



# UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

3-30-90

Commissioners Court met in special session with all members present with the exception of Judge Dean. David Loyd presided in his place.

Motion by David Loyd seconded by Gaddis Lindsey to approve the minutes of the previous meeting. Motion carried.

Motion by David Loyd seconded by Bill Loggins to approve the permit application of David Bishop to install a culvert within ROW of Locust Road. Motion carried, copy attached.

Motion by Gaddis Lindsey seconded by Bill Loggins to approve the special road use agreement by John Davidson Logging to haul logs on Flamingo Road. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by Bill Loggins to approve the permit application of Buddy Tillery to install a culvert within ROW of Stag Road. Motion carried, copy attached.

Motion by Bill Loggins seconded by Tommy Eatherton to approve the overload permit by Neece Trucking Co. to haul on Upshur County Roads. Motion carried, copy on file.

Motion by Bill Loggins seconded by David Loyd to approve the overload permit by JM Petroleum to haul on Upshur County Roads. Motion carried, copy on file.

Gaddis Lindsey made a motion to approve the payment of the bills including the one to the Vernon State Hospital that had been held from the last meeting. Seconded by David Loyd. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by David Loyd to approve the payroll for March. Motion carried, copy attached.

A letter was presented to the court informing them that the Veterans Officer, Michael Loyd had been ordered to report for a two week training session with the Army Reserve. Motion by Tommy Eatherton seconded by Gaddis Lindsey to approve this. Motion carried, copy attached.

Gaddis Lindsey presented a resolution to the court for their consideration. He stated that the county has done work in the City Park at times that the city has overworked and ruined. The resolution stated that in the future the County must have a request to do work in the park in writing from the city. Motion carried, copy attached.

Motion by David Loyd seconded by Bill Loggins to approve the resolution continuing the contract for purchasing from the state. Motion carried, copy attached.

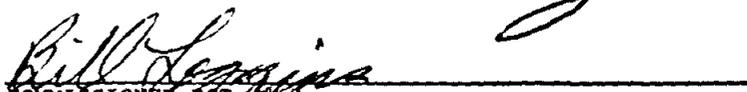
A fact sheet on the new minimum wage increase was placed in the minutes.

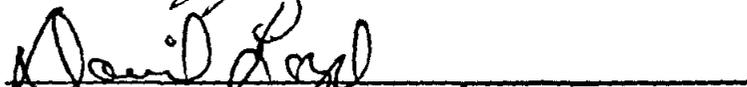
The financial statement was presented and discussed. A copy will be on file in the County Clerk's Office.

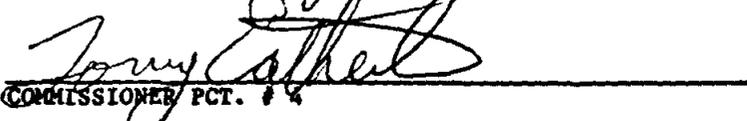
Motion by Bill Loggins seconded by Gaddis Lindsey to adjourn. Motion carried.

  
COUNTY JUDGE

  
COMMISSIONER PCT. # 1

  
COMMISSIONER PCT. # 2

  
COMMISSIONER PCT. # 3

  
COMMISSIONER PCT. # 4

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

TO: THE UPSHUR COUNTY COMMISSIONERS COURT  
COUNTY OF UPSHUR  
GILMER, TEXAS

PRECINCT 3  
DATE 3-29-90

Formal notice is hereby given that David Bishop  
whose principal address is 319 Roberts - Gilmer  
does propose to place a Culvert  
within the ROW of County Road Locust Rd.  
as follows:

15"

843-3058

The location and description of the proposed lines or appertenances is more fully shown by three (3) copies of drawings attached to this application.

