

Milam County Commissioner's Court

February 24, 2014

NOTICE OF MEETING OF THE COMMISSIONERS' COURT OF MILAM COUNTY, TEXAS

Notice is hereby given that a meeting of the above named Commissioner's Court will be held on Monday, the 24th of February, 2014, at 10:00 a.m., in the Commissioner's Courtroom, Milam County Courthouse, 102 S. Fannin, Cameron, Texas, at which time the following agenda items will be covered:

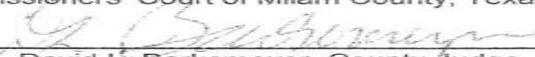
Prayer –

Period of silence followed by presentation of any additional prayers and words of encouragement (Please complete public participation form prior to meeting)

1. Call Meeting to Order and establish quorum
2. Pledge of Allegiance - U.S. Flag, Texas Flag. "Honor the Texas Flag, I pledge allegiance to thee, Texas, one State, Under God, one and indivisible"
3. Approve minutes of previous meetings
4. Public Participation (Please complete public participation form prior to meeting)
5. Discuss and take action on the "At Large" vacancy on the Post Oak Savannah Groundwater District Board of Directors
6. Discuss Private Road 9400 - Jeff Muegge
7. Discuss and Approve Election Contract(s) - Barbara Vansa
8. Approve tax refunds
9. Approve payment of bills
10. Adjourn

Dated this the 21st day of February, 2014

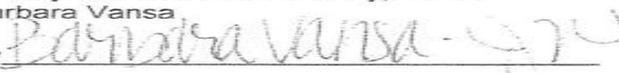
Commissioners' Court of Milam County, Texas

By 
David L. Barkemeyer, County Judge

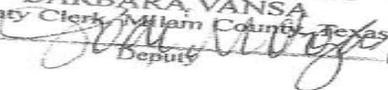
I, the undersigned, County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners' Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board at the Courthouse door of Milam County, Texas, at a place readily accessible to the general public at all times on the 21st day of February, 2014, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the 21st day of February, 2014

County Clerk of Milam County, Texas
Barbara Vansa

By 

If, during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting the Commissioners Court will conduct a closed meeting in accordance with the Texas Open Meetings Act, Government Code, Chapter 551, Subchapters D and E. Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes or decisions will be taken in open meeting.

Filed 21 day of Feb
in 2014 At 10:01 M.
BARBARA VANS
County Clerk, Milam County, Texas
By 
Deputy

- Prayer
- Period of silence followed by any additional prayers and words of encouragement (Please complete public participation form prior to meeting)

Item 1

- Call meeting to Order and establish quorum

Item 2

- Pledge of Allegiance
- Texas Flag
 - “Honor the Texas Flag, I pledge allegiance to thee, Texas, one State, Under God, one and indivisible”

Item 3

- Approve minutes of previous meetings

Item 4

- Public Participation
 - Please complete public participation form prior to meeting

