

MILAM COUNTY COMMISSIONERS COURT

**Henry “Hub” Hubnik
Commissioner, Precinct #1**

**James Denman
Commissioner, Precinct #2**



**Art Neal
Commissioner, Precinct #3**

**Wesley Payne
Commissioner, Precinct #4**

**Bill Whitmire
Milam County Judge
102 S. Fannin Ave.
Cameron, Texas 76520**

**NOTICE OF THE REGULAR MEETING
OF THE
COMMISSIONERS COURT OF MILAM COUNTY, TEXAS**

MONDAY, AUGUST 14, 2023, AT 10:00 AM

AGENDA

The Court will convene in person in the Milam County Courtroom, located at the Milam County Courthouse, 102 S. Fannin Ave., Cameron, Texas 76520. If any member of the public would like to speak in person regarding any of the agenda items, please register with the County Judge’s Office before 10:00 am, on August 14, 2023.

The following items will be addressed, discussed, considered, passed, or adopted to-wit:

1. A quorum will be established, and the meeting of the Milam County Commissioners Court will be called to order.
2. Invocation.
3. Pledge of Allegiance to the American Flag and the Texas Flag.
4. Consider the minutes from previous commissioner’s court meetings and act on any corrections, changes, or approval of any of the said minutes.
5. Comments from the Public (limited to five minutes).
6. Judge’s Comments.
7. Discuss and Take Action to accept the Milam County Treasurer’s Report as presented by Linda Acosta.
8. Review, Discuss, and Possibly Take Action on the amending the 2024 Milam County Employees Health Plan in regard to the voluntary benefits.

9. Discuss and take action on a Permission for Entry and Waiver of Claims from Jim Hall on CR 456 in Precinct 4. **(EXHIBIT A)**
10. Discuss and take action to accept the yearly TXDMV Optional fees for Road and Bridge with no change, as submitted by the Milam County Tax Assessor. **(EXHIBIT B)**
11. Review, discuss and take action on a Utility Installation by Bell-Milam-Falls WSC on CR 405, to place a line within the right of way of CR 405 approximately 815 feet north of FM 1915.
12. Review, discuss and take action on a Utility Installation by Bell-Milam-Falls WSC to place a line within the right of way of CR 114, approximately 0.4 miles west of CR 117
13. Review, discuss and take action on a Utility Installation by Southwest Milam Water Supply to place a water line on Perry Lane, .3 miles east of the intersection of Perry Lane and CR 455.
14. Review, discuss and take action on a Utility Installation by Southwest Milam Water Supply to place a water line on CR 440 at the north side of the intersection of CR 440 and CR 445.
15. Review, discuss and take action on a Utility Installation for an overhead power line by Bartlett Electric at the intersection of FM 487 and CR 417. **(EXHIBIT C)**
16. Discuss, review, and take action on a variance request by Michael Jamie Swadley on CR 250.
17. Discuss, review, and take action on a variance request by Danny and Linda Masur at 408 Cedar Grove Rd, S24500 Tomerlin, Minerva Lots 9& 10.
18. Review, discuss and take action on the rate increases for jury service as presented by District Clerk, Karen Berry.
19. Discuss and take action on a final plat for North Park Subdivision at CR 139 and Highway 77.
20. Discuss, review, and take any necessary action on Tax Abatements submitted by the Milam County Industrial Development Corporation.
21. Discuss and take action on an Order of Appointment for Election Judges and Alternate Judges.
22. Review, Discuss, and take action on Next Request, Public Information Request Software. **(EXHIBIT D)**
23. Discuss and possibly take action on purchasing protective vests for the Sheriff's Dept.
24. Consider and take action on the adoption of a Citizen Participation Plan for the Milam County CDBD-MIT Mod Grant.
25. Discuss, review and take action on Milam County Procurement and Debarment Policies and Procedures.
26. Discuss and possibly take action on sending a Notice of Non-Performance to Architexas in regard to the Professional Building renovation.

