

Milam County Commissioner's Court

September 9, 2013

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 9th of September, 2013, 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. Financial/Auditor's Report – Dave Barkemeyer, Danica Lara
 6. Treasurer's Report – Donna Orsag
 7. JP Offices Financial Update
 8. Commissioner's Precinct Updates
 9. Court Cases Update
 10. Discuss and take appropriate action on adopting the 2014 Milam County Budget
 11. Discuss and take appropriate action on adopting the 2013 Tax Rate
 12. Discuss and take appropriate action on adopting the 2013 M & O Tax Rate
 13. Discuss and take appropriate action on adopting the 2013 Debt Service tax Rate
 14. Approve 2014 Salary for Court Reporter and County Auditor
 15. Approve Resolution for Sale of Property - Craig Morgan
 16. Approve request from Century Link to place a line on CR 116
 17. Approve Memo of Understanding between Milam County and McCoy Towing
 18. Approve publication of advertisement to receive bids on behalf of the Gause Water Supply Corporation Hurricane Ike 2.2 water well generator project. Bids to be published on September 12th and 17th with a bid opening at the October 14th, 2013 Commissioner's Court meeting.
 19. Approve Proclamation for Constitution Week - Daughters of the American Revolution, Lee Riding and Alma Wenzel
 20. Approve Utility Installation Request on CR 108
 21. Approve Utility Installation Request on CR 143
 22. Approve waiver of 31 day advance notice for Central Counties MHMR services to move forward with purchase of property - Eldon Tietje CEO of Central Counties MHMR Services
 23. Approve Election Judge resignation - Barbara Vansa
 24. Discuss and approve the County Clerk's Records Archive Fee increase - Barbara Vansa
 25. Discuss and approve the County Clerk's Records Archive Budget - Barbara Vansa
 26. Discuss and approve the County Clerk's Records Management and Preservation Fee - Barbara Vansa
 27. Discuss and approve the District Clerk's Records Archive Fee increase
 28. Approve payment of bills
 29. Adjourn

Dated this the 6th day of September, 2013
Commissioners' Court of Milam County, Texas

By David L. Barkemeyer
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 6th day of September, 2013, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the 6th day of September, 2013
County Clerk of Milam County, Texas
Barbara Vansa

By David Acosta
Deputy

FILED
COUNTY CLERK OF MILAM COUNTY, TEXAS
Filed 6th day of Sept
in 2013 At 8:30 A.M.
BARBARA VANSA
County Clerk, Milam County, Texas
By David Acosta
Deputy

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.

- 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

- Financial/Auditor's Report
 - Dave Barkemeyer, Danica Lara

General Fund Status
As Of August 31, 2013

\$ 6,506,800	Ad Valorem Taxes Collected to date (102%)
+ <u>\$ 3,896,500</u>	Projected Annual Other Revenue From Fines, Fees, Sales Tax, etc. ($\$2,597,671 \text{ YTD} \div 8 \times 12$)
\$10,403,300	TOTAL Projected 2013 General Fund Revenue (Revenue Budget is \$10.2m w/o reserves)
- <u>\$ 9,930,500</u>	Projected 2013 Expenditures (Rounded) ($\$6,703,643 - \$83,276 \text{ Advanced Pmts} \div 8 \times 12$) (Expense Budget is \$10.6m w/o reserves)
+ \$ 472,800	Project Year End 2013 Balance (Rounded)
+ <u>\$ 629,400</u>	Current General Fund Reserves
+ \$1,102,200	Estimated End of Year Reserves

August expenditures = \$ 731,782

General Fund Revenue Summary (August 2013)

		<u>2013 Budget</u>	<u>Collected 2013 YTD</u>	
310	Ad Valorem taxes	\$6,372,877	\$6,506,811	102%
		Other Revenue		
		<u>8/12 Budget</u>	<u>August YTD Collected</u>	<u>Δ</u>
320	Occupation	\$ -0-	\$ 500	\$ +500
333	Grant Money	\$ 61,000	\$ 19,826	\$ -41,174
334	Beer/Wine	\$ 4,667	\$ 5,382	\$ +715
337	Shared Revenue	\$479,400	\$ 301,270	\$ - 178,130
340	Fees of Office	\$450,333	\$ 448,567	\$ - 1,766
341	Traffic Fines	\$300,000	\$ 288,148	\$ -11,852
342	Other Fees	\$156,000	\$ 163,244	\$ +7,244
361	Interest	\$ 26,667	\$ 27,510	\$ +843
364	Sales of Assets	\$ -0-	\$ 11,234	\$ +11,234
367	Sales Tax, etc	\$1,023,833	\$1,302,741	\$ +278,908
381	Other Revenues	\$ 37,000	\$ 29,249	\$ -7,751
		<hr/>	<hr/>	<hr/>
		\$2,538,900	\$ 2,597,671	\$ +58,771

MILAM COUNTY AUDITOR
CASH FLOW REPORT - GENERAL FUND

AUGUST, 2013

REVENUE	BUDGET AMT	YTD	APPROX % RCVD.
310 AD VALOREM TAXES	\$ 6,372,876.52	\$ 6,506,810.93	102%
	<u>MONTHLY</u>	<u>ACTUAL</u>	<u>OVER/</u>
	<u>BUDGET (8 / 12)</u>	<u>Y-T-D</u>	<u>(UNDER)</u>
320 OCCUPATION TAXES	\$ -	\$ 500.00	\$ 500.00
333 STATE GRANTS	\$ 61,000.00	\$ 19,825.78	\$ (41,174.22)
334 ALCOHOLIC BEVERAGES	\$ 4,666.67	\$ 5,381.79	\$ 715.12
337 SHARED REVENUES			
TAX COLLECTIONS	\$ 40,533.33	\$ 697.79	\$ (39,835.54)
HOUSING INMATES	\$ 400,000.00	\$ 274,005.00	\$ (125,995.00)
INDIGENT HEALTHCARE	\$ 33,333.33	\$ 24,372.43	\$ (8,960.90)
OTHER	\$ 5,533.33	\$ 2,194.40	\$ (3,338.93)
TOTAL SHARED REVENUES:	\$ 479,399.99	\$ 301,269.62	\$ (178,130.37)
340 FEES OF OFFICE			
SHERIFF	\$ 26,666.67	\$ 18,707.90	\$ (7,958.77)
COUNTY COURT	\$ 213,333.33	\$ 199,995.33	\$ (13,338.00)
TAX ASSESSOR-COLLECTOR	\$ 33,333.33	\$ 29,465.00	\$ (3,868.33)
DISTRICT COURT	\$ 66,666.67	\$ 67,378.88	\$ 712.21
J.P. #1-4	\$ 58,666.67	\$ 73,217.28	\$ 14,550.61
CONSTABLES #1-4	\$ 40,000.00	\$ 40,571.57	\$ 571.57
OTHER	\$ 11,666.67	\$ 19,231.28	\$ 7,564.61
TOTAL FEES OF OFFICE:	\$ 450,333.34	\$ 448,567.24	\$ (1,766.10)
341 TRAFFIC FINES			
CO. TRAFFIC FINES	\$ 176,666.67	\$ 169,991.16	\$ (6,675.51)
DPS TRAFFIC FINES	\$ 123,333.33	\$ 118,156.61	\$ (5,176.72)
TOTAL TRAFFIC FINES:	\$ 300,000.00	\$ 288,147.77	\$ (11,852.23)
342 OTHER FEES	\$ 156,000.00	\$ 163,244.36	\$ 7,244.36
361 INTEREST	\$ 26,666.67	\$ 27,509.99	\$ 843.32
364 SALE OF FIXED ASSETS		\$ 11,234.28	\$ 11,234.28
367 PRIVATE SERVICES			
SALES TAX	\$ 933,333.33	\$ 1,179,666.70	\$ 246,333.37
OTHER	\$ 90,500.00	\$ 123,074.71	\$ 32,574.71
TOTAL PRIVATE SERVICES:	\$ 1,023,833.33	\$ 1,302,741.41	\$ 278,908.08
381 OTHER REVENUE	\$ 37,000.00	\$ 29,248.92	\$ 29,248.92
TOTAL REVENUE:	\$ 2,538,900.00	\$ 2,597,671.16	\$ 84,536.88

**General Fund
Expenditures Summary
August 2013**

		<u>8/12 Budget</u>	<u>Y-T-D Actual</u>	<u>(over)/under</u>	<u>%</u>
401	County Judge	\$125,911	\$102,851	-23,060	-18%
403	County Clerk	\$224,801	\$214,304	-10,497	-5%
405	Veterans Service	\$59,873	\$47,445	-12,428	-21%
409	General Fund	\$927,810	\$467,410	-460,400	-50%
410	Information Technology	\$312,169	\$291,717	-20,452	-7%
435	District C ourt	\$224,879	\$265,529	+40,650	+18%
436	Judicial Assessment	\$1,333	\$1,663	+330	+25%
450	District Clerk	\$230,565	\$202,593	-27,972	-12%
455	JP #1	\$64,327	\$62,349	-1,978	-3%
456	JP #2	\$64,460	\$62,557	-1,903	-3%
457	JP #3	\$89,859	\$85,012	-4,847	-5%
458	JP #4	\$65,609	\$64,625	-984	-2%
475	County Attorney	\$304,639	\$280,495	-24,144	-8%
490	Elections	\$23,333	\$14,758	-8,575	-37%
495	County Auditor	\$89,112	\$68,743	-20,369	-23%
497	County Treasurer	\$41,637	\$40,264	-1,373	-3%
499	Tax Assessor	\$261,997	\$245,295	-16,702	-6%
500	Appraisal District	\$147,467	\$161,940	+14,473	+10%
510	Court House/Assoc Bldgs	\$145,723	(147,467) \$142,537	(0) -3186	(0%) -2%
540	Ambulance Service	\$66,667	\$69,073	+2,406	+4%
543	Fire Protection	\$58,667	\$88,000	+29,333	+50%
550	Constable Pct #1	\$36,485	(58,667) \$35,649	(0) -836	(0%) -2%