RULES OF PROCEDURE, CONDUCT, AND DECORUM AT MEETINGS OF THE MILAM COUNTY COMMISSIONERS' COURT

- IV. The business of Milam County is conducted by and between the members of the Milam County Commissioners Court and by those members of the county staff, elected officials, department heads, consultants, experts and/or members of the public requested to be present and participate. While the public is invited to attend all meetings of the Commissioners Court (except Executive Sessions) the public's participation therein is limited to that of observers unless a member (or members) of the public is requested to address the Commissioners Court on a particular issue or (issues) or unless the member (or members) of the public completes a Public Participation Form and submits same to the County Judge's Secretary or county clerk prior to the time the Court Session is called to order. A sample of the Milam County Commissioners Court Public Participation Form is attached hereto as Exhibit "A".
- Each member of the public who appears before the Commissioners Court shall be limited to a maximum of five (5) minutes to make his/her remarks. Time for each speaker shall be maintained by the County Clerk or such other designated representative of the Commissioners Court.
 - Maximum discussion on any agenda item, regardless of the number of members of the public wishing to address the Commissioners Court on such agenda item (or items) shall be limited to thirty (30) minutes. In the event that more than six (6) members of the public wish to address a particular agenda item (or items), then only the first six (6) members of the public recognized to speak shall be divided equally between those members of the public wishing to speak for the agenda item (or items) and those members of the public wishing to speak against the agenda item (or items).
 - In matters of exceptional interest, the Court may, by the majority vote of the members of the Court in attendance at the meeting, either shorten or lengthen the time allocated for a particular member of the public, all members of the public and/or the amount of time allocated for all agenda items and/or a specific agenda item.
 - It is the intention of the Court to provide an open access to the citizens of Milam County to address the Commissioners Court and to express themselves on issues of county government. Members of the public are reminded that the Milam County Commissioners Court is a Constitutional Court, the Milam County Commissioners Court also possesses the power to issue a Contempt of Court Citation under Section 81.024 of the Texas Local Government Code. Accordingly, all members of the public in attendance at any Regular, Special and/or Emergency meeting of the Court shall conduct themselves with proper respect and decorum in speaking to, and/or addressing the Court; in participating in public discussions before the Court; and in all actions in the presence of the Court. Proper attire for men, women and children is mandatory. Those members of the public who are inappropriately attired and/or who do not conduct themselves in an orderly and appropriate manner will be ordered to leave the meeting. Refusal to abide by the Court's order and/or continued disruption of the meeting may result in a Contempt of Court Citation.
 - It is not the intention of the Milam County Commissioners Court to provide a public forum for the demeaning of any individual or group. Neither is it the intention of the Court to allow a member (or members) of the public to insult the honesty and/or integrity of the Court, as a body, or any member (or members) of the Court, individually or collectively. Accordingly, profane, insulting or threatening language directed toward the Court and/or any person in the Court's presence and/or racial, ethnic, or gender slurs or epithets will not be tolerated. Violation of these rules may result in the following sanctions:
 - Cancellation of a speaker's remaining time;
 - Removal from the Commissioners Courtroom;
 - A Contempt Citation; and/or
 - Such other civil and/or criminal sanctions as may be authorized under the Constitution, Statutes and Codes of the State of Texas.

Item 5

- Discuss and take action on the “At Large” vacancy on the Post Oak Savannah Groundwater District Board of Directors

