

STATE OF TEXAS:

COUNTY OF MILAM:

BE IT REMEMBERED, that on Monday, the 9th day of May 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:

Kyle Nuttall, Legal Counsel

Others absent, 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. – 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 Muegge, seconded by Commissioner Fisher to approve the minutes as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.

- **April 25 2016 – Health Department workshop**
- **April 28 – Regular meeting**

#4 – PUBLIC PARTICIPATION –

- **Jack Brooks representing Milam County Historical Commission regarding the Burlington Calaboose Move**
 - **Supporting Chris Whitaker, our City Manager, who has done so much for our community in such a short time**
 - **Only four of these left in Milam County**
 - **Thorndale**

- **Gause**
- **Burlington**
- **Cameron – little red building across from the courthouse**
- **I want to thank Chris for taking interest in this.**

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

- **April's expenditures = \$762,595**
- **Appraisal District is appraising property already for next year**
- **Milam County is under valued per the State**
- **Luminant lawsuit supposedly setting 2016 value so we don't have to go through this again**
- **\$10.6M budgeted to spend**
 - **Anticipating to spend \$9.8 to 10M**
 - **About \$300,000 short if we don't settle with Luminant**
 - **We can borrow out of each commissioner precinct account and pay back out of Luminant's pay or if we lose we can borrow**
 - **If Luminant wins they will pay with penalty**
 - **I want you to be mulling over what you will want to do.**
 - **We may want to get our financial advisors to visit us if Luminant is not settled by September**
 - **Muegge – Westerman? Judge – yes**
 - **If it weren't for what's going on at the jail we would be even more in debt**
 - **Bottom line we are doing fairly well at this time – 1% over budget due to prepaid**
- **Commissioners Precinct budget – budgeted to get \$904,703 if Luminant had paid but getting \$643,407**
- **We are collecting FEMA & TIF money**
- **Debt Service Fund – we have to pay on full amount; year-end we will have to pay about \$100,000 more**

#6 – TREASURERS REPORT – See power point @ www.milamcounty.net

- **\$9,424,702.00 balance as of April 30 2016**

#7 – COMMISSIONER'S PRECINCT UPDATES –

- **Precinct 1 – bad spots; meet with FEMA Tuesday**
- **Precinct 2 – same; meet with FEMA about bridge wash out**
- **Precinct 3 – patching; hauling gravel; working on TIF project**
- **Precinct 4 – pot holes; TXDOT looked @ site; CR 440 culvert collapsed**
 - **John & I will talk more later about item 17**
- **Judge – any hope we will be added to the disaster list?**
- **Susan Reinders – State & FEMA coming tomorrow about Precincts 1,2 & 4**

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

#9 – UTILITY INSTALLATIONS – None

#10 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS – None

#11 – MILAM COUNTY CHILD PROTECTIVE SERVICES – Motion by Commissionojner Shuffield, seconded by Commissioner Muegge to approve Kim Westbrook, Milano; Jessic Bell-Janak, Thorndale; Sara Sanders, Rockdale and Jeanie Weed, Rockdale to the Milam County Child Protective Services Board. This motion having been put to vote prevailed, the vote being unanimous.

#12 – CITY OF MILANO & PRECINCT 3 – Motion by Commissioner Fisher, seconded by Judge Barkemeyer to approve the Inter-Governmental Agreement City of Milano and Milam County whereby the Commissioner of Pct. 3 will provide the equipment and manpower to grade the streets of Milano, at the discretion of the Commissioner. The City of Milano will pay Milam County an annual fee of \$1250 as long as the agreement is in effect and provide or pay for all material and reimburse the County for all labor cost as determined by the Commissioner of Precinct 3. Either party to this agreement may terminate at any time without the approval of the other party. This motion having been put to vote prevailed, the vote being unanimous.

#13 – WILLOW STREET IN GAUSE (PRECINCT 3) –

- **Fisher – how do we legally change it? We need more information.**
- **Fisher - It dead ends at the cemetery.**
- **Reinders – Item will have to be tabled until a determination of road name change will affect anyone’s address. There is one resident that lives in that area and we need to find out what is their mailing address is before moving forward. If the name change does not affect a mailing address then it should not be any problem making the name change.**
- **Shuffield – is there any historical on the Willow street name?**

#14 – TXDOT TIF PROJECT LIST UPDATE – Motion by Commissioner Fisher, seconded by Commissioner Muegge to approve the County Transportation Infrastructure Fund Grant Program Project List Update as presented to the court.

