

COMMISSIONER'S COURT OF MILAM COUNTY, TEXAS

AGENDA FOR MONDAY, May 9, 2022

The Milam County Commissioners Court will convene on Monday, May 9, 2022 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. Court proceedings will also be broadcast by Facebook Live.

If any member of the public would like to attend and speak in person regarding any of the agenda items, please register with the County Judge's office before 10:00 a.m. on May 9, 2022.

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. A quorum will be established and the Court will convene.
2. Invocation.
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, corrections and/or changes of the minutes of prior Court action.
5. Public Participation:
 - a. The Milam County Commissioners Court will entertain any reasonable request from any citizen who wishes to address the Court, so long as the remarks are made pursuant to respectful decorum, the Texas Government Code and limited to five minutes or less.
6. Information of Interest:
 - a. Success of the Hazardous Waste Cleanup – April 30, 2022
 - b. Waiver of charges for those using the Milam County Telehealth Station
 - c. Update on the flood plain and GLO Harvey Mitigation Grant
 - d. Professional Building Floorplans
 - e. Mental Health Expansion in Milam County
 - f. Return of the Milam County Tax Assessor to the One Stop in Rockdale
7. Resignation of Precinct 1 Constable:
 - a. Discuss and take any necessary action to temporarily fill the Constable's position in Precinct 1, as of May 20, 2022, due to the pending resignation of Constable Pratt.
 - b. Discuss and take any necessary action to place the vacated Precinct 1 Constable position on the November 2022 ballot.
8. Fire Department Fuel:
 - a. Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 1 and the Buckholts Fire Department

- to memorialize the historical practice of providing fuel at Precinct 1 expense to the Buckholts Fire Department.
- b. Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 1 and the Bartlett Fire Department to memorialize the historical practice of providing fuel at Precinct 1 expense to the Bartlett Fire Department.
 - c. Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 2 and the Cameron Fire Department to memorialize the historical practice of providing fuel at Precinct 2 expense to the Cameron Fire department.
9. Mental Health Leave for Peace Officers:
- a. Discuss and take any necessary action regarding a proposal to provide mental health leave for Peace Officers involved in traumatic events, pursuant to SB 1359 from the 87th Texas Legislature, codified in Chapter 614, Subchapter A-1, Texas Government Code.
10. Milam County Tax Abatement Guidelines:
- a. Discuss and take any necessary action to re-authorize the existing Milam County Tax Abatement Guidelines.
11. Repairs to Precinct 4, County Road 464:
- a. Discuss and take any necessary action to proceed with General Land Office Grant CDBG-DR 20-065-111-C308 for the Brushy Slough Bridge improvements on County Road 464 by authorizing the appropriate public notice of bids for work to be done on the project.
12. Sale of Culvert for Precinct 4:
- a. Discuss and take any necessary action to sell a culvert by use of Kennedy Auctions.
13. Utility Easements:
- a. Discuss and take any necessary action regarding a proposed bore location under CR 208A approximately .325 miles north of County Road 208 for water service provided by Salem Elm Ridge-WSC. Bore to be a minimum of 30 inches below ditch line for entire width of the County right of way.
 - b. Discuss and take any necessary action regarding a proposed overhead aerial crossing for Bartlett Electric .7 miles south of Highway 79 on County Road 446 in Precinct 4. Overhead crossing to be a minimum clearance of 22 feet.
14. Right of Entry and Waiver of Claims:
- a. Discuss and take appropriate action on a request a right of entry with a waiver of all claims in connection with road work to be done on County Road 412 and 429 which will require entering the property of Scott and Tommy Coffield.
15. Subdivision Variances:
- a. Discuss and take appropriate action on a request for variance for 15.46 acres on FM 487 east of FM 3061 (appraisal id 55959).
16. Certificate of Training for Bryan Burns:

- a. Discuss and take any necessary action to approve a certificate of training for Emergency Management Coordinator Bryan Burns.

17. Lease of Space for Telehealth:

- a. Discuss and take any necessary action to renew the existing lease with Texas A&M System to provide approximately 77 square feet of space for the Telehealth Station at the Milam County Sheriff's office.

18. Bills of Milam County:

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

19. Notice of Claim:

- a. Discuss and take any necessary action to enter a closed session of the Court pursuant to Section 551.071 of the Government Code for the purpose of receiving notice of a claim against Milam County.
- b. Discuss and take any necessary action in open session regarding a pending notice of claim against Milam County.