**Post Oak Savannah Groundwater District
Eligible Candidates**

Bill Graham

Allen Hejl

Jim Hodson

Kathy Johnston

Brad Masek

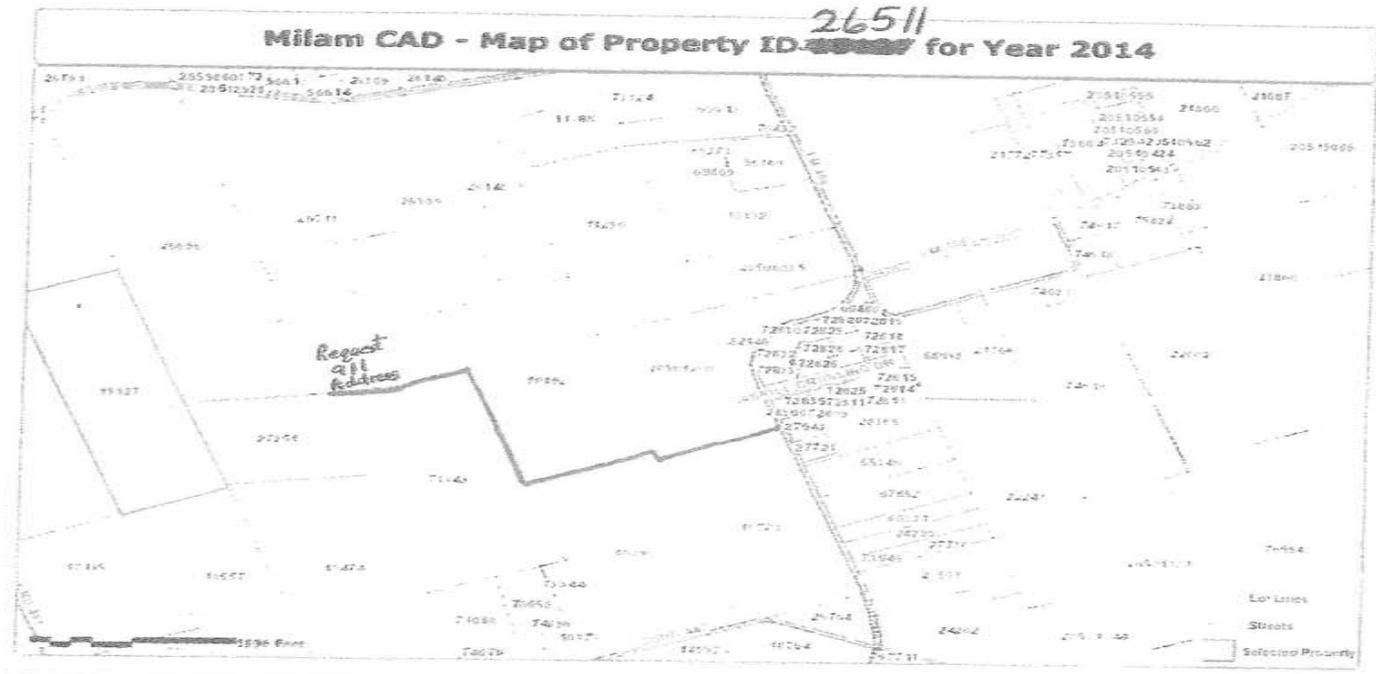
Ann Stanislaw

Jay Tumlinson

Steven Wise

Item 6

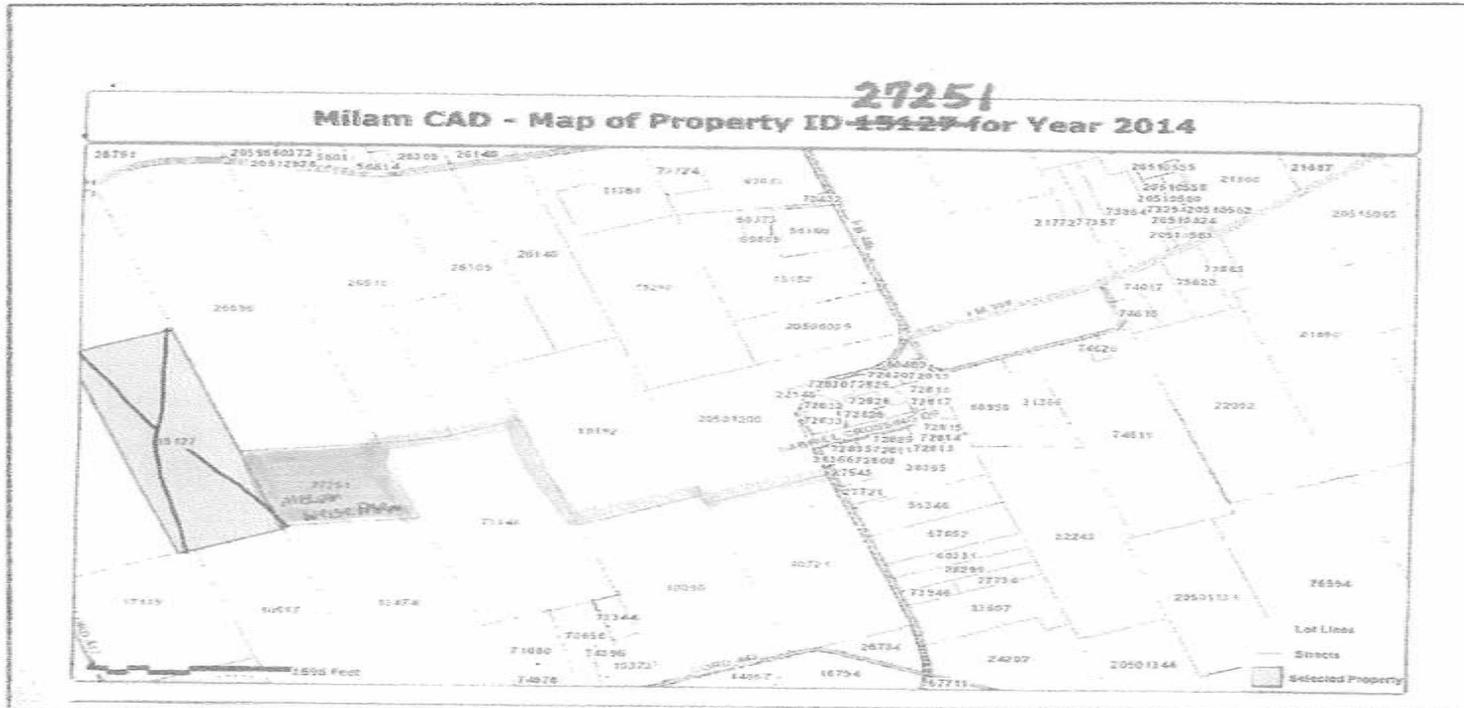
- Discuss Private Road 9400 – Jeff Muegge