All work will be as directed by the County Commissioner or his designate in full accordance with Upshur County Road and Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

NAME David Loyd  
TITLE Comm. Pt 3  
ADDRESS \_\_\_\_\_

FILED  
REX A. SHAW  
COUNTY CLERK  
90 MAR 30 AM 10:45  
UPSUR COUNTY, TX.  
BY \_\_\_\_\_ DEPUTY

Approved

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS §  
COUNTY OF UPSHUR §

KNOW ALL MEN BY THESE PRESENTS

The undersigned John Davidson Logging, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 1, Upshur County, Texas, and in order to get material to market it is necessary to use a portion of Upshur County roads located in Precinct No. 1, over which Commissioner has jurisdiction and obligation to maintain in good repair, and both parties being aware of possible damage to said roads as a result of hauling on and over same, enter into the following agreement:

1.  
First Party agrees to use only that section of (describe exact route, direction and miles in tenths) \_\_\_\_\_

Flamingo Road

2.  
First Party agrees to use its vehicles in such a manner as not to block or interfere with other traffic on said road, so that said road will be open to travel by the public at all times.

3.  
First Party agrees to grade, maintain and otherwise repair said road, using its own equipment, labor and materials, if any needed, during the duration of time that First Party is removing logs from its lands located in Precinct No. 1, Upshur County.

4.  
First Party agrees to put said road back into the same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.  
First Party agrees to POST SURETY BOND in the amount of \$ \_\_\_\_\_ to Upshur County Commissioner's Court to insure performance of agreement.

6.  
Nothing herein shall be construed as a waiver by the Commissioner of the authority granted him by Article 6716, V.A.C.S., but the rights and authority granted the Commissioner by the terms of Article 6716, V.A.C.S., are expressly reserved by the Commissioner in the event First Party fails to abide by the conditions above set forth.

John Davidson  
First Party Signature

Rt. 1 Box 281  
Street or Box

Idabel, OK 74745  
City, State and Zip Code

405-286-7922  
Telephone

VEDT Corp  
Timber Tract

March 28, 1990  
Date Signed

County Judge

Glenn L. Ludge  
Commissioner 1

Bill Loggins  
Commissioner 2

David J. Boyd  
Commissioner 3

John C. Baker  
Commissioner 4

\_\_\_\_\_  
Date Signed

Permit issued for a period not to exceed 90 days.

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PERMIT APPLICATION FOR  
USE OF UPSHUR COUNTY RIGHT OF WAY

TO: THE UPSHUR COUNTY COMMISSIONERS COURT  
COUNTY OF UPSHUR  
GILNER, TEXAS

PRECINCT # 4  
DATE 3-28-90

Formal notice is hereby given that Buddy Jilley  
whose principal address is Rt. 7 Box 596, Gilmer, TX. 75644  
does propose to place a Culvert  
within the ROW of County Road Step Rd.  
as follows:

725-6039

The location and description of the proposed lines or appertenances is more fully shown by three (3) copies of drawings attached to this application.

All work will be as directed by the County Commissioner or his designate in full accordance with Upshur County Road & Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

NAME Buddy Jilley

TITLE \_\_\_\_\_

ADDRESS \_\_\_\_\_

*Approved*

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

30 MAR 1990

Approved Disbursements  
ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 03/27/90 thru 03/30/90