27. Review, discuss, and act to pay the bills of Milam County, Texas as presented by the County Auditor's Office.
28. Adjourn

Dated this 8th day of August, 2023

Bill Whitmire

Bill Whitmire
Milam County Judge

I, the undersigned County Clerk, do hereby certify that the above notice of the **Regular Meeting** 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 places readily accessible to the public at all times beginning on the 8th^h day of August, 2023. The Notice will remain posted continuously for at least 72 hours preceding the scheduled date and time of said court.

County Clerk of Milam County, Texas

Jodi Morgan By: Holly Dohnalik

Jodi Morgan,
Milam County Clerk



HOLLY DOHNALIK
Deputy County Clerk

(This Court reserves the right to convene in executive session at any time deemed necessary for the consideration of confidential matters in accordance with Texas 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 9 day of August
in 2023, At 1:55 PM M.
JODI MORGAN
County Clerk, Milam County, Texas
By Holly Dohnalik
Deputy

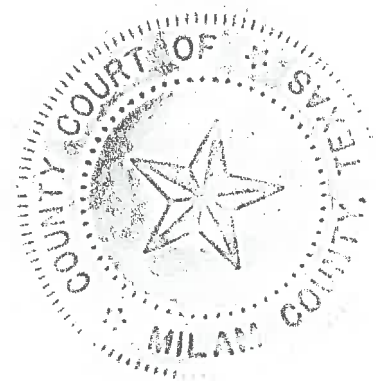


Exhibit A

Permission For Entry and Waiver of Claims

I, Jim Hall, the undersigned, hereby give my consent to Milam County and its employees to enter my property located on County Road 456, for the purpose of maintaining County Road 456. In addition, I hereby waive any and all claims against Milam County that may result from that entry.

Jim Hall
Landowners Signature

Jim Hall
Print Name

8-1-23
Date

Exhibit B




**Imposition of Optional Fees
Calendar Year (CY) 2024**

INSTRUCTIONS: All counties must complete and return this form to the TxDMV via email to:
DMV_OptionalCountyFeeUpdates@TxDMV.gov

Please submit at your earliest convenience, but no later than **Friday, September 1, 2023.**

COUNTY NAME: Milam

SELECT ONLY ONE OPTION BELOW:

OPTION A – No change. This county will charge the same fees in CY 2024. 
*Submit this form to TxDMV. A copy of a commissioners court order is **NOT** required.*

OR

OPTION B – The commissioners court has approved fee changes for CY 2024.
Submit this form and a copy of the commissioners court order to TxDMV.
Enter amounts for each fee, even those that did not change. Enter zero (0), if necessary.
CY 2024 fees to be collected by your county:

Road and Bridge Fee: \$ _____

Child Safety Fee: \$ _____

Transportation Project Fee (applicable to
Bexar, Brazos, Cameron, El Paso, Hidalgo
and Webb counties only): \$ _____

Total fee amount to be collected in CY 2024: \$ _____

For OPTION B, submit this form and a copy of the court order to TxDMV.

We appreciate your response. Thank you.

From: TxDMV <TxDMV@public.govdelivery.com>
Sent: Thursday, July 27, 2023 8:00 AM
To: Bill Whitmire <bwhitmire@milamcounty.net>
Subject: Annual County Fee Changes for 2024



Texas Department of Motor Vehicles

HELPING TEXANS GO. HELPING TEXAS GROW.

Please review the attached information regarding the reporting of changes to calendar year 2024 optional county fees. We ask that you provide your response, on the form provided, no later than Friday, September 1, 2023, to allow ample time for automated systems programming.