Property Details

NEED 911 ADDRESS FOR SOUTH END OF PROPERTY ID 26511

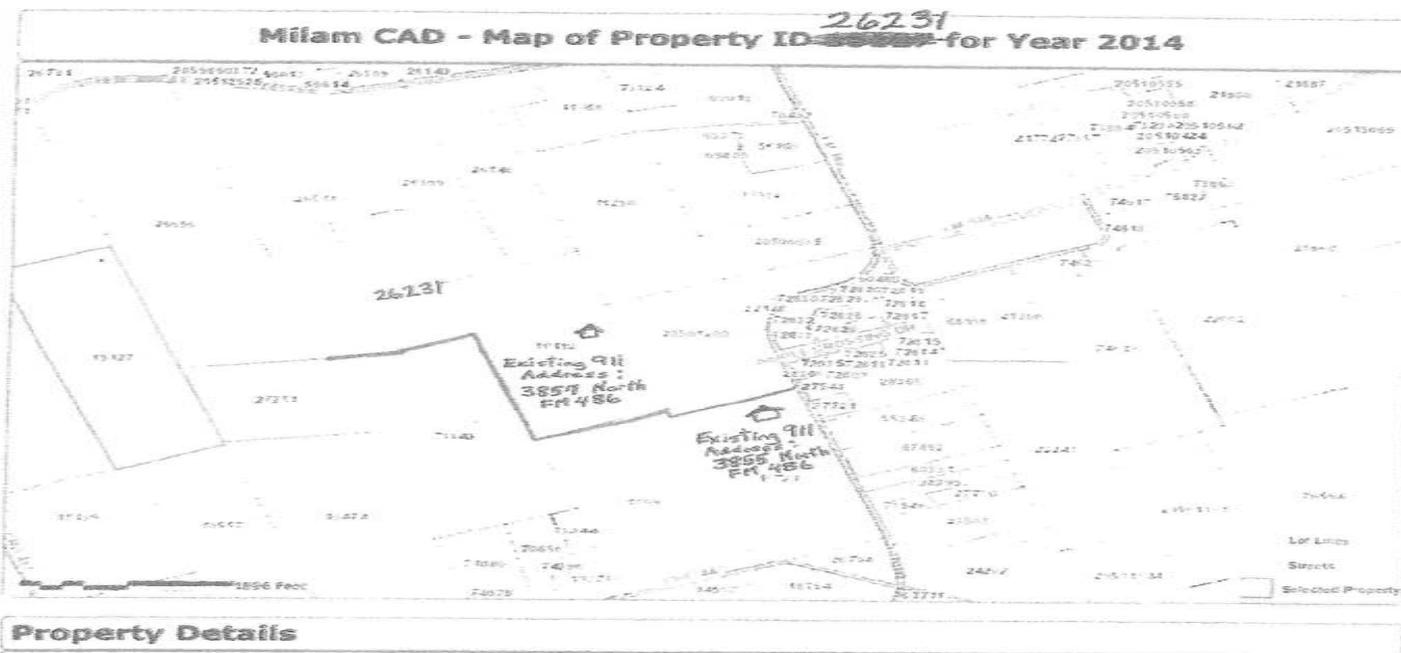
OWNER:
 E. Henry Fuessel, Jr.
 P.O. BOX 835
 Thorndale, TX 76577
 HM PH: 512-862-3353



owner: Weise Farms
 360 CR 439
 Thonshate, Tx. 76577

Property ID: 27251
 Geo ID:
 Type:
 Legal Description: A0200 Folkes, Abigail, 49.0 Acres

