

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, MARCH 31, 2025
10:00 A.M. REGULAR SESSION**

A regular meeting of the Commissioners' Court of Upshur County, Texas was held on Monday, March 31, 2025 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 Commissioner Dolle.

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

2. Citizen comments. No comments.

Gene Dolle announced the success of their tire disposal day for a total of 3,280 lbs. of tires (799 tires) that were disposed of.

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; Racial Profile Report for Constable Pct. 2; Certificate of Liability Insurance for Gab's Tree Service, Inc.; Order Prohibiting Outdoor Burning March 19, 2025; and, applications for use of Upshur County roads and rights-of way and permit requests.**

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

20. Discuss and take action awarding the bids for the purchase of Road & Bridge materials

(LOW BIDDER NOTICES sent March 4, 2025) not otherwise finally awarded on February 28, 2025.

Commissioner Nicholson recused himself from the meeting.

Longview Asphalt submitted a bid for Hot Oil Sand @ \$95.00/ton (\$110.00/ton delivered). Motion by Commissioner Ashley with a second by Commissioner Dolle to award the bid to Longview Asphalt for Hot Oil Sand. Motion carried 4-0 with Commissioner Nicholson abstaining.

Longview Asphalt submitted a bid for Rock/Rip Rap @ \$51.00/ton (\$66.00/ton delivered). Motion by Commissioner Miller with a second by Commissioner Ashley to award the bid to Longview Asphalt for Rock/Rip Rap. Motion carried 4-0 with Commissioner Nicholson abstaining.

Commissioner Nicholson rejoined the meeting.

- 5. Discuss and take action to proclaim April as Child Abuse Awareness and Prevention Month in Upshur County by approving a Proclamation as well as approving the display of signs at the Upshur County Courthouse (temporary location) and the Upshur County Justice Center.**

Michael Northcutt, Assistant District Attorney, read the Proclamation to the Court. Members of East Texas CASA and Martin House were present. Motion by Commissioner Nicholson with a second by Commissioner Miller to proclaim April as Child Abuse Awareness and Prevention Month in Upshur County and approve the Proclamation as well as approve the display of signs at the Upshur County Courthouse (temporary location) and the Upshur County Justice Center. Motion carried 5-0. Unanimous vote in favor.

Yecenia Hernandez, Crime Victims Coordinator with the Upshur County District Attorney's Office announced the event scheduled on April 23, 2025 as "Gilmer Goes Blue" at the Gilmer Gathering Community Center.

- 6. Discuss and take action to approve the Resolution (#2025-07) for Grant Application #2052818 for the Upshur County Family Violence Intervention Program Project for the 2025-2026 grant year.**

Motion by Commissioner Dolle with a second by Commissioner Miller to approve the Resolution (#2025-07) for Grant Application #2052818 for the Upshur County Family Violence Intervention Program Project for the 2025-2026 grant year. Motion carried 5-0. Unanimous vote in favor.

- 7. Discuss and take action to approve the Resolution (#2025-08) for Grant Application #2912108 for the Upshur County Victim Services Project for the 2025-2026 grant year.**

Motion by Commissioner Ashley with a second by Commissioner Miller to approve the Resolution (#2025-08) for Grant Application #2912108 for the Upshur County Victim Services Project for the 2025-2026 grant year. Motion carried 5-0. Unanimous vote in favor.

4. Hear any updates and discuss and take necessary action concerning the Round XII Courthouse Grant Renovation.

Rick Sacy, Contractor for the Courthouse Grant Renovation project, presented a change order to the Court regarding moving the water tap from the East side of the courthouse to the West side and the addition of dual taps as required by the City. He explained to the Court that he had met with the City of Gilmer and the City of Gilmer went out for bids for the upgrade to the water line. Mr. Sacy presented a proposal to the Court for said upgrade in the amount of \$31,386.00 from J 2 Construction Services, LLC. Motion by Commissioner Nicholson with a second by Commissioner Miller to approve the change order as presented. Motion carried 5-0. Unanimous vote in favor.

Mr. Sacy further requested approval from the Court to combine the change order proposals 3,4,5,6 and 8 as previously approved to one formal change order. Motion by Commissioner Ashley with a second by Commissioner Dolle to approve the request as presented. Motion carried 5-0. Unanimous vote in favor.

Mr. Sacy presented a sketch for the Court's consideration wherein he is proposing a sitting garden on the Southside of the building to showcase the pavers that were removed from the fountain area.

9. Discuss and take action to approve a request by Julie York for out-of-state, one-way air travel to attend the Southern Region 4-H Volunteer Conference October 2-5, 2025 in Eatonton, Georgia. (She and Lisa East are to be presenters on the Upshur County and Texas Sportfishing project.)

Motion by Commissioner Nicholson with a second by Commissioner Miller to approve the request by Julie York for out-of-state, one-way air travel to attend the Southern Region 4-H Volunteer Conference October 2-5, 2025 in Eatonton, Georgia. Motion carried 5-0. Unanimous vote in favor.

8. Discuss and take action to approve a request by Julie York for out-of-state travel to attend the Outdoor Adventure Camp at the Oklahoma 4-H Volunteer Conference on June 27-28, 2025. (She and Lisa East have been asked to be presenters at this camp.)

