

COMMISSIONER'S COURT OF MILAM COUNTY, TEXAS

AGENDA FOR Monday, October 24, 2022

The Milam County Commissioners Court will convene on Monday, October 24, 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 October 24, 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. Dory Creek LLC
 - a. PUBLIC HEARING: Conduct Public Hearing on the Creation of a Reinvestment Zone to be known as Milam County Reinvestment Zone-Dory Creek LLC, for purposes of tax abatement to provide economic development within the county, and possible action on a Tax Abatement Agreement with Dory Creek LLC.
 - b. Discuss and take any necessary action to create a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Dory Creek LLC, located as described in the Application for Tax Abatement Agreement filed by Dory Creek LLC.
 - c. Discuss and take any necessary action regarding the adoption of a Tax Abatement Agreement with Dory Creek LLC, pursuant to Chapter 312, Texas Tax Code.
7. Karol I Solar, LLC

- a. PUBLIC HEARING: Conduct Public Hearing on the Creation of a Reinvestment Zone to be known as Milam County Reinvestment Zone-Karol II Solar, LLC (Burgos Project), for purposes of tax abatement to provide economic development within the county, and possible action on a Tax Abatement Agreement with Karol II Solar, LLC.
 - b. Discuss and take any necessary action to create a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Karol II Solar, LLC (Burgos Project), located as described in the Application for Tax Abatement Agreement filed by Karol II Solar, LLC.
 - c. Discuss and take any necessary action regarding the adoption of a Tax Abatement Agreement with Karol II Solar, LLC, pursuant to Chapter 312 of the Tax Code.
 - d. Discuss and take any necessary action regarding the adoption of a resolution of a Road Use Agreement with Karol II Solar, LLC.
8. General Land Office, Harvey Mitigation Grant:
- a. Discuss and take any necessary action in order to retain the Central Texas Council of Government to administer the Harvey Mitigation Grant of \$3.6 million approved in 2021 for Milam County.
9. Old Town Cameron Train Museum/Rockdale Historical Society:
- a. Discuss and take any necessary action regarding a renewal of the lease agreement with Union Pacific Railroad and the Old Town Cameron Train Museum/Rockdale Historical Society.
10. Speed Sign for County Road 457:
- a. Discuss and take any necessary to post a 40 MPH speed sign (restriction) on County Road 457.
11. Interlocal Agreement with the City of Thorndale:
- a. Discuss and take any necessary action regarding a requested interlocal agreement with the City of Thorndale whereby the City will provide adequate water for road maintenance and material storage space and in return the County will provide to the City certain road repair materials.
12. County Sick Leave:
- a. Discuss and take any necessary action regarding the County sick leave policy.
 - b. Discuss and take any necessary action to appoint a County sick leave pool coordinator.
13. Easement Request:
- a. Discuss and take any necessary action regarding a request of Milam County resident Brenda Clayton to run a water line from 7705 County Road 342 to 7698 County Road 342; line to be buried at least 4 feet below the ditch line.
14. Milam County Medical Department:
- a. Discuss and take any necessary action on regarding the proposed sale of a 2001 Chevy Tahoe through Kennedy Auction services.
 - b. Discuss and take any necessary regarding the proposed sale a of an inoperative commercial refrigerator, purchased with PHEP funding in 2009.
 - c. Discuss and take any necessary regarding the Texas Department of State Health Services proposed no cost extension for the Health Disparities Grant, June 2023 – May

2024.

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

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

Digitally signed by
Judge Steve Young

Judge Steve Young
Commissioner's Court of Milam County, Texas Date: 2022.10.20

By: _____ 17:14:37 -05'00'

Steve Young, Milam County Judge

Dated this the 20th day of October 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 20th day of October 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 20 day of Oct
in 2022, At 5:20 P. 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 24th day of October 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
DONALD SHUFFIELD, COMMISSIONER PRECINCT NO. 2
HENRY HUBNIK, COMMISSIONER PRECINCT NO.1
JEFF MUEGGE, COMMISSIONER PRECINCT NO. 4
SUSANNE GELNER, DEPUTY COUNTY CLERK**

**Absent to wit:
ART NEAL, COMMISSIONER PRECINCT NO. 3
JODI MORGAN, COUNTY CLERK**

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 Commissioners Court

October 11, 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.**

Cody Fowler- Hackamor Ranch / For Solar, spoke on item 7A

6. Dory Creek LLC

- a. PUBLIC HEARING: Conduct Public Hearing on the Creation of a Reinvestment Zone to be known as Milam County Reinvestment Zone- Dory Creek LLC, for purposes of tax abatement to provide economic development within the county, and possible action on a Tax Abatement Agreement with Dory Creek LLC.**

Judge Young made the motion to open the Public Hearing for Dory Creek LLC, Seconded by Commissioner Muegge, motion carried unanimously.

Judge Young, made the motion to close the Public Hearing for Dory Creek LLC, seconded by Commissioner Muegge, motion carried unanimously

- b. Discuss and take any necessary action to create a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Dory Creek LLC, located as described in the Application for Tax Abatement Agreement filed by Dory Creek LLC.**

Motion by Judge Young, Seconded by Commissioner Shuffield, motion carried 3 to 1 to approve the creation of a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Dory Creek LLC, located as described in the Application for Tax Abatement Agreement filed by Dory Creek LLC.