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

Commissioner's Court of Milam County, Texas
Digitally signed by Judge Steve Young

By: _____ Date: 2022.05.05 13:41:58 -05'00'

Steve Young, Milam County Judge

Dated this the 6th of May 2022:

I, Jodi Morgan, 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 public at all times beginning on the 6th day of May 2022. The notice will remain so posted continuously for at least 72 hours preceding the scheduled date and time of said Court.

County Clerk of Milam County, Texas

By: Jodi Morgan
Jodi Morgan, Milam County Clerk



JODI MORGAN
County Clerk

Filed 5 day of May
in 2022, At 2:40 pm 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 9th day of May A.D. 2022, 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**

Absent to wit:

SUPPORTING DOCUMENTS MAY BE VIEWED ON THE WEBSITE 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. A quorum will be established and the Court will convene.**
- 2. Invocation.**
- 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, corrections and/or changes of the minutes of prior Court action.**

Motion by Commissioner Shuffield, Seconded by Commissioner Muegge, motion carried unanimously to approve the minutes from the previous court.

April 25, 2022 Regular Meeting

5. Public Participation:

- a. **The Milam County Commissioners Court will entertain any reasonable request from any citizen who wishes to address the Court, so long as the remarks are made pursuant to respectful decorum, the Texas Government Code and limited to five minutes or less.**

Frank Summers spoke on item #8- Fire Department Fuel

6. Information of Interest:

- a. **Success of the Hazardous Waste Cleanup – April 30, 2022**
- b. **No charge for using the Milam County Telehealth Station**
- c. **Update on the flood plain and GLO Harvey Mitigation Grant**
- d. **Professional Building Floorplans**

7. Resignation of Precinct 1 Constable:

- a. **Discuss and take any necessary action to temporarily fill the Constable's position in Precinct 1, as of May 20, 2022, due to the pending resignation of Constable Pratt.**
- b. **Discuss and take any necessary action to place the vacated position on the November 2022 ballot.**

Motion by Commissioner Hubnik, Seconded by Commissioner Shuffield, motion carried unanimously to appoint Charlie West to temporarily fill the Constable position in Precinct 1, as of May 20, 2022 and to be paid 50% of the salary and allow use of the vehicle

8. Fire Department Fuel:

- a. **Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 1 and the Buckholts Fire Department to memorialize the historical practice of providing fuel at Precinct 1 expense to the Buckholts Fire Department.**

- b. Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 1 and the Bartlett Fire Department to memorialize the historical practice of providing fuel at Precinct 1 expense to the Bartlett Fire Department.**

Motion by Commissioner Hubnik, Seconded by Commissioner Muegge, motion carried unanimously to table line items 8a and 8b

- c. Discuss and take any necessary action regarding a proposal to enter into an interlocal agreement between the County of Milam/Precinct 2 and the Cameron Fire Department to memorialize the historical practice of providing fuel at Precinct 2 expense to the Cameron Fire department.**

Motion by Commissioner Shuffield, Seconded by Commissioner Neal, motion carried unanimously to enter into an interlocal agreement between the County of Milam/Precinct 2 and the Cameron Fire Department to memorialize the historical practice of providing fuel at Precinct 2 expense to the Cameron Fire Department.

9. Mental Health Leave for Peace Officers:

- a. Discuss and take any necessary action regarding a proposal to provide mental health leave for Peace Officers involved in traumatic events, pursuant to SB 1359 from the 87th Texas Legislature, codified in Chapter 614, Subchapter A-1, Texas Government Code.**

Motion by Commissioner Neal, Seconded by Commissioner Muegge, motion carried unanimously to approve the proposal to provide mental health leave for Peace Officers involved in traumatic events, pursuant to SB1359 from the 87th Texas Legislature, codified in Chapter 614, Subchapter A-1, Texas Government Code.

