

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS  
FRIDAY, OCTOBER 14, 2016  
9:00 AM REGULAR SESSION**

**Commissioners met in regular session with Commissioner Mike Spencer presiding.  
Judge Fowler was not in attendance.**

**1. Invocation and Pledges.**

Prayer said by Frank Berka

**2. Consider and take action on approval of:**

**A. The minutes of previous meeting:**

Motion to approve the minutes of previous meeting made by Paula Gentry

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved. (Minutes of meeting held on September 30th)

**B. Payroll changes:**

Motion to approve payroll changes made by Frank Berka

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copies attached.

**C. Payroll:**

Motion to approve payroll made by Paula Gentry

Second by Don Gross            Frank Berka abstained

Paula Gentry, Don Gross and Mike Spencer voted for

Motion approved.

Copy attached.

**D. Budget amendments:**

Motion to approve budget amendments made by Don Gross

Second by Frank Berka

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

There were actually no budget amendments to approve.

**E. Accounts payable:**

**Bills Previously Paid:**

Motion to approve accounts payable made by Paula Gentry

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copy attached.

**F. Accept for recording: Auditor reports; Treasurer reports; Bonds; Oaths; Deputations; Certificates; 2016 Disaster Relief Fund application to the Texas Department of Agriculture and Resolution; Upshur County Travel Policy; and applications for use of Upshur County roads and rights-of-way and permit requests.**

Motion to record all documents listed above made by Frank Berka

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

Copies attached.

**3. Discuss and take action to accept offer for full struck-off amount for property described in tax suit 10-179TX.**

Motion to approve the sale of the property described in tax suit 10-179TX made by Paula Gentry

Second by Don Gross                      Frank Berka abstained

Paula Gentry, Don Gross and Mike Spencer voted for.

Motion approved.

Copy attached.

**4. Discuss and take action to transfer a 2006 Ford Explorer, VIN #1FMEU62E56UA93391 from the Sheriff's Office to Road & Bridge.**

Motion to table this item made by Frank Berka

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**5. Discuss and take action to appoint Dean Fowler and Gary Smith to the Board of Directors of the East Texas Housing Finance Corporation for a six (6) year term.**

Motion to appoint Dean Fowler and Gary Smith to the Board of Directors of the East Texas Housing Finance Corporation made by Paula Gentry

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

Copy attached.

**6. Discuss and take action to dispose of the old Christmas lights as salvage property.**

Motion to dispose of the old Christmas lights as salvage property made by Don Gross

Second by Frank Berka

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

**7. Discuss and take action on policy to pay County employees holiday and compensatory time that was adopted in July 15, 2016 meeting.**

Motion to rescind the policy adopted at July 15<sup>th</sup> meeting and re-instate the previous policy made by Frank Berka

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**8. Discuss and take action to approve payment of repair charge on Treasurer's office door from Courthouse Security funds.**

Motion to approve payment of repair charge on Treasurer's office door out of Courthouse Security funds made by Don Gross

Second by Frank Berka

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

**9. Discuss and take action to pay for Courthouse Security training from Courthouse Security funds.**

Motion to pay for Courthouse Security training from Courthouse Security funds made by Don Gross

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**10. Discuss and take action to approve Certificate of Substantial Completion prepared by Komatsu Architecture for completion of Round VIII Emergency Grant from Texas Historical Commission.**

Motion to approve the Certificate of Completion prepared by Komatsu made by Frank Berka

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for

Motion approved.

Copy attached.

**11. Discuss and take action on 2017 Upshur County Resolution on Indigent Defense Grant Program.**

Motion to approve the County Resolution on Indigent Defense Grant made by Don Gross

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copy attached.

**12. Discuss and take action to approve changing claim period at end of FSA year from 180 days to 90 days.**

Motion to approve changing claim period from 180 days to 90 days on the FSA account made by Frank Berka

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copy attached.

**13. Discuss and take action to designate Fire Marshall position as part-time employee.**

Motion to suspend the appointment of the Fire Marshall made by Mike Spencer

Second by Frank Berka

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

It was then brought to the Courts attention the motion made does not follow along with the way the agenda item reads. Commissioner Mike Spencer then rescinded his previous motion.

Motion to table item 13 made by Frank Berka

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**14. Discuss and take action to pay for an office chair for the Auditor's office out of Non-Departmental furniture and fixtures.**

Motion to approve payment of an office chair out of Non-Departmental for Auditor's office not to exceed \$200.00 made by Don Gross

Second by Frank Berka

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**15. Discuss and take action to approve appointment of Gene Crutsinger as Deputy Constable for Pct. 1.**

Motion to appoint Gene Crutsinger as Deputy Constable for Pct. 1 made by Don Gross

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

**16. Hear from Inmate Telephone vendors.**

The Court heard first from Lindsay Babenco, a representative of Securus Technologies, and then from Doug Morgan, a representative of NCIC Inmate Telephone Services, about what their companies can offer Upshur County regarding the Inmate Telephone Service. Each Representative spoke about the technology they are capable of and the difference in cost.

No action was taken at this time.

**17. Discuss and take action to approve contract for services between Upshur County and Kofile for imaging and indexing of real property records in the Upshur County Clerk's office.**

Motion to approve the contract for services between Upshur County and Kofile for imaging made by Don Gross

Second by Paula Gentry

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copy attached.

**18. Discuss and take action to approve the County membership in the National Joint Powers Alliance and payment of membership fee.**

Motion to approve the County membership in the National Joint Powers Alliance made by Paula Gentry

Second by Don Gross

Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.

Motion approved.

Copy attached.

**19. Discuss and take action to approve contract for services between Upshur County and Tyler Technologies Inc. for Eagle Recorder Land Record Software.**

Item 19 was tabled until the next meeting on October 31<sup>st</sup>.

**20. 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.