**Judge Young-For
Commissioner Hubnik-Against
Commissioner Shuffield- For
Commissioner Muegge-For**

- c. Discuss and take any necessary action regarding the adoption of a Tax Abatement Agreement with Dory Creek LLC, pursuant to Chapter 312, Texas Tax Code.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried 3 to 1 to approve the adoption of a Tax Abatement Agreement with Dory Creek LLC

**Judge Young-For
Commissioner Hubnik-Against
Commissioner Shuffield- For
Commissioner Muegge-For**

7. Karol I Solar, LLC:

- a. PUBLIC HEARING: Conduct Public Hearing on the Creation of a Reinvestment Zone to be known as Milam County Reinvestment Zone-Karol II Solar, LLC (Burgos Project), for purposes of tax abatement to provide economic development within the county, and possible action on a Tax Abatement Agreement with Karol II Solar, LLC.**

Judge Young made the motion to open the Public Hearing for Karol I Solar, LLC Creek LLC, Seconded by Commissioner Muegge, motion carried unanimously.

Judge Young, made the motion to close the Public Hearing for Karol I Solar LLC, seconded by Commissioner Muegge, motion carried unanimously

- b. Discuss and take any necessary action to create a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Karol II Solar, LLC (Burgos Project), located as described in the Application for Tax Abatement Agreement filed by Karol II Solar, LLC.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried 3 to 1 to approve the creation of a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be known as Milam County Reinvestment Zone-Karol II Solar, LLC (Burgos Project), located as described in the Application for Tax Abatement Agreement filed by Karol II Solar LLC.

***Judge Young-For
Commissioner Hubnik-Against
Commissioner Shuffield- For
Commissioner Muegge-For***

- c. Discuss and take any necessary action regarding the adoption of a Tax Abatement Agreement with Karol II Solar, LLC, pursuant to Chapter 312 of the Tax Code.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried 3 to 1 to approve the adoption of a Tax Abatement Agreement with Karol II Solar, LLC

**Judge Young-For
Commissioner Hubnik-Against
Commissioner Shuffield- For
Commissioner Muegge-For**

- d. Discuss and take any necessary action regarding the adoption of a resolution of a Road Use Agreement with Karol II Solar, LLC.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried 3 to 1 to approve the adoption of a resolution of a Road Use Agreement with Karol II Solar, LLC

**Judge Young-For
Commissioner Hubnik-Against
Commissioner Shuffield- For
Commissioner Muegge-For**

8. General Land Office, Harvey Mitigation Grant:

- a. Discuss and take any necessary action in order to retain the Central Texas Council of Government to administer the Harvey Mitigation Grant of \$3.6 million approved in 2021 for Milam County.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried unanimously to approve to retain Central Texas Council of Government to administer the Harvey Mitigation Grant of \$3.6 million approved in 2021 for Milam County

9. Old Town Cameron Train Museum/Rockdale Historical Society:

- a. Discuss and take any necessary action regarding a renewal of the lease agreement with Union Pacific Railroad and the Old Town Cameron Train Museum/Rockdale Historical Society.**

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to renew the lease agreement with Union Pacific Railroad and the Old Town Cameron Train Museum/Rockdale Historical Society

10. Speed Sign for County Road 457:

- a. Discuss and take any necessary to post a 40 MPH speed sign (restriction) on County Road 457.**

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to post a 40 mph stop sign (restriction) on County Road 457

11. Interlocal Agreement with the City of Thorndale:

- a. Discuss and take any necessary action regarding a requested interlocal agreement with the City of Thorndale whereby the City will provide adequate water for road maintenance and material storage space and in return the County will provide to the City certain road repair materials.**

Motion by Commissioner Muegge, Seconded by Commissioner Hubnik, motion carried unanimously to approve the interlocal agreement with the City of Thorndale whereby the City will provide adequate water for road maintenance and material storage space and in return the County will provide to the City certain road repair materials.

12. County Sick Leave:

- a. Discuss and take any necessary action regarding the County sick leave policy.**

Motion by Judge Young, Seconded by Commissioner Muegge, motion carried unanimously to approve a minimum of 8 hours to be donated to be eligible to request hours from the sick leave pool

- b. Discuss and take any necessary action to appoint a County sick leave pool coordinator.**

Motion by Commissioner Muegge, Seconded by Commissioner Hubnik, motion carried unanimously to appoint Janice Johnson sick leave pool coordinator

13. Easement Request:

- a. Discuss and take any necessary action regarding a request of Milam County resident Brenda Clayton to run a water line from 7705 County Road 342 to 7698 County Road 342; line to be buried at least 4 feet below the ditch line.**

Motion by Judge Young, Seconded by Commissioner Hubnik, motion carried unanimously to approve the request from Brenda Clayton to run a water line from 7705 County Road 342 to 7698 County Road 342, the line is to be buried at least 4 feet below the ditch line

14. Milam County Medical Department:

- a. Discuss and take any necessary action on regarding the proposed sale of a 2001 Chevy Tahoe through Kennedy Auction services.**

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to list a 2001 Chevy Tahoe through Kennedy Auction Services for sale

- b. Discuss and take any necessary regarding the proposed sale a of an inoperative commercial refrigerator, purchased with PHEP funding in 2009.**

Motion by Commissioner Shuffield, Seconded by Commissioner Muegge, motion carried unanimously to sell an inoperative commercial refrigerator, purchased with PHEP funding in 2009

- c. Discuss and take any necessary regarding the Texas Department of State Health Services proposed no cost extension for the Health Disparities Grant, June 2023 – May 2024**

Motion by Commissioner Hubnik, Seconded by Commissioner Shuffield, motion carried unanimously to extend the Health Disparities Grant, June 2023-May 2024 at no cost

15. Bills:

Motion by Commissioner Muegge, Seconded by Commissioner Shuffield, motion carried unanimously to pay the bills in the amount of \$707,634.60

16. Adjourn:

Motion by Commissioner Shuffield, Seconded by Commissioner Muegge, motion carried unanimously to adjourn at 10:44a.m.

The above and foregoing Minutes for Monday, October 24, 2022 having been examined and approved in Open Court this _____ day of _____ 2022.

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 October 24, 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