

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
FRIDAY, FEBRUARY 15, 2019
9:00 AM REGULAR SESSION**

Commissioners met in regular session with all members present.

1. Invocation and Pledges

Prayer said by Judge Tefteller

2. 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 Frank Berka

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved. (Minutes of meeting held on January 31st)

B. Payroll changes:

Motion to approve payroll changes made by Jay Miller

Second by Frank Berka

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

C. Payroll:

Motion to approve payroll and election payroll made by Paula Gentry

Second by Dustin Nicholson Frank Berka abstained

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

D. Budget amendments:

No action needed.

E. Accounts payable:

Expense Approval Report:

Motion to approve accounts payable made by Frank Berka

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

F. Accept for recording: Auditor reports; Treasurer reports; Bonds; Oaths; Deputations; Certificates; refund of overpayment or erroneous tax payments in excess of \$2500.00; Sheriff's Office Racial Profile Report; Agreement Between the Texas Department of Agriculture and the County of Upshur Contract No. 7218036 for the Small Towns Environment Program (STEP); 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 Paula Gentry

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

3. Discuss and take action to make additional appointments to the Child Welfare Board.

Motion to appoint Tara Gunnells to the Child Welfare Board made by Dustin Nicholson

Second by Frank Berka

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

4. Discuss and take action to place NO TANDEM AXLE TRUCKS signs on Iris Lane from the Intersection of Hwy 155 & Iris Lane to Iris Lane & Orchid.

Motion to place NO TANDEM AXLE TRUCKS signs on the roads specified made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.
Motion approved.

5. Discuss and take action to award Road and Bridge insurance funds from wrecked dump trucks in order to purchase another dump truck.

Motion to authorize Andy Jordan to use the \$7250.00 insurance funds to purchase another dump truck made by Frank Berka

Second by Paula Gentry

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.
Motion approved.

6. Discuss and take action to approve expenditures from the JP Technology Fund for purchase of one (1) Surface Pro tablet for JP 3.

Motion to approve the expenditures for the Surface Pro tablet for JP 3 made by Dustin Nicholson

Second by Paula Gentry

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.
Motion approved.

7. Discuss and take action to accept bids for the depository contract.

Motion to accept depository bids with the bids being due back to the County Judge's office by 5:00pm on March 28th to be opened March 29th in Commissioner's Court and awarded at a later date made by Frank Berka

Second by Paula Gentry

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.
Motion approved.

8. Discuss and take action to approve a Resolution in support of Game Room regulation, as set forth in proposed HB 1404 filed by Representative Jay Dean.

Motion to approve the Resolution in support of HB 1404 made by Paula Gentry

Second by Jay Miller

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

9. Discuss and take action to approve a Memorandum of Understanding between the Upshur County Sheriff and the Bureau of Alcohol, Tobacco, Firearms and Explosives to join their task force.

Motion to approve the Memorandum of Understanding between the Upshur County Sheriff and the ATF task force made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Jay Miller and Judge Tefteller voted for. Frank Berka voted against.

Motion approved.

Copy attached.

10. Discuss and take action to approve the purchase of a copy machine for the Jail Control Room out of Office Machines/Equipment line.

Motion to approve the purchase of a copy machine for the Jail Control Room made by Paula Gentry

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

- 11. Discuss and take action to approve the recommendation of the Selection Review Committee to award a contract to Tejas Archaeology to complete the archeological survey for the County's 2017/2018 STEP project on behalf of Union Grove WSC and to authorize the Selection Committee to negotiate a contract as applicable.**

Motion to approve the contract to Tejas Archaeology on behalf of Union Grove WSC made by Jay Miller

Second by Dustin Nicholson

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

- 12. Discuss and take action to approve the date and location for Spring Dump Days.**

Motion to set Saturday, March 30, 2019 as the Spring Dump Day at the Pug Mill on Cottonwood Road, off of FM 1404 in Pritchett from 8:00am – 3:00pm made by Paula Gentry

Second by Frank Berka

Paula Gentry, Dustin Nicholson, Frank Berka, Jay Miller and Judge Tefteller voted for.

Motion approved.

- 13. Discuss and take action to approve an Interlocal Cooperation Contract with DPS for the County provided DPS Civil employee.**

Motion to approve the Contract provided that the employee's signature is on the confidentiality agreement made by Frank Berka

Second by Jay Miller

Dustin Nicholson, Frank Berka and Jay Miller voted for. Paula Gentry and Judge Tefteller voted against.

Motion approved.

- 14. The Upshur County Commissioners Court will now hold a Closed Executive Session meeting pursuant to the provisions of Chapter 551 of the Texas Government Code in accordance with the authority contained in:**

(A). Section 551.074 of the Texas Government Code to discuss and to deliberate personal matters to evaluate performance and duties of a public officer or employee – Upshur County Constable, Pct. 3.

- 15. Court will re-convene into open session and take any action necessary as a result of Closed Session, if any.**

No action taken.

- 16. 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.