Melvin Weise HM PH 512-862-3350
 Cell PH 512-365-0245



OWNER: Giles Summerlin
 4630 N. FM 486
 Thorndale, TX 76577-2633
 HM. PH. 512-862-3361
 Cell 512-595-4227

PROPERTY ID: 26231
 PROPERTY DESCRIPTION: A0200 FOKES, ABIGA
 42.0 Acres
 PROPERTY GEOGRAPHICAL ID: A020-266-029-00
 TYPE: R

Item 7

- Discuss and Approve Election Contract(s) –
Barbara Vansa

**CONTRACT FOR ELECTION SERVICES
BETWEEN MILAM COUNTY,
THE CITY OF CAMERON, AND
THE CAMERON INDEPENDENT SCHOOL DISTRICT
FOR THE MAY 10, 2014 ELECTION**

THIS CONTRACT is made and entered into between Milam County (hereinafter referred to as "County Clerk") and the following political subdivisions (hereinafter referred to jointly as the "Entities"): Cameron Independent School District (hereinafter referred to as "CISD"), acting by and through its Superintendent of Schools and authorized agent; and the City of Cameron, Texas (hereinafter referred to as the "City"), acting by and through its mayor and council members, pursuant to the authority under Section 31.092(a) of the Texas Election Code and Chapter 791 of the Texas Government Code. In consideration of the mutual covenants and promises hereinafter set forth, the parties agree to this interlocal agreement with regard to the provision of election services for the CISD's general trustee election and the City's election on May 10, 2014. The parties have determined that it is in the public interest of the inhabitants of the Entities that the following contract be made and entered into to enable the provision of election services and to assist the voters of CISD and the City.

Election services will be provided by the County Clerk, and in connection therewith do hereby agree as follows:

I. THE COUNTY CLERK SHALL BE RESPONSIBLE FOR PROVIDING THE FOLLOWING SERVICES:

- A. The County Election Officer, in connection with the said Election, shall assume the following responsibilities:
- (a) Supervise the handling and disposition of election returns, voted ballots, and tabulate unofficial returns and assist in preparing the tabulation for the official canvass. (See attached Estimated Costs for Election).
 - (b) Provide at no cost access to all equipment, materials and supplies necessary to comply with state and federal law, rules and regulations, including Help America Vote Act (HAVA) used at the Central Counting Station.
 - (c) The County Election Officer shall supervise preparation of the unofficial tabulation report after all precincts have been counted, and will provide a copy of the report to The Entities as soon as possible after all returns have been tabulated. The Entities will be responsible for the official canvass of the election. (See attached Estimated Costs for Election).
 - (d) Provide at no cost for the storage of election records as provided by law.
 - (e) Provide at no cost, copies of all invoices received by the County Election Officer's Office for payment of services or supplies of which The Entities are to reimburse the County Election Officer's Office.
 - (f) Conduct a criminal background check on all election officials, staff and temporary workers: (1) who are engaged in pre-election programming, testing and preparing of voting system equipment for Early Voting and Election Day; (2) who have in direct and extended contact with the electronic voting systems, machines and peripheral equipment used in conjunction with the voting system; and (3) who work with programming software and hardware, including anyone hired to transport equipment.

II. PARTICIPATING ENTITIES' RESPONSIBILITIES

Each Entity agrees to coordinate, supervise and handle all aspects in administering their prospective election as outlined in this Contract.

Each Entity, in connection with the holding and supervision of said election, shall assume the following responsibilities and shall directly bear any attendant costs for the same:

**CONTRACT FOR ELECTION SERVICES
BETWEEN MILAM COUNTY,
THE CITY OF CAMERON, AND
THE CAMERON INDEPENDENT SCHOOL DISTRICT
FOR THE MAY 10, 2014 ELECTION**

THIS CONTRACT is made and entered into between Milam County (hereinafter referred to as "County Clerk") and the following political subdivisions (hereinafter referred to jointly as the "Entities"): Cameron Independent School District (hereinafter referred to as "CISD"), acting by and through its Superintendent of Schools and authorized agent; and the City of Cameron, Texas (hereinafter referred to as the "City"), acting by and through its mayor and council members, pursuant to the authority under Section 31.092(a) of the Texas Election Code and Chapter 791 of the Texas Government Code. In consideration of the mutual covenants and promises hereinafter set forth, the parties agree to this interlocal agreement with regard to the provision of election services for the CISD's election and the City's election on May 10, 2014. The parties have determined that it is in the public interest of the inhabitants of the Entities that the following contract be made and entered into to enable the provision of election services and to assist the voters of CISD and the City.