Motion by Commissioner Ashley with a second by Commissioner Miller to approve the request by Julie York for out-of-state travel to attend the Outdoor Adventure Camp at the Oklahoma 4-H Volunteer Conference on June 27-28, 2025. Motion carried 5-0.

Unanimous vote in favor.

- 10. Hear from Cynthia King, Upshur County Librarian concerning the state of the Upshur County Library and the Annual Report. Discuss and take necessary action.**

Cynthia King presented the Court with her Annual Report.

- 11. Discuss and take action to allow the Friends of the Library to hold their semi-annual book sale and craft fair at the Library building – Book Sale will be Wednesday 04/30/2025 through Saturday 05/03/2025. The Craft Fair will be Saturday 05/03/2025.**

Motion by Commissioner Ashley with a second by Commissioner Miller to allow the Friends of the Library to hold their semi-annual book sale and craft fair at the Library building. Motion carried 5-0. Unanimous vote in favor.

- 12. Discuss and take action to approve request by Cynthia King for out of state travel to attend the Association of Rural & Small Libraries annual conference. Leaving September 16, 2025 and returning September 20, 2025 or September 21, 2025 depending on the availability of a return flight.**

Motion by Commissioner Miller with a second by Commissioner Ashley to approve the request by Cynthia King for out of state travel to attend the Association of Rural & Small Libraries annual conference. Motion carried 5-0. Unanimous vote in favor.

- 13. Hear from Cynthia King concerning a “Book Monument” for the front of the library. Take necessary action.**

Cynthia King presented pictures of her thoughts concerning a “Book Monument” for the front of the library. No action.

- 14. Discuss and take action to accept for recording the plat for Clear Creek Subdivision.**

Motion by Commissioner Dolle with a second by Commissioner Nicholson to accept for recording the plat for Clear Creek Subdivision. Motion carried 5-0. Unanimous vote in favor.

- 15. Discuss and take action to approve the trade of twenty (20) used handguns for twenty (20) new handguns for deputies through GT Distributors.**

Motion by Commissioner Nicholson with a second by Commissioner Dolle to approve the trade of twenty (20) used handguns for twenty (20) new handguns for deputies through GT Distributors. Motion carried 5-0. Unanimous vote in favor.

- 16. Discuss and take action to approve the purchase of computer hardware upgrades for either the offices of the County Clerk and/or District Clerk, not to exceed \$7,000.00 for use with the new Tyler Tech Court Management software to be charged to Fund 221 County & District Court Technology Fund.**

Motion by Commissioner Ashley with a second by Commissioner Miller to approve the purchase of computer hardware upgrades for either the offices of the County Clerk and/or District Clerk, not to exceed \$7,000.00 for use with the new Tyler Tech Court Management software to be charged to Fund 221 County & District Court Technology Fund. Motion carried 5-0. Unanimous vote in favor.

- 17. Discuss and take action on imposing a burn ban or continuing any burn ban already in effect.**

No action.

- 18. Discuss and take action reimbursing per diem travel expenses for County Commissioners for traveling to and from the Upshur County School land in Baylor and Throckmorton Counties.**

Motion by Commissioner Ashley with a second by Commissioner Dolle to approve reimbursing per diem travel expenses for County Commissioners for traveling to and from the Upshur County School land in Baylor and Throckmorton counties.

Motion by Commissioner Nicholson with a second by Commissioner Dolle to approve reimbursing per diem travel expenses for County Commissioners for traveling to and from the Upshur County School land in Baylor and Throckmorton counties to be paid from the School land funds as part of the administration of said funds. Motion carried 5-0. Unanimous vote in favor.

- 19. Discuss and take action to approve the certification of a total of \$10,774.00 received from the sale of scrap metal at Road & Bridge for the months of February and March, 2025.**

Motion by Commissioner Dolle with a second by Commissioner Nicholson to approve the certification of a total of \$10,774.00 received from the sale of scrap metal at Road & Bridge for the months of February and March, 2025. Motion carried 5-0. Unanimous vote in favor.

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

Phil Stegall, Road & Bridge Administrator gave an update to the Court regarding the work being done on the County roads.

22. 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,C Section 551.0725 (deliberation and discussion of contracts being negotiated);

_____ Section 551.073 (deliberation about gifts and donations);

_____ 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 the award of bids for Road & Bridge materials.

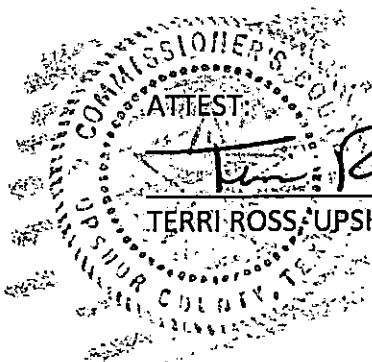
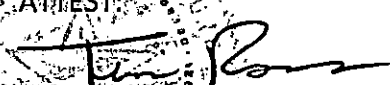
The Court did not go into CLOSED SESSION.

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

N/A

24. Adjourn.

Motion by Commissioner Ashley with a second by Commissioner Miller to adjourn the meeting. Motion carried 5-0. 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.