

COMMISSIONER'S COURT OF MILAM COUNTY, TEXAS

AGENDA FOR MONDAY, September 27, 2021

The Milam County Commissioners Court will convene on Monday, September 27, 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 may be limited due to COVID-19 spacing requirements and admittance may be done on a first come, first serve basis.

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. Monday, September 27, 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 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. New Business in the County:
 - a. Project Saratoga Tax Abatement Issues:
 - i. Discuss and take any necessary action regarding Project Saratoga.
7. AMR Contract:
 - a. Discuss and take any necessary action regarding the current AMR contract and ambulance service in Milam County.
8. Milam County Small Business Grant Program:
 - a. Discuss and take any necessary action regarding an update on the applications and awards of the Milam County Small Business Grant Program.

9. Renovation of the Milam County Annex:

- a. Discuss and take any necessary action regarding an update on the Milam County “Annex” renovation project.
- b. Discuss and take any necessary action regarding paying the 20% match for the \$4,713,482. EDA grant.
- c. Discuss and take any necessary action regarding paying for unforeseen damages and other damages and repairs from the recent freeze to the boiler, chiller and related piping.
- d. Discuss and take any necessary action regarding a proposal whereby the County would perform various “grinding” of parking lot asphalt and other subgrade materials as a part of an in-kind match for the current EDA grant.
- e. Discuss and take any necessary action regarding paying for the re-paving of the various parking lots of the Annex and Professional Building.
- f. Discuss and take any necessary action regarding paying for the installation of solar panels at the Annex.

10. Tax Exempt Obligations:

- a. Discuss and take any necessary action to approve an order of the Milam County Commissioners Court, authorizing the issuance of “Milam County, Texas Tax notes, series 2021A,” levying an annual ad valorem tax, within the limitations prescribed by law for the payment of the notes; prescribing the form, terms, conditions, and resolving other matters incident and related to the execution of paying agent/registrar agreement and a purchase and investment letter; complying with the requirements of the depository trust company’s letter of representations; authorizing the execution of any necessary engagement agreements with the County’s financial advisors; and providing an effective date, pursuant to Chapter 1431 of the Texas Government Code.
- b. Discuss and take any necessary action to approve a resolution to relating to the establishing the County’s intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of one or more series of tax-exempt obligations to be issued by the County for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date.

11. COVID-19 Pandemic:

- a. Discuss and take any necessary action regarding the COVID-19 pandemic in Milam County, including:
- b. The status of the Milam County vaccination clinics;
- c. A summary of the cases in the County;
- d. The proposed new infusion clinic; and
- e. The prognosis for additional vaccinations and testing.

12. Utility Installations:

a. Bartlett Electric:

- i. Discuss and take any necessary action regarding a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over Western Hills Road, .02 miles south of Hiway 79.
- ii. Discuss and take any necessary action regarding a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over County Road 317, .8 miles west of FM 487.
- iii. Discuss and take any necessary action regarding a request from Southwest Milam Water Supply to bore on CR 322 at the eastern side of the intersection of CR 322 and CR 323 for new water service
- iv. Discuss and take any necessary action regarding a request from Southwest Milam Water Supply to bore on CR 322 .5 miles west of the intersection of CR 322 and CR 323 side of the intersection of CR 322 and CR 323 for new water service.

13. Milam County Web Page:

- a. Discuss and take any necessary action to amend the current contract with TAC regarding the Milam County web page, which will require that each department amend its own site.

14. Deputization of Joshua Hughes:

- a. Discuss and take any necessary action to deputize Joshua Hughes for the Milam County Sheriff's office.

15. Election Items:

- a. Discuss and take any necessary action to approve an order of the Court requiring a "signature verification" committee(s).
- b. Discuss and take any necessary action to approve an order of the Court requiring additional early voting on Saturday.
- c. Discuss and take any necessary action to approve an order of the Court requiring a Constitutional amendment election.
- d. Discuss and take any necessary action regarding a notice of election.

