

IN THE COMMISSIONER'S COURT  
OF UPSHUR COUNTY, TEXAS

**RESOLUTION 2023-06**

BE IT REMEMBERED at a meeting of Commissioners' Court of Upshur County, Texas, held on the 15<sup>th</sup> day of May, 2023, on motion made by Mike Ashley, Commissioner of Precinct No. 3, and seconded by Jay Miller, Commissioner of Precinct No. 4, the following Resolution and action was and is hereby adopted by and ordered:

**RESOLUTION TO ENCUMBER UNEXPENDED ARPA FUNDS  
IN CONNECTION WITH ROUND XII UPSHUR COUNTY  
COURTHOUSE RENOVATION.**

**WHEREAS**, the American Rescue Plan Act (ARPA) was signed into law on March 11, 2021 which provided approximately \$350 billion dollars in additional funding for state and local governments, with the local funding portion being in the approximate sum of \$130 billion dollars, with the latter being divided between municipalities and counties; and

**WHEREAS**, Upshur County, Texas is in the process of performing an extensive renovation and renewal of the Upshur County Courthouse with the help of a grant award from the Texas State Historical Commission in the approximate sum of \$5,100,000.00; and

**WHEREAS**, Upshur County intends to designate the unexpended and unobligated balance of our ARPA grant funds in the amount of \$1,559,183.22, including any interest accrued thereon, solely to the County's portion of the cost of the Round XII Upshur County Courthouse renovation, and associated relocation costs; and

**WHEREAS**, Upshur County has available ARPA grant funds in its possession in the amount of \$1,559,183.22 with accrued interest which should be separated, encumbered, earmarked and allotted exclusively towards payment of the Round XII Upshur County Courthouse renovation, to lessen the burden of the Upshur County tax payers for their share of the cost of said renovation; and

**WHEREAS**, the allotment, designation and expenditure of current ARPA funds in the amount of \$1,559,183.22 should be designated in a separate line item from the fiscal year 2022-2023 budget for payment towards the Round XII

Courthouse renovation, and that said sum should be ordered and set apart out of said ARPA funds specified herein for the purposes hereinabove identified, subject only to the laws and regulations of the United States and the State of Texas.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COMMISSIONERS COURT OF THE COUNTY UPSHUR, STATE OF TEXAS, THAT:**

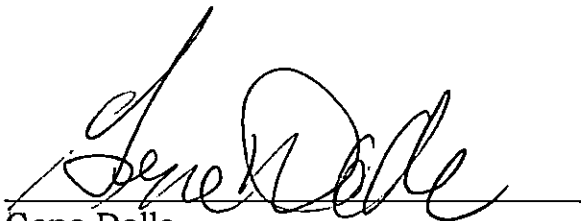
ARPA funds on hand and in the possession of Upshur County, Texas in the amount of \$1,559,183.22, together with any earnings or interest accumulated thereto, shall be and is allotted, encumbered, earmarked and set apart into a separate line item to be so designated by the Upshur County Auditor to be used for the sole purpose for the payment of purchase orders for materials which have not yet been delivered and for the payment of construction services which have not yet been performed in connection with the Round XII Upshur County Courthouse renovation. Funds in said amount emanating from the ARPA grant are hereby resolved to be encumbered for the sole purpose of said Upshur County Courthouse renovation, and for no other use;

Further, the Upshur County Auditor shall designate this separated expenditure as the Round XII Upshur County Courthouse renovation fund.

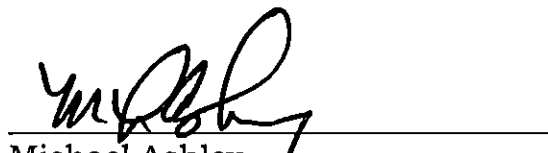
SIGNED this 15<sup>th</sup> day of May, 2023.



Todd Tefteller  
Upshur County Judge



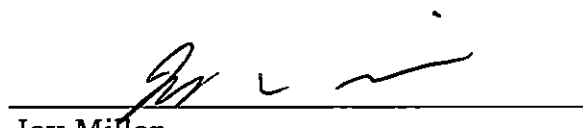
Gene Dolle,  
Commissioner, Pct. 1



Michael Ashley,  
Commissioner Pct. 3



Dustin Nicholson,  
Commissioner, Pct. 2



Jay Miller,  
Commissioner, Pct. 4