

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
FRIDAY, MARCH 15, 2019
9:00 AM REGULAR SESSION**

Commissioners met in regular session. Frank Berka was not present.

1. Invocation and Pledges

Prayer said by Judge Tefteller

2. Consider and take action on approval of:

A. The minutes of previous meeting:

Motion to approve the minutes of previous meeting as written made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved. (Minutes of meeting held on February 28th)

B. Payroll changes:

Motion to approve payroll changes made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

C. Payroll:

Motion to approve payroll and election payroll made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

D. Budget amendments:

Motion to approve budget amendments made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

E. Accounts payable:

Expense Approval Report:

Motion to approve accounts payable made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

F. Accept for recording: Auditor reports; Treasurer reports; Bonds; Oaths; Deputations; Certificates; refund of overpayment or erroneous tax payments in excess of \$2500.00; Interlocal Cooperation Contract with DPS for the County provided DPS Civil employee; and applications for use of Upshur County roads and rights-of-way and permit requests.

Motion to record all documents listed above made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

3. Discuss and take action to approve the Resolution for Grant Application #2052812, Upshur County Family Violence Intervention Program Project, for the 2019-2020 grant year and the Resolution for Grant Application #2912103, Upshur County Victim Services Project, for the 2019-2021 grant years.

Motion to approve both grants as stated above made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

4. Discuss and take action to approve and accept for recording the Donation Agreement and Memorandum of Understanding from the City of Gilmer pertaining to a \$10,000 donation from the City of Gilmer for the Upshur County Library.

Motion to approve and accept for recording the Donation Agreement and Memorandum of Understanding from the City of Gilmer for a \$10,000.00 donation made by Dustin Nicholson

Second by Paula Gentry

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

5. Discuss and take action on retaining or contracting with KOMATSU Architecture to UPDATE the Upshur County Courthouse Preservation Master Plan.

Motion to contract with KOMATSU to update the Courthouse Preservation Master Plan made by Jay Miller

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

6. Discuss and take action to accept a donation from Linh Hoang of Sunflower Chickens for improvements to Mule Deer Road and Great Dane Road.

Motion to accept the donation from Sunflower Chickens for improvements to Mule Deer and Great Dane Roads made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

7. Discuss and take action to approve the County completing a credit application with Auto Zone.

Motion to approve making a credit application with Auto Zone made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

8. Discuss and take action to approve and accept for recording a Certificate of insufficient Signatures for the Court to Order an election on "the legal sale of beer and wine for off-premise consumption only" in Justice of the Peace Precinct 4.

Motion to record a Certificate of Insufficient Signatures to call an alcohol election for Precinct 4 made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

9. Discuss and take action to approve an Interlocal Agreement between Camp County and Upshur County pertaining to the housing of Camp County Inmates in the Upshur County Jail.

Motion to approve an Interlocal Agreement between Camp and Upshur County to house Camp County inmates in the Upshur County Jail made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

10. Discuss and take action to modify the existing tobacco use policy prohibiting smoking on County property.

Motion to modify the existing tobacco policy which prohibits smoking on county property to create an exemption to the following areas listed below made by Dustin Nicholson

Second by Jay Miller

Dustin Nicholson, Jay Miller and Judge Tefteller voted for. Paula Gentry voted against.

Motion approved.

Copy attached.

Justice Center: The northwest public exit is designated as a public smoking area for county employees and the public.

The west main covered entrance as a secondary location in inclement weather and/or the temperature is 80 degrees or above.

The Portico or Sally Port area as smoking area for county employees.

Courthouse: The east sidewalk is designated as a public smoking area for county employees and the public.

The north porch during inclement weather.

Road and bridge designated smoking areas:

Main barn-north side of the building under the awning.

Pct 1-South end of the building.

Pct 2-North end of the building.

Pct 3-South side of the building under the awning.

Pct 4-South east side of the building.

Rock Building:

End of the main entrance sidewalk.

Library:

East end of the sidewalk.

11. Discuss and take action to approve the number of software licenses to renew for the AbleTerm software.

Motion to approve six license to renew the AbleTerm software made by Dustin Nicholson

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

12. Discuss and take action to approve a Resolution pertaining to the 2018-2019 Homeland Security Grant for Interoperable Communications making a change to mobile radio equipment.

Motion to approve the Resolution for the 2018-2019 Homeland Security Grant for the mobile radio equipment made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

13. Discuss and take action to seek sealed bids for refurbishing and/or replacing of the Upshur County Justice Center parking lot, to include stabilizing the base material and (1) seal coating and/or (2) overlaying with new asphalt, and to include re-striping the parking lot.

Motion to seek sealed bids to refurbish the Justice Center parking lot as stated above made by Dustin Nicholson

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

14. Discuss and take action to award road and bridge bids.

Motion to award the following bids for materials and services as recommended by Andy Jordan, the Road Administrator made by Paula Gentry

Second by Jay Miller

Paula Gentry, Jay Miller and Judge Tefteller voted for.

Motion approved.

*NOTE- Dustin Nicholson left the Courtroom due to a possible conflict of interest.

Gas and Diesel – Petroleum Traders

Plant Mix Oil Dirt, Hot Mix and Oil Sand – Longview Asphalt

Refined Road Oil – Bryan and Bryan

Emulsified Asphalt – Bryan and Bryan

Pug Milling – Material Resources

Rock and Rip Rap – Longview Asphalt

15. DISCUSSION ONLY – To consider the appointment of a new member from Upshur County to serve on the Community Healthcore Board of Trustees a/k/a Sabine Valley Regional MHR.

No action needed.

16. Adjourn.



Attest: Terri Ross, Upshur County Clerk

Attendance sheet placed into minutes for recording purposes only.

Bills previously approved placed into minutes for recording purposes only.

Jury payroll placed into minutes for recording purposes only.

