

**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**

**TUESDAY, OCTOBER 10, 2023, AT 10:00 AM**

**AMENDED 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 October 10, 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 on the Treasurer's Report as presented by Milam County Treasurer, Linda Acosta.
8. Discuss and possibly take action on a financing request from the Milam County Sheriff's Office for software for records management, jail management and other information systems.

9. Discuss, review and take action on the acceptance of Unclaimed Funds in the name of former County Commissioner Dale Jaecks.
10. Discuss and take action on funds to continue HOP Services.
11. Consider and take action on a Citizen Participation Plan for Milam County CDBG-MIT MOD.
12. Discuss and take action on the new Jury Plan as presented by District Clerk Karen Berry.
13. Discuss and take action on a preliminary plat for the Arroyo Farms Subdivision.
14. Discuss and take action on a variance application from Brian and Catherine Gonzales on CR 411. (Exhibit "A").
15. Discuss and take action on the nomination of 5 candidates for the Board of Directors for the Milam County Appraisal District.
16. Discuss and take action on the floor leveling of the Minerva Community Center.
17. Discuss and take action on going out for bids to dispose of computer and phone equipment.
18. Discuss and take necessary action on disaster memorandums of agreement and memorandums of understanding with Milam County school districts.
19. Receive the quarterly reports of the Milam County Health Department.
20. Review, discuss, and act to pay the bills of Milam County, Texas as presented by the County Auditor's Office.
21. Adjourn

Dated this 5th day of October, 2023

  
Bill Whitmire  
Milam County Judge

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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 5th day of October, 2023. The Notice will remain posted continuously for at least 72 hours preceding the schedules date and time of said court.

County Clerk of Milam County, Texas

*Jodi Morgan*  
Jodi Morgan,  
Milam County Clerk



**JODI MORGAN**  
County Clerk

Filed 5th day of Oct  
in 2023, At 8:25 A.M.  
JODI MORGAN  
County Clerk, Milam County, Texas.  
By *Jodi Morgan*  
Deputy

*(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.)*



**APPLICATION FOR VARIANCE OR SPECIAL EXCEPTION TO THE MILAM COUNTY SUBDIVISION AND DEVELOPMENT REGULATIONS**

**NOTE:** No application will be accepted without a proposed drawing of the property and a copy of the most current deed, accurately listing the same person or entity as the owner as listed on this application. A \$35.00 -- fee shall be submitted with each Variance Application.

The Commissioners Court shall have the authority to grant variances from when the public interest or the requirements of justice demand relaxation of the strict requirements of the Milam County Subdivision and Development Regulations.

The applicant must communicate with the County Judge's Office and return said application to the County Judge's Office (address and phone number below) before any variance is placed on the Commissioners Court Agenda for approval.

**PROPERTY INFORMATION**

Address: 1043 County Road 411 Buckholts, Tx 76518  
Legal Description: A1890 HALL, Jackson, 45.9 Acres  
Milam County Appraisal District Property ID No.: 28305

**PROPERTY OWNER'S INFORMATION**

Property Owner's Name: James P. Vickers  
Mailing Address: 947 County Road 411  
Phone Number: (512) 446-7047 Email: \_\_\_\_\_  
cell (512) 430-0770

**APPLICANT'S INFORMATION** (if different than the owner)

Applicant's Name: Brian and Catherine Gonzales  
Mailing Address: 1043 County Road 411 Buckholts Tx 76518  
Phone Number: (737) 226-8242 (B) Email: Littlecdp26.CP@gmail.com  
(512) 879-7497 (C)

**VARIANCE REQUEST** - Describe what variance is requested:

Permission to the ~~the~~ above applicant <sup>to</sup> purchase 4.6 acres survey pending.

Tracking Number: \_\_\_\_\_

Describe the special circumstances existing to justify granting a variance

These people that live on 4.6 acres for 6 years. They have been beneficial to our needs and possess certain skills and abilities to accommodate us for the rest of our days, and wouldn't consider selling to anyone else.

**FACTORS THE COMMISSIONERS COURT WILL CONSIDER INCLUDE:**

- 1. The actual situation of the property in question in relation to neighboring or similar properties, such that no special privilege not enjoyed by other similarly situated properties may be granted;
- 2. Whether strict enforcement of the Regulations would deny the Applicant the privileges or safety of similarly situated property with similarly timed development;
- 3. That the granting of the variance will not be detrimental to the public health, safety and welfare, or injure other property or will not prevent the orderly subdivision of the land in the area in accordance with these Regulations;
- 4. Whether there are special circumstances or conditions affecting the land or proposed development involved such that strict application of the provisions of these Regulations would deprive the applicant of reasonable use of their land and that failure to approve the variance would result in undue hardship to the applicant. Monetary hardship, standing alone, shall not be deemed to constitute an undue hardship.

