

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.

EX-107PG-206

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

20231007PG0207

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 scheduled 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.)

EX0107PG0208

PK0107P69209



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 ~~ava~~ above applicat^{to} purchase 4.6 acres survey pending.

Tracking Number: _____

446

THE STATE OF TEXAS
COUNTY OF ~~HARRIS~~ ^{MILLAM}

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~~ ^{Montgomery}, 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,

KO 107PG0211

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

of the County of ~~Harris~~ ^{Harris} 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,

TX0107PG0212

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:

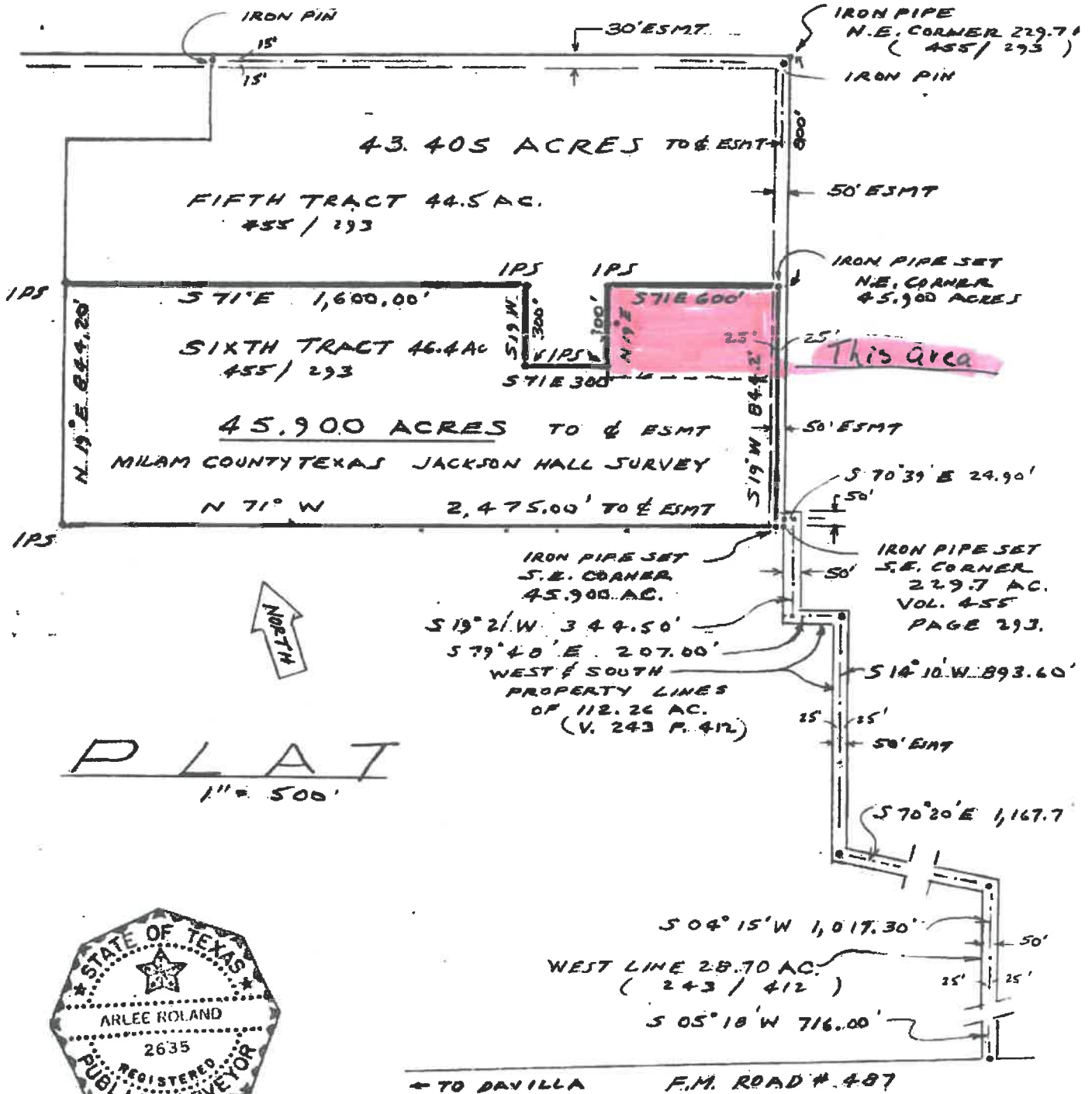
All that certain tract or parcel of land lying and being situated in Milan County, Texas, a part of the Jackson Hall Survey, Abstract No. 189, and out of and a part of a 229.70 acre tract of land conveyed to G.B. Lindsey by Deed of record in Volume 455, Page 293 of the Deed Records of Milan County, Texas, 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

70107PG0213

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

6-10-80

STATE OF TEXAS §
COUNTY OF MILAM §

IN COMMISSIONERS COURT
Regular Meeting **October 10, 2023**

A Regular Meeting of the Commissioners' Court of Milam County, Texas was held on the 10th day of **October** 2023 at **10:00a.m.** in the Milam County Historic Courthouse, County Courtroom, 1st Floor, Cameron, Texas.

The Following members were present

WILLIAM WHITMIRE, MILAM COUNTY JUDGE
HENRY HUBNIK, COMMISSIONER PRECINCT NO.1
JAMES DENMAN, COMMISSIONER PRECINCT NO. 2
ART NEAL, COMMISSIONER PRECINCT NO. 3
WESLEY PAYNE, COMMISSIONER PRECINCT NO. 4

JODI MORGAN, COUNTY CLERK
JAY BEATHARD, CONSTABLE PCT#3

DANICA LARA, AUDIOR
LINDA ACOSTA, TREASURER

1. A quorum was established, and the Court convened. – 10:00a.m.
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.

Motion made by Commissioner Payne to accept all three, seconded by Commissioner Neal and motion carried unanimously.

