

**STATE OF TEXAS:**

**COUNTY OF MILAM:**

**BE IT REMEMBERED**, that on Monday, the 8th day of August 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.***

- **July 20 2016 – Budget**
- **July 25 2016 – Regular**
- **July 26 2016 – Budget**
- **July 28 2016 – Budget**
- **August 02 2016 – Budget**

**#4 – PUBLIC PARTICIPATION –**

- **FRANK STEWART – Atchley Report – People listed in the report who gave hot checks to the tax officer are not important to us.**

**#5 – AUDITORS REPORT – See power point @ [www.milamcounty.net](http://www.milamcounty.net)**

- **Judge – come December we are going to be out of money that’s why we have to borrow**
- **2016 Luminant Actual Pay in will be Revenue**
- **\$15,873,000 expenses**
- **R&B Reserves & TIF & FEMA Projects not included in expenses**
- **\$485,000 is the amount the Commissioners have received from TIF & FEMA and will get more but we don’t know how much.**
- **Jailers are on an average 12-15% below on salary**

**#6 – TREASURERS REPORT – See power point @ [www.milamcounty.net](http://www.milamcounty.net)**

- **\$7,956,283.08 balance as of JULY 31 2016.**

**#7 – COMMISSIONER’S PRECINCT UPDATES –**

- **Precinct 1 – TIF – CR 103 and shredding**
- **Precinct 2 – TIF – CR 235 is finished and we are hoping to be finished with Loop 232 in the morning**
- **Precinct 3 – TIF – CR 358 & hope to start on CR 353**
- **Precinct 4 – TIF – CR 446; chip seal 446; we are shredding & patching; and helped Donald**

**#8 – COURT CASES UPDATE – See power point @ [www.milamcounty.net](http://www.milamcounty.net)**

**#9 – UTILITY INSTALLATIONS – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the Utility Line request submitted by Southwest Milam Water Supply Corporation proposing to place a waterline within the right-of-way of County Road 232A, at an intersection of FM1712 and CR 232A. This motion having been put to vote prevailed, the vote being unanimous.**

**#10 – PERMISSION FOR ENTRY AND WAIVER OF CLAIMS –**

**Motion by Commissioner Fisher, seconded by Commissioner Shuffield to approve the Permission For Entry and Waiver of Claims on County Road 358, for the purpose of maintaining County Road 358, Precinct 3 by ROB WALSH. This motion having been put to vote prevailed, the vote being unanimous.**

**Motion by Commissioner Fisher, seconded by Commissioner Shuffield to approve the Permission For Entry and Waiver of Claims on County Road 358, for the purpose of maintaining County Road 358, Precinct 3 by LARRY ROSE. This motion having been put to vote prevailed, the vote being unanimous.**

**Motion by Commissioner Fisher, seconded by Commissioner Shuffield to approve the Permission For Entry and Waiver of Claims on William Gray, for the purpose of maintaining County Road W. M. Gray, Precinct 3 by HENRY MALONE. This motion having been put to vote prevailed, the vote being unanimous.**

**#11 – REVIEW AND APPROE POSTING OF PROPOSED 2016 TAX RATE, PROPOSED 2017 BUDGET, ANNOUNCE TIME AND DATE OF PUBLIC HEARINGS –**

**Motion by Commissioner Muegge, seconded by Commissioner Watkins to approve the Proposed Tax Rate, Proposed 2017 Budget and Public Hearings as listed below:**

**Public Hearings**

- **August 31 @ 9:00 A.M.**
- **September 7 @ 9:00 A.M.**

**Community Budget Meetings**

- **August 22 @ 6:30 P.M. – Courthouse in Cameron**
- **August 24 @ 6:30 P.M. – One Stop in Rockdale**
- **August 29 @ 6:30 P.M. – Fire Station in Milano**
- **August 30 @ 6:30 P.M. – Chamber of Commerce in Thorndale**
- **August 31 @ 6:30 P.M. – Community Center in Buckholts**
- **September 01 @ 6:30 P.M. – Fire Station in Gause**