**General Fund
Expenditures Summary
August 2013**

	<u>8/12 Budget</u>	<u>Y-T-D Actual</u>	<u>(over)/under</u>	<u>%</u>
551 Constable Pct #2	\$31,113	\$29,842	-1,271	-4%
552 Constable Pct #3	\$36,297	\$34,882	-1,415	-4%
553 Constable Pct #4	\$37,053	\$34,748	-2,305	-6%
565 Sheriff Operations	\$909,197	\$912,613	+3,416	0%
566 Sheriff Jail	\$1,951,937	\$1,810,893	-141,044	-7%
570 Adult Probation	\$11,667	\$7,091	-4,576	-39%
571 Juvenile Probation	\$74,000	\$94,641	+20,641	+28%
585 Highway Patrol	\$35,429	\$28,296	-7,133	-20%
586 Emergency Management	\$72,753	\$51,990	-20,763	-29%
587 Community Service	\$26,413	\$25,026	-1,387	-5%
630 Health Department	\$219,867	\$192,999	-26,868	-12%
631 Indigent Healthcare	\$338,919	\$312,336	-26,583	-8%
640 M.H.M.R.	\$13,333	\$18,472	+5,139	+39%
641 Senior Citizens Center	\$32,525	\$43,548	+11,023	+34%
650 Library	\$5,333	\$8,000	+2,667	+50%
660 Museum	\$26,774	\$25,561	-1,213	-5%
665 Ag. Extension Service	\$64,219	\$57,895	-6,324	-10%
TOTAL EXPENSES	\$7,454,151	\$6,703,643	\$-750,508	-10%
	(\$7,073,182 w/o reserves)	(6,620,367)	(\$-452,816)	(-6.4%)

Road and Bridge Accounts

August 2013

	<u>2013 Budget</u>	<u>2013 Collected</u>	
Ad valorem Taxes (x4)	\$880,724	\$875,917	99%

Other Revenues (x4)

	<u>8/12 Budget</u>	<u>August YTD Collected</u>	△
321 Auto License Fees	\$116,667	\$149,661	+32,994
333 Lateral Road Fees	-0-	\$6,624	+6,624
361 Interest	\$2,667 to \$8,000	\$4,194 to \$11,241	
381 Other Revenue	<u>\$1,000 to \$2,333</u>	<u>\$2,611 to \$8,184</u>	
TOTAL OTHER REVENUES	\$105,291 to \$111,124	\$155,900 to \$168,335	

		<u>8/12 of Expense Budget</u>	<u>August YTD Expenditures</u>	△
Expenses:	Pct 1	\$1,379,482(\$712,816)	\$ 666,999	-\$712,484 (-\$45,817)
	Pct 2	\$1,047,483(\$714,149)	\$ 690,424	-\$357,059 (-\$23,725)
	Pct 3	\$840,849 (\$707,516)	\$ 681,504	-\$159,345 (-\$26,012)
	Pct 4	\$1,045,816(\$712,483)	\$ 757,607	-\$288,209 (+\$45,124)

***Note: Numbers in parenthesis indicate amounts with budgeted reserves removed.**

NON-BUDGET FUNDS
August 2013

FUND	REVENUE YTD	EXPENDITURES YTD (Rounded to nearest 100)	CASH ON HAND
30 County Clerk Records Mgmt.	\$36,800	\$125,000	\$30,700
31 Law Library Fund	10,900	17,200	20,600
32 Courthouse Security	19,600	31,900	44,500
33 Check Collection	8,600	11,200	67,700
34 Records Mgmt & Preservation	13,000	7,200	50,100
36 Public Health Preparedness Grant	102,800	122,700	14,400
37 WIC	158,100	163,400	44,100
38 Community Service Support Fund	4,500	2,600	8,500
39 Health Dept. 2	78,500	78,500	44,700
40 Tax Notes Series 2012	300	58,000	0
42 Adult Probation	282,600	263,200	93,800
43 Indigent Task Force Grant	23,600	0	23,900
44 Preforfeiture Fund	32,900	44,900	19,400
45 County Attorney Forfeiture Fund	12,800	2,900	57,400
46 Milam County Historical Com	300	6,700	12,400
47 Unclaimed Funds Account	1,400	0	4,400
48 Milam Co Hist. Commission Fund	15,400	6,900	11,600
49 Bea's Kitchen	124,000	45,700	178,900
52 Ad Valorem Tax Money	5,788,200	0	0
53 District Attorney Supp. Fund	25,100	24,800	8,400
56 Inmate Phone Use Fund	17,700	19,700	1,100
58 District Clerk Records Management	3,900	0	21,200
60 2011 Ad Valorem Taxes Collected	0	0	0
62 Debt Service Fund	631,200	832,000	193,000
63 Health Facilities Dev. Corp.	100	0	11,600
66 Historical Museum	12,500	8,500	15,800
68 Transaction Fees	61,900	62,700	62,000
70 SDU Reporting Fund '01	0	0	3,100
92 Justice Court Tech Fund	14,000	6,900	73,300
93 CO/Dist Court Tech Fund	600	0	1,700
94 Appellate Judicial System Fund	2,200	2,800	300
95 State Fees Fund	384,200	412,400	140,900
96 Grant Fund	21,000	7,100	17,500

Item 6

- Treasurer's Report
 - Donna Orsag

MONTHLY TREASURER'S REPORT FOR AUGUST 2013

ACCT #	ACCOUNT	BEG BALANCE	RECEIPTS	DISBURSEMENTS	ENDING BALANCE
12	GENERAL FUND	\$ 2,716,361.46	\$ 344,158.19	\$ 731,949.55	\$ 2,328,570.10
20	GENERAL R&B	\$ 9,205.72	\$ 5.86	\$ -	\$ 9,211.58
21	R & B PCT 1	\$ 444,671.32	\$ 15,031.76	\$ 87,066.08	\$ 372,637.00
22	R & B PCT 2	\$ 447,451.59	\$ 15,209.56	\$ 113,019.88	\$ 349,641.27
23	R & B PCT 3	\$ 419,989.23	\$ 14,783.58	\$ 72,485.40	\$ 362,287.41
24	R & B PCT 4	\$ 354,213.34	\$ 15,171.01	\$ 88,752.70	\$ 280,631.65
30	REC MANAGMT	\$ 28,881.86	\$ 5,891.79	\$ 4,039.16	\$ 30,734.49
31	LAW LIBRARY	\$ 21,493.46	\$ 1,518.81	\$ 2,453.41	\$ 20,558.86
32	CT HSE SECURITY	\$ 43,450.03	\$ 3,324.22	\$ 2,243.95	\$ 44,530.30
33	CK COLLECTION	\$ 70,413.92	\$ 423.29	\$ 3,089.51	\$ 67,747.70
34	RECORDS M & P	\$ 48,618.22	\$ 1,487.35	\$ 10.00	\$ 50,095.57
36	PHP GRANT	\$ 29,495.64	\$ 6,339.42	\$ 21,412.95	\$ 14,422.11
37	WIC	\$ 51,130.98	\$ 17,793.49	\$ 24,820.53	\$ 44,103.94
38	C S R/SUPPORT	\$ 8,367.57	\$ 559.32	\$ 380.03	\$ 8,546.86
39	HEALTH DEPT 2	\$ 47,646.31	\$ 9,233.14	\$ 12,222.48	\$ 44,656.97
40	TAX NOTES/SERIES12	\$ 25,656.93	\$ 16.35	\$ 25,656.93	\$ 16.35
41	R O W & BRIDGES	\$ 82.12	\$ 0.11	\$ -	\$ 82.23
42	20TH DIST PROB	\$ 113,435.38	\$ 20,949.40	\$ 40,550.20	\$ 93,834.58
43	INDIGENT TASK FORCE	\$ 17,316.80	\$ 6,545.00	\$ -	\$ 23,861.80
44	PRE-FORFEITURE	\$ 41,461.61	\$ 970.00	\$ 23,008.00	\$ 19,423.61
45	CO ATTY FORFEITURE	\$ 53,257.64	\$ 4,175.45	\$ -	\$ 57,433.09
46	HISTORICAL COMM	\$ 12,395.39	\$ 27.90	\$ 26.00	\$ 12,397.29
47	UNCLAIMED FUNDS	\$ 4,445.70	\$ 2.68	\$ -	\$ 4,448.38
48	MCHC PRESERV	\$ 11,374.62	\$ 232.25	\$ -	\$ 11,606.87
49	BEA'S KITCHEN	\$ 170,844.72	\$ 8,103.88	\$ -	\$ 178,948.60
52	AD VAL TAX-CKING	\$ -	\$ -	\$ -	\$ -
53	D. A. SUPP	\$ 11,160.85	\$ 4.80	\$ 2,805.12	\$ 8,360.53
56	IMMATE PHONE USE	\$ 1,258.73	\$ 2,124.35	\$ 2,285.62	\$ 1,097.46
58	DIST CLK REC M&P	\$ 20,728.62	\$ 521.31	\$ -	\$ 21,249.93
62	C.O. 04 DEB SERV	\$ 247,782.84	\$ 5,959.95	\$ 60,823.55	\$ 192,919.24
63	HEALTH FACIL	\$ 11,548.58	\$ 7.35	\$ -	\$ 11,555.93

