

11/15/2021 Regular Session

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, NOVEMBER 15, 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: Election Payroll:

D. Budget amendments:

E. Accounts Payable:

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; Cancellation/Nonrenewal Notice of insurance for Lykins Companies Inc.; Equipment Lease Agreement between Howard-McAneer Equipment Co. and Upshur County for CP56B Compactor; Three (3) Road & Bridge Equipment Contracts between First National Bank DBA First National Bank Leasing and Upshur County for 2021 CAT Back Hoe; Three (3) Road & Bridge Equipment Contracts between First National Bank DBA First National Bank Leasing and Upshur County for 2021 CAT Motor Grader; One (1) Road & Bridge Equipment Contracts between First National Bank DBA First National Bank Leasing and Upshur County for 2019 CAT Reclaimer; 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 Gene Dolle

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

Motion approved.

Copies attached.

3. Discuss and take action to canvass the November 2, 2021 Constitutional Amendment Election results.

Motion to approve the canvass for the November 2, 2021 Constitutional Amendment Election results made by Dustin Nicholson

Second by Gene Dolle

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

Motion approved

Copy attached.

4. Discuss and take action to appoint Commissioner Gene Dolle to the East Texas Council of Governments Solid Waste Advisory Committee.

Motion to appoint Commissioner Gene Dolle to the East Texas Council of Governments Solid Waste Advisory Committee made by Mike Ashley

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 assign the used Constable vehicles to the Sheriff's Department to replace vehicles that have over 200,000 miles on them.

Motion to transfer three (3) of the Constable vehicles to the Sheriff's Department, three (3) of the Sheriff's Departments older vehicles be auctioned off and the money put back in the general fund and keep the Ford Explorer for a later Court discussion 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.

6. **Discuss and take action to approve an increase of \$250/month (\$3,000) per year for the period of 10/15/2021 to 12/31/2024 for each of the three (3) Assistant Treasurers to be charged to the ARPA Grant to compensate for the additional effort required for project administration of the grant.**

Motion to approve the increase as shown above for the period of 10/15/2021 to 12/31/2024 for each of the three (3) Assistant Treasurers to be charged to the ARPA Grant to compensate for the additional effort required for project administration of the grant made by Gene Dolle
Motion failed for lack of a second.

7. **Review and discuss the Texas Department of Agriculture Section 3 Presentation as required for TxCDBG #7220471.**

No action needed.

8. **Discuss and take action to approve the changes to the construction plans for the Big Sandy Union Pacific Railroad siding project.**

Motion to approve Union Pacific Railroad to make changes to the original construction plan as approved by the Commissioners Court 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.

9. **Discuss and take action to approve Road & Bridge using \$43,192.08 of equity from the sale of John Deere equipment to purchase a Komatsu excavator from Muller Equipment.**

Motion to approve Road & Bridge using \$43,192.08 of equity from the sale of John Deere equipment to purchase a Komatsu excavator from Muller Equipment 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 approve Road & Bridge using the 2nd bidder on fuel due to the bid holder not being able to supply needed fuel as requested.**

Motion to authorize Road & Bridge adding Suncoast, the 2nd bidder on fuel, as an authorized vendor for the County in addition to Lykins due to bid holder not able to supply needed fuel as requested made by Gene Dolle

Second by Mike Ashley

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

Motion approved.

11. **The Court will go into EXECUTIVE SESSION as authorized by V.T.C.A. 551.074(a)(1) to conduct final review of applicants for the Building Maintenance Supervisor position.**

12. **The Court will re-convene into open session and take any action necessary as a result of Executive Session and/or discuss and take action to appoint an applicant as the Building Maintenance Supervisor.**

Motion to hire Gene Crutsinger as the Building Maintenance Supervisor to replace David Womble, effective immediately made by Gene Dolle

Second by Mike Ashley

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

Motion approved.

13. **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.