Thank you,

Annette Quintero, Director
Vehicle Titles and Registration Division
Texas Department of Motor Vehicles

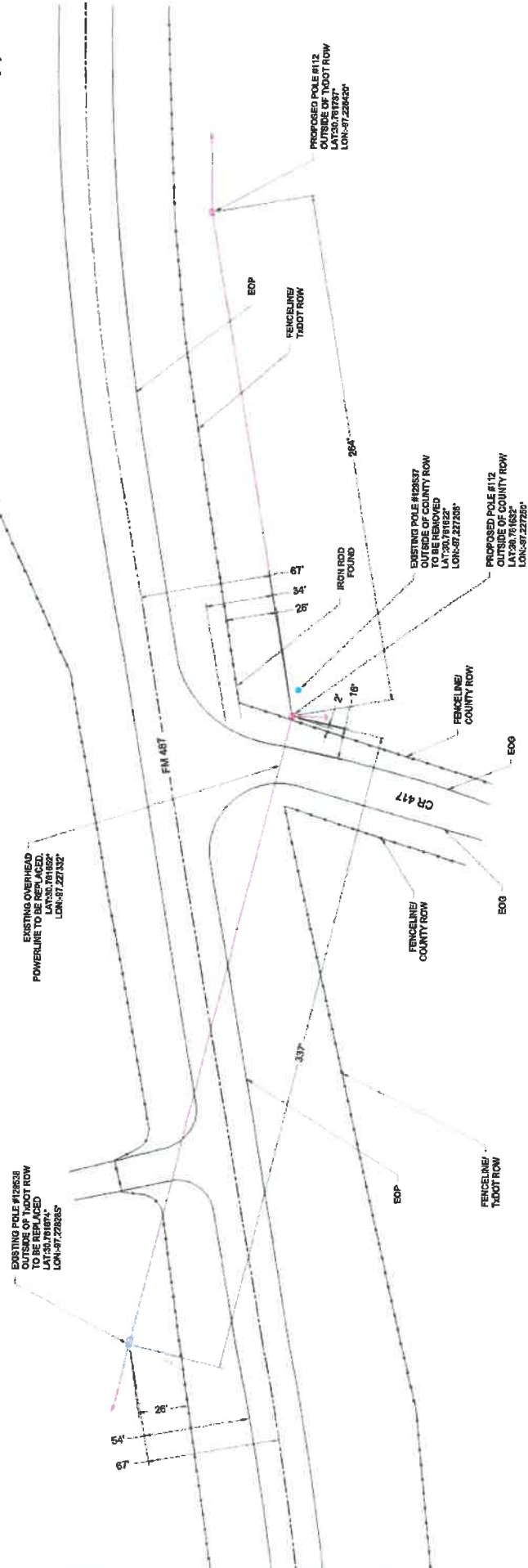
Attachments

- [Letter to Judges for 2024 Fee Change.pdf](#)
- [Form for 2024 Fee Change.pdf](#)

If you have any questions concerning this communication, please contact Maureen Vale, Registration Services, at 512-465-5601.



Exhibit C



LEGEND

- PROPOSED 3 PHASE OVERHEAD POWERLINE (4 CONDUCTOR)
- EXISTING OVERHEAD POWERLINE TO BE REPLACED
- REMOVAL OF ELECTRIC
- ROOT ROW
- PROPERTY LINE
- FENCE
- ROAD CENTERLINE
- EDGE OF ROAD
- EXISTING PIPELINE
- EXISTING POLE
- REMOVAL POLE
- ANCHOR POINT
- ANCHOR POINT
- ANCHOR POINT
- ANCHOR POINT
- ANCHOR POINT
- ANCHOR POINT

Project Location:
 CROSSING IS LOCATED AT THE INTERSECTION OF FM 487 AND CR 417.

Project Description:
 PROPOSED 3 PHASE OVERHEAD POWERLINE (4 CONDUCTOR) TO BE INSTALLED CROSSING THE COUNTY ROW OF CR 417 AS SHOWN.