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

**Judge - \$40M contested value; \$805,050 proposed to raise taxes; the Effective tax rate is actually lower than last years.**

**New properties on the tax roll are \$169,268.**

**We did not raise taxes last year.**

**70.395 Roll back rate**

**\$800,000 loan – Total Debt for 2017 is \$800,000 + \$622,450**

**We expect to bring in \$14M not \$20M with 70 cents tax rate – we will spend over \$17M next year with a \$3M shortfall.**

**Why did I propose a tax increase? Because we will still be \$3M short.**

**Why do we need to win the lawsuit with luminant? If we were for whatever reason not win & Luminant is paying \$2.4M less than appraised value.**

**We talked to our financial advisor & we can borrow additional funds.**

**If in our favor we will have to cope with it, if not in our favor we will have to cope with it. We may have to cut services drastically for citizens of Milam County; we will need to operate our basic functions like the roads & Law Enforcement.**

**I wanted you to see what we are really facing – I don't think the public really knows. I know as well as anybody what this tax increase is doing to us.**

**Curtis Chubb – what is the maximum tax rate a County can do?**

**Judge – 80 cents. September 12 is our date to approve the final budget.**

**#12 – AUTHORIZE THE COUNTY'S FINANCIAL ADVISOR, SAMCO CAPITAL MARKETS INC TO PROCEED WITH NECESSARY ACTIONS AND DOCUMENTS FOR THE**

**ISSUANCE OF TAX ANTICIPATION NOTE – Motion by Judge Barkemeyer, seconded by Commissioner Fisher to authorize SAMCO Capital Markets Inc. to proceed with necessary actions and documents for the issuance of a tax anticipation note. This motion having been put to vote prevailed, the vote being unanimous.**

**#13 – APPROVE ANNOUCEMENT OF PROPOSED 2016 INCREASES FOR ELECTED OFFICIALS – Motion by Judge Barkemeyer, seconded by Commissioner Fisher to approve the Elected / Appointed Officials Base Salaries for 2017. This motion having been put to vote prevailed, the vote being unanimous.**

- **Part of the proposed budget**
- **26 Elected officials**
- **Across the board 2% for all employees**
- **We have to officially notify the officials of their proposed increase in case they may want to protest it.**

**Fisher – are we going to have something like this note for the employees.**

**Muegge – it is on there**

**Judge – reason for this is because if it's not there we cannot give increases.**

**#14 – APPROVE PAY ADJUSTMENTS FOR JAIL EMPLOYEES AND DISPATCHERS, AND PROGRESSION INCREASES DUE – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve he pay adjustments for jail employees, dispatchers and progression increases effective the first pay period of September being September 16. This motion having been put to vote prevailed, the vote being unanimous.**

**#15 A – RETIRE INTO EXECUTIVE SESSION, IF NECESSARY, TO REVIEW SUMMARY AUDIT REPORT FROM ATCHLERY ND ASSOCIATES WITH LEGAL COUNSEL (PURSUANT TO GOVERNMENT CODE SEC. 551.071).**

**#15 B – Reconvene in open session to take action on matters discussed in executive session regarding summary audit report from Atchley and Associates.**

**Motion by Judge Barkemeyer, seconded by Commissioner Muegge to release the Atchley and Associates summary audit report. This motion having been put to vote prevailed, the vote being unanimous.**

**#16 – DISCUSS & TAKE ACTION ON THE 2017 SHERIFF'S & CONSTABLE'S FEES – Motion by Commissioner Muegge, seconded by Commissioner Shuffield to approve the 2017 Sheriff's & Constable's Fees as presented to the Court. This motion having been put to vote prevailed, the vote being unanimous.**