16. Record Archive:

- a. Discuss and take any necessary action to approve the Milam County Clerk and District Clerk's record archive plans.

17. Sheriff and Constable Fees:

- a. Discuss and take any necessary action to approve the Milam County Sheriff and Constable fees for 2022.

18. Veterinary Task Force:

- a. Discuss and take any necessary action to approve a resolution of the Court to enter into an interlocal agreement with the Texas Veterinary Enforcement and Training Task Force.

19. Entry and Waiver of Claims:

- a. Discuss and take any necessary action to approve entry and waiver of claims for Charles Diver on CR 307, Randy Burns on CR 455 and Kathy McGowan on CR 306.

20. Discuss and take any necessary action on a second contract renewal for the Statewide Automated Victim Notification Service for the Sheriff's Office.

21. Discuss and take any necessary action for a Lease/Purchasing Agreement with Welch State Bank for an Asphalt Zipper Precinct #3

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

23. Milam County Health Department

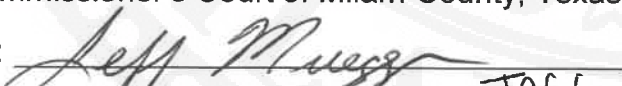
- a. Discuss and take action on COVID-19 bonuses for Health Department employees from the Public Health Workforce Expansion Grant
- b. Discuss and take action on OSSF permitting updates
- c. Women, Infants and Children (WIC) LA 105
 - i. Discuss and take action WIC Funding – where we are as far as surplus
 - ii. Discuss and take action on QMB Audit – results from desk audit and virtual audit Aug 17, 2021
 - iii. Discuss and take action on updates to Rockdale-One-Stop - public restrooms, WIC employee restroom and Kitchen
 - iv. Discuss and take action Hazardous Pay for WIC Employees
 - v. Discuss and take action raises for 3 Full-time employees beginning Oct 2021 of 7%

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

Dated this the 24th day of September 2021:

Commissioner's Court of Milam County, Texas

By:


Steve Young, Milam County Judge *JEFF muesse - Judge Pro Term*

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 24th day of September 2021.

The notice will remain so posted continuously for at least 72 hours preceding the scheduled date and time of said Court.

Dated this 24th day of September 2021.