66	HISTORICAL MUSEUM	\$	16,736.64	\$	10.77	\$	955.31	\$	15,792.10
68	TRANSACTION FEES	\$	59,365.22	\$	8,908.92	\$	6,254.98	\$	62,019.16
70	SDU-'01	\$	3,077.31	\$	1.97	\$	-	\$	3,079.28
92	JUSTICE CT TECH FUND	\$	70,928.22	\$	2,496.78	\$	160.04	\$	73,264.96
93	CO/DIST TECH FUND	\$	1,763.84	\$	55.25	\$	80.00	\$	1,739.09
94	APPELLATE JUDICIAL	\$	330.00	\$	290.00	\$	330.00	\$	290.00
95	STATE FEES	\$	76,758.25	\$	64,240.42	\$	60.00	\$	140,938.67
96	GRANT FUND	\$	17,456.19	\$	-	\$	-	\$	17,456.19
	GENERAL RESERVE	\$	624,313.35	\$	5,125.98			\$	629,439.33
	R&B 1 RESERVE	\$	1,046,390.79	\$	666.74	\$	-	\$	1,047,057.53
	R&B 2 RESERVE	\$	401,667.85	\$	255.93	\$	-	\$	401,923.78
	R&B 3 RESERVE	\$	112,334.80	\$	71.58	\$	-	\$	112,406.38
	R&B 4 RESERVE	\$	475,067.78	\$	302.71	\$	-	\$	475,370.49
	TOTALS	\$	8,390,331.42	\$	582,998.62	\$	1,326,941.38	\$	7,646,388.66

Item 7

- JP Offices Financial Update

MILAM COUNTY J.P./CONSTABLE COMPARISON REPORT

JUSTICE OF THE PEACE, PCT #1

AUGUST, 2013

	<u>MONTHLY BUDGET(8/12)</u>	<u>ACTUAL Y-T-D</u>	<u>OVER/ (UNDER)</u>
<u>REVENUE</u>			
340-801 J.P. FEES	\$ 8,000.00	\$ 11,312.82	\$ 3,312.82
340-901 CONSTABLE FEES	\$ 13,333.33	\$ 14,100.93	\$ 767.60
341-801 CO. TRAFFIC FINES	\$ 33,333.33	\$ 38,214.80	\$ 4,881.47
341-811 DPS TRAFFIC FINES	\$ 33,333.33	\$ 24,857.57	\$ (8,475.76)
342-801 NON-TRAFFIC FINES	\$ 666.67	\$ 5.00	\$ (661.67)
TOTAL G/F REVENUE:	\$ 88,666.66	\$ 88,491.12	\$ (175.54)
<u>OTHER FEES COLLECTED</u>			
CHS,TAF,JCT,MVBA FEES		\$ 16,872.74	
STATE FEES		\$ 58,359.77	
<u>EXPENSES</u>			
455 J.P. #1	\$ 64,326.69	\$ 62,348.97	\$ 1,977.72
550 CONSTABLE #1	\$ 36,485.36	\$ 35,648.91	\$ 836.45
TOTAL EXPENSES:	\$ 100,812.05	\$ 97,997.88	\$ 2,814.17

MILAM COUNTY J.P./CONSTABLE COMPARISON REPORT

JUSTICE OF THE PEACE, PCT #2

AUGUST, 2013

	<u>MONTHLY</u> <u>BUDGET(8/12)</u>	<u>ACTUAL</u> <u>Y-T-D</u>	<u>OVER/</u> <u>(UNDER)</u>
<u>REVENUE</u>			
340-802 J.P. FEES	\$ 18,666.67	\$ 24,932.18	\$ 6,265.51
340-902 CONSTABLE FEES	\$ 6,666.67	\$ 6,959.57	\$ 292.90
341-802 CO. TRAFFIC FINES	\$ 53,333.33	\$ 54,352.17	\$ 1,018.84
341-812 DPS TRAFFIC FINES	\$ 46,666.67	\$ 38,187.91	\$ (8,478.76)
342-802 NON-TRAFFIC FINES	\$ 2,666.67	\$ 2,355.00	\$ (311.67)
TOTAL G/F REVENUE:	\$ 128,000.01	\$ 126,786.83	\$ (1,213.18)
<u>OTHER FEES COLLECTED</u>			
CHS,TAF,JCT,MVBA FEES		\$ 28,148.42	
STATE FEES		\$ 81,676.03	
<u>EXPENSES</u>			
			<u>(OVER)/UNDER</u>
456 J.P. #2	\$ 64,460.02	\$ 62,556.58	\$ 1,903.44
551 CONSTABLE #2	\$ 31,112.33	\$ 29,841.76	\$ 1,270.57
TOTAL EXPENSES:	\$ 95,572.35	\$ 92,398.34	\$ 3,174.01

MILAM COUNTY J.P./CONSTABLE COMPARISON REPORT

JUSTICE OF THE PEACE, PCT #3

AUGUST, 2013

	<u>MONTHLY</u> <u>BUDGET(8/12)</u>	<u>ACTUAL</u> <u>Y-T-D</u>	<u>OVER/</u> <u>(UNDER)</u>
<u>REVENUE</u>			
340-803 J.P. FEES	\$ 25,333.33	\$ 29,018.98	\$ 3,685.65
340-903 CONSTABLE FEES	\$ 13,333.33	\$ 13,065.27	\$ (268.06)
341-803 CO. TRAFFIC FINES	\$ 80,000.00	\$ 68,176.39	\$ (11,823.61)
341-813 DPS TRAFFIC FINES	\$ 33,333.33	\$ 37,900.80	\$ 4,567.47
342-803 NON-TRAFFIC FINES	\$ 6,666.67	\$ 4,687.66	\$ (1,979.01)
TOTAL G/F REVENUE:	\$ 158,666.66	\$ 152,849.10	\$ (5,817.56)
<u>OTHER FEES COLLECTED</u>			
CHS,TAF,JCT,MVBA FEES		\$ 29,000.31	
STATE FEES		\$ 111,119.34	
<u>EXPENSES</u>			
457 J.P. #3	\$ 89,858.82	\$ 85,012.30	\$ 4,846.52
552 CONSTABLE #3	\$ 36,296.33	\$ 34,881.78	\$ 1,414.55
TOTAL EXPENSES:	\$ 126,155.15	\$ 119,894.08	\$ 6,261.07

MILAM COUNTY J.P./CONSTABLE COMPARISON REPORT

JUSTICE OF THE PEACE, PCT #4

AUGUST, 2013

	<u>MONTHLY BUDGET(8/12)</u>	<u>ACTUAL Y-T-D</u>	<u>OVER/ (UNDER)</u>
<u>REVENUE</u>			
340-804 J.P. FEES	\$ 6,666.67	\$ 7,953.30	\$ 1,286.63
340-904 CONSTABLE FEES	\$ 6,666.67	\$ 6,445.80	\$ (220.87)
341-804 CO. TRAFFIC FINES	\$ 10,000.00	\$ 9,247.80	\$ (752.20)
341-814 DPS TRAFFIC FINES	\$ 10,000.00	\$ 17,210.33	\$ 7,210.33
342-804 NON-TRAFFIC FINES	\$ 10,000.00	\$ 14,916.40	\$ 4,916.40
TOTAL G/F REVENUE:	\$ 43,333.34	\$ 55,773.63	\$ 12,440.29
<u>OTHER FEES COLLECTED</u>			
CHS,TAF,JCT,MVBA FEES		\$ 9,672.60	
STATE FEES		\$ 40,370.13	
<u>EXPENSES</u>			
458 J.P. #4	\$ 65,609.35	\$ 64,624.71	\$ 984.64
553 CONSTABLE #4	\$ 37,052.43	\$ 34,747.62	\$ 2,304.81
TOTAL EXPENSES:	\$ 102,661.78	\$ 99,372.33	\$ 3,289.45

Item 8

- Commissioner's Precinct Updates

Item 9

- Court Cases Update

**COUNTY COURT
CRIMINAL CASE ACTIVITY
August 2013 Report**

Cases Pending (Jan 1, 2013)	220
New Cases Filed YTD	353
Appeals & Probation Revocations	40
Cases Disposed YTD	416
Jury Trials YTD	1
Cases Pending (Sept 1, 2013)	197

TYPES OF CASES

20%	DWI
20%	DRUG OFFENSES
10%	HOT CHECKS
10%	TRAFFIC RELATED
9%	THEFT
5%	FAMILY VIOLENCE
5%	ASSAULT
21%	MISCELLANEOUS

OTHER COUNTY COURT ACTIVITY

Civil Cases Disposed YTD	40
Wills Probated YTD	42
Guardianship Hearings YTD	2

**DISTRICT COURT
August 2013 Report**

Criminal Case Activity

Cases Pending (Jan 1, 2013)	352
New Cases Filed YTD	303
Probation Revocations filed	93
Cases Disposed YTD	<u>422</u>
Cases Pending (July. 31, 2013)	326

Type of Cases

Murder/Homicide	1%
Agg. Assault/Att Murder	7%
Sexual Asslt-Adult/Child	9%
Fam Violence- Assault	2%
Agg. Robbery/Robbery	2%
Burglary	7%
Theft	12%
Auto theft	3%
Drug offenses	23%
DWI	5%
Other Felonies	29%

Civil Case Activity

Cases Pending (Jan 1, 2013)	774
New Cases Filed YTD	406
Modifications	92
Cases Disposed YTD	<u>579</u>
Cases Pending (July 31, 2013)	693

Item 10

- Discuss and take Appropriate action on Adopting the 2014 Milam County Budget



PROPOSED BUDGET FOR MILAM COUNTY FISCAL YEAR

JANUARY 01, 2014 - DECEMBER 31, 2014.

