

03/15/2022 Regular Session

**COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
TUESDAY, MARCH 15, 2022
10:00AM REGULAR SESSION**

Commissioners met in regular session with all members present.

1. Invocation and Pledges

Prayer said by Gene Dolle

Pledges said by Dustin Nicholson

2. Consider and take action on approval of:

A. The minutes of the previous meeting:

B. Payroll changes:

C. Payroll: Election Payroll

D. Budget amendments:

E. Accounts Payable:

Expense Approval Report:

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; Property Fraud Alert Service Agreement, Upshur County, TX County Clerk's Office; Purchase Agreement between TLC Office Systems and Upshur County for copy machine; Purchase Agreement between TLC Office Systems and Upshur County for six (6) copy machines; and applications for use of Upshur County roads and rights-of way and permit request.

Motion to approve and record items A- F made by Mike Ashley

Second by Jay W. Miller

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copies attached.

- 3. Discuss and take action to approve use of Courthouse lawn and vacant lot by the Chamber of Commerce for the Easter Egg Hunt on April 16, 2022; the Cherokee Rose Festival on May 7, 2022 and for the ARTWALK: Art on the Bricks on May 21, 2022.**

Motion to approve the Chamber of Commerce the use of the Courthouse lawn and vacant lot for the dates and events as listed above made by Mike Ashley

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

- 4. Discuss and take action to approve a request by the Gilmer Area Farmers' Market committee to use the vacant lot between the Roberts Building and Stewart Realty from 3 p.m. until 9 p.m. every other Saturday for the months of April – August for a total of 8 events. The first market day will be April 23rd. We also ask to use the parking lot of the Tax Assessor's office for the vendors to part from 3 p.m. to 9 p.m. on the days of each event.**

Motion to approve a request by the Gilmer Area Farmers' Market committee to use the vacant lot every other Saturday from 3 p.m – 9 p.m between the Roberts Building and Stewart Realty beginning April 23rd thru August and to use the Tax Assessor's parking lot for vendor parking on the days of each event made by Jay W. Miller

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

5. **Discuss and take action to authorize LiveGilmer.com to use the Upshur County Courthouse lawn for the 2nd Annual RISK IT FOR THE BRISKET event they are hosting. They are requesting to use the lawn beginning Friday, March 25, 2022 from 2 p.m. – 8 p.m. and Saturday, March 26, 2022 from 8 a.m. – 8 p.m.**

Motion to allow LiveGilmer.com to use the Upshur County Courthouse lawn for the 2nd Annual RISK IT FOR THE BRISKET event for the dates and times listed above made by Jay W. Miller

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

6. **Recognize the members of the Upshur County 4-H Houston Livestock Show and Rodeo Champion 4-H Meat Judging Team and present the trophy.**

Kaitlyn Slover with the County Extension Service introduced two of the 4-H Meat Judging Team members, Becca Jordan who was 12th individual and her team got 1st place and Travis Coe who was 8th individual and his team got 1st. Unable to attend were Brody Patton and Presley McCrawl. Miss McCrawl got 1st overall. They each got plaques, for their individual award, and a belt buckle. The team also won the Coveted Houston H trophy and a Crystal Vase which will have their name engraved on it and if they win it three years in a row they get to keep it.

No action was needed.

7. **Discuss and take action to accept the new map of Upshur County, Texas compliments of East Texans for Liberty (ET4L).**

Motion to accept a new Upshur County map, which outlines the new Commissioner Precinct Lines and voting boxes after redistricting was done made by Jay W. Miller

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

8. Discuss and take action to approve a room number designation at the Rock Building for Upshur County Crime Stoppers.

Motion to designate the Crime Stoppers room at the Rock Building as number 106 made by Mike Ashley
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

9. Discuss and take action to accept for recording the plats for Oak Grove Estates subdivision, Jennings Estates subdivision and Jenkins Landing subdivision.

Motion to approve the plat for recording of the Jennings Estates subdivision and table the plats for Oak Grove Estates and Jenkins Landing subdivision made by Jay W. Miller
Second by Mike Ashley
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.
Copy attached.