PAGE 1

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
39799-AP	03/29/90	MORRIS CO SHERIFF'S DEPT	\$40.00	\$40.00	D A-CAUSE#137-90 CITATION/DARLENE MESSER
39800-AP	03/29/90	CAMP CO SHERIFF'S OFFICE	\$40.00	\$40.00	D A-CAUSE#137-90 CITATION/KEITH BEDNAR
39801-AP	03/29/90	CAMP CO SHERIFF'S OFFICE	\$40.00	\$40.00	D A-CAUSE#137-90 CITATION/LUTHER DAVID MESSER, SR
39805-AP	03/30/90	ABBOTT PNDARVIS	\$120.00	\$120.00	PCT#2-REIMBURSE/500mi@.24ea(TRUCK USED)
39806-AP	03/30/90	AMY K SMITH	\$25.00	\$25.00	ELECTION-(5)hrs@\$.5 ea/PRIMARY ELECTION RECOUNT/SCANNER
39807-AP	03/30/90	ARKLA GAS	\$770.96	\$244.54 \$526.42	CT. H-ACCT#1520708296005/MARCH 21'90 BILL J CTR-ACCT#1520708101502/MARCH 21'90 BILL
39808-AP	03/30/90	BARBARA MOORE	\$77.49	\$77.49	JP#1-REIMBURSE/MEALS&MILEAGE(JP SCHOOL@DALLAS)BARBARA&CAROLYN
39809-AP	03/30/90	BENEFIT PLAN ADMINISTRATORS, I	\$8,013.93	\$8,013.93	BENEFIT CONTRIBUTIONS/MARCH '90 PAYROLL
39810-AP	03/30/90	CITY OF GILMER	\$1,006.14	\$137.76 \$781.08 \$87.30	CT-H-ACCT#130274000/MARCH 21'90 BILLING J CTR-ACCT#010067500/MARCH 21'90 BILLING ROCK. BLDG-ACCT#130345000/MARCH 21'90 BILLING
39811-AP	03/30/90	ELMO HOLLINS	\$60.00	\$60.00	PCT#2-(13)LOADS GRAVEL@\$.4 ea
39812-AP	03/30/90	ESGO ELEVATORS, INC.	\$150.07	\$150.07	ACCT#S22UP7890/ELEVATOR SERVICE 4'90
39813-AP	03/30/90	EVERETT DEAN	\$69.60	\$69.60	COMM. CT-REIMBURSE/MEALS&MILEAGE(ETCOO MEET)
39814-AP	03/30/90	GENERAL TELEPHONE COMPANY	\$471.82	\$471.82	TELE. COMM-#843-3083/MARCH 22'90 BILL
39815-AP	03/30/90	GILMER NATIONAL BANK	\$41,376.40	\$15,115.80 \$26,260.60	WITHHOLDING/MARCH '90 PAYROLL DEDUCTIONS FICA/MARCH '90 PAYROLL DEDUCTIONS
39816-AP	03/30/90	GLENN CAMPBELL, SR.	\$100.00	\$100.00	PCT#4-(25)LOADS SAND/GRAVEL@\$.4 ea
39817-AP	03/30/90	KAY F. SMITH	\$25.00	\$25.00	ELECTION-(5)hrs@\$.5 ea/PRIMARY ELECTION RECOUNT/SCANNER
39818-AP	03/30/90	KEVIN M WILSON	\$361.98	\$361.98	D. A-McFADDIN APPEAL TRAIL EXPENSES
39819-AP	03/30/90	PAUL KNIGHT	\$410.00	\$410.00	PCT#4-(82)LOADS GRAVEL@\$.5 ea
39820-AP	03/30/90	PEBSCO PAYROLL PROCESSING	\$146.09	\$146.09	ENTITY CODE#52999/MARCH '90 PAYROLL DEDUCTIONS
39821-AP	03/30/90	SHARON WATER SUPPLY CORP	\$13.00	\$13.00	PCT#4-ACCT#1133/MARCH 23'90 WATER BILLING
39822-AP	03/30/90	SOUTHWESTERN ELECTRIC POWER CO	\$3,319.20	\$47.33 \$2,263.80 \$220.10	PORTER. BLDG-ACCT#556852/MARCH 16'90 BILLING J CTR-ACCT#716860/MARCH 16'90 BILLING ROCK. BLDG-ACCT#406819/MARCH 19'90 BILLING

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Approved Disbursements  
ALL Checking Accounts

THE SOFTWARE GROUP, INC.