This budget will raise less revenue from property taxes than last year's budget by an amount of (\$15,212), which is a .14% decrease from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$59,724.13

The 2014 Budget was approved in the Milam County Commissioner's Court on Monday, September 9, 2013 by:

_____ David Barkemeyer, Milam County Judge
_____ "Tank" Balch, Milam County Commissioner, Pct 1
_____ Kenneth Hollas, Milam County Commissioner, Pct 2
_____ John Fisher, Milam County Commissioner, Pct 3
_____ Jeff Muegge, Milam County Commissioner, Pct 4

The adopted property tax rates:

Property Tax Rate:	\$.63
Effective Tax Rate:	\$.635500/\$100
Effective Maintenance and Operations Tax Rate:	\$.694300/\$100
Rollback Tax Rate:	\$.682100/\$100
Debt Rate:	\$.030700/\$100
Total Amount of County Debt Obligations:	\$6,295,000.00

2014 Budget

	With Reserves	W/O Reserves
General Fund	\$10,822,011	\$10,222,011
R & B Accounts	\$ 6,516,196	\$ 4,316,196
Debt Service	<u>\$ 612,588</u>	<u>\$ 477,000</u>
2014 Total	\$ 17,950,795	\$15,015,207
2013 Total	\$18,323,036	\$15,501,586

Item 11

- Discuss and take Appropriate action on Adopting the 2013 Tax Rate

KOLETTE MORGAN
ASSESSOR AND COLLECTOR OF TAXES, MILAM COUNTY

CAMERON OFFICE
101 SOUTH FANNIN
CAMERON, TEXAS 76520
PHONE (254) 697-7017
FAX (254) 697-7020



ROCKDALE OFFICE
313 N. MAIN ST. • SUITE 104
ROCKDALE, TEXAS 76567
PHONE (512) 446-5103
FAX (512) 446-7634

CONNIE MORROW, SR. CHIEF DEPUTY
LYDIA CERVANTES, CHIEF DEPUTY
NANCY TUCKER, DEPUTY CLERK I/VOTER REG.
MARCY KENNEY, DEPUTY CLERK I
MELANIE CROOK, DEPUTY CLERK IV

CINDY DELAROSA, DEPUTY CLERK I
LAURA CERVANTES, DEPUTY CLERK I

Total 2013 Tax Rate

.630000

Maintenance and Operations Tax Rate

.599300

Debt Service Tax Rate

.030700

Item 12

- Discuss and take Appropriate action on Adopting the 2013 M & O Tax Rate

KOLETTE MORGAN
ASSESSOR AND COLLECTOR OF TAXES, MILAM COUNTY

CAMERON OFFICE
101 SOUTH FANNIN
CAMERON, TEXAS 76520
PHONE (254) 697-7017
FAX (254) 697-7020



ROCKDALE OFFICE
313 N. MAIN ST. • SUITE 104
ROCKDALE, TEXAS 76567
PHONE (512) 446-5103
FAX (512) 446-7634

CONNIE MORROW, SR. CHIEF DEPUTY
LYDIA CERVANTES, CHIEF DEPUTY
NANCY TUCKER, DEPUTY CLERK I/VOTER REG.
MARCY KENNEY, DEPUTY CLERK I
MELANIE CROOK, DEPUTY CLERK IV

CINDY DELAROSA, DEPUTY CLERK I
LAURA CERVANTES, DEPUTY CLERK I

Total 2013 Tax Rate

.630000

Maintenance and Operations Tax Rate

.599300

Debt Service Tax Rate

.030700

Item 13

- Discuss and take Appropriate action on Adopting the 2013 Debt Service Tax Rate

KOLETTE MORGAN
ASSESSOR AND COLLECTOR OF TAXES, MILAM COUNTY

CAMERON OFFICE
101 SOUTH FANNIN
CAMERON, TEXAS 76520
PHONE (254) 697-7017
FAX (254) 697-7020



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313 N. MAIN ST. • SUITE 104
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LYDIA CERVANTES, CHIEF DEPUTY
NANCY TUCKER, DEPUTY CLERK I/VOTER REG.
MARCY KENNEY, DEPUTY CLERK I
MELANIE CROOK, DEPUTY CLERK IV

CINDY DELAROSA, DEPUTY CLERK I
LAURA CERVANTES, DEPUTY CLERK I

Total 2013 Tax Rate

.630000

Maintenance and Operations Tax Rate

.599300

Debt Service Tax Rate

.030700

Item 14

- Approve 2014 Salary for Court Reporter and County Auditor

IN RE:

MILAM COUNTY BUDGET

IN THE 20TH DISTRICT COURT

OF

MILAM COUNTY, TEXAS

**ORDER SETTING THE SALARY OF THE OFFICIAL
DISTRICT COURT REPORTER**

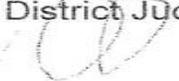
This is a Court Order pursuant to Article 152.905 of the Texas Government Code.

Effective on January 1, 2014, the salary of Angela Ralston , the official district court reporter for the 20th District Court shall be \$60,730.00

Signed and submitted to the Commissioner's Court of Milam County, Texas, on this the 9th day of September, 2013.



John Youngblood
District Judge



IN RE:

MILAM COUNTY BUDGET

IN THE 20TH DISTRICT COURT
OF
MILAM COUNTY, TEXAS

ORDER SETTING THE SALARY OF THE COUNTY AUDITOR

This is a Court Order pursuant to Article 152.905 of the Texas Government Code.

Effective on January 1, 2014, the salary of Danica Lara, the Milam County Auditor shall be \$ 46,750.00.

Signed and submitted to the Commissioner's Court of Milam County, Texas, on this the 9th day of September, 2013.



John Youngblood
District Judge

Item 15

- Approve Resolution for Sale of Property
 - Craig Morgan

STATE OF TEXAS

COUNTY OF MILAM

**RESOLUTION REQUESTING A PUBLIC SALE
OF PROPERTY ACQUIRED BY THE COUNTY OF MILAM, TEXAS
AT A DELINQUENT TAX SALE**

WHEREAS, the following described properties were offered for sale by the Sheriff of Milam County, Texas at public auctions pursuant to judgments of foreclosure for delinquent taxes by the District Courts of Milam County; and

WHEREAS, the following described properties did not receive sufficient bids as set by law and were struck off to The County of Milam, Texas, Trustee, for the use and benefit of itself and the other taxing units which levied taxes on the properties, pursuant to Section 34.01 (j) Texas Tax Code; and

WHEREAS, TEX. TAX CODE § 34.05 (c) and (d) provides that a taxing unit may request that the Sheriff sell properties at a public sale to the highest bidder with no minimum bid required,

THEREFORE, BE IT HEREBY RESOLVED that The County of Milam, Texas, does hereby request the Sheriff of Milam County, Texas to conduct a public sale in the manner prescribed by the Texas Rules of Civil Procedure and § 34.05 (c) and (d) of the Texas Tax Code and sell the following described properties to the highest bidder for cash with a minimum bid of \$250.00 for each property.

Properties to be sold:

Tax Account No. 000000010065, 7.311 Acres, more or less, out of Abstract 39 of the Rebecca Moore Survey, Milam County, Texas being that property more particularly described in Volume 1201, Page 844 of the Deed Records, Milam County, Texas

BE IT FURTHER RESOLVED that the County Judge of Milam County, Texas, is authorized to execute any deed necessary to convey the property sold pursuant to this Resolution

THIS RESOLUTION WAS ADOPTED this _____ day of _____, 2013,
by the Commissioners Court of Milam County, Texas.

County Judge

Attested: County Clerk

Item 16

- Approve Request from Century Link to Place a Line on CR 116

Formal notice is hereby given that _____ Central Telephone Company of Texas dba CenturyLink _____ (hereinafter sometimes "Utility") proposes to place a line (hereinafter sometimes "the line") within the right-of-way of County Road (hereinafter "the road") as follows:

To extend a buried copper cable from the East intersection of SH 36 & CR 116, north along the East ROW of CR 116 approximately 10-15 feet. Then to bore CR 116 from the East to the West ROW at a minimum depth of 30 inches. To then extend the buried cable along the West ROW of CR 116 South to the West intersection of SH 36 & CR 116 to an existing Pedestal at that location.

The buried cable will be placed approximately 3 feet off the ROW and at a minimum depth of 30 inches.

The location and description of the proposed line and appurtenances is more fully shown on the drawing which is attached hereto and incorporated herein. The line will be constructed and maintained on the County right-of-way in accordance with Bell County Specifications as directed by the County Engineer.

Construction will begin on or after the 18th day of September 2013, and will be completed in 13 calendar days.

The Utility expressly recognizes that this Request, if approved by the Milam County Commissioner's Court, does not grant any right, claim, title, or easement in or upon the Road and its appurtenances. In the future, should Milam County, for any reason, need to work, improve, relocate, widen, increase, add to, decrease, or in any manner change the structure of this road or right-of-way, the line, if affected, will be moved by the Utility at the direction of the Milam County Commissioner and shall be relocated at the complete expense of the Utility.