Election equipment will be provided by the County Clerk, and in connection therewith do hereby agree as follows:

I. THE COUNTY CLERK SHALL BE RESPONSIBLE FOR PROVIDING THE FOLLOWING SERVICES:

CISD and the City may use (one time only) for the purpose of early voting on May 5, 2014:

- (a) One (1) JBC
- (b) One (1) e-Slate
- (c) One (1) DAU

II. PARTICIPATING ENTITIES' RESPONSIBILITIES

CISD will be responsible for the following:

- (a) Programming of equipment for early voting on May 5, 2014
- (b) Resetting of equipment following early voting for the May 10, 2014 election
- (c) Picking up and returning equipment to county office
- (d) Paying for the programming and resetting of equipment
- (e) Providing batteries and MBB for this unit
- (f) Providing staffing for the May 5, 2014 early voting
- (g) For any damages or repairs to units

III. PAYMENT FOR SERVICES

- A. The County Clerk agrees to allow CISD and the CITY to use the equipment free of charge.

**CONTRACT BETWEEN THORNDALE ISD AND
MILAM COUNTY FOR USE OF ELECTION EQUIPMENT**

This contract is made this 10th day of February, 2014, by and between Thorndale Independent School District, hereinafter referred to as "The District", and Barbara Vansa, County Clerk, Milam County, acting in her capacity as County Election Officer of Milam County, Texas, hereinafter referred to as "County".

This contract is made pursuant to the authority vested in the City and the County by Texas Government Code, Chapter 791, to enter into an inter-local cooperation contract. This contract is necessary to increase the efficiency and effectiveness of the election, while minimizing costs for the May 10, 2014 Election.

The County shall assume the following responsibilities:

- a. Provide, at no cost, access to all equipment, materials and supplies necessary to comply with state and federal law, rules and regulations, including Help America Vote Act (HAVA) used at the Central Counting Station.
- b. Supervise the handling and disposition of election returns, voted ballots, and tabulate unofficial returns and assist in preparing the tabulation for the official canvass.
- c. Supervise preparation of the unofficial tabulation report after all precincts have been counted, and will provide a copy of the report to the School as soon as possible after all returns have been tabulated.

The District shall assume the following responsibilities:

- a. Provide all equipment, materials and supplies necessary to comply with state and
- b. federal law, rules and regulations, including Help America Vote Act (HAVA) used for early voting at the polling locations on Election Day.
- b. Contract with Kevin Terry for ballot programming, tabulation, and other such related items
- c. Conduct and supervise early voting in person and by mail.
- d. Conduct the official canvass of the election.
- e. Submit the required electronic report to the Secretary of State as required by Section 67.017(b) Texas Election Code.

This contract shall automatically terminate upon completion of the activities related to the May 2014 Uniform Election Date.

IN WITNESS WHEREOF, the parties hereto represent that the undersigned have full authority to execute this contract.