Disbursements Made from 03/27/90 thru 03/30/90

PAGE 2

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$176.88	ROCK BLDO-ACCT#3596699/MARCH 19'90 BILLING
				\$66.63	CD LIB-ACCT#4036695/MARCH 19'90 BILLING
				\$544.46	CD LIB-ACCT#666859/MARCH '90 BILLING
39823-AP	03/30/90	STATE DEPT. OF HIGHWAYS	\$32,000.00	\$8,000.00	PCT#2-#01-4038/'82 FORD DUMP TRUCK S#1FDPK84N3CVA02938
				\$8,000.00	PCT#3-#014448/'82 FORD DUMP TRUCK S#1FDPK84N8CVA16687
				\$8,000.00	PCT#4-#014449/'82 FORD DUMP TRUCK S#1FDPK84N4CVA16704
				\$8,000.00	PCT#4-#01-4450/'82 FORD DUMP TRUCK S#1FDPK84N7CVA16700
39824-AP	03/30/90	TEXAS COUNTY & DISTRICT RETIRE	\$24,637.00	\$24,637.00	UNIT 329/MARCH '90 RETIREMENT REPORT
39825-AP	03/30/90	UPSHUR COUNTY PAYROLL	\$386.23	\$386.23	MARCH '90 PAYROLL DEDUCTION/S#460-60-1186
39826-AP	03/30/90	UPSHUR COUNTY PAYROLL	\$160.00	\$160.00	CASE#89-62092-A/MARCH '90 PAYROLL DEDUCTION
39827-AP	03/30/90	VERNON STATE HOSPITAL	\$2,688.00	\$2,688.00	D CT-CAUSE#10025/KENNETH JACKSON(EVALUATION)
39828-AP	03/30/90	WILLIAM ROBERTSON	\$100.00	\$100.00	PCT#2-(25)LOADS GRAVEL@\$.44
39829-AP	03/30/90	YOLANDA YOUNG	\$25.00	\$25.00	CD LIB-LITERACY/REIMBURSE POSTAGE STAMPS(100)
Total for AP - ACCOUNTS PAYABLE			\$116,632.91		

NO. 35 PA 294

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

30 MAR 1990

Approved Disbursements  
ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 03/27/90 thru 03/30/90

PAGE 3

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
125-INS	03/30/90	GILMER NATIONAL BANK	\$200.00 00	\$200.00 00	CD#5325 PURCHASE@ 23% TO MATURE 4/30/90
126-INS	03/30/90	BENEFIT PLAN ADMINISTRATORS	\$280.00	\$280.00	125 ADMINISTRATION FEES(70EMP)MARCH'90 PAYROLL
Total for INS - INSURANCE			\$200.280 00		

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Approved Disbursements  
ALL Checking Accounts

THE SOFTWARE GROUP, INC.

Disbursements Made from 03/27/90 thru 03/30/90

PAGE 1

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
122-PC	03/30/90	ATTORNEY GENERAL OF TEXAS	\$10.00	\$10.00	CASE#2359681TN2/CAUSE#26078/461-86-4938(3'90)
123-PC	03/30/90	SMITH COUNTY DISTRICT CLERK	\$275.00	\$275.00	CAUSE#88-2006-E/MARCH'90 DEDUCTION
124-PC	03/30/90	MICHAEL GROSS	\$160.00	\$160.00	CASE#89-62092-A/MARCH'90 PAYROLL SN#461-64-3478
125-PC	03/30/90	INTERNAL REVENUE SERVICE	\$386.23	\$386.23	MARCH'90 PAYROLL DEDUCTION/S#460-60-1186
Total for PC - CLEARING ACCT/PAYROLL			\$831.23		
Grand Total			\$317,744.14		

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*Everett Dean*  
County Judge, Everett Dean