- **Vansa stated she sent letters to the Sheriff & Constables indicating the fees would be on today's agenda. Only response from the Sheriff & he was ok with them.**
- **Jay Beathard, Constable Pct 3 was in the meeting and stated he is fine with the fees.**

**#17 – APPROVE INTER-GOVERNMENTAL AGREEMENT BETWEEN CITY OF BUCKHOLTS AND MILAM COUNTY – Motion by Commissioner Watkins, seconded by Commissioner Fisher to approve the Inter-Governmental Agreement between the City of Buckholts and Milam County – Buckholts will pay Milam County an annual fee of \$1500 as long as the agreement is in effect and provide or pay for all materials and reimburse the County for all labor cost as determined by the Commissioner of Precinct 1. This motion having been put to vote prevailed, the vote being unanimous.**

- Fisher – how often do we have to do this?
- Reinders – FEMA wants it done every year.

**#18 – APPROVE MEMO OF UNDERSTANDING BETWEEN MILAM COUNTY AND R & H REEFER AND TRAILER REPAIR – Motion by Judge Barkemeyer, seconded by Commissioner Muegge to approve the Memo of Understanding between Milam County and R&H Reefer and Trailer Repair. To be effective as of the first date of the required signature of agreement; this agreement shall be reviewed annually; termination by either party must be submitted in writing thirty (30) days prior to the annual renewal rate. This motion having been put to vote prevailed, the vote being unanimous.**

**#19 – APPROVE DEPUTATION – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the Deputation of KAREN KUNKEL as Deputy Milam County Clerk. This motion having been put to vote prevailed, the vote being unanimous.**

- Karen will be paid out of the County Clerk's Records Management Fund

**#20 – APPROVE AGREEMENT BETWEEN THE CITY OF CAMERON AND PRECINCT 2 – Motion by Commissioner Shuffield, seconded by Commissioner Muegge to approve the Agreement between the City of Cameron and Precinct 2. This motion having been put to vote prevailed, the vote being unanimous.**

**#21 – CONSIDER APPROVAL OF EXTENDED HOURS FOR SALE OF ALCOHOLIC BEVERAGES AT TWISTED NAIL BAR ON CR 273 TO 2:00 A.M. – Motion by Shuffield, seconded by Commissioner Muegge to table the extended hours for sale of alcoholic beverages until the next meeting. This motion having been put to vote prevailed, the vote being unanimous.**

**Randy Flores, Proprietor – We are open until midnight on Friday's, 1:00 a.m. on Saturday's. People are driving to Temple & Bryan for drinks and if I could keep it open later that would keep them here in Cameron.**

**Shuffield – where is this on CR 273?**

**Randy Flores – the address is 273 FM 485, most people call it the Old SkeeziX.**

**Muegge – if it's passed can it be removed?**

**John Redington – I would think so.**

**Shuffield – I talked to the Sheriff and he said don't do it. I support Mothers Against Drunk Drivers.**

**Redington – It would bring money on DWI's. To Flores – could you a letter of good standing from the TABC? Flores – you can go on-line for that, it will show no calls to my business since I have had it.**

**Fisher – I am not for it.**

**Muegge – I think we should table it.  
Shuffield – if one has questions I think it needs to be addressed.**

**#22 - BILLS – Motion by Commissioner Muegge, seconded by Commissioner Fisher to approve the payment of bills in the amount of \$419,484.39 as presented to the court. This motion having been put to vote prevailed, the vote being unanimous.**

- **Pct 2 paid off loan to Anderson & Machinery**

**#23- ADJOURN – Motion by Commissioner Fisher, seconded by Commissioner Muegge to adjourn @ 11:10 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 22nd day of August 2016.**

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**County Judge, David Barkemeyer**

**County of Milam:**

**State of Texas:**

**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 08 2016.**

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

## **STATEMENT OF APPROVAL**

**August 08 2016**

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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**

## **August 08 2016**

**Minutes from the August 08 2016 Milam County  
Commissioners Court meeting ends on**