

08/16/2021 Regular Session

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, AUGUST 16, 2021
10:00AM REGULAR SESSION**

Commissioners met in regular session with all members present.

1. Invocation and Pledges

Prayer said by Gene Dolle

Pledges said by Dustin Nicholson

2. Consider and take action on approval of:

A. The minutes of the previous meeting:

B. Payroll changes:

C. Payroll & ARPA Premium Payroll

D. Budget amendments:

E. Accounts Payable:

Expense Approval Report:

Secondary Expense Approval Report

F. Accept for recording: Auditor reports; Treasurer reports; Bonds; Oaths; Deputations; Certificates; refund of overpayment or erroneous tax payments in excess of \$2500.00; Certificate of Liability Insurance for Hayes Engineering, Inc.; Certificates of Acquisition from TxDPS for radio and/or camera equipment donated to the Constables; Directive No. 10 Designation of Addition Essential Workers During the COVID-19 Premium Pay Period; and, applications for use of Upshur County roads and rights-of way and permit request.

Motion to approve and record items A-F made by Dustin Nicholson

Second by Mike Ashley

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge

Tefteller voted for.

Motion approved.

Copies attached.

3. **Hear from Sheriff Webb, recognizing Sgt. Marty Massoletti for his 25 years of service to the citizens of Upshur County.**

This item was passed.

4. **Discuss and take action to accept a donation to the Upshur County Sheriff's Department for \$5000.00 to be used for Ballistic Safety Equipment for patrol.**

Motion to accept a donation of \$5000.00 to the Upshur County Sheriff's Department for Ballistic Safety Equipment for patrol made by Gene Dolle
Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

5. **Discuss and take action to appoint a part-time Veterans Officer to be paid from the ARP grant.**

Motion to have a part-time Veterans Officer, who will be under the supervision of Gene Dolle, which will work each Wednesday from 8:00am – 4:00pm, starting September 8, 2021, in an office with a locking door and with a locking closet, provided by the Upshur County Sheriff's Department and able to expend funds up to \$1500.00 for a phone, fax, scanner and internet connection made by Mike Ashley

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

6. Discuss and take action to order the Constitutional Amendment Election, November 2, 2021.

Motion to order the Constitutional Amendment Election for November 2, 2021 made by Dustin Nicholson

Second by Jay W. Miller

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

7. Discuss and take action to designate the polling locations and times for early voting and to designate the election day polling locations for the November 2, 2021 Constitutional Amendment Election.

Motion to designate the first week of early voting, October 18-22, 2021 to be held at the Upshur County Library from 8:00am – 5:00pm, the second week will be held at the Upshur County Court House Monday, October 25, 2021 from 7:00am – 7:00pm, Tuesday thru Friday, October 26-29, 2021 from 8:00am – 5:00pm and election day November 2, 2021 from 7:00am – 7:00pm at locations as listed in attachment made by Gene Dolle

Second by Jay W. Miller

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

8. Discuss and take action to perform work at the Yamboree grounds under the interlocal agreement with the City of Gilmer.

Motion to perform work at the Yamboree grounds under the interlocal agreement with the City of Gilmer made by Mike Ashley

Second by Gene Dolle

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

9. Discuss and take action to approve the installation of a locked glass partition at the Tax Office to allow office space for two Sheriff's Deputies at an estimated cost of \$5,000 and approve payment to be made out of Capital Improvements contingency funds.

Motion to approve the installation of a locked glass partition at the Tax Office to allow space for two Sheriff's Deputies at an estimated cost of \$5000.00 to be paid out of the Capital Improvements Contingency funds made by Gene Dolle

Second by Mike Ashley

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

10. Discuss and take action to enter into an Interlocal Agreement with each of Upshur County Emergency Services Districts for assessment and collection of taxes.