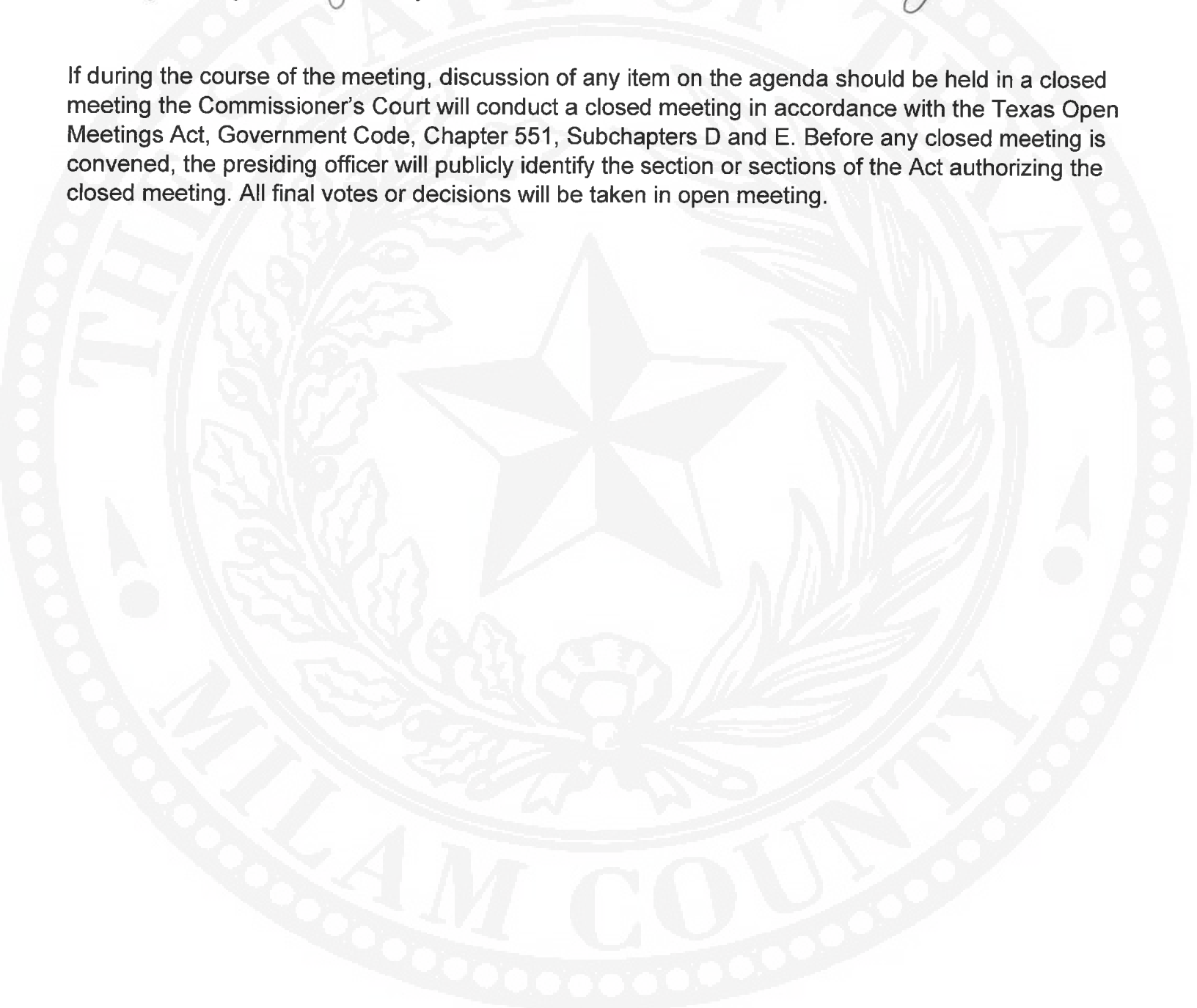
County Clerk of Milam County, Texas



By: Jodi Morgan
Jodi Morgan, Milam County Clerk

Filed 23 day of Sept
in 2021, At 9:23 AM.
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 27th day of September 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**

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. 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.

September 13, 2021-Regular Meeting

5. Public Participation:

Brian Wendland – Professional Sanitarian

Prepare planning materials for onsite sewage facilities installed in Milam County and surrounding counties

Septic System at CEFCO in Milano is in failure

Complaint filed with Milam County Health Department

Licensed designated representative employed by Milam County did preform an onsite investigation of the referenced complaint, and the complaint was indeed valid.

Owners of the CEFCO store submitted planning materials

For a new septic system to be installed

Planning materials were reviewed by a representative employed by Milam County and an authorization to construct was issued to the owner, however I, myself legally obtained a copy of these planning materials and I along with input from other professionals within the wastewater industry determined that the submitted planning materials for the new septic system were not prepared according to the current regulations governing design and installation of septic systems within the State of Texas

I filed a complaint with TCEQ regional office and with the appropriate entity or persons with the Milam County governing body for septic systems

The planning materials for the newly proposed septic system for the CEFCO store did not meet current regulations.

An appropriate Milam County employee issued a written cancellation notice to the owner, there by cancelling the

authorization to construct that was originally issued relating to the septic system planning materials that did not meet the current regulations

If an application and planning materials for a newly proposed septic system installation does not meet current regulations and is denied the permitting authority shall explain the reasons for the denial in writing to the owner.

