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS –

Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the Permission for Entry and Waiver of Claims – Consent given by Tom Pelsel for Milam County and its employees to enter his property located at CR304 in Precinct 4. This motion having been put to vote prevailed, the vote being unanimous.

Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the Permission for Entry and Waiver of Claims – Consent given by Ralph McAnulty for Milam County and its employees to enter his property located at CR227 in Precinct 2. This motion having been put to vote prevailed, the vote being unanimous.

#11 – DISCUSS, AND TAKE POSSIBLE ACTION ON ASSIGNING TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES, HEALTH SERVICE REGION 7 PROVISION OF SERVICES IN THE AREAS OF IMMUNIZATIONS, TUBERCULOSIS, HIV/SEXUALLY TRANSMITTED DISEASE, THE PUBLIC HEALTH AND PREOAREDNESS PROGRAMS –

- Judge – we have tabled this couple of times, do we want to table again or
- Muegge – I have spoke to a lot people, voters who voted me in office, commissioners, judges. Bastrop County does not have a Health Department but are working on one. I have talked to people in my precinct and they are not for closing down. It effects more than immunizations. When it first came on board I thought it was a good idea. I work for the County and people do not want to see this happen.
- Fisher – I feel the same way, I personally don't want to turn it over to the state, I am willing to gamble.

Motion by Commissioner Shuffield, seconded by Commissioner Fisher to leave the Health Department as operations were before, leave as many people as are and hire a health director. This motion having been put to vote prevailed, the vote being 3 for, two against with Judge Barkemeyer and Commissioner Watkins voting against. Motion passes.

#12 – DISCUSS, CONSIDER AND TAKE POSSIBLE ACTION IN PROGRAM MANAGEMENT OF THE WOMEN INFANT AND CHILDREN (WIC) PROGRAM – Motion by Judge Barkemeyer, seconded by Commissioner Fisher to drop this item from the agenda. This motion having been put to vote prevailed, the vote being unanimous.

#13 – DISCUSS, CONSIDER AND TAKE POSSIBLE ACTION ON INDIGENT HEALTHCARE PROGRAM AND HE SEPTIC INSPECTION PROGRAM – Motion by Judge Barkemeyer, seconded by Commissioner Fisher to drop this item from the agenda. This motion having been put to vote prevailed, the vote being unanimous.

#14 - ZIPPER MACHINE PRECINCT 2 – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the Lease to purchase a Zipper Machine with Welch State Bank for Precinct 2. This motion having been put to vote prevailed, the vote being unanimous.

#15 – MILAM COUNTY INDUSTRIAL DEVELOPMENT CORPORATION – Motion by Judge Barkemeyer, seconded by Commissioner Muegge to accept the resignation of Gary Johnson and approve Brian Morton from Thorndale Economic Development Committee as his replacement on the Milam County Industrial Development Corporation Board. This motion having been put to vote prevailed, the vote being unanimous.

#16 – PRIMARY CANVASS – Motion by Judge Barkemeyer, seconded by Commissioner Watkins to accept the March 01 2016 Primary Canvass. The canvass was approved by the Republican Party and Democratic Party. This motion having been put to vote prevailed, the vote being unanimous.

#17 – VOTER REGISTRATION DUTIES TO COUNTY CLERK’S OFFICE – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to transfer the Voter Registration duties to the County Clerk’s Office. This motion having been put to vote prevailed, the vote being unanimous.

- **Judge - Nancy Tucker will transfer to the County Clerk’s Office from Tax Assessor / Collector’s Office**
- **Judge - County Clerk’s part time money will transfer to the Tax Assessor / Collector’s Office**
- **Vansa - No additional money added to the County Budget**
- **Mueck – I have hired two part time people, training is set up and this money will be transferred**
- **Lara – April 18th**

#18 – APPROVE PROCLAMATION FOR NATIONAL CRIME VICTIM RIGHTS’ WEEK – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the Proclamation for April 10-16 being National Crime Victim Rights’ Week. This motion having been put to vote prevailed, the vote being unanimous.

#19 – ACCEPT THE CONTINUING EDUCATION FOR CONSTABLES CERTIFICATE FOR GILES SUMMERLIN – Motion by Judge Barkemeyer, seconded by Commissioner Muegge to accept the Continuing Education for Constable Certificate for Giles Summerlin. This motion having been put to vote prevailed, the vote being unanimous.

#20 - BILLS – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the payment of bills in the amount of \$271,318.32 as presented to the court with the following bills being read in court for approval. This motion having been put to vote prevailed, the vote being unanimous.

- **Got the Extension on electrical contract and agreement from Champions**
- **S&W Healthcare Plan – proposal may go up to 8% - Meeting with benefits committee this week**

#21 - ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Muegge to adjourn @ 10:57 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 25th day of April 2016.

County Judge, David Barkemeyer
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 April 11 2016.

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

STATEMENT OF APPROVAL

April 11 2016

Commissioner of Precinct No. 1

Commissioner of Precinct No. 3

Commissioner of Precinct No. 2

Commissioner of Precinct No. 4

SUPPORTING DOCUMENTS

Monica Stewart's notes regarding Health Dept.

***Yahoo Mail to Patsy Gaines from Dr. Tom Betz,
former Director HSR7 regarding the Health
Department***

**Email from Sara Sanders, Former Nurse at the Milam
County Health Department**

***Equipment Lease-Purchase Agreement by and
between Welch State Bank, Lessor and Milam County
(Precinct #2) as Lessee***

**March 01 2016 Canvass includes email from Tommy
Grimes, Democratic Chair and William "Bill"
Whitmire, Republican Chair**

***Order Transferring Voter Registration Duties to
County Clerk***

**Salary and Transfer Information for Tax Assessor
Collector and County Clerk**

National Crime Victims' Rights Week

POWERPOINT PRESENTATION

April 11 2016

**Minutes from the April 11 2016 Milam County
Commissioners Court meeting ends on**