- **Project # 7 – CR 103 – Precinct 1**
- **Project # 8 – CR 446 – Precinct 4**
- **Project # 9 – CR 352 – Precinct 3**

This motion having been put to vote prevailed, the vote being unanimous.

- **Shuffield – If you add to a culvert you have to contact the TIF people for a study.**

#15 – BIDS – DUMP TRUCK – PRECINCT 3 – Motion by Commissioner Fisher, seconded by Commissioner Muegge to approve the bid from Temple FreightLiner for three (3) dump trucks @ \$39,000 each totaling \$117,000. This motion having been put to vote prevailed, the vote being unanimous.

- **Danica Lara, Auditor stated this was the only bid received.**

#16 – BURLINGTON JAILHOUSE TO ROCKDALE – Motion by Commissioner Shuffield, seconded by Judge Barkemeyer for Commissioner Shuffield to move the Burlington Calaboose to Rockdale. This motion having been put to vote prevailed, the vote being unanimous.

- **Chris Whitaker – we take interest in Rockdale, we will put it by the City Hall and place a shelter over it. I talked to Donald and we will get help from the County to move it. Thank you Donald.**

#17 - ZIPPER MACHINE PRECINCT 3 & 4 – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the Equipment Lease-Purchase Agreement by and between Welch State Bank as Lessor and Milam County Precinct #4 as Lessee for an Asphalt Zipper AZ-600B SN# 60000204 with Side Load Dual Axle Trailer. This motion having been put to vote prevailed, the vote being unanimous.

#18 – ELECTIONS / VOTING LOCATION - ROCKDALE FIRE STATION TO PATTERSON CENTER – Motion by Commissioner Muegge, seconded by Commissioner Fisher to move the Rockdale Volunteer Fire Department voting location to the Patter Center in Rockdale. This motion having been put to vote prevailed, the vote being four (4) to zero (0), Judge recusing himself & not voting.

Muegge – is this what we were talking about earlier, moving from one precinct to another?

Vansa – yes, I talked to Andre @ SOS twice and because we were approved for Countywide voting it is ok to do this as long as the Commissioners Court approves the move.

Whitaker – I believe the Patterson Center is a better facility, the parking is much better and I support Chief Roddam.

#19 – ELECTIONS – AGREEMENT BETWEEN ROCKDALE CITY & MILAM COUNTY – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the Election Agreement Between Milam County, Texas and the City of Rockdale, Texas to move the Rockdale Volunteer Fire Department voting location to the Patterson Center in Rockdale at no cost to Milam County. This motion having been put to vote prevailed, the vote being unanimous.

- **Supporting documents –**
 - **Election Agreement with email to Vansa from Fire Chief Roddam and a list of dates the Patterson Center will be needed for Milam County Election purposes.**

#20 – PRIVATE ROAD 4866 NORTH & PRIVATE ROAD 4499 –

Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the public safety need for 9-1-1 physical addressing for residential structures off of N FM 486 being changed to Private Road 4866 North. This motion having been put to vote prevailed, the vote being unanimous.

Motion by Commissioner Muegge, seconded by Commissioner Fisher to table the Private Road 4499 request until further notice. This motion having been put to vote prevailed, the vote being unanimous.

- **Assistant County District Attorney, John Redington is working on this.**

#21 - 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. This motion having been put to vote prevailed, the vote being unanimous.

#22 - ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Muegge to adjourn @ 11:00 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 23rd day of May 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 May 09 2016.

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

STATEMENT OF APPROVAL

May 09 2016

Commissioner of Precinct No. 1

Commissioner of Precinct No. 3

Commissioner of Precinct No. 2

Commissioner of Precinct No. 4

POWERPOINT PRESENTATION

May 09 2016

**Minutes from the May 09 2016 Milam County
Commissioners Court meeting ends on**