As of today, the permitting authority of Milam County has not issued anything in writing to the owner explaining the reason of the denial for the septic system planning material and stamped by a professional engineer with the date of July 23, 2021 and were subsequently submitted with the application package to Milam County

The authorization to construct has been cancelled in writing however this letter cancelled the authorization to construct and did not explain reasons why the submitted planning materials were denied

The appropriate representative of Milam County needs to issue a letter to the owner explaining the reasons for denial

I have communicated via email with an appropriate representative of Milam County concerning this matter, his response was that he/she did not wish to take any action on this matter. I have the corresponding emails and if anyone would like to contact me, they may at 512-826-8425 and for reference the permit number is 2021-80

**James Prochaska- Professional Engineer in the State of Texas
Member and Board Member of the Texas On-Site Wastewater
Association**

Following up on what Brian brought forward

County to recognize the specific rules in Chapter 285 of the Onsite rules from Texas TCEQ and that a couple of them have not been followed up on, Brian brought up a letter stating exactly why the permit was denied and rescinded. The county needed to recognize that the whole permit was above and beyond what the authorize agent was supposed to be looking at, these things should be forwarded to Austin and looked at there, they have people there to take care of those advanced permits. Your job is to help with domestic wastewater problems, like a house that is normal, these cases with Convenient Stores are not normal.

They basically fall under high strength and need special care and professional engineers involved, you need someone to review that work that is qualified and unfortunately counties don't have the budget to keep on a professional engineer on staff to do that type of review, Austin has those people, so you send to them, they hold for ten days then flip it back to you.

6. NEW BUSINESS IN THE COUNTY:

a. Project Saratoga Tax Abatement Issues:

i. Discuss and take any necessary action regarding Project Saratoga

American Statesman Glove Company

Nitrile Gloves

Invest \$775,200,000.00

Building 3- one million square foot enclosed facilities

Employ 1500 Individuals

7. AMR CONTRACT:

a. Discuss and take any necessary action regarding the current AMR contract and ambulance service in Milam County

Met with AMR:

August 30, 2021

September 8, 2021

September 15, 2021

September 24, 2021

Roaming paramedic in place right now

Nurse navigation in place October 1, 2021

8. MILAM COUNTY SMALL BUSINESS GRANT PROGRAM

a. Discuss and take any necessary action regarding an update on the applications and awards of the Milam County Small Business Grant Program

90 applications approved

125 applications received

772,293.29 approved for payout

9. RENOVATION OF THE MILAM COUNTY ANNEX

- a. Discuss and take any necessary action regarding an update on the Milam County "Annex" renovation project.**
- b. Discuss and take any necessary action regarding paying the 20% match for the \$4,713,482. EDA grant.**
- c. Discuss and take any necessary action regarding paying for unforeseen damages and other damages and repairs from the recent freeze to the boiler, chiller and related piping.**
- d. Discuss and take any necessary action regarding a proposal whereby the County would perform various "grinding" of parking lot asphalt and other subgrade materials as a part of an in-kind match for the current EDA grant.**
- e. Discuss and take any necessary action regarding paying for the re-paving of the various parking lots of the Annex and Professional Building.**
- f. Discuss and take any necessary action regarding paying for the installation of solar panels at the Annex.**

10. TAX EXMPTION OBLIGATIONS:

- a. Discuss and take any necessary action to approve an order of the Milam County Commissioners Court, authorizing the issuance of "Milam County, Texas Tax notes, series 2021A," levying an annual ad valorem tax, within the limitations prescribed by law for the payment of the notes; prescribing the form, terms, conditions, and resolving other matters incident and related to the execution of paying agent/registrar agreement and a purchase and investment letter; complying with the requirements of the depository trust company's letter of representations; authorizing the execution of any necessary engagement agreements with the County's financial advisors; and providing an effective date, pursuant to Chapter 1431 of the Texas Government Code.**
- b. Discuss and take any necessary action to approve a resolution to relating to the establishing the County's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of one or more series of tax-exempt obligations to be issued by the County for authorized purposes; authorized purposes; authorizing other matters incident and related thereto; and providing an effective date.**

