

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
JULY 31, 2018
9:00 AM REGULAR SESSION**

Commissioners met in regular session with all members present.

1. Invocation.

Prayer said by Judge Fowler

2. Pledges.

3. Consider and take action on approval of:

A. The minutes of previous meeting:

Motion to approve the minutes of previous meeting as written made by Mike Spencer
Second by Don Gross
Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.
Motion approved. (Minutes of meeting held on July 16th)

B. Payroll changes:

Motion to approve payroll changes made by Frank Berka
Second by Mike Spencer
Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.
Motion approved.
Copies attached.

C. Payroll:

Motion to approve payroll made by Mike Spencer
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 Paula Gentry

Second by Don Gross

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

Motion approved.

Copy attached.

E. Accounts payable:

Bills Previously Paid:

Motion to approve accounts payable made by Frank Berka

Second by Mike Spencer

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; State and County Taxes Summary; refund of overpayment or erroneous tax payments in excess of \$2500.00; Certificate of Liability Insurance for Material Resources, Inc; 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 Mike Spencer

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

Motion approved.

Copies attached.

4. Discuss and take action to approve Upshur County 4-H use of the Courthouse lawn to host the 4-H Kick-off on Saturday, September 8, 2018 from 9-11 a.m.

Motion to approve the use of the Courthouse lawn for the 4-H Kick-off on Saturday, September 8, 2018 from 9-11 a.m. made by Mike Spencer

Second by Paula Gentry

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

Motion approved.

- 5. Discuss and take action to approve rental of a vehicle by Julie York for travel to the TAE4-HA State Conference and State 4-H Record Book Judging in San Antonio August 5-10, 2018 and an additional rental September 22-28, 2018 for the TEAFCS/NEAFCS conferences in San Antonio.**

Motion to approve both car rentals by Julie York made by Paula Gentry

Second by Don Gross

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

Motion approved.

- 6. Discuss and take action to purchase a commercial-grade shredder for the DA's office out of Office Machines and Equipment.**

Motion to approve the purchase of a shredder, up to \$2000.00, out of Office Machines and Equipment for the DA's office made by Frank Berka

Second by Paula Gentry

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

Motion approved.

- 7. Discuss and take action to purchase chairs for the Auditor's office from 409 Furniture and Fixtures.**

Motion to approve the expenditure of \$150.00 for chairs in the Auditor's office out of 409 Furniture and Fixtures made by Paula Gentry

Second by Mike Spencer

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

Motion approved.

- 8. Hear from Sheriff Larry Webb concerning the award of the Jail Commissary bid.**

Sheriff Larry Webb informed the court, as a courtesy, that he would award the bid for Jail Commissary to Keefe Commissary Network, LLC.

No action was needed.

9. Discuss and take action to accept road materials donated by the Wen family for the repair of Orchid Road.

Motion to accept and approve the donation of approximately \$15,000.00 in material for Orchid Road from the Wen family made by Don Gross

Second by Mike Spencer

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

Motion approved.

10. Discuss and take action to purchase three new motor graders and three new backhoes with lease from First National Bank of Wichita Falls or in the alternative, execute a new lease for our existing motor graders and backhoes.

Motion to purchase three new motor graders and three new backhoes with lease money from First National Bank of Wichita Falls made by Frank Berka

Second Don Gross

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

Motion approved.

11. Discuss and take action to repair Pritchett VFD fund raiser designated parking areas under interlocal agreement.

This item was tabled until a later time.

12. Discuss and take action to remove Section 6.01 of ARTICLE VI 'CONTINUATION OF COVERAGE' of our insurance program relating to a 3 month insurance extension in the event of termination of active employment due to:

1. Lay-off;

2. Total disability;

3. Leave of absence which does not meet FMLA requirements.

Motion to remove Section 6.01 of ARTICLE VI 'CONTINUATION OF COVERAGE' from our plan document made by Frank Berka

Second by Mike Spencer

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

Motion approved.

13. Discuss and take action on the burn ban.

Motion to continue the burn ban until August 15 made by Paula Gentry
Second by Don Gross
Paula Gentry, Don Gross, Frank Berka and Mike Spencer voted for.
Motion approved.

14. Discuss and take action on proposed budget and tax rate.

Motion to set our next year's tax rate at the effective rate made by Mike Spencer
Second by Frank Berka
Motion fails
Motion to post notice of the tax rate at our current rate made by Don Gross
Second by Mike Spencer
Paula Gentry, Don Gross and Mike Spencer voted for. Frank Berka voted against.
Motion passes 3-1

15. 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.