All work in the County right-of-way shall be performed by the Utility in accordance with the Milam County Utility Specifications under the direction of the County Commissioner. This installation work shall not damage any part of the road and its appurtenances and the Utility shall make adequate provisions to cause a minimum of inconvenience to traffic and adjacent property owners.

The Utility, in consideration of the approval of this Request by the County and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby agree, promise and obligate itself, upon the completion of the placement of the line as set forth in this Request to return the Road, its right-of-way and any improvements, additions or appurtenances to said Road or right-of-way (hereinafter collectively sometimes "the Road and its appurtenances") to a condition which, in the opinion of the County Commissioner of Milam County, equals or exceeds the condition in which said Road and its appurtenances exist immediately prior to the time the Utility begins the installation of the line (hereinafter sometimes "the original or better condition").

The County, its agents, employees and/or servants shall not be liable or responsible for, and shall be saved and held harmless by the Utility, from and against any and all claims, demands, costs, judgments and/or damages of every kind for any injury to or death of any person or persons and for any damage to or loss of any property arising out of or attributable, directly or indirectly, to (1) the negligence, acts, conduct or operations of the Utility, its agents,

FIRM: Central Telephone Co. of Texas dba CenturyLink

BY: Charlotte Hord
Charlotte Hord

TITLE: Engineer II

ADDRESS: 1214 Dogwood Blvd.

Killeen, TX 76543

PHONE: 254-690-9359

APPROVAL

This application is hereby approved subject to the above understandings and restrictions.

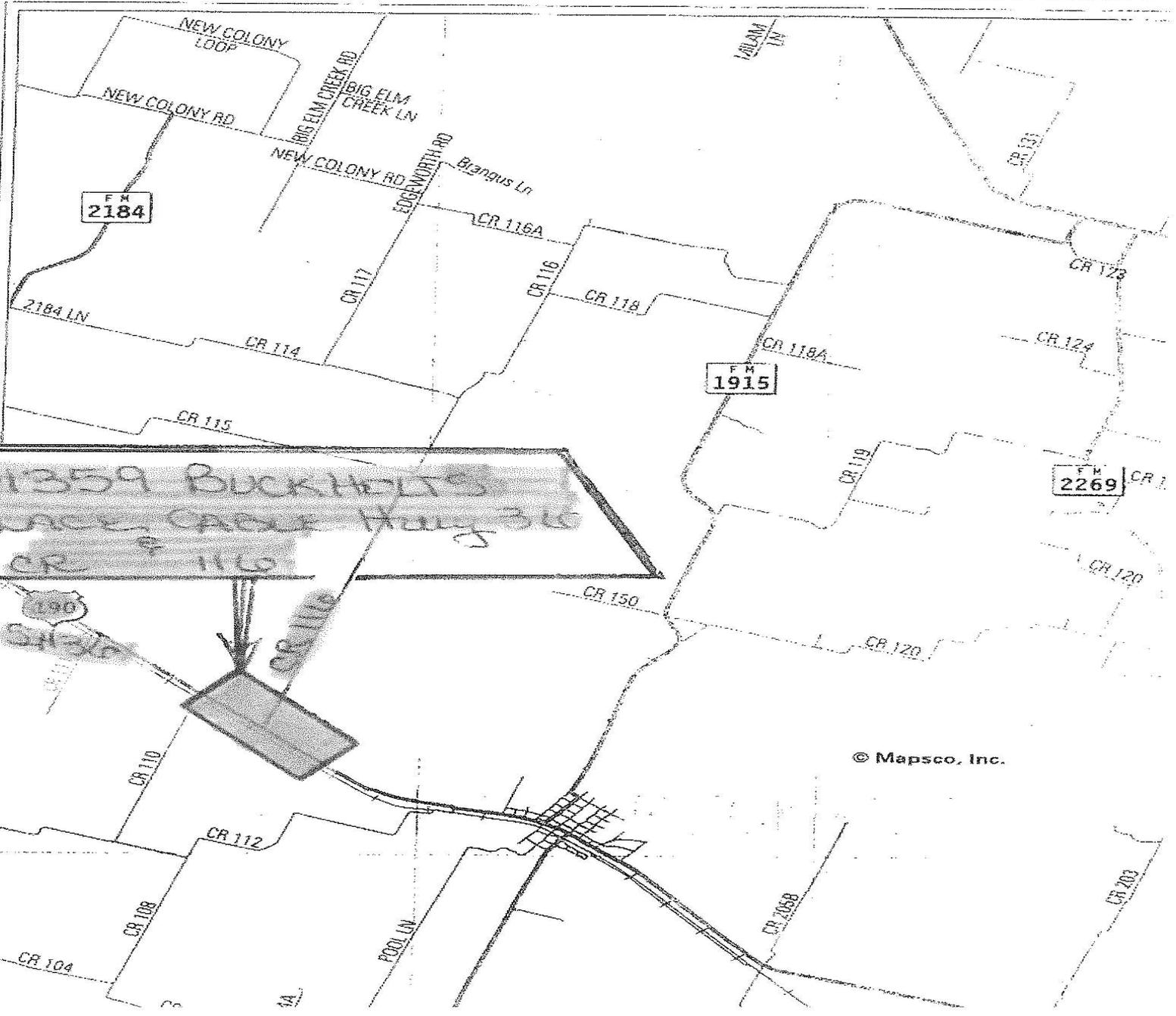
Approved: COUNTY OF MILAM COMMISSIONERS' COURT

By: _____

Date: _____



CONTINUED ON MAP 48



FH 2184

FH 1915

FH 2269

581359 BUCKHOLTS
 REPLACE CABLE HULL 310
 CR 116



CONTINUED ON MAP 57

© Mapsco, Inc.

Item 17

- Approve Memo of Understanding between Milam County and McCoy Towing

Memorandum of Understanding

Between

Milam County

&

McCoy Towing & Recovery

General Agreement

Ron McCoy doing business as McCoy Towing & Recovery will be referred to from herein as McCoy Towing & Recovery. McCoy Towing & Recovery agrees to allow the hospitals associated with Milam County, with local management provided by designated local, regional, or State Mass Fatality Manager, to utilize refrigerated trailers for cold storage of mass fatalities, when the number of dead exceeds the community storage resources. The refrigerated trailers will be utilized during and following a mass fatality event until such time all dead bodies are moved for disposition.

McCoy Towing & Recovery agrees to make refrigerated trailers available 24 hours a day, seven days a week in case of a mass fatality incident. The designated Mass Fatality Manager will notify Mr. Ron McCoy, owner/operator, the designated representative and point of contact for McCoy Towing & Recovery of any pending need for the trailers. Following and during a mass fatality incident, the local, regional, or State Emergency Operations (SOC) and or Regional Medical Operations Center (RMOC) will maintain communication with McCoy Towing & Recovery to give situational reports until the request for the space is made.

The County will assure a local, regional or State Mass Fatality Manager is assigned and responsible for the management of the trailers storage site in accordance with the Mass Fatality Response and Management Plan.

Milam County will be charged a set rate of \$150.00 a day (24 hour) by McCoy Towing & Recovery; which will not be subject to price gouging. Milam County is responsible for ensuring that the refrigerated trailer (s) will be cleaned and sanitized before returning trailer(s) to McCoy Towing & Recovery. McCoy Towing & Recovery agrees to accept the return of the trailer(s) from Milam County.

McCoy Towing & Recovery and Milam County are both mutually responsible for ensuring confidentiality from the general public.

McCoy Towing & Recovery will not enter into other MOU's similar to this one that will conflict with the purpose of this MOU. If there are other such MOU's, then this MOU will take priority. This agreement is not exclusive, and depending on the circumstances, Milam County shall be free at all times to contract with any other party to supply refrigerated trailers.

Trailer Specifications

- No Company Logos or Branding
- Refrigerated 48' or 53' Trailer
- Diesel Refrigeration Unit with 30 to 50 Gallon Fuel Tank
- Automatic Cooling Equipped
- 24/7/365 Maintenance Agreement
- White or Aluminum Exterior
- Heavy-Duty Aluminum Duct Floor

Amendment

This agreement may be amended only in writing and duly signed by each party hereto. McCoy Towing and Recovery cannot assign their obligations under this agreement to a third party unless consent in writing by Milam County.

Renewal/Termination

In Witness whereof, the parties have entered into this Agreement 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 date.

How Notice to be given: Any notice to McCoy shall be deemed duly delivered when given orally in person, by telephone, or when deposited in the US mail, certified receipt requested addressed to Ron McCoy dba McCoy Towing & Recovery at the address stated herein; any notice to Milam County shall be deemed duly delivered when deposited in US Mail, certified return receipt requested, addressed to Milam County at the address stated herein.

Signatures:

David Barkemeyer, Milam County Judge
102 South Fannin Avenue, Suite 1
Cameron, TX 76520-4216

Date



Ron McCoy dba McCoy Towing & Recovery POC
2747 N. FM 908
Rockdale, TX 76567

8-20-13

Date

Attest: Barbara Vansa, Milam County Clerk

Date

Item 18

- Approve Publication of Advertisement to Receive bids on behalf of the Gause Water Supply Corporation Hurricane Ike 2.2 water well generator project. Bids to be Published on September 12th and 17th with a bid opening at the October 14th, 2013 Commissioner's Court Meeting.

