

## **COMMISSIONER'S COURT OF MILAM COUNTY, TEXAS**

**AGENDA FOR MONDAY, April 12, 2021**

Notice is hereby given that the Milam County Commissioners Court will convene on Monday, April 12, 2021, beginning at 10:00 a.m. The Court will convene in person at the Milam County Courthouse in the Milam County Courtroom located at 102 S. Fannin Ave., Cameron, Texas. Due to the COVID-19 pandemic and concerns for public health and safety the meeting will also be broadcast by Facebook Live. Public attendance will be limited due to COVID-19 spacing requirements and admittance will be done on a first come, first serve basis.

If you would like to make a public comment on any of the agenda items and you are unable to attend in person, please call 254 697 7000 before 10:00 a.m. April 12, 2021 and we will make arrangements for you to participate by phone. If you would like to attend and speak in person, space providing, you may register with Ms. Denise Wallace at the County Judge's office before 10:00 a.m. Monday, April 12, 2021.

To join by Facebook Live navigate to the Moving Milam Forward Facebook Page which is located at <https://www.facebook.com/live/producer/934846117015797>

The following items will be addressed:

1. The Court will convene and a quorum will be established.
2. Prayer.
3. Pledge of Allegiance to the American Flag and to the Texas Flag.
4. Discuss the minutes of previous Commissioner's Court meetings and take any necessary action regarding approval, correction and/or changes of the minutes.
5. Discuss and take any necessary action regarding the COVID-19 pandemic in Milam County, including:
  - a. The status of the Milam County vaccination clinics;
  - b. The status of the Milam County COVID-19 testing; and
  - c. The prognosis for additional vaccinations and testing.
6. Discuss and take any necessary action regarding the American Rescue Plan Act as it applies to Milam County.
7. Discuss and take any necessary action regarding pending grants affecting Milam County.
8. Discuss and take any necessary action regarding the deputization of various officers/employees of the Milam County Sheriff's office.
9. Discuss and take any necessary action regarding a resolution from the Milam County Sheriff's office in support of a high-risk team upgrade to be submitted and operated in 2022.

10. Discuss and take any necessary action regarding a proposed Court resolution in opposition to Senate bill 234 and House bill 749 which generally make it illegal to use taxpayer money for lobbying, effectively prohibiting Milam County from hiring lobbyist to advocate on its behalf.
11. Discuss and take any necessary action regarding the presentation of an Annual Report of Services from Central Counties Services.
12. Discuss and take any necessary action to change the Fourth of July Holiday from July 2, 2021 to July 5, 2021 for all Milam County employees.
13. Discuss and take any necessary action to procure and contract with a new electrical provider to provide electrical needs for Milam County for the next 12-26 months.
14. Discuss and take necessary action authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the 2021-2022 Community Development Fund; and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the Texas Community Development Block Grant Program.
15. Discuss and take any necessary action to approve a donation of \$5,000.00 to Milam County Touch of Love for assistance with County wide animal control.
16. Discuss and take necessary action regarding the Milam County Medical Task Force:
  - a. Discuss and take necessary action to approve Task Force duties; and
  - b. Discuss and take necessary action to approve Task Force members.
17. Discuss and take any necessary action regarding a proposed resolution in support of legislation authorizing the POSGCD district to expand the use of fees collected to support certain activities of public purpose and benefit through agreement with Milam County.
18. Discuss and take any necessary action regarding a proposed tax abatement for NorCal Ovenworks in Cameron, Texas.
19. Utility Installations/Easements:
  - a. Discuss and take necessary action regarding a request of Southwest Milam Water supply for a water line on CR 426. The proposed bore location on CR 426 is approximately .4 miles northeast of the intersection of CR 426 & 412. Bore is for a new water service, with 4" PCV casing across entire right of way, minimum 36" deep.
  - b. Discuss and take necessary action regarding a request of BEC Power to install an electric aerial crossing over Cypress Trail Road, .3 miles on Cypress Trail, South of State Hwy 79, near Rockdale, Texas, with a minimum height of 22' at all times.
  - c. Discuss and take any necessary action regarding a request of BEC Power to install an electric aerial crossing over County Road 313 .51 miles west of Hwy 77, with a minimum height of 22 feet at all times.
  - d. Discuss and take any necessary action regarding a request of Salem-Elm Ridge WSC on County Road 206. Bore to include 4" casing with 2" yellowmine PVC transmission pipe, with a minimum depth of 30" inches across entire right of way.
20. Right of Entry and Waiver of Claims:

- a. Kalob McAllister: Discuss and take any necessary action regarding a proposal for a right of entry and waiver of all claims to enter the property of Kalob McAllister on County Road 313 and County Road 314 for the purpose of maintaining County Road 313 and County Road 314.
- b. Carl Metcalf: Discuss and take any necessary action regarding a proposal for a right of entry and waiver of all claims to enter the property of Carl Metcalf on County Road 460 for the purpose of maintaining County Road 460.