Motion to enter into an Interlocal Agreement with each of the Upshur County Emergency Services Districts, known as ESD #1 & ESD #2, for assessment and collection of taxes made by Dustin Nicholson

Second by Mike Ashley

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

- 11. Discuss and take action to approve the continuation of the imposition of the optional motor vehicle fees of County Road and Bridge Fee and Child Safety Fee for the Calendar Year 2022.**

Motion to approve the continuation of the imposition of the optional motor vehicle fees of County Road and Bridge Fee and Child Safety Fee for the Calendar Year 2022 made by Mike Ashley

Second by Gene Dolle

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

- 12. Discuss and take action to accept for recording the plat for the Joseph Ranchettes.**

This item was passed.

- 13. Discuss and take action to approve the appointment of members to the Upshur County Road Committee.**

This item was passed.

- 14. Discuss and take action adopting an Ordinance establishing procedures and regulations governing Heavy Load truck permits and requiring permit fees and bonding requirements applicable to ALL county roads authorized under Section 623.018 et. Seq. of the Texas Transportation Code.**

This item was passed.

- 15. Discuss and take action for Upshur County to provide a grant to Gilmer Computer Tech for premium payment to employees during the defined COVID-19 premium pay period.**

Motion to approve Upshur County to provide a grant to Gilmer Computer Tech for premium payment to employees during the defined COVID-19 premium pay period in the amount of \$1800.00 made by Jay W. Miller
Second by Mike Ashley
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

- 16. Discuss and take action to approve Fall Dump Days to be held October 30, 2021.**

Motion to approve Fall Dump Days to be held October 30, 2021 and to add an additional 40 yard dumpster and port-a-potties at a cost of \$2850.00 made by Mike Ashley
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

- 17. Discuss and take action to approve an Interlocal Contract with ETCOG for County 9-1-1 Database Maintenance.**

Motion to approve an Interlocal Contract with ETCOG for County 9-1-1 Database Maintenance at a cost \$4871.02 made by Mike Ashley
Second by Jay W. Miller
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

- 18. Discuss and take action to approve the FY22 PROPOSED TAX RATE by record vote. The proposed tax rate is 0.615, which is the current tax rate.**

Motion to set the Proposed Tax Rate at the same 0.615 which is the current tax rate made by Jay W. Miller

Second by Dustin Nicholson

Gene Dolle voted for, Dustin Nicholson voted for, Mike Ashley voted for, Jay W. Miller voted for and Judge Tefteller voted for.

Motion approved.

Copy attached.

- 19. Discuss and take action on the FY 22 Proposed Budget.**

Motion to approve the 5 additional raises in the Sheriff's Office for the Supervisors and Lieutenants made by Gene Dolle

Second by Mike Ashley

Gene Dolle, Dustin Nicholson, Mike Ashley and Judge Tefteller voted for. Jay W. Miller voted against.

Motion approved.

Note Please listen to audio for explanation of funding.

- 20. Discuss and take action to schedule the Public Hearing on the Proposed Budget for August 31, 2021.**

Motion to schedule the Public Hearing on the Proposed Budget for August 31, 2020 made by Mike Ashley

Second by Gene Dolle

Gene Dolle voted for, Dustin Nicholson voted for, Mike Ashley voted for, Jay W. Miller voted for and Judge Tefteller voted for.

Motion approved.

21. Discuss and take action to schedule the Public Hearing on the Tax Rate (any rate above No-New revenue) for September 15, 2021.

Motion to schedule the Public Hearing on the Tax Rate for September 15, 2021 made by Mike Ashley
Second by Dustin Nicholson
Gene Dolle voted for, Dustin Nicholson voted for, Mike Ashley voted for, Jay W. Miller voted for and Judge Tefteller voted for.
Motion approved.

DISCUSSION ONLY ITEM:

D-1. Discuss forming an Animal Issues Committee.

The Sheriff explained that he is only able to take possession of a dangerous animal, such as a vicious dog or animals in animal cruelty cases. He has no jurisdiction over stray animals that are just dropped off on the side of the road or show up at a residence unless it causes a threat. Upshur County does not currently have an animal control program. The Court also heard from Kerri Downs about the urgent need for an animal control program in Upshur County and that she had spoken with several concerned citizens and they would be willing to be on a Committee to try and get something established to take care of all the stray dogs and cats in Upshur County. The Sheriff said he was all in for the idea as well and would do whatever he needed to do to.
No action was taken

22. 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.