Item 19

- Approve Proclamation for Constitution Week
 - Daughters of the American Revolution, Lee Riding and Alma Wenzel

PROCLAMATION FOR CONSTITUTION WEEK

WHEREAS: September 17, 2013, marks the two hundred twenty-sixth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE, I, County Judge David Barkemeyer, by virtue of the authority vested in me, along with the Milam County Commissioners do hereby proclaim the week of September 17 through 23 as CONSTITUTION WEEK

AND ask our citizens to reaffirm the ideals the Farmers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, we affix the Seal of Milam County this 9th day of September, 2013.

David Barkemeyer, Milam County Judge

Tank Balch, Commissioner, Pct 1

Kenneth Hollas, Commissioner, Pct 2

John Fisher, Commissioner, Pct 3

Jeff Muegge, Commissioner, Pct 4

Item 20

- Approve Utility Installation Request on CR 108

AUG 14 2013

UTILITY INSTALLATION REQUEST

Date August 13, 2013

TO: Milam County Commissioners' Court

Formal notice is hereby given that Bell-Milam-Falls WSC
proposes to place a water line within the right-of-way of
CR 108 County Road as follows:

Bore and encase a 2" PVC line in a 4" casing
From intersection of CR 112, travel .4 mile south on CR 108

Sarah Goer's

The location and description of the proposed line and appurtenances is more fully shown on the drawing attached hereto. The line will be constructed and maintained on the County right-of-way in accordance with current Milam County Specifications as directed by the County Commissioner.

Construction will begin on or after the ASAP day of August, 2013, and is estimated to be completed in 1 calendar days.

Firm Bell-Milam-Falls WSC

By Robert Jekel

Title Manager

Address PO Drawer 150

Cameron, TX 76520-0150

Phone (254) 697-4016

APPROVAL

Date August 13, 2013

This application is hereby approved subject to the following understandings and restrictions.

It is expressly understood that the said County Commissioner's Court does not purport hereby to grant any right, claim, title, or easement in or upon this county road; and it is further understood that in the future, should Milam County, for any reason, need to work, improve, relocate, widen, increase, add to, decrease, or in any manner change the structure of this road or right-of-way, this line, if affected, will be moved at the direction of the County Commissioner and shall be relocated at the complete expense of the owner.

All work in the county right-of-way shall be performed in accordance with the Milam County Utility Specifications under the direction of the County Commissioner. This installation work shall not damage any part of the roadway and adequate provisions shall be made to cause a minimum of inconvenience to traffic and adjacent property owners.

Approved: COUNTY OF MILAM
COMMISSIONERS' COURT

By: _____

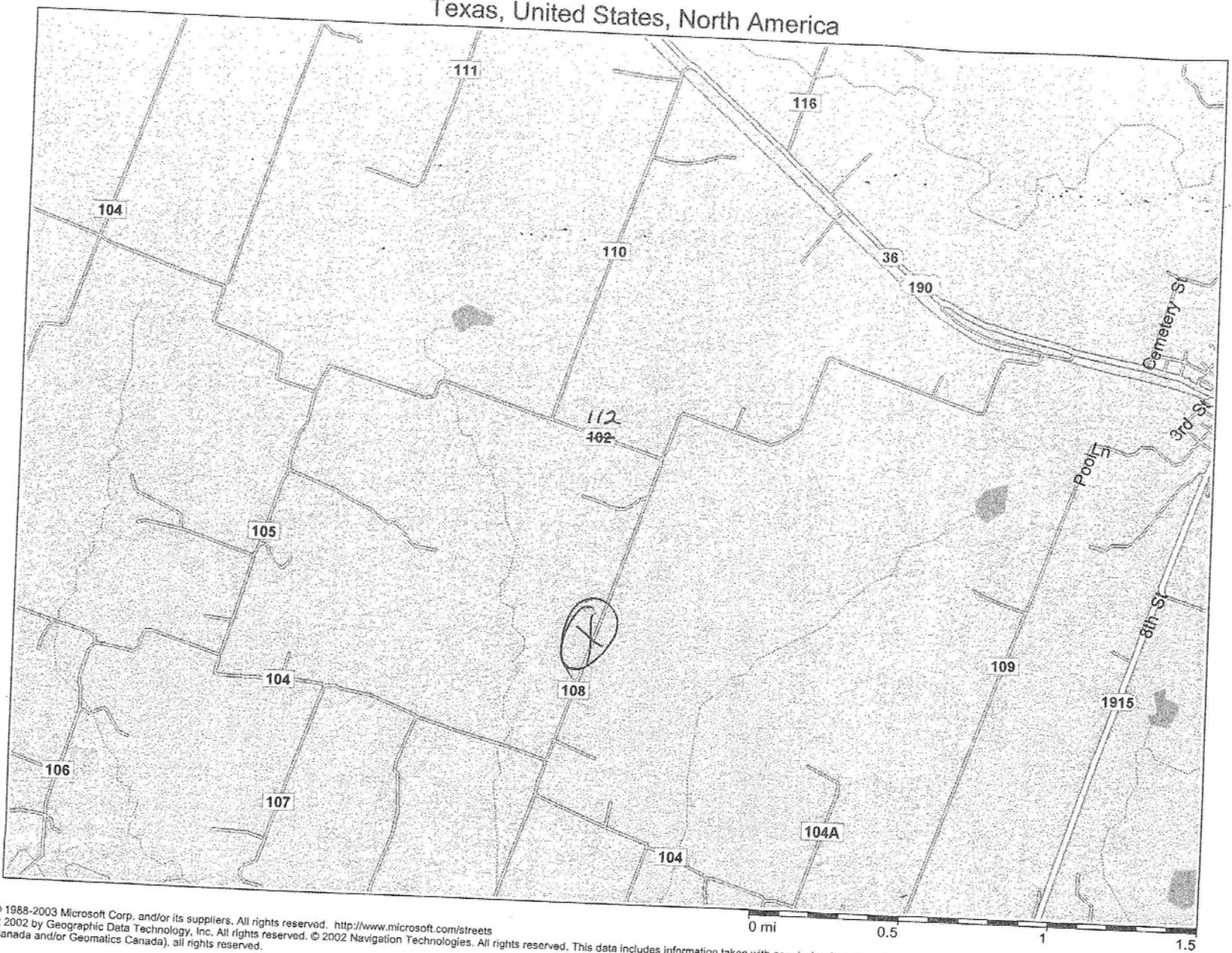
Date: _____

MILAM COUNTY
STANDARD SPECIFICATIONS
FOR WORK IN COUNTY ROAD RIGHT-OF-WAY

1. No work shall be performed in the county right-of-way until after a permit has been approved by the Commissioners' Court. Permit will not be issued until proper bond is furnished.
2. All work in the county right-of-way shall be covered by a license or permit bond which indemnifies Milam County against any damages to the roadway, made payable to the County Judge, in accordance with the following schedule:
 - a. Minimum bond requirement - \$500.00
 - b. Each road bore - \$150.00
 - c. Each road cut - \$100.00
 - d. Paved road cut (if permitted) - \$200.00
 - e. Line parallel to road - \$1.50 per lineal foot. Bond term shall cover work period and 180 calendar days after completion of work.
3. All ground lines shall be installed a minimum of 30 inches deep.
4. All excavations within the right-of-way shall be backfilled by compacting in 6 inch horizontal layers. Roadway crossings from crown line to crown line shall be compacted to a 95% proctor density. All surplus material shall be removed from the right-of-way and excavation finished flush with surrounding area. Any later settlements shall be filled by hauling in material and refinishing flush with surrounding area.
5. Lines crossing under roadways shall:
 - a. Be placed at right angles thereto.
 - b. Be enclosed in a casing which extends from ditch line to ditch line.
 - c. Pipe used for casing shall be capable of supporting load of backfill plus road bed traffic; shall be continuous with no open joint from end to end; inside diameter shall be a minimum of 2 inches greater than the largest diameter of carrier pipe, joints or couplings; shall be bedded in backfill material which will not injure casing; shall be approved the County Commissioner before installation.
 - d. Be backfilled with road base material equal to that on road for top 8 inches of the ditch excavation.
6. No line shall be installed within 50 feet of either end of any bridge. No line shall be placed thru any culvert or within 10 feet to the closest point of same.
7. All lines parallel to roads shall be:
 - a. Placed as near the right-of-way line as possible.
 - b. Installed in or between ditch bottoms only with special permission of the County Commissioner.
 - c. Never installed in road bed.
8. Lines crossing under paved roads shall be placed by boring. Boring shall extend from ditch line to ditch line.
9. Paved roads which are impossible to bore because of rock may be open cut only with special permission of the County Commissioner. Such cuts shall provide a straight neat line on the pavement and be of the minimum width necessary to accommodate casing. Such cuts shall be backfilled with concrete. Concrete shall be placed only after the ditch and installation is inspected by the County Commissioner.
10. Overhead lines crossing roadways shall have a minimum clearance of 18 feet above the road surface.
1. Operations shall be performed in a manner that will keep all excavated material off the roadway. No equipment or procedure shall be used which will damage any road surface or structure. The cost of any repairs to road surface, road bed, structure, or right-of-way feature as a result of this installation shall be borne by the owner of this line.
2. Barricades, warning signs, light, and flagmen, as required, shall be provided by the contractor or owner.

as been
er bond

Texas, United States, North America



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© Copyright 2002 by Geographic Data Technology, Inc. All rights reserved. © 2002 Navigation Technologies. All rights reserved. This data includes information taken with permission from Canadian authorities © 1991-2002 Government of Canada
(Statistics Canada and/or Geomatics Canada), all rights reserved.