*Gaddis Lindsey*  
Commissioner Pct. #1, Gaddis Lindsey

*David Loyd*  
Commissioner Pct. #3, David Loyd

*Bill Loggins*  
Commissioner Pct. #2, Bill Loggins

*Tommy Eatherton*  
Commissioner Pct. #4, Tommy Eatherton

FILED  
REX A. SHAW  
COUNTY CLERK  
90 MAR 30 PM 2:22  
UPSHUR COUNTY, TX  
DEPUTY

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CHECK.....	DATE PRINTED	PAYROLL DATE	Issued to.....	NET PAY.	STATUS
39661-P	03/28/90	03/30/90	DEAN, CHARLES EVERETT	1,951.79	
39662-P	03/28/90	03/30/90	JOHNSON, BOBBIE EVELYN	1,041.01	
39663-P	03/28/90	03/30/90	CAIN, DERONDA KAYE	887.27	
39664-P	03/28/90	03/30/90	LOFTIS, JO ANN	757.39	
39665-P	03/28/90	03/30/90	MORRIS, ADDIE RENE	784.42	
39666-P	03/28/90	03/30/90	SHAW, REX AUDENE	1,389.54	
39667-P	03/28/90	03/30/90	LOYD, DANNY MICHAEL	985.23	
39668-P	03/28/90	03/30/90	CDX, MARY ROSE	617.49	
39669-P	03/28/90	03/30/90	FORE, SHIRLEY C	1,949.02	
39670-P	03/28/90	03/30/90	WHITESIDE, RUTH TYSON	1,014.85	
39671-P	03/28/90	03/30/90	EAST, KAREN A.	794.19	
39672-P	03/28/90	03/30/90	HAMBERLIN, FRANKIE M	859.83	
39673-P	03/28/90	03/30/90	MASK, JANET F.	785.13	
39674-P	03/28/90	03/30/90	PILCHER, JEAN B.	760.88	
39675-P	03/28/90	03/30/90	RAY, HORACE ANDY	1,340.70	
39676-P	03/28/90	03/30/90	MOORE, BARBARA L.	684.20	
39677-P	03/28/90	03/30/90	RAY, WILLIAM VALTON	1,099.05	
39678-P	03/28/90	03/30/90	SMITH, MADRA CITA	734.62	
39679-P	03/28/90	03/30/90	WEAVER, CAROLYN JO	875.68	
39680-P	03/28/90	03/30/90	CROWDER, R E.	473.50	
39681-P	03/28/90	03/30/90	CHASTEEN, H S	627.46	
39682-P	03/28/90	03/30/90	TURNER, GASTEL	54.75	
39683-P	03/28/90	03/30/90	MARLOWE, CLED RANDALL	535.15	
39684-P	03/28/90	03/30/90	BRUNSON, MARY DELL	516.51	
39685-P	03/28/90	03/30/90	GREENE, CYNTHIA JEAN	711.97	
39686-P	03/28/90	03/30/90	JONES, EVELYN D.	763.08	
39687-P	03/28/90	03/30/90	NISBETT, ROBERT S.	1,720.75	
39688-P	03/28/90	03/30/90	WOODFIN, ROBERT STEPHEN	1,989.46	
39689-P	03/28/90	03/30/90	FLIPPO, DONA	817.01	
39690-P	03/28/90	03/30/90	WEIN, NANETTE RUTH	1,571.87	
39691-P	03/28/90	03/30/90	HARRIS, MYRA NELL	841.19	
39692-P	03/28/90	03/30/90	HOWELL, LINDA LOUISE	749.95	
39693-P	03/28/90	03/30/90	VICK, THOMAS VERNON	1,520.58	
39694-P	03/28/90	03/30/90	DAVIS, LAVADA M.	886.39	
39695-P	03/28/90	03/30/90	HOLLOWAY, BARBARA J.	871.90	
39696-P	03/28/90	03/30/90	HUTCHINS, WANDA L.	637.55	
39697-P	03/28/90	03/30/90	KING, BATINA ANN	525.55	
39698-P	03/28/90	03/30/90	PATTERSON, SHIRLEE H	635.64	
39699-P	03/28/90	03/30/90	SMITH, MICHAEL LOYD	1,421.28	
39700-P	03/28/90	03/30/90	THOMPSON, TALITHA LYNN	388.95	
39701-P	03/28/90	03/30/90	WESSON, PAMELA JOY	714.52	
39702-P	03/28/90	03/30/90	WHITAKER, LADONNA LEE	800.82	
39703-P	03/28/90	03/30/90	COOK, JOHN RUBIN	900.92	
39704-P	03/28/90	03/30/90	NIX, CHESTER WAYNE	571.65	
39705-P	03/28/90	03/30/90	PALMER, LINDA S.	640.45	
39706-P	03/28/90	03/30/90	TOWNSEND, JOHN BURL	752.08	
39707-P	03/28/90	03/30/90	WEBB, SHAUNDA D.	533.20	
39708-P	03/28/90	03/30/90	SMITH, BARNEY GRANT	397.92	
39709-P	03/28/90	03/30/90	HOLT, ONIE JR	510.89	
39710-P	03/28/90	03/30/90	BARTON, BOBBY G	637.27	
39711-P	03/28/90	03/30/90	SEAHORN, CHARLES WAYNE	510.89	
39712-P	03/28/90	03/30/90	JENKINS, STANLEY EUGENE	320.03	

