

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, DECEMBER 30, 2024
10:00 A.M. REGULAR SESSION**

A regular meeting of the Commissioners' Court of Upshur County, Texas was held on Monday, December 30, 2024 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
 Dustin Nicholson – Commissioner Pct. #2
 Mike Ashley – Commissioner Pct. #3
 Jay W. Miller – Commissioner Pct. #4

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

1. Invocation and Pledges

Prayer was led by Gene Dolle.

Pledges to the U.S. & Texas flags led by Dustin Nicholson.

2. Citizen comments. Judge Tefteller announced that the swear-in ceremony will be held on January 1, 2025 at 11:00 a.m. in the courtroom at the Upshur County Justice Center.

3. Consider and take action on approval of:

- A. The minutes of previous meetings;**
- B. Payroll changes;**
- C. Payroll;**
- D. Budget amendments;**
- E. Accounts Payable;**
- F. Accept for recording: Auditor report; Treasurer reports; Bonds; Oaths; Deputations; Certificates; State and County Taxes Summary; refund of overpayment or erroneous tax payments in excess of \$2500.00; and, applications for use of Upshur County roads and rights-of way and permit requests.**

Mike Ashley made a motion with a second by Dustin Nicholson to approve items 3A-F. Motion carried 5-0. Unanimous vote in favor.
(SEE ATTACHED)

4. Hear any updates and discuss and take necessary action concerning the Round XII Courthouse Grant Renovation and/or the Courthouse employee relocation during the renovation.

Judge Tefteller passed this matter at this time until Judge Leward LeFleur is able to be present to update the Court.

5. Hear from Bobby Baker, Veterans Officer for Upshur County concerning the creation of a Texas Veterans Cemetery in the Upshur County area.

Gene Dolle read a report submitted by Bobby Baker, Veterans Officer for Upshur County, regarding the creation of the Texas Veterans Cemetery in Harrison County.

6. Discuss and take action to appoint or fill the expiring terms of the Emergency Services District Boards #1 and #2, to serve two (2) year terms.

Judge Tefteller recognized Kenny Southwell, President of ESD #1; Gaston DeBerry, III, President of ESD #2; and Tommie Whitaker, Commissioner of ESD #2 present at the meeting. Motion by Jay W. Miller with a second by Dustin Nicholson to appoint Kenny Southwell, Brian Jones, and Gig Wade to the ESD #1 Board to two (2) year terms; Gaston DeBerry, III, Kenny Hankins, and Tommie Whitaker to the ESD #2 Board to two (2) year terms. Motion carried 5-0. Unanimous vote in favor.

7. Discuss and take action to make a nomination to fill the vacancy on the Upshur County Appraisal District Board of Directors for the 2024-2025 unexpired term by the January 25, 2025 deadline.

Motion by Dustin Nicholson with a second by Jay W. Miller to table this to the January 15th meeting. Motion carried 5-0. Unanimous vote in favor.

8. Hear from the Road & Bridge Administrator with an update of the County roads in each precinct.

Phil Stegall, Upshur County Road and Bridge Administrator, announced to the Court that they have had small issues with all the rain. He announced that there are trees down and they are doing routine maintenance and working orders to finish out the year.

9. Discuss and take action to see bids for Road and Bridge materials: Gas & Diesel, Road Oil, Plant Mixed Asphalt, Culverts, Crushed Gravel and RipRap/Rock.

Dustin Nicholson recused himself from the meeting at 10:15 a.m.

Jay W. Miller made a motion with a second by Gene Dolle to authorize Phil Stegall to seek bids for Road and Bridge materials, i.e. Gas and Diesel, Road Oil, Plant Mixed Asphalt, Culverts, Crushed Gravel and RipRap/Rock. Motion carried 4-0. Unanimous vote in favor.

Dustin Nicholson returned to the meeting at 10:20 a.m.

10. Discuss and take action to declare a list of Road & Bridge vehicles and equipment as

surplus items and approve proper disposal of same.

Dustin Nicholson suggested that Mr. Stegall take a look into other auctioneer companies to get the best price for the surplus. Phil Stegall furnished the Court with a list of the vehicles and equipment as surplus items for disposal. Gene Dolle made a motion with a second by Mike Ashley to declare the items on the list as surplus items and give Road and Bridge the authority for disposal through sale or auction. Motion carried 5-0. Unanimous vote in favor.

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

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

A,B Section 551.072 (deliberation regarding real property);

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

_____ Section 551.073 (deliberation about gifts and donations);

C,D Section 551.074 and 551.0745 (personnel matters);

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

TO WIT:

- A. Consideration of the Round XII Project administration in reference to the Courthouse Renovation.**
- B. Consideration of Round XII Renovation Funding and ARPA Grant requirements consistent therewith.**
- C. Discussion of candidates to be appointed to the ESD Boards No. 1 and No. 2.**
- D. Discussion of a candidate to be nominated to serve the remainder of an unexpired 2024-2025 term on the UCAD Board.**

There was no need for the Court to go into **CLOSED SESSION**.

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

N/A

13. Adjourn.

Motion by Mike Ashley with a second by Jay W. Miller to adjourn the meeting. Motion carried 5-0. Unanimous vote in favor. Meeting adjourned at 10:26 a.m.



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.