Item 21

- Approve Utility Installation Request on CR 143

UTILITY INSTALLATION REQUEST

Date 8-19-2013

AUG 20 2013

TO: Milam County, Commissioners' Court

Formal notice is hereby given that NORTH MILAM WSC

proposes to place a WATER line within the right-of-way of

CR 143 County Road as follows:

Bore and encase a 2" PVC line in a 2" casing
From intersection of CR 145, travel .05 mile North on CR 143

Eugene Zaleski

The location and description of the proposed line and appurtenances is more fully shown on the drawing attached hereto. The line will be constructed and maintained on the County right-of-way in accordance with current Milam County Specifications as directed by the County Commissioner.

Construction will begin on or after the ASAP day of August, 2013, and is estimated to be completed in 1 calendar days.

Firm North Milam WSC

By Robert Jekel

Title Manager

Address PO Drawer 150

Cameron, TX 76520-0150

Phone (254) 697-4016

APPROVAL

Date _____

This application is hereby approved subject to the following undertakings and restrictions.

It is expressly understood that the said County Commissioner's Court does not purport hereby to grant any right, claim, title, or easement in or upon this county road; and it is further understood that in the future, should Milam County, for any reason, need to work, improve, relocate, widen, increase, add to, decrease, or in any manner change the structure of this road or right-of-way, this line, if affected, will be moved at the direction of the County Commissioner and shall be relocated at the complete expense of the owner.

All work in the county right-of-way shall be performed in accordance with the Milam County Utility Specifications under the direction of the County Commissioner. This installation work shall not damage any part of the roadway and adequate provisions shall be made to cause a minimum of inconvenience to traffic and adjacent property owners.

Approved: COUNTY OF MILAM
COMMISSIONERS' COURT

By: _____

Date: _____

MILAM COUNTY
STANDARD SPECIFICATIONS
FOR WORK IN COUNTY ROAD RIGHT-OF-WAY

1. No work shall be performed in the county right-of-way until after a permit has been approved by the 'Commissioners' Court. Permit will not be issued until proper bond is furnished.
2. All work in the county right-of-way shall be covered by a license or permit bond which indemnifies Milam County against any damages to the roadway, made payable to the County Judge, in accordance with the following schedule:
 - a. Minimum bond requirement - \$500.00
 - b. Each road bore - \$150.00
 - c. Each road cut - \$100.00
 - d. Paved road cut (if permitted) - \$200.00
 - e. Line parallel to road - \$1.50 per lineal foot. Bond term shall cover work period and 180 calendar days after completion of work.
3. All ground lines shall be installed a minimum of 30 inches deep.
4. All excavations within the right-of-way shall be backfilled by compacting in 6 inch horizontal layers. Roadway crossings from crown line to crown line shall be compacted to a 95% proctor density. All surplus material shall be removed from the right-of-way and excavation finished flush with surrounding area. Any later settlements shall be filled by hauling in material and refinishing flush with surrounding area.
5. Lines crossing under roadways shall:
 - a. Be placed at right angles thereto.
 - b. Be enclosed in a casing which extends from ditch line to ditch line.
 - c. Pipe used for casing shall be capable of supporting load of backfill plus road bed traffic; shall be continuous with no open joint from end to end; inside diameter shall be a minimum of 2 inches greater than the largest diameter of carrier pipe, joints or couplings; shall be bedded in backfill material which will not injure casing; shall be approved the County Commissioner before installation.
 - d. Be backfilled with road base material equal to that on road for top 8 inches of the ditch excavation.
6. No line shall be installed within 50 feet of either end of any bridge. No line shall be placed thru any culvert or within 10 feet to the closest point of same.
7. All lines parallel to roads shall be:
 - a. Placed as near the right-of-way line as possible.
 - b. Installed in or between ditch bottoms only with special permission of the County Commissioner.
 - c. Never installed in road bed.
8. Lines crossing under paved roads shall be placed by boring. Boring shall extend from ditch line to ditch line.
9. Paved roads which are impossible to bore because of rock may be open cut only with special permission of the County Commissioner. Such cuts shall provide a straight neat line on the pavement and be of the minimum width necessary to accommodate casing. Such cuts shall be backfilled with concrete. Concrete shall be placed only after the ditch and installation is inspected by the County Commissioner.
10. Overhead lines crossing roadways shall have a minimum clearance of 18 feet above the road surface.
 1. Operations shall be performed in a manner that will keep all excavated material off the roadway. No equipment or procedure shall be used which will damage any road surface or structure. The cost of any repairs to road surface, road bed, structure, or right-of-way feature as a result of this installation shall be borne by the owner of this line.
 2. Barricades, warning signs, light, and flagmen, as required, shall be provided by the contractor or owner.

Item 22

- Approve Wavier of 31 day advance notice for Central Counties MHMR Service to move Forward with Purchase of Property
 - Eldon Tietje CEO of Central Counties MHMR Service

David Barkemeyer

From: Eldon.Tietje@cccmhmr.org
Sent: Wednesday, September 04, 2013 7:39 AM
To: DBarkemeyer@Milamcounty.net
Subject: Fw: Request for Waiver of 31-day Notice

Importance: High

Good Morning Judge Barkemeyer,

Central Counties Services is moving forward to purchase the land and 9,400 square foot building at 2420 S. 31st Street in Temple, which is the former home of the Texas Workforce Commission offices in Temple to be used by the Center to provide adult mental health day habilitation services and a "Coffeehouse" style drop-in center for adults with autism and/or Aspergers' syndrome. The Texas General Land Office is offering this property for sale for its appraised value of \$425,000. The building and property will be purchased out of the Center's fund reserves.

Our Center is also seeking to purchase approximately 3.5 acres of un-developed land on which to construct an approximately 24,000 square foot building in the Copperas Cove Economic Development's (CCEDC) "Narrows Technology & Business Park" on the east side of Copperas Cove. This land is valued at approximately \$609,840 by the CCEDC. The Center will pay \$250,000 from its fund reserves for the land, and the CCEDC will gift to the Center the remaining value of the land (\$359,840) as an economic incentive for the Center to build our Crisis Respite Services building on that lot, and bring new jobs into the Copperas Cove community.

State regulations require the Center to "notify each local agency that appoints members to the Community Center's Board of Trustees at least 31 days prior to entering into a binding obligation to acquire the real property." This regulation also has a provision for Community Centers to request a waiver of the 31-day advance notice requirement before finalizing the purchase of the property.

Our Center is asking your Commissioners' Court to grant a waiver of the 31-day advance notice requirement before finalizing the purchase of the above two pieces of property.

I would ask you to please place this request for a waiver of the 31-day advanced notice to purchase these properties on your next agenda for review and approval. Once approved by your Commissioners' Court, please email or fax (254-298-7011) us a copy of the minutes in which our request for a waiver was approved.

I would be pleased to provide any further information needed about the above two properties for you to act on our request. I would also be willing to come to your Commissioners' Court meeting to answer questions directly - hopefully I would have requests to be in two locations at the same time.

Thank you in advance for your assistance with this matter, Best regards,

Eldon Tietje, CEO
Central Counties MHMR Services
Office: 254-298-7007

Item 23

- Approve Election Judge Resignation
 - Barbara Vansa

Item 24

- Discuss and Approve the County Clerks Records Archive Fee increase
 - Barbara Vansa

FEE INCREASE EFFECTIVE SEPTEMBER 01, 2013

**HB2302 - Establishes a new State fund known as the Statewide Electronic Filing System Fund.
Implementation Timeline 01-01-2016 - Counties of 20,000 to 49,999**

Creates a new civil filing fee and a new criminal court cost that are directed to the foregoing fund to primarily pay for TexFile – the State’s new e-filing portal. The new civil fee will be \$20 in all courts except justice courts (in which the filing fee will be \$10). The fee is to be charged upon the filing of a petition or other original document in a case and on the filing of certain other documents such as counterclaims. The new criminal court cost will be a \$5 cost assessed upon conviction of an offense in a district court or county-level court. There is no new criminal court cost in the justice and municipal courts to support e-filing. Also allows local governments and appellate courts to continue to assess a \$2 fee on every e-filing transaction. The \$2 fee can only be charged if the local government or appellate court annually certifies to the office of Court Administration (OCA) that the amount of the fee is necessary to recover the operating costs of the e-filing system. OCA is to promulgate a form on which such a certification can be made. Revenue from this \$2 fee is retained by the local governments and appellate courts so they may recoup their costs associated with e-filing. The authority of local governments and appellate courts to charge this \$2 fee is scheduled to expire on September 1, 2019. A court may waive any or all of the foregoing fees for an indigent individual. A Title IV-D agency is to pay only the \$2 transaction fee; a Title IV-D agency does not pay the filing fees destined for the Statewide Electronic Filing System Fund.

CIVIL –

\$235.00 – Plus service fee if needed

\$235.00 – Garnishment after Judgment

\$235.00 – Driver’s License Hearing or Occupational Driver’s License Petition

PROBATE –

\$292.00 – Probate of Will with Independent Executor; Administration with Will attached; Administration of an Estate; Guardianship or Receivership of an Estate; Muniment of Title or Community Survivors

\$200.00 – Small Estates or Declaration of Heirship

\$267.00 – Foreign Judgment or Limited Guardianship (Incapacitated Person – Estate Value excess of \$3000.00)

\$292.00 – Mental Health or Chemical Dependency Services

\$ 83.00 – Probate Adverse Action (Sec. 118.057)

\$ 48.00 – Application by Private Professional Guardian Annually

CRIMINAL –

E-filing fee of \$5 will be added to the cost set by the County / District Attorney’s office.