*Cather Bengales, Brian Bengales* Oct 3, 2023  
Applicant Signature Date

Milam County Judge's Office, 102 S Fannin, Cameron, TX 76520 - 254-697-7000

**NECESSARY FINDINGS**

Yes \_\_\_/No \_\_\_ - Applicant has submitted all required documentation and fees:

Yes \_\_\_/No \_\_\_ - Applicant has communicated with the County Judge's Office and the correct County Commissioner's Office.

The Commissioners Court heard this Variance Request on the \_\_\_ day of \_\_\_\_\_, 20\_\_.

The Commissioners Court voted to \_\_\_ Approve \_\_\_ Deny the Variance Request.

Ordered by the Milam County Commissioners on this the \_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Milam County Judge

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THE STATE OF TEXAS  
COUNTY OF ~~HARRIS~~ <sup>MILAM</sup>

KNOW ALL MEN BY THESE PRESENTS:

THAT, G.B. LINDSEY, not joined by his wife for the reason that the herein described property does not constitute his business or residential homestead,

of the County of ~~Harris~~ <sup>Montgomery</sup>, State of Texas, hereinafter called GRANTOR (whether one or more), for and in consideration of the sum of TEN AND NO/100 DOLLARS( \$10.00) cash and other good and valuable consideration in hand paid by

JAMES P. VICKERS and wife, LYNN MARIE VICKERS

of the County of Harris, State of Texas, hereinafter called GRANTEE (whether one or more), the receipt and sufficiency of which is hereby acknowledged and confessed; and, for and in the further consideration of the execution and delivery by Grantee herein of his one certain vendor's lien note of even date herewith in the principal sum of TWENTY-TWO THOUSAND SIX HUNDRED FIFTY AND NO/100 (\$22,650.00) DOLLARS, bearing interest at the rate of ten per cent (10%) per annum, payable to the order of Grantor herein, due and payable in monthly installments of TWO HUNDRED NINETY-NINE AND 34/100 (\$299.34) DOLLARS each, including principal and interest. The first installment shall be due and payable on or before the first day of August, 1980, and a like installment shall be due and payable on or before the first day of each succeeding month thereafter until the entire amount of the note, both principal and interest, is fully paid, except that the final payment of principal and interest, if not sooner paid, shall be due and payable on or before the first day of July, 1990; which note is secured by a Deed of Trust of even date herewith to Emory C. Camp, Trustee, reference to which is here made for all purposes,

~~GRANTED, SOLD and CONVEYED~~ and by these presents does GRANT, SELL and CONVEY unto said GRANTEE, the

~~of the County of Harris, State of Texas, hereinafter called GRANTOR (whether one or more), to and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) cash and other good and valuable consideration in hand paid by~~

JAMES P. VICKERS and wife, LYNN MARIE VICKERS

of the County of Harris, State of Texas, hereinafter called GRANTEE (whether one or more), the receipt and sufficiency of which is hereby acknowledged and confessed; and, for and in the further consideration of the execution and delivery by Grantee herein of his one certain vendor's lien note of even date herewith in the principal sum of TWENTY-TWO THOUSAND SIX HUNDRED FIFTY AND NO/100 (\$22,650.00) DOLLARS, bearing interest at the rate of ten per cent (10%) per annum, payable to the order of Grantor herein, due and payable in monthly installments of TWO HUNDRED NINETY-NINE AND 34/100 (\$299.34) DOLLARS each, including principal and interest. The first installment shall be due and payable on or before the first day of August, 1980, and a like installment shall be due and payable on or before the first day of each succeeding month thereafter until the entire amount of the note, both principal and interest, is fully paid, except that the final payment of principal and interest, if not sooner paid, shall be due and payable on or before the first day of July, 1990; which note is secured by a Deed of Trust of even date herewith to Emory C. Camp, Trustee, reference to which is here made for all purposes,

