

COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
FRIDAY, DECEMBER 15, 2023
10:00 A.M. REGULAR SESSION

A regular meeting of the Commissioners' Court of Upshur County, Texas was held on Friday, December 15, 2023 at 10:00 a.m., with the following members of the Court being present, to-wit:

Present: Todd Tefteller – County Judge, presiding
 Gene Dolle – Commissioner Pct. #1
 Mike Ashley – Commissioner Pct. #3
 Jay W. Miller – Commissioner Pct. #4

Absent: Dustin Nicholson - Commissioner Pct. #2

Judge Tefteller called the meeting to order at 10:00 a.m.

1. Invocation and Pledges

Prayer was led by Mike Ashley.

Pledges to the U.S. & Texas flags led by Jay W. Miller.

Public Comment: Judge Anthony Betterton presented Gene Dolle with a certificate and pin for his 10 years of service to the County since he was not recognized at the County's award ceremony held on December 7, 2023.

2. Consider and take action on approval of:

- A. The minutes of the previous meetings;**
- B. Payroll changes;**
- C. Payroll;**
- D. Budget amendments;**
- E. Accounts Payable;**
- F. Accept for Recording: Auditor reports; Treasurer reports; Bonds; Oaths; Deputations; Certificates; State and County Taxes Summary; refund of overpayment or erroneous tax payments in excess of \$2500.00; AIA Document A133 – 2019 Exhibit A Guaranteed Maximum Price Amendment; Revised Upshur County Holiday 2024; and, applications for use of Upshur County roads and rights-of way and permit requests.**

Motion by Mike Ashley with a second by Gene Dolle to approve items A-F.

Motion carried 4-0. Unanimous vote in favor.

(SEE ATTACHED)

3. Discuss and take action to approve out of state travel for Julie York to attend the Joint Council of Extension Professionals Conference February 14-15, 2024 in Tampa, Florida.

This will partially be funded by the Texas Tech University Family and consumer Sciences Education department. Mrs. York will be there as a workshop presenter with a co-worker and to present a poster on part of her PhD research. She is only requesting approval to leave the state during working hours.

Julie York gave a brief presentation to the Court regarding her attendance at this conference and the poster that she will be presenting based on her research. Motion by Jay W. Miller with a second by Mike Ashley to approve the out of state travel for Julie York to attend the Joint Council of Extension Professionals Conference February 14-15, 2024 in Tampa, Florida. Motion carried 4-0. Unanimous vote in favor.

4. Discuss and take action to approve the Upshur County Investment Policy for 2022-2023.

Connie Williams, Upshur County Auditor, spoke on behalf of the Upshur County Treasurer regarding the Investment Policy. She informed the Court that this is simply a matter that has to be approved before the County can invest funds. Motion by Mike Ashley with a second by Jay W. Miller to approve the Upshur County Investment Policy for 2022-2023. Motion carried 4-0. Unanimous vote in favor.

5. Discuss and take action to approve the request of the Upshur County District Clerk for the District Clerk's Office to become a Passport Acceptance Facility.

Motion by Mike Ashley with a second by Gene Dolle to approve the request of the Upshur County District Clerk for the District Clerk's Office to become a Passport Acceptance Facility. Motion carried 4-0. Unanimous vote in favor.

6. Discuss and take action to approve awarding the bid for scrap metal disposal located at Road and Bridge.

This matter will be discussed in CLOSED SESSION.

7. Discuss and take action to approve the Road and Bridge Employee Policy.

Motion by Jay W. Miller with a second by Mike Ashley to approve the Road and Bridge Employee Policy. Motion carried 4-0. Unanimous vote in favor.

8. Discuss and take action to appoint one or more members to the Emergency Services District Boards #1 and #2.

The matter to appoint members to the Emergency Services District Board #1 will be discussed in CLOSED SESSION.

The matter to appoint members to the Emergency Services District Board #2 will be passed to the next regular meeting to be held on December 29, 2023.

9. Discuss and take action on proposed changes to the existing interlocal agreements between Upshur County and Local School Districts regarding the Assessment and Collection of School Taxes, i.e. whether the County or the School Districts will have the right to retain legal counsel for collection of delinquent taxes.

This matter will be discussed in CLOSED SESSION.

10. The Court will go into CLOSED SESSION under Texas Open Meetings Act, Texas Government Code, Chapter 551 as indicated:

_____ Section 551.071 (consultation with attorney(s));

 A Section 551.072 (deliberation regarding real property);

D,B,C Section 551.0725 (deliberation and discussion of contracts being negotiated);

_____ Section 551.073 (deliberation about gifts and donations);

 E Section 551.074 and 551.0745 (personnel matters);

_____ Section 551.076 (deliberation about security audits or security devices).

TO WIT:

- A. Deliberation regarding contracts for facilities which may be used during the Courthouse renovation.
- B. Consideration of contracts being negotiated in connection with the Round XII Courthouse Renovation.
- C. Consideration of terms and conditions of the proposed contract between Upshur County and J.C. Stoddard Const. Co. in reference to the recently awarded CMAC position.
- D. Discussion of Interlocal agreements between Upshur County and Local School Districts regarding the assessment and collection of school taxes, i.e., whether the County or School Districts will select the legal counsel for collection of delinquent taxes.
- E. Discussion of candidates to be appointed to the ESD Boards No. 1 and No. 2.

The Court entered into CLOSED SESSION at 10:22 a.m.

Meeting back into OPEN SESSION at 12:15 a.m.

11. The Court will re-convene into open session and take any action necessary as a result of Executive Session.

8. Discuss and take action to appoint one or more members to the Emergency Services

District Boards #1 and #2.

Motion by Mike Ashley with a second by Jay W. Miller to appoint the following members to the Upshur County Emergency Services District #1:

Anthony Depaepe to a one year term expiring December 31, 2024;
Bryan Jones to finish out Bobby Jenkins' two year term expiring December 31, 2024;
Ray Cook to a two year term expiring December 31, 2025;
Scott Mischnick to a two year term expiring December 31, 2025.

Motion carried 4-0. Unanimous vote in favor.

6. Discuss and take action to approve awarding the bid for scrap metal disposal located at Road and Bridge.

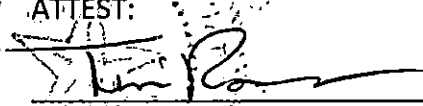
Motion by Jay W. Miller with a second by Mike Ashley to not enter into a contract with another contractor but to allow the Road and Bridge Department to dispose of the scrap metal since it would be more economically feasible to the County. Motion carried 4-0. Unanimous vote in favor.

9. Discuss and take action on proposed changes to the existing interlocal agreements between Upshur County and Local School Districts regarding the Assessment and Collection of School Taxes, i.e. whether the County or the School Districts will have the right to retain legal counsel for collection of delinquent taxes.

No action. This matter might possibly be on the agenda for the last meeting in December.

12. Adjourn.

Motion by Jay W. Miller with a second by Mike Ashley to adjourn the meeting.
Meeting adjourned at 12:22 p.m. Motion carried 4-0. Unanimous vote in favor.

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.