2014 – Fee increase information at a later date.

Barbara Vansa

Milam County Clerk
107 West Main
Cameron Texas 76520
254 697 7049 / 254 697 7055 fax

Item 25

- Discuss and Approve the County Clerk's Records Archive Budget
 - Barbara Vansa

MILAM COUNTY CLERK
2014 RECORDS ARCHIVE BUDGET
Account 30-340-401

- **PUBLIC HEARING – To consider the County Clerk’s Records Archive Plan as required by Local Government Code 118.025.**

- **FEE INCREASE –**
 - **“County Clerk’s Records Archive Fee” (Local Government Code, Sections 118.011(f) and 118.025) which also increases from a \$5 maximum to a \$10 maximum.**
 - **This fee is assessed on non-court filings.**
 - **Section 51.607 of the Government Code does not apply to this fee change.**
 - **This fee change becomes effective on the effective date of the Act which is 09/01/13.**
 - **However, the Records Archive Plan must be submitted to the Commissioners Court for approval during the budget process & cannot be adopted until the budget is in place – 01/01/2014.**
 - **This fee change is set to revert to the “not –more-than-\$5” amount on September 1, 2019. (51.305, 51.317, Government Code; 118.011 Local Government Code)**

- **PROJECTS FOR 2014 –**
 - **Rebound Probate Books**
 - **Rebound other books that are damaged or have loose pages**

Prepared by: **Milam County Clerk**

Date: _____

This RECORDS ARCHIVE FEE INCREASE is approved by the Milam County Commissioners Court on this _____ day of _____, 2013.

Item 26

- Discuss and Approve the County Clerk's Management and Preservation Fee
 - Barbara Vansa

MILAM COUNTY CLERK
RECORDS MANAGEMENT & PRESERVATION FEE
RMP Non Court
Account 34-340-405

FEE INCREASE –

- **“County Clerk’s Records Management & Preservation Fee” (Local Government Code, Sections 118.011(b) and 118.0216) which also increases from a \$5 maximum to a \$10 maximum.**
- **This fee is assessed on non-court filings, mainly filings in the Official Records.**
- **Section 51.607 of the Government Code does not apply to this fee change.**
- **This fee change becomes effective on the effective date of the Act which is 09/01/13.**
- **Collection of this fee will begin on 01/01/2014.**
- **This fee change is set to revert to the “not –more-than-\$5” amount on September 1, 2019. (51.305, 51.317, Government Code; 118.011 Local Government Code)**
-

This RECORDS MANAGEMENT & PRESERVATION FEE INCREASE is approved by the Milam County Commissioners Court on this _____ day of _____, 2013.

DAVID BARKEMEYER, MILAM COUNTY JUDGE

COMMISSIONER PRECINCT 1

COMMISSIONER PRECINCT 3

COMMISSIONER PRECINCT 2

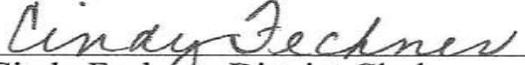
COMMISSIONER PRECINCT 4

Item 27

- Discuss and Approve the District Clerk's Records Archive Fee Increase

**DISTRICT COURT TECHNOLOGY FUND
GC 51.305**

GC 51.305 provides that the District Clerk of Milam County may collect a fee up to \$10.00, with approval by the Milam County Commissioner's Court, for filing in the District Civil Court of Milam County. This fee increase becomes effective with the fiscal budget for Milam County, January 1, 2014, at which time the District Clerk will continue collecting this fee. All monies collected will be placed in a line item in the budget labeled District Court Technology Fund to be used for the restoration and preservation of records in the District Clerk's Office.



Cindy Fechner, District Clerk

**DISTRICT CLERK – MILAM COUNTY, TEXAS
PRESERVATION AND RESTORATION RECORDS PLAN**

EXECUTIVE SUMMARY

The purpose of this document is to define the restoration and preservation, digital capture, storage, retention and management of archived records belonging to the District Clerk's Office. It has been identified that we still have several records archives that need to be reproduced for space availability purposes. It is the intent of the District Clerk to follow guidelines set by the Texas State Library and Archives Commission.

GOAL

The goal is to reproduce and archive all documents, regardless of type, as efficiently as possible. The District Clerk's Office is also looking at restoring records, suspending or reducing deterioration of public records, improving the public access to these documents in a manner that reduces the risk of deterioration, and possible reducing or eliminating paper documents.

SCOPE

The scope of this document includes the following

- *All District Court records filed with the District Clerk
- *Plans to restore and preserve records with significant historical value
- *Future plans are to improve public and governmental access

This document addresses the restoration and preservation needs of the District Clerk Records Archive. No other departments are addressed.

SECTION ONE: RECORDS CURRENTLY IN REPOSITORY

INVENTORY

Currently the District Clerk's office holds over 300 books and thousands of case files regarding civil and criminal actions that occur on a daily basis.

SECTION TWO: RESTORATION AND PRESERVATION

PERMANENT RECORDS

After reducing and/or reproducing these records, the District Clerk plans to utilize the space for the growing number of cases occurring daily. The extra space will allow better access to the records by the public.

SECTION THREE: FUTURE PLANS

PUBLIC AND GOVERNMENTAL ACCESS

It is the intent of the District Clerk's Office to make public records more accessible on the computer at a future date. This will allow faster access to the District Court records.

The District Clerk's records management fees are charged upon the filing of a new court case or request for affirmative relief in an existing case; these filing types are a small percentage of the total filings received by the District Clerk. Further, because a large percentage of district court cases are comprised of Attorney General IV-D child support cases that are exempted from paying this fee, the revenue that will be generated is a mere fraction of what is annually required to perform the District Clerk's records management functions.

The Commissioner's Court initially approved the District Clerk Archive Fee on the 24th day of August, 2009. The 83rd legislative session passed HB 1513 that increased the fee to \$10.00 effective January 1, 2014. The funds accruing in this account are designated for the archiving of the District Court records, and are being maintained solely for that purpose.


Cindy Fechner, District Clerk, Milam County



102 South Fannin • Suite 5
Cameron, Texas 76520

CINDY FECHNER
District Clerk, Milam County

Office: 254-697-7052
Fax: 254-697-7056

September 9, 2013

MEMORANDUM

To: Milam County Commissioner's Court

From: Cindy Fechner, District Clerk

Copies: Honorable John Youngblood, 20th District Judge

Re: District Clerk Archive Fee under Sec. 51.305(b) Govt. Code

I am submitting the yearly Archive Fee Plan as required by Government Code Sec. 51.305(b). The plan has not changed other than the fee was increased from \$5.00 to \$10.00 per HB 1513 passed this last legislative session. The fee increase will go into effect 1/1/14.

Please let me know if you have any questions, and thank you for your assistance.

Cindy Fechner
District Clerk
Milam County, Texas

PUBLIC NOTICE

The Milam County Commissioners' Court will conduct a public hearing to consider a plan for the District Clerk's Technology Fund, Senate Bill 1685 & HB 1513, to fund the preservation and restoration of the District Clerk's records. The meeting will be held on September 9, 2013 at 9:45 a.m. in the Courtroom of the Milam County Courthouse, 102 S. Fannin, 1st floor, Cameron, Texas.

Item 28

- Approve Payment Of Bills

Prepaid General Fund Utilities

A T & T	\$3,367.66
AT&T	\$246.26
Birch Communications INC	\$96.93
City Of Cameron	\$2,784.75
City of Rockdale	\$84.50
De Lage Landen	\$2,900.00
Department of Information	\$1,198.21
Heart of Texas Electric CO-OP	\$85.00
Milano Water Supply Corp	\$24.65
Grand Total	\$10,787.96

Unpaid Bills to Approve Over \$2,500

General Fund

Affiliated Computer Services	\$3,713.57
Buchanan Construction	\$5,400.00
Card Service Center	\$2,632.20
Climate Control AC & Heating	\$4,523.31
CTWP Leasing	\$3,704.53
Harris Local Gov Solutions INC	\$3,455.00
Hux Janitorial Service	\$4,166.67
Scott & White Clinic	\$2,773.72
Scott & White Health Plan	\$9,102.61

Unpaid Bills to Approve Over \$2,500

General Fund

Scott & White Hospital	\$2,943.85
Stuart Yoffe MD	\$4,000.00
Texas Fleet Fuel	\$4,967.92
Travis Co. Medical Examiner	\$2,600.00
General Fund Total	\$91,619.31

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 1

Associated Supply Company INC	\$2,892.55
Jack Hilliard Dozer SVC & Materials	\$7,620.00

R&B Fund, Pct. 1 Total \$14,654.71

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 2

Cleveland Asphalt Products CO INC	\$24,202.96
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R&B Fund, Pct. 2 Total	\$28,013.32
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Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 3

Ergon Asphalt & Emulsions	\$2,789.21
Texas Fleet Fuel	\$2,654.33

R&B Fund, Pct. 3 Total \$16,115.73

Unpaid Bills to Approve Over \$2,500

R&B Fund, Pct. 4

Anderson Machinery Austin INC	\$3,394.11
Cleveland Asphalt Products CO INC	\$9,044.77
Texas Fleet Fuel	\$3,121.68

R&B Fund, Pct. 4 Total \$21,468.41

Unpaid Bills to Approve Over \$2,500

W.I.C.

Falls Furniture

\$2,975.00

W.I.C. Total

\$4,452.09

Unpaid Bills to Approve

Grand Total

\$185,940.50

Item 29

- Adjourn