CHECK	DATE PRINTED	PAYROLL DATE	Issued to . . . . .	NET PAY	STATUS
39713-P	03/28/90	03/30/90	ALEJANDRO, ADOLFO	1,177.64	
39714-P	03/28/90	03/30/90	BENGE, RONALD DALE	1,171.35	
39715-P	03/28/90	03/30/90	BETTERTON, ANTHONY SCOTT	1,307.10	
39716-P	03/28/90	03/30/90	CROMLEY, ROBERT ALLEN	1,299.38	
39717-P	03/28/90	03/30/90	CROSS, RICHARD D	1,582.23	
39718-P	03/28/90	03/30/90	FORTSON, LARRY WAYNE	1,232.32	
39719-P	03/28/90	03/30/90	GAGE, JANIE ELIZABETH	1,201.75	
39720-P	03/28/90	03/30/90	GARNER, PAULA NANETTE	981.18	
39721-P	03/28/90	03/30/90	JORDAN, MURRAY K.	1,457.85	
39722-P	03/28/90	03/30/90	JULIAN, MARCENE	818.26	
39723-P	03/28/90	03/30/90	KUHN, JERRY LYNN	1,167.53	
39724-P	03/28/90	03/30/90	MAYFIELD, KENNETH MURL	826.46	
39725-P	03/28/90	03/30/90	MITCHELL, DENNIS E	1,326.92	
39726-P	03/28/90	03/30/90	NORMAN, SELTON RONALD	1,276.48	
39727-P	03/28/90	03/30/90	SANDERS, BOBBY NEAL	1,305.85	
39728-P	03/28/90	03/30/90	YOUNG, LELAND WAYNE	1,209.11	
39729-P	03/28/90	03/30/90	BARBER, B. DARLENE	1,003.91	
39730-P	03/28/90	03/30/90	BEAN, ELIZABETH M.	870.13	
39731-P	03/28/90	03/30/90	BETTERTON, NANCY LYN	1,378.04	
39732-P	03/28/90	03/30/90	GARDNER, LENA F	1,023.26	
39733-P	03/28/90	03/30/90	GRISHOLD, JAMES E.	986.80	
39734-P	03/28/90	03/30/90	GRUNDEN, JULIE F.	973.37	
39735-P	03/28/90	03/30/90	HAYS, SHELIA R	530.45	
39736-P	03/28/90	03/30/90	HUDGINS, ROYCE L.	974.87	
39737-P	03/28/90	03/30/90	JENKINS, STANLEY E	902.72	
39738-P	03/28/90	03/30/90	LINGLE, JOSEPH RICHARD JR	991.51	
39739-P	03/28/90	03/30/90	MARSHALL, ELNORA	594.23	
39740-P	03/28/90	03/30/90	MULLINIX, LARRY WAYNE	632.75	
39741-P	03/28/90	03/30/90	MURPHY, NADRA H	1,023.26	
39742-P	03/28/90	03/30/90	ROBINSON, BARBARA CALE	909.69	
39743-P	03/28/90	03/30/90	ROBINSON, DONNA G	1,047.91	
39744-P	03/28/90	03/30/90	BALOIS, GEORGE CARL	977.72	
39745-P	03/28/90	03/30/90	WALKER, DIANE	682.37	
39746-P	03/28/90	03/30/90	WEBB, JERRY H	899.44	
39747-P	03/28/90	03/30/90	MITCHELL, RONNIE GENE	1,892.86	
39748-P	03/28/90	03/30/90	TOMLIN, NORMA C.	1,400.51	
39749-P	03/28/90	03/30/90	BECK, EARNEST EARL	850.88	
39750-P	03/28/90	03/30/90	CROW, ARTICE JR	612.09	
39751-P	03/28/90	03/30/90	FIELDS, ROBERT LEWIS	658.93	
39752-P	03/28/90	03/30/90	GILMORE, LARRY F	684.47	
39753-P	03/28/90	03/30/90	JOHNSON, ARCHIE LEDN	780.92	
39754-P	03/28/90	03/30/90	LINDSEY, GADDIS M	1,714.04	
39755-P	03/28/90	03/30/90	MYERS, GLENN W. JR	818.86	
39756-P	03/28/90	03/30/90	PENDARVIS, RANDY D	907.21	
39757-P	03/28/90	03/30/90	SMITH, EDDIE J	883.01	
39758-P	03/28/90	03/30/90	STOKER, JAMES LOUIS	1,157.52	
39759-P	03/28/90	03/30/90	CROCKETT, HARRY JAMES	808.97	
39760-P	03/28/90	03/30/90	FATHERREE, MERKEL FREDERICK	1,051.37	
39761-P	03/28/90	03/30/90	JEFFERY, DONALD RAY	856.94	
39762-P	03/28/90	03/30/90	JOHNSON, IVORY GENE	1,243.39	
39763-P	03/28/90	03/30/90	LOGGINS, BILL JR	1,715.44	
39764-P	03/28/90	03/30/90	MITCHELL, DAVID T	686.44	