	BARTLETT ELECTRIC COOPERATIVE CWP_334 REF.1	Millam County Permit Drawing CR 417	Submitted By: LAH Date: 07/16/2023 DWG #2284RTECO-418 CR 417	Scale: N.T.S.
	Date: 07/16/2023 DWG #2284RTECO-418 CR 417			

FACT SHEET

Why Do We Need a Dedicated Solution?

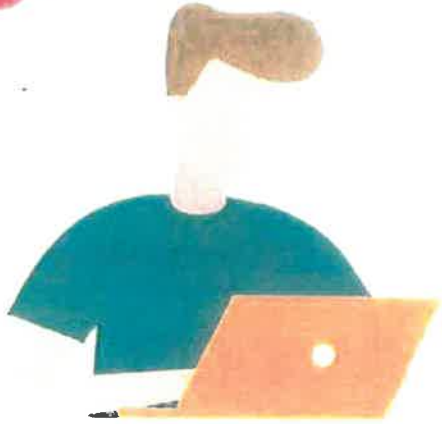
The challenges of managing record requests



Most agencies have managed public records requests the same way for a decade or more — with multiple manual steps (e.g., spreadsheet tracking, email communication, manual redactions) and a great degree of institutional knowledge. For the most part, while somewhat tedious, agencies have managed.

However, the landscape around requests has changed dramatically in recent years, so agencies are looking to improve their processes. Still, why should agencies invest in something new?

What follows are three critical areas of need:



1

Efficiencies and Workflows

There is a significant uptick in requests around the country. For example, Eastampton Township, NJ, has seen its requests grow from 16 in 2009, to 104 in 2019, to 185 in 2022. Agencies often wonder if such volume justifies a dedicated solution. The answer to this question relies on assessing something subjective; what feels like many requests to one agency may feel like a lighter load to another. Regardless of your staffing and size, however, what worked in the past likely won't work well in 2023 and beyond.

What are the primary challenges agencies are facing when it comes to managing their request workflows? Here are five top trends:

- Increased volume and complexity resulting in more steps and more hands in the pot
- Staying on top of departments and keeping up with due dates
- The decentralized use of multiple systems (e.g., spreadsheets, email threads, redaction software)
- Increased staff requests that require time-consuming manual reviews and redactions
- Keeping up with staff time and costs

Note: These trends are especially true if managing requests is just a part of someone's job.



2

Compliance

The public is becoming more aware of public records laws and keeping a closer eye on the process. Unfortunately, we're also seeing more individuals attempt to weaponize the request process to challenge agencies. With the uptick in request volume and complexity and increasing legal challenges, agencies are more open to liabilities. A more centralized and process-driven approach is vital. Without that, you're more open to risks such as:

- The release of sensitive information that should have been redacted, such as personally identifiable data or social security numbers
- Human error due to increased volume and complexity, or due to staff turnover or lack of expertise
- Missed due dates at busy times of the year, which could result in costly fines and damage to your reputation
- Legal challenges alleging non-compliance, which are particularly challenging when submitted by individuals who have made a career out of public records lawsuits
- Producing accurate audit trails in response to lawsuits to validate that you responded to requests in good faith

3

Transparency

Increased calls for transparency certainly track with the increased requests. Often, compliance challenges are issued because an individual doesn't feel an agency is being transparent. Anything an agency can do to provide more transparency is essential. Open data is becoming the bedrock of any agency's transparency. Transparency initiatives improve public trust and can result in fewer public records requests.

With NextRequest, part of the CivicPlus® Modern Civic Experience Platform, agencies can bolster transparency in several ways:

- Publish requests to keep the general public informed about requests and how you responded
- Automate updates to keep requesters informed about their requests
- Proactively publish records that would be of public interest

Clerks should also know that the commercial use of FOIA is on the rise, crowding out journalists and residents and creating costly expenses that taxpayers are footing on behalf of commercial interests. As published in the Duke Law Journal, an aggressive policy of proactive disclosure will enable agencies to reclaim the public records process and free up resources to serve better the democratic purpose.