21. Subdivision Variances:

- a. Discuss and take any necessary action regarding a proposed subdivision variance on Private Road 7056 west of Hwy 36, parcel ID 69550.
- b. Discuss and take any necessary action regarding a proposed subdivision variance on CR 322 east of Hwy 77, parcel ID 15699.
- c. Discuss and take any necessary action regarding a proposed subdivision variance on CR 322 east of CR 326, parcel ID 20523968.

22. Discuss and take any necessary action to appoint Brian Price to represent the District Attorney's position on the Milam County sick leave committee.

23. Discuss and take any necessary action regarding a request from the City of Buckholts to provide and haul one dump truck load of sand to the City for use in its upcoming annual Cotton Festival.

24. Discuss and take any necessary action to pay the bills of Milam County, Texas.

25. Discuss and take any necessary action to adjourn the Milam County Commissioners Court.

Dated this ~~the 9th~~ day of April 2021:

~~Commissioner's Court of Milam County, Texas~~

By: \_\_\_\_\_

Steve Young, Milam County Judge

I, the undersigned County Clerk, do hereby certify that the Notice of convening of the Milam County Commissioners Court is a true and correct copy of said Notice. Further, the Notice is published on the Courthouse door and the County Clerk's Office of Milam County, Texas and at other place(s) readily accessible to the general public at all times on the 9<sup>th</sup> day of April 2021. The Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Court.

Dated this 9<sup>th</sup> day of April 2021.

County Clerk of Milam County, Texas

By: Jodi Morgan

Jodi Morgan, Milam County Clerk



**JODI MORGAN**  
County Clerk

Filed 9<sup>th</sup> day of April  
in 2021, At 9:25 A.M.

JODI MORGAN  
County Clerk, Milam County, Texas

By: Jodi Morgan  
Deputy

If during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting the Commissioner's 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.

**STATE OF TEXAS:**

**COUNTY OF MILAM:**

**BE IT REMEMBERED, that on Monday, the 12<sup>th</sup> day of April A. D. 2021, 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:**

**Commissioners Court is now live stream through Facebook at <https://www.facebook.com/live/producer/934846117015797>**

**STEVE YOUNG, MILAM COUNTY JUDGE  
HENRY HUBNIK, COMMISSIONER PRECINCT NO.1  
DONALD SHUFFIELD, COMMISSIONER PRECINCT NO. 2  
ART NEAL, COMMISSIONER PRECINCT NO. 3  
JEFF MUEGGE, COMMISSIONER PRECINCT NO. 4  
JODI MORGAN, COUNTY CLERK**

**SUPPORTING DOCUMENTS MAY BE VIEWED ON THE WEBSITE [WWW.MILAMCOUNTY.NET](http://WWW.MILAMCOUNTY.NET) , in the minutes in the Commissioners Court book located in the County Clerk's office, or online at <https://milam.tx.publicsearch.us/>**

**And the proclamation having been made the Court was in session, the following business came on to be considered:**

- 1. CALL MEETING TO ORDER AND ESTABLISH QUORUM – 10:00 A.M.**
- 2. PRAYER**
- 3. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG AND THE TEXAS FLAG**

**4. DISCUSS THE MINUTES OF PREVIOUS COMMISSIONER COURT MEETINGS AND TAKE ANY NECESSARY ACTION REGARDING APPROVAL, CORRECTION AND/OR CHANGES OF THE MINUTES**

**Motion by Commissioner Muegge to approve the minutes from the previous Commissioner's Court, Seconded by Commissioner Shuffield and approved unanimously.**

***March 22, 2021 Regular Minutes***

***March 23, 2021 Bills***

***March 29, 2021 Special Meeting***

**5. Discuss and take any necessary action regarding the COVID-19 pandemic in Milam County, including:**

- a) The status of the Milam County vaccination clinics;**
- b) The status of the Milam County COVID-19 testing; and**
- c) The prognosis for additional vaccinations and testing.**

**6. Discuss and take any necessary action regarding the American Rescue Plan Act as it applies to Milam County.**

**2.4 million this month**

**2.4 million early 2022**

**Money available in the Act for:**

**Broadband**

**Tourism**

**Farmers Market**

**Vaccination Clinics**

**Vaccination help**

- 7. Discuss and take any necessary action regarding pending grants affecting Milam County.**