Motion by Judge Young, that the Commissioners Court adopt an order authorizing the issuance of “Milam County, Texas Tax Notes, Series 2021A”, Seconded by Commissioner Muegge and approved unanimously

Motion by Judge Young, that the Commissioners Court adopt a reimbursement resolution, Seconded by Commissioner Shuffield and approved unanimously

11. COVID-19 PANDEMIC:

- a. Discuss and take any necessary action regarding the COVI D-19 pandemic in Milam County, including:**
- b. The status of the Milam County vaccination clinics;**
- c. A summary of the cases in the County;**
- d. The proposed new infusion clinic; and**
- e. The prognosis for additional vaccinations and testing.**

12. UTILITY INSTALLATIONS

a. Bartlett Electric

- i. Discuss and take any necessary action regarding a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over Western Hills Road, .02 miles south of Hiway 79.**
- ii. Discuss and take any necessary action regarding a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over County Road 317, .8 miles west of FM 487.**
- iii. Discuss and take any necessary action regarding a request from Southwest Milam Water Supply to bore on CR 322 at the eastern side of the intersection of CR 322 and CR 323 for new water service**
- iv. Discuss and take any necessary action regarding a request from Southwest Milam Water Supply to bore on CR 322 .5 miles west of the intersection of CR 322 and CR 323**

side of the intersection of CR 322 and CR 323 for new water service.

Motion by Commissioner Muegge to approve a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over Western Hills Road, .02 miles south of highway 79, Seconded by Commissioner Neal and approved unanimously

Motion by Commissioner Muegge to approve a request from Bartlett Electric to install an overhead fiber optic line by adding it to existing power line poles over County Road 317, .8 miles west of FM 487, Seconded by Commissioner Neal and approved unanimously

Motion by Commissioner Neal to approve a request from Southwest Milam Water supply to bore on CR 322 at the eastern side of the intersection of CR 322 and CR 323 for new water service and to bore on CR 322, .5 miles west of the intersection of CR 322 and CR 323 side of the intersection on CR 322 and CR 323 for new water service, Seconded by Commissioner Muegge and approved unanimously

13. MILAM COUNTY WEB PAGE:

a. Discuss and take any necessary action to amend the current contract with TAC regarding the Milam County web page, which will require that each department amend its own site.

Motion by Commissioner Muegge to amend the current contract with TAC regarding the Milam County web page at \$1,550 yearly, which will require that each department amend its own site, Seconded by Commissioner Shuffield and approved unanimously

14. DEPUTIZATION OF JOSHUA HUGHES:

- a. Discuss and take any necessary action to deputize Joshua Hughes for the Milam County Sheriff's Office

Motion by Commissioner Neal to approve the deputation of Joshua Hughes with the Sheriff's Office, Seconded by Commissioner Muegge and approved unanimously

15. ELECTION ITEMS:

- a. Discuss and take any necessary action to approve an order of the Court requiring a "signature verification" committee(s).
- b. Discuss and take any necessary action to approve an order of the Court requiring additional early voting on Saturday.
- c. Discuss and take any necessary action to approve an order of the Court requiring a Constitutional amendment election.
- d. Discuss and take any necessary action regarding a notice of election.