Created Date: 06 / 30 / 20

NextRequest for Milam County, TX

What do I get with NextRequest?

An all-in-one platform for managing records requests across your entire agency. It's an annual subscription and includes:

- Workflow Tools, Document Hosting & Management, Dashboards, Custom Reporting, Request Diversion, and Regular Product Improvements and Feature Updates

Security?

We protect your information using:

- SOC 2 Security Audit, Encryption, and Threat/Uptime Monitoring. See a full overview at: nextrequest.com/security

Technical Requirements?

NextRequest is entirely web based and software-as-a-service

- Everything in the cloud - no downloads or installations and works on all modern web browsers

Customer

Milam County, TX

Account URL(s)*

milamcountytx.nextrequest.com

Start Date 8/1/2023

Primary Contact Name

Jodi Morgan

Invoice Date 8/1/2023

Email and Phone

jmorgan@milamcounty.net 254.697.7049

Renewal Date 1/1/2024

Acceptance: Acceptance of this Account Order Form is subject to the NextRequest Terms and Conditions available at nextrequest.com/terms and includes acceptance of the following: NextRequest's maximum liability in performance of the Services to the Customer listed above is limited to the total amount of fees received during the 12 month period immediately preceding the event giving rise to such liability, except this limitation will not apply to NextRequest's indemnification obligations, if any, for intellectual property infringement or personal injury, for which the maximum indemnification liability in aggregate shall be \$1,000,000.

Renewals: Pricing may be subject to a standard 5% annual increase to account for application improvements, new features and inflation.



Name	Price	QTY	Subtotal
NextRequest Economy License <i>(monthly pricing, billed annually)</i>	\$499.00	5	\$2,495.00
Set Up & Onboarding (one-time)	\$1,500.00	1	\$1,500.00

Total \$3,995.00

**Pricing is Valid for 60 Days from the Created Date*

Annual Renewal, 1/1/2024

Name	Price	QTY	Total
NextRequest Economy License <i>(monthly pricing, billed annually)</i>	\$499.00	12	\$5,988.00

Download our W-9 at: [https://www.nextrequest.com/w9](#) (password: foiasoftware)



Created Date: 06 / 30 / 2023

NextRequest for Milam County, TX

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Customer	Milam County, TX	Start Date	8/1/2023
Account URL(s)*	milamcountytx.nextrequest.com <i>*Account URL cannot be altered once created</i>	Invoice Date	8/1/2023
Primary Contact Name	Jodi Morgan	Renewal Date	1/1/2024
Email and Phone	jmorgan@milamcounty.net 254.697.7049		

Acceptance: Acceptance of this Account Order Form is subject to the NextRequest Terms and Conditions available at [https://nextrequest.com/terms-and-conditions](#) and includes acceptance of the following: NextRequest's maximum liability in performance of the Services to the Customer listed above is limited to the total amount of fees received during the 12 month period immediately preceding the event giving rise to such liability, except this limitation will not apply to NextRequest's indemnification obligations, if any, for intellectual property infringement or personal injury, for which the maximum indemnification liability in aggregate shall be \$1,000,000.

Renewals : Pricing may be subject to a standard 5% annual increase to account for application improvements, new features and inflation.



Name	Price	QTY	Subtotal
NextRequest Standard License <i>(monthly pricing, billed annually)</i>	\$899.00	5	\$4,495.00

Set Up & Onboarding (one-time)	\$1,500.00	1	\$1,500.00
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Total \$5,995.00

**Pricing is Valid for 60 Days from the Created Date*

Annual Renewal, 1/1/2024

Name	Price	QTY	Total
NextRequest Standard License <i>(monthly pricing, billed annually)</i>	\$899.00	12	\$10,788.00

Download our W-9 at: [https://www.nextrequest.com/w9](#) (password: folasoftware)