**Annex Grant- \$4.7 Million**

**Approved**

**Bid Amendments for renovation due by April 25, 2021**

**Will Select a Contractor then**

**Floodplain mapping- \$1 million grant**

**County match \$214,000.00**

**Should be on Commissioner Agenda in late April or May**

**CDBG Grant - \$367,500.00**

**Bridge Repairs**

**Projects selected**

**County Match \$17,500.00**

- 8. Discuss and take any necessary action regarding the deputization of various officers/employees of the Milam County Sheriff's office.**

**Motion by Commissioner Hubnik to approve the deputations from the Sheriff's Office, Seconded by Commissioner Shuffield and approved unanimously**

- 9. Discuss and take any necessary action regarding a resolution from the Milam County Sheriff's office in support of a high-risk team upgrade to be submitted and operated in 2022.**

**Motion by Commissioner Hubnik to approve the resolution from the Sheriff's Department in support of a high-risk team upgrade to be submitted and operated in 2022, Seconded by Commissioner Neal and approved unanimously**

- 10. Discuss and take any necessary action regarding a proposed Court resolution in opposition to Senate bill 234 and House bill 749 which generally make it illegal to use taxpayer money for lobbying, effectively prohibiting Milam County from hiring lobbyist to advocate on its behalf.**

**Motion by Commissioner Muegge to approve the proposed resolution in opposition to Senate Bill 234 and House Bill 749, Seconded by Commissioner Neal and approved unanimously**

- 11. Discuss and take any necessary action regarding the presentation of an Annual Report of Services from Central Counties Services.**
- 12. Discuss and take any necessary action to change the Fourth of July Holiday from July 2, 2021 to July 5, 2021 for all Milam County employees.**

**Motion by Commissioner Neal to change the Fourth of July Holiday from July 2, 2021 to July 5, 2021 for all Milam County Employees, Seconded by Commissioner Muegge and approved unanimously**

- 13. Discuss and take any necessary action to procure and contract with a new electrical provider to provide electrical needs for Milam County for the next 12-26 months.**

**Motion by Commissioner Muegge to procure and contract with TXU for 26 months for electrical needs for Milam County, Seconded by Commissioner Neal and approved unanimously**



- 14. Discuss and take necessary action authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the 2021-2022 Community Development Fund; and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the Texas Community Development Block Grant Program.**

**Motion by Judge Young to authorize the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the 2021-2022 Community Development Fund; and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the Texas Community Development Block Grant Program, Commissioner's Court, Seconded by Commissioner Muegge and approved unanimously.**

**Motion by Judge Young to approve the Citizens Participation Plan, Seconded by Commissioner Neal and approved unanimously. (see attached document in minutes)**

- 15. Discuss and take any necessary action to approve a donation of \$5,000.00 to Milam County Touch of Love for assistance with County wide animal control.**

**Motion by Judge Young to approve a donation of \$5,000 to Milam County Touch of Love for assistance with County Wide animal control, Seconded by Commissioner Neal and approved unanimously.**

**16. Discuss and take necessary action regarding the Milam County Medical Task Force:**

- a) Discuss and take necessary action to approve Task Force duties; and**

**Motion by Commissioner Muegge to approve the Milam County Medical Task Force Charge of the Court, Seconded by Commissioner Neal and approved unanimously.**

- b) Discuss and take necessary action to approve Task Force members.**

**Motion by Judge Young to table the appointment of the Task Force Members, Seconded by Commissioner Muegge and approved unanimously.**

**17. Discuss and take any necessary action regarding a proposed resolution in support of legislation authorizing the POSGCD district to expand the use of fees collected to support certain activities of public purpose and benefit through agreement with Milam County.**

**Motion by Commissioner Muegge to approve a proposed resolution in support of legislation authorizing the POSGCD district to expand the use of fees collected to support certain activities of public purpose and benefit through agreement with Milam County, Seconded by Commissioner Hubnik and approved unanimously.**

**18. Discuss and take any necessary action regarding a proposed tax abatement for NorCal Ovenworks in Cameron, Texas.**

**Motion by Commissioner Shuffield to approve the Abatement for NorCal Ovenworks in Cameron, Texas, Seconded by Commissioner Muegge and approved unanimously.**

**19. Utility Installations/Easements:**

- a) **Discuss and take necessary action regarding a request of Southwest Milam Water supply for a water line on CR 426. The proposed bore location on CR 426 is approximately .4 miles northeast of the intersection of CR 426 & 412. Bore is for a new water service, with 4" PCV casing across entire right of way, minimum 36" deep.**