VOL. 35 Pg 298

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CHECK	DATE PRINTED	PAYROLL DATE	Issued to .....	NET PAY.	STATUS
39765-P	03/28/90	03/30/90	PENDARVIS, ABBOTT LYNN	1,247.27	
39766-P	03/28/90	03/30/90	ROEDER, RAYMOND R.	833.19	
39767-P	03/28/90	03/30/90	SMITH, RANDAL E.	789.70	
39768-P	03/28/90	03/30/90	TACKETT, RUSSELL JUNIOR	339.70	
39769-P	03/28/90	03/30/90	ARRINGTON, ROBBIE L.	1,286.21	
39770-P	03/28/90	03/30/90	BOOBAR, MARK B.	973.94	
39771-P	03/28/90	03/30/90	CHALK, FLOYDIA EDWARD	1,098.55	
39772-P	03/28/90	03/30/90	GLENN, BILLY E.	935.10	
39773-P	03/28/90	03/30/90	HODGES, ALBERT EARL	609.92	
39774-P	03/28/90	03/30/90	HUGHES, ZACK	754.01	
39775-P	03/28/90	03/30/90	LOYD, DAVID GRANT	1,829.92	
39776-P	03/28/90	03/30/90	THOMPSON, THOMAS A.	1,187.11	
39777-P	03/28/90	03/30/90	TUCKER, HOWARD KEVIN	929.04	
39778-P	03/28/90	03/30/90	WALTON, MELVIN	609.07	
39779-P	03/28/90	03/30/90	CAMPBELL, GLENN EDWARD	1,170.49	
39780-P	03/28/90	03/30/90	EATHERTON, THOMAS EDWARD	1,743.19	
39781-P	03/28/90	03/30/90	GURLEY, WILLIAM EDWARD	1,036.86	
39782-P	03/28/90	03/30/90	HUTCHINGS, JAMES HOWARD	600.43	
39783-P	03/28/90	03/30/90	KELLY, ROOSEVELT	625.24	
39784-P	03/28/90	03/30/90	MORRIS, BEN SPENCER	983.63	
39785-P	03/28/90	03/30/90	SHAW, TOM P.	378.44	
39786-P	03/28/90	03/30/90	TIMMONS, GERALD WAYNE	908.10	
39787-P	03/28/90	03/30/90	WEAVER, D. B.	554.54	
39788-P	03/28/90	03/30/90	JOHNSON, GERALD DON	1,299.30	
39789-P	03/28/90	03/30/90	HOWELL, LUANA G.	232.72	
39790-P	03/28/90	03/30/90	MONK, ALTA GRACE	566.67	
39791-P	03/28/90	03/30/90	MORRISON, JOYCE FRANCES	1,328.92	
39792-P	03/28/90	03/30/90	SANDERS, SANDY E.	256.43	
39793-P	03/28/90	03/30/90	SMITH, EMMA JEAN	767.93	
39794-P	03/28/90	03/30/90	WILLIAMS, JANET C.	517.77	
39795-P	03/28/90	03/30/90	YOUNG, YOLANDA	649.55	
39796-P	03/28/90	03/30/90	COLLIER, ANNIE BELLE	943.55	
39797-P	03/28/90	03/30/90	NICKERSON, JEROME EDWIN	270.59	
39798-P	03/28/90	03/30/90	SHATTLES, CYNTHIA C.	265.50	
				128,653.71	
				128,653.71	