Date: 2/10/14

By: David A. Hall

Thorndale ISD

Date: _____

By: _____

Milam County

Item 8

- Approve tax refunds

Refunds Due Report

MILAM COUNTY TAX OFFICE

Entity: GMC

Owner	Name	Year	Property	Statement	Code	Reason	Taxes	P & I	Attorney	Discount	Overage	Total
79245	BRAZIEL KATYE MAE	2013	17286	2719	C	CORRECT FZ YR	42.82	0.00	0.00	0.00	0.00	42.82
12860	CAFFEY DOUGLAS	2013	14649	3494	C	APPLY HS/OV65 TO PROPERTY	80.13	0.00	0.00	0.00	0.00	80.13
10021117	CONNELL FINANCE COMPANY	2013	76321	5220	C	REDUCE VALUE PER AGREED MOTION TO CORRECT	846.09	0.00	0.00	0.00	0.00	846.09
10021168	GARCIA FRANK A & ESTHER	2012	27171	8976		Multiple adjustments exist for this refund.	60.00	0.00	0.00	0.00	0.00	60.00
10011035	HERNSTADT WILLIAM L ESTATE TRS	2012	20301027	11158	C	CORRECTION OF VALUE FOR 2012	14.37	0.00	0.00	0.00	0.00	14.37
10019325	KILLOUGH BOBBY & SANDY M	2012	70628	13516	C	APPLY HS TO LAND	3.37	0.00	0.00	0.00	0.00	3.37
96908	KILLOUGH SANDY & BOBBY	2012	77648	13522	C	APPLY OV65 TO PROPERTY	32.63	0.00	0.00	0.00	0.00	32.63
96908	KILLOUGH SANDY & BOBBY	2013	77648	13643	C	FREEZE/REFREEZE PROCESS	37.27	0.00	0.00	0.00	0.00	37.27
10025857	MCMEANS WALTER & MARCELLA	2012	15678	16255	C	APPLY HS/OV65 TO PROPERTY	36.00	0.00	0.00	0.00	0.00	36.00
10025857	MCMEANS WALTER & MARCELLA	2013	15678	16410	C	FREEZE/REFREEZE PROCESS	115.57	0.00	0.00	0.00	0.00	115.57
80160	MENDOZA JOHNNY J SR & ROSIE A	2013	21842	16639	C	APPLY HS AND DP TO PROPERTY	37.80	0.00	0.00	0.00	0.00	37.80
17898	RICHARDSON S H DR	2013	21434	20803	C	APPLY HS/OV65 ON PROPERTY	279.26	0.00	0.00	0.00	0.00	279.26
87070	SLOCUM R C	2012	13190	22755	C	APPLY OV65 TO PROPERTY	36.00	0.00	0.00	0.00	0.00	36.00
87070	SLOCUM R C	2013	13190	23034	C	FREEZE/REFREEZE PROCESS	64.38	0.00	0.00	0.00	0.00	64.38
10028460	TOOLE WINFRED & BARBARA	2013	67834	8112		Multiple adjustments exist for this refund.	37.80	0.00	0.00	0.00	0.00	37.80
Totals For Entity: GMC							1,723.49	0.00	0.00	0.00	0.00	1,723.49
Grand Totals:							1,723.49	0.00	0.00	0.00	0.00	1,723.49

Item 9

- Approve payment of Bills

Prepaid General Fund Utilities

Atmos Energy	\$4,916.38
Progressive Waste Solutions of TX	\$72.26
Progressive Waste Solutions of TX	\$777.55
Reliant Energy Solutions	\$18,045.00
Verizon Wireless	\$1,622.25
Grand Total	\$31,333.39

Unpaid Bills to Approve Over \$2,500

General Fund

Best Choice Food Group	\$2,731.69
Climate Control AC & Heating	\$6,162.04
D6 Solutions LLC	\$5,415.00
Hart Intercivic Inc	\$7,584.45
John Paschall	\$2,510.00
Norman Lanford SR	\$3,364.00
Quill Corporation	\$2,611.99
Reliable Chevrolet	\$26,102.68
Scott & White Hospital	\$3,745.20
Travis Co. Med Examiner	\$5,200.00

General Fund Total **\$108,573.79**

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 1

Bank of the West	\$2,931.02
Deere Credit Inc	\$3,077.50
J&R Services	\$29,662.00
Johnson Oil Company	\$24,485.10
Lhoist North America Of Texas LTD	\$5,386.24
R&B Fund, Pct. 1 Total	\$68,251.45

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 2

Caterpillar Financial Svces Corp	\$6,077.42
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R&B Fund, Pct. 2 Total	\$8,131.42
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Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 3

Caterpillar Financial Svces CORP	\$3,339.89
Texas Fleet Fuel	\$3,708.68

R&B Fund, Pct. 3 Total \$9,482.10

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 4

Anderson Machinery Austin Inc	\$3,394.23
Joe L Valadez	\$3,076.45

R&B Fund, Pct. 4 Total \$11,359.15

Unpaid Bills to Approve Over \$2,500

Transaction Fees

Mccreary, Veselka, Bragg & Allen PC	\$3,016.82
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Transaction Fees Total	\$3,016.82
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Unpaid Bills to Approve

Grand Total

\$218,561.26

Item 10

- Adjourn