Motion by Commissioner Neal to approve Election Items as listed in 15a-d, Seconded by Commissioner Muegge and approved unanimously

16. RECORD ARCHIVE:

- a. Discuss and take any necessary action to approve the Milam County Clerk and District Clerk record archive plans

Motion by Judge Young to approve the records archive plans for the Milam County Clerk and District Clerk, Seconded by Commissioner Muegge and approved unanimously

17. SHERIFF AND CONSTABLE FEES:

- a. Discuss and take any necessary action to approve the Milam County Sheriff and Constable Fees for 2022**

Motion by Commissioner Muegge to approve the Milam County Sheriff and Constable Fees for 2022, Seconded by Commissioner Neal and approved unanimously

18. VETERINARY TASK FORCE:

- a. Discuss and take any necessary action approve a resolution of the Court to enter into an interlocal agreement with the Texas Veterinary Enforcement and Training Task Force**

Motion by Commissioner Muegge to approve a resolution of the Court to enter into an interlocal agreement with the Texas Veterinary Enforcement and Training Task Force, Seconded by Commissioner Hubnik and approved unanimously

19. ENTRY AND WAIVER OF CLAIMS

- a. Discuss and take any necessary action to approve entry and waiver of claims for Charles Diver on CR 307, Randy Burns on CR 455 and Kathy McGowan on CR 306.**

Motion by Commissioner Muegge to approve entry and waiver of claims for Charles Diver on CR 307, Randy Burns on CR 455, and Kathy McGowan on CR 306, Seconded by Commissioner Neal and approved unanimously

20. DISCUSS AND TAKE ANY NECESSARY ACTION ON A SECOND CONTRACT RENEWAL FOR THE STATEWIDE AUTOMATED VICTIM NOTIFICATION SERVICE FOR THE SHERIFF'S OFFICE:

Motion by Judge Young to approve a second contract renewal for the statewide automated victim notification service for the

Sheriff's Office, Seconded by Commissioner Muegge and approved unanimously.

21. DISCUSS AND TAKE ANY NECESSARY ACTION FOR A LEASE/PURCHASING AGREEMENT WITH WELCH STATE BANK FOR AN ASPHALT ZIPPER PRECINCT #3

Motion by Commissioner Neal to approve a lease/purchasing agreement with Welch State Bank for an Asphalt Zipper for Precinct #3, Seconded by Commissioner Hubnik and approved unanimously

22. BILLS:

Motion by Commissioner Muegge to approve to pay the bills in the amount of \$870,068.95, Seconded by Commissioner Shuffield and approved unanimously

Judge Young left Commissioner Court, and Commissioner Muegge acted as Judge Pro-Tem

23. MILAM COUNTY HEALTH DEPARTMENT

a. Discuss and take action on COVID-19 bonuses for Health Department employees from the Public Health Workforce Expansion Grant

Motion by Commissioner Muegge to approve a one-time bonus in the amount of \$4,000 for non-exempt Health Department Employees and an amount of \$5,000 for Exempt Health Department Employees, Seconded by Commissioner Neal and approved unanimously

b. Discuss and take action on OSSF permitting updates

c. Women, Infants and Children (WIC) LA 105

i. Discuss and take action WIC Funding -where we are as far as surplus

ii. Discuss and take action on QMB Audit - results from desk audit and virtual audit Aug 17, 2021

iii. Discuss and take action on updates to Rockdale-One-Stop - public restrooms, WIC employee restroom and Kitchen

Motion by Commissioner Shuffield to approve WIC to pay purchase supplies and pay to have the One-Stop WIC facilities renovated, Seconded by Commissioner Neal and approved unanimously

iv. Discuss and take action Hazardous Pay for WIC Employees

Motion by Commissioner Hubnik to approve Hazardous pay in the amount of \$5,000.00 per WIC Employee, Seconded by Commissioner Neal and approved unanimously

v. Discuss and take action raises for 3 Full-time employees beginning Oct 2021 of 7%

Motion by Commissioner Hubnik to give permanent raises in the amount of 7% to 3 Full-Time WIC Employees beginning October 2021, Seconded by Commissioner Neal and approved unanimously

**24. ADJOURN- Motion by Commissioner Neal to adjourn at 10:59a.m.,
Seconded by Commissioner Shuffield and carried unanimously.**

**The above and foregoing Minutes for Monday, September 27, 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 September 27, 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