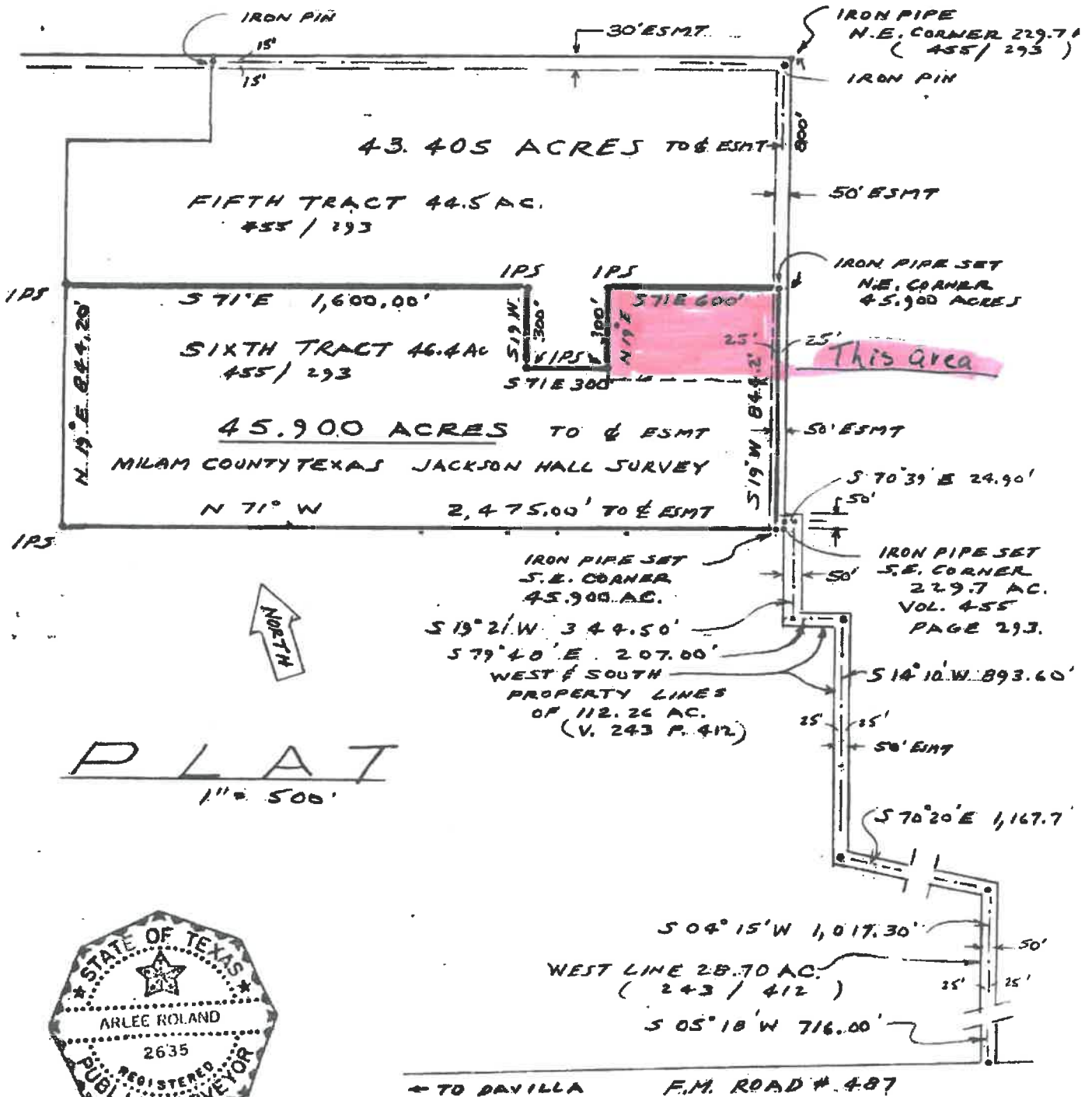
has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto said GRANTEE, the following described lot, tract or parcel of land, to-wit:

All that certain tract or parcel of land lying and being situated in Milam County, Texas, a part of the Jackson Hall Survey, Abstract No. 189, and out of and a part of a 229.70 acre tract of land conveyed to G.B. Lindsey by Deed of record in Volume 455, Page 293 of the Deed Records of Milam County, Texas, and being the SIXTH TRACT described in said Deed, except the East one-half (1/2) of a fifty (50) foot wide access easement through said SIXTH TRACT along the East line and being more particularly described by metes and bounds in Exhibit "A" attached hereto and made a part hereof for all purposes.

# SURVEY FOR G.B. LINDSEY

JUNE, 1980

45.900 AC. OUT OF SIXTH TRACT



I, Arlee Roland, a Registered Public Surveyor, do certify that an on the ground survey was made by me in June, 1980, and that the Plat and Field Notes prepared by me is correct to the best of my knowledge and belief.

*Arlee Roland*

6-19-80