**Motion by Commissioner Muegge to approve the request from Southwest Milam Water Supply for a water line on CR 426, Seconded by Commissioner Neal and approved unanimously.**

- b) **Discuss and take necessary action regarding a request of BEC Power to install an electric aerial crossing over Cypress Trail Road, .3 miles on Cypress Trail, South of State Hwy 79, near Rockdale, Texas, with a minimum height of 22' at all times.**

**Motion by Commissioner Muegge to approve the request from BEC Power to install an electric aerial crossing over Cypress Trail Road, .3 miles on Cypress Trail, South of State HWY 79, Seconded by Commissioner Hubnik and approved unanimously.**

- c) **Discuss and take any necessary action regarding a request of BEC Power to install an electric aerial crossing over County Road 313 .51 miles west of Hwy 77, with a minimum height of 22 feet at all times.**

**Motion by Commissioner Muegge to approve the request from BEC Power to install an electric aerial crossing over County Road 313, .51 miles west of HWY 77, Seconded by Commissioner Neal and approved unanimously.**

- d) **Discuss and take any necessary action regarding a request of Salem-Elm Ridge WSC on County Road 206. Bore to include 4" casing with 2" yellowmine PVC transmission pipe, with a minimum depth of 30" inches across entire right of way.**

**Motion by Commissioner Hubnik to approve the request from Salem-Elm Ridge WSC on CR 206 with the exception of the minimum depth of 36' not 30' inches across the entire right of way, Seconded by Commissioner Shuffield and approved unanimously.**

**20. Right of Entry and Waiver of Claims:**

- a) **Kalob McAllister: Discuss and take any necessary action regarding a proposal for a right of entry and waiver of all claims to enter the property of Kalob McAllister on County Road 313 and County Road 314 for the purpose of maintaining County Road 313 and County Road 314.**
- b) **Carl Metcalf: Discuss and take any necessary action regarding a proposal for a right of entry and waiver of all claims to enter the property of Carl Metcalf on County Road 460 for the purpose of maintaining County Road 460.**

**Motion by Commissioner Muegge to approve the right of entry and waiver of claims from Kalob McAllister on CR 313 and Carl Metcalf on CR 460, Seconded by Commissioner Neal and approved unanimously.**

**21. Subdivision Variances:**

- a) **Discuss and take any necessary action regarding a proposed subdivision variance on Private Road 7056 west of Hwy 36, parcel ID 69550.**
- b) **Discuss and take any necessary action regarding a proposed subdivision variance on CR 322 east of Hwy 77, parcel ID 15699.**
- c) **Discuss and take any necessary action regarding a proposed subdivision variance on CR 322 east of CR 326, parcel ID 20523968.**

**Motion by Commissioner Neal to approve the subdivision variances for Property ID's 69550, 15699, 20523968 as listed in 21 a-c, Seconded by Commissioner Hubnik and approved unanimously.**

- 22. Discuss and take any necessary action to appoint Brian Price to represent the District Attorney's position on the Milam County sick leave committee.**

**Motion by Judge Young to appoint Brian Price to replace Bill Torrey and represent the District Attorneys Office position on the Milam County sick leave committee, Seconded by Commissioner Muegge and approved unanimously.**

- 23. Discuss and take any necessary action regarding a request from the City of Buckholts to provide and haul one dump truck load of sand to the City for use in its upcoming annual Cotton Festival.**

**Motion by Commissioner Hubnik to approve the request from The City of Buckholts to provide and haul one dump truck load of sand to the City for use in its upcoming annual Cotton Festival, Seconded by Commissioner Shuffield and approved unanimously.**

- 24. DISCUSS AND TAKE ANY NECESSARY ACTION TO PAY THE BILLS OF MILAM COUNTY**

**Motion by Commissioner Muegge to pay the bills in the amount of \$475,552.92, Seconded by Commissioner Neal and approved unanimously.**

- 25. ADJOURN- Motion by Commissioner Neal to adjourn at 11:30a.m., Seconded by Commissioner Muegge and carried unanimously.**

The above and foregoing Minutes for Monday, April 12, 2021 having been examined and approved in Open Court this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
**County Judge**

**State of  
Texas:  
County of Milam:**

**I, Jodi Morgan, County Clerk, Milam County, Texas, attest that the foregoing is a true and correct accounting of the Commissioners' Court authorized proceedings for April 12, 2021.**

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

**STATEMENT OF APPROVAL**

\_\_\_\_\_  
**Commissioner PCT #1**

\_\_\_\_\_  
**Commissioner PCT #2**

\_\_\_\_\_  
**Commissioner PCT #3**

\_\_\_\_\_  
**Commissioner PCT #4**