September 25, 2023- Regular Meeting

September 25, 2023- Public Hearing

October 2, 2023- Special Meeting

5. Comments from the Public (limited to five minutes).
Raymond Suarez-10:03am-10:06am For the HOP
Renee Gaines-10:06am-10:07am For the HOP
Glen Crowder- 10:07am-10:09am For the HOP
Renee Mueck- 10:09am-10:10am For the HOP
Carolyn Cooper- 10:10am-10:11am For the HOP
Patricia Presley-10:12am-10:13am- For the HOP
Phyllis Shuffield-10:14am-10:15am For the HOP
Brook Carter-10:15a.m.-10:16am For the HOP
Bramlette Younts-10:16am-10:17am For the HOP
Krysta Kothmann-10:17am-10:21am For the HOP

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6. Judge's Comments.

Onmed Workshop
Blood Drive at Yoe High School today from 9am-4pm
Building Update – Made plans with Oncor to get power, the lady who took the order quit, did not forward on plans; EBCO handling

7. Discuss and take action on the Treasurer's Report as presented by Milam County Treasurer, Linda Acosta

Motion made by Commissioner Payne to accept the Treasurer's Report, Seconded by Commissioner Neal and motion carried unanimously.

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.

Motion made by Judge Whitmire to table and set for the next meeting 10/23. Seconded by Commissioner Payne and motion carried unanimously.

9. Discuss, review and take action on the acceptance of Unclaimed Funds in the name of former County Commissioner Dale Jaecks.

Push to 10/23

10. Discuss and take action on funds to continue HOP Services.

Motion made by Commissioner Hubnik to find a way to fund it. Commissioner Hubnik rescinded his motion. Motion made by Commissioner Denman to fund the HOP for one year. Seconded by Commissioner Hubnik, and carried 3 to 2.

Judge Whitmire-For
Commissioner Hubnik-For
Commissioner Denman-For
Commissioner Neal-Against
Commissioner Payne-Against

11. Consider and take action on a Citizen Participation Plan for Milam County CDBG-MIT MOD

Motion made by Judge Whitmire to accept the Citizens Participation Plan for Milam County CDBG-MIT MOD Grant Plan. Seconded by Commissioner Hubnik and motion carried unanimously.

12. Discuss and take action on the new Jury Plan as presented by District Clerk Karen Berry.

Motion made by Commissioner Payne to accept the new Jury Plan. Seconded by Commissioner Neal and motion carried unanimously.

13. Discuss and take action on a preliminary plat for the Arroyo Farms Subdivision.

Motion made by Commissioner Hubnik to approve the preliminary so they can get started laying everything out with the stipulation before we can approve the final we will need something in concrete about the water issue. Seconded by Commissioner Payne and motion carried unanimously.

14. Discuss and take action on a variance application from Brian and Catherine Gonzales on CR 411. (Exhibit A)

Motion made by Commissioner Hubnik to approve the variance. Seconded by Commissioner Denman and motion carried unanimously.

15. Discuss and take action on the nomination of 5 candidates for the Board of Directors for the Milam County Appraisal District.

Motion made by Commissioner Denman to nominate the incumbents plus Kirk to fill in the vacancy. Seconded by Commissioner Hubnik and motion carried unanimously.

Kirk Glasby

TX0107PG0216

16. Discuss and take action on the floor leveling of the Minerva Community Center.

Motion made by Commissioner Hubnik to award to McGregor on the foundation repair. Seconded by Commissioner Denman and motion carried unanimously.

Motion made by Judge Whitmire to pay upon completion, rather than waiting for the next Commissioner Court meeting.

Judge Whitmire rescinded his motion.

Motion made by Judge Whitmire to pay the deposit and then pay the final payment upon completion rather than waiting for future Commissioner Court meeting. Seconded by Commissioner Denman and motion carried unanimously.

17. Discuss and take action on going out for bids to dispose of computer and phone equipment.

Motion made by Judge Whitmire to go out for bids for the disposal of computer and phone equipment. Seconded by Commissioner Hubnik and motion carried unanimously.

18. Discuss and take necessary action on disaster memorandums of agreement and memorandums of understanding with Milam County School Districts.

Motion made by Judge Whitmire take action and approve the disaster memorandums of agreements and memorandums of understanding with the Milam County School District as presented by Robert Kirkpatrick. Seconded by Commissioner Neal and motion carried unanimously.

19. Receive the quarterly reports of the Milam County Health Department.

20. Bills

Motion made by Commissioner Neal to accept it. Seconded by Commissioner Payne and motion carried unanimously.

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21. Adjourn

Motion made by Commissioner Neal to adjourn at 11:10a.m., Seconded by Commissioner Payne and motion carried unanimously.

The above and foregoing Minutes for Tuesday, October 10, 2023 having been examined and approved in Open Court this 23rd day of October 2023.

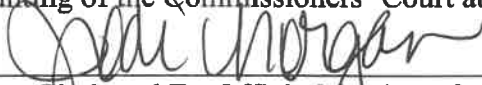


County Judge Whitmire

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 10, 2023.



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

STATEMENT OF APPROVAL

October 23rd, 2023

10107P50218



Commissioner PCT #1- Henry Hubnik



Commissioner PCT #2- James Denman



Commissioner PCT #3- Art Neal



Commissioner PCT #4- Wesley Payne

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>