- 10. Milam County Tax Abatement Guidelines:**
- a. Discuss and take any necessary action to re-authorize the existing Milam County Tax Abatement Guidelines.**

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to reauthorize the existing Milam County Tax Abatement Guidelines

- 11. Repairs to Precinct 4, County Road 464:**
- a. Discuss and take any necessary to proceed with General Land Office Grant CDGB-DR 20-065-111-C308 for the Brushy Slough Bridge improvements on County Road 464 by authorizing the appropriate public notice of bids for work to be done on the project.**

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to table the project with the General Land Office Grant CDBG-DR 20-065-111-C308 for the Brushy Slough Bridge improvements on County Road 464

- 12. Sale of Culvert for Precinct 4:**
- a. Discuss and take any necessary action to sale a culvert by use of Kennedy Auctions.**

Motion by Commissioner Muegge, Seconded by Commissioner Neal, motion carried unanimously to approve the sale of a culvert using Kennedy Auctions

- 13. Utility Easements:**
- a. Discuss and take any necessary action regarding a proposed bore location under CR 208A approximately .325 miles north of County Road 208 for water service provided by Salem Elm Ridge-WSC. Bore to be a minimum of 30 inches below ditch line for entire width of the County right of way.**

Motion by Commissioner Hubnik, Seconded by Commissioner Shuffield, motion carried unanimously to approve a proposed bore location under CR 208A approximately .325 miles north of County Road 208 for water service provided by Salem Elm Ridge WSC. Bore to be a minimum of 30 inches below ditch line for entire width of the County right of way.

- b. Discuss and take any necessary action regarding a proposed overhead aerial crossing for Bartlett Electric .7 miles south of Highway 79 on County Road 446 in Precinct 4. Overhead crossing to be a minimum clearance of 22 feet.

Motion by Commissioner Muegge, Seconded by Commissioner Neal, motion carried unanimously to approve an overhead aerial crossing for Bartlett Electric .7 miles south of Highway 79 on County Road 446 in Precinct 4. Overhead crossing to be a minimum clearance of 22 feet.

14. Right of Entry and Waiver of Claims:

- a. Discuss and take appropriate action on a request a right of entry with a waiver of all claims in connection with road work to be done on County Road 412 and 429 which will require entering the property of Scott and Tommy Coffield.

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to approve a Right of Entry and Waiver of Claims on County Road 412 and County Road 429 for the property of Scott and Tommy Coffield

15. Subdivision Variances:

- a. Discuss and take appropriate action on a request for variance for 15.46 acres on FM 487 east of FM 3061 (appraisal id 55959)

Motion by Commissioner Hubnik, Seconded by Commissioner Muegge, motion carried unanimously to approve the subdivision variance for 15.46 acres on FM 487 east of FM 3061

- 16. Certificate of Training for Bryan Burns:**
- a. Discuss and take any necessary action to approve a certificate of training for Emergency Management Coordinator Bryan Burns.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried unanimously to approve a certificate of training for Emergency Management Coordinator Bryan Burns.

- 17. Lease of Space for Telehealth:**
- a. Discuss and take any necessary action to renew the existing lease with Texas A&M System to provide approximately 77 square feet of space for the Telehealth Station at the Milam County Sheriff's office.**

Motion by Commissioner Shuffield, Seconded by Commissioner Muegge, motion carried unanimously to renew the existing lease with Texas A&M System to provide approximately 77 square feet of space for the Telehealth Station at the Milam County Sheriff's Office.

18. Bills

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to approve the bills in the amount of \$550,391.57.

Motion by Commissioner Muegge, Seconded by Commissioner Hubnik, motion carried unanimously to convene into Executive Session at 10:43a.m.

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried unanimously to reconvene back into Commissioners Court at 10:51a.m.

19. Notice of Claim:

- a. Discuss and take any necessary action to enter a closed session of the Court pursuant to Section 551.071 of the Government Code for the purpose of receiving notice of a claim against Milam County.**
- b. Discuss and take any necessary action in open session regarding a pending notice of claim against Milam County.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried unanimously to accept pending claim and do nothing at this time.

20. ADJOURN:

Motion by Commissioner Neal, Seconded by Commissioner Muegge, motion carried unanimously to adjourn at 10:52a.m.

The above and foregoing Minutes for Monday, May 9, 2022 having been examined and approved in Open Court this _____ day of _____ 2022.

Judge County

**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 May 9, 2022.

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

STATEMENT OF APPROVAL

Commissioner PCT #1- Henry Hubnik

Commissioner PCT #2- Donald Shuffield

Commissioner PCT #3- Art Neal

Commissioner PCT #4- Jeff Muegge