10. Discuss and take action to approve the Resolution for Grant Application #2052815 for the Upshur County Family Violence Intervention Program Project and the Resolution for Grant Application #2912105 for the 2022-2023 grant year.

Motion to approve the Resolution for Grant Application #2052815 for the Upshur County Family Violence Intervention Program Project and the Resolution for Grant Application #2912105 for the 2022-2023 grant year made by Gene Dolle
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.
Copies attached.

- 11. Discuss and take action to approve the purchase of a new shed for the Upshur County Maintenance Department to store tools and equipment at a cost not exceeding \$9,000 to be paid for from the ARPA Grant.**

Motion to approve the purchase of a new shed for the Maintenance Department to store tools and equipment not exceeding \$9,000 and to be paid for out of the ARPA Grant made by Gene Dolle

Second by Mike Ashley

Gene Dolle, Mike Ashley and Judge Tefteller voted for.

Dustin Nicholson and Jay W. Miller voted against.

Motion approved.

- 12. Discuss and take action to accept a donation of approximately 200 used railroad ties from Union Pacific Railroad to be utilized in construction of the Sheriff's Office Shooting Range.**

Motion to accept a donation of approximately 200 used railroad ties to be utilized in construction of the Sheriff's Office Shooting Range made by

Mike Ashley

Second by Dustin Nicholson

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

- 13. Discuss and take action to accept the resignation of Mike Fennell from the Emergency Services District No. 1.**

Motion to accept the resignation of Mike Fennell from the ESD No. 1 made by Gene Dolle

Second by Mike Ashley

Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.

Motion approved.

Copy attached.

- 14. Discuss and take action on the selection of an internet provider to service the Upshur County Library beginning in the Summer of 2022.**

Motion to sign a four year contract with LEARN as an internet provider to service the Library beginning in the Summer of 2022 made by Mike Ashley
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

- 15. Hear from Petroleum Traders. Discuss and take action to award Road & Bridge bid for diesel fuel and gasoline.**

Motion to award the bid for diesel fuel and gasoline to Petroleum Traders made by Jay W. Miller
Second by Mike Ashley Dustin Nicholson abstained.
Gene Dolle, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.
Copy attached.

- 16. Discuss and take action to approve Road & Bridge purchasing and installing another 8,000 gallon gas tank.**

Motion to table item 16 until a later time made by Dustin Nicholson
Second by Jay W. Miller
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

- 17. Discuss and take action authorizing the repair or resurfacing of parts of Buffalo Street in west Gilmer.**

Motion to authorize the work on Buffalo Street west of the City Limit sign made by Jay W. Miller
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

18. Discuss and take action to approve a commercial real estate appraisal of the Upshur County vacant lot.

Motion to approve a commercial real estate appraisal of the vacant lot, to be paid for by the Credit Union of Texas made by Mike Ashley
Second by Jay W. Miller
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

19. Discuss and take action to approve the payment of attorney fees and cost of Court not to exceed \$9,000 related to Court Initiated Guardianships to be paid from funds collected under Local Govt. Code 118.

Motion to approve payment of attorney fees and cost of Court not to exceed \$9,000 related to Court Initiated Guardianships to be paid from funds collected under Local Govt. Code 118 made by Gene Dolle
Second by Dustin Nicholson
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

20. Discuss and take action to approve the use of up to \$11,000 from general contingency for the cost to be incurred to conduct the Constitutional Amendment Election on May 7, 2022.

Motion to approve the use of up to \$11,000 from general contingency to pay for the Constitutional Amendment Election on May 7, 2022 made by Dustin Nicholson
Second by Mike Ashley
Gene Dolle, Dustin Nicholson, Mike Ashley, Jay W. Miller and Judge Tefteller voted for.
Motion approved.

21. **DISCUSSION ONLY:** Discuss meeting with Charlie Kern from Komatsu Architecture about Courthouse maintenance, renovations upkeep and the vacant lot on the square. Discuss also our suitability for the Courthouse Renovation Grant offered through the Texas Historical Commission.

No action needed.

22. **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.