County Judge, Everett Dean

*Gaddy Lindsey*  
Commissioner Pct.#1, Gaddy Lindsey

*Bill Loggins*  
Commissioner Pct.#2, Bill Loggins

*David Loyd*  
Commissioner Pct.#3, David Loyd

*Tommy Eatherton*  
Commissioner Pct.#4, Tommy Eatherton

FILED  
REX A. SHAW  
COUNTY CLERK  
90 MAR 30 AM 10:45  
UPSHUR COUNTY, TX  
1990

# LETTER TO EMPLOYER

Date March 26, 1990

Your name Danny Michael Loyd

Your address P.O. Box 693, Gilmer, Texas 75644

Name of Employer Unshur County

Address of Employer P.O. Box 730, Gilmer, Texas 75644

Dear Judge:

This is to inform you that, as a member of the United States Army Reserve, I have received my orders to report for Initial Active Duty Training on April 7 to April 21 for a period of 2 weeks.

Attached please find a copy of my Orders.

Sincerely yours,

Mike Royal  
(Your signature)

Approved





**UPSHUR COUNTY COMMISSIONERS COURT**  
GILMER, TEXAS

§ RESOLUTION §

WHEREAS, the Commissioner's Court of Upshur County recognizes that the City of Gilmer, Texas has full responsibility and jurisdiction over the operation and maintenance of the Upshur County Yamboree Park, located within the corporate city limits of the City of Gilmer; and

WHEREAS, the Commissioner's Court of Upshur County desires to establish a procedure whereby the County of Upshur may assist (machinery & manpower only), by specific request, the City of Gilmer with the ongoing maintenance of the Park.

NOW, THEREFORE, be it resolved that the Commissioner's Court of Upshur County, from this date henceforth, require all requests for such assistance be received in writing from the City of Gilmer (on city letterhead) before discretionary assistance is given by the County.

READ, APPROVED AND ADOPTED on first reading this the 30<sup>th</sup> day of March, 1990.

FILED  
REX A. SHAW  
COUNTY CLERK  
90 MAR 30 AM 10:33  
UPSHUR COUNTY

ATTEST:

Rex Shaw  
County Clerk

[Signature]  
County Judge, Upshur County  
[Signature]  
Commissioner, Precinct One  
[Signature]  
Commissioner, Precinct Two  
[Signature]  
Commissioner, Precinct Three  
[Signature]  
Commissioner, Precinct Four

RESOLUTION

STATE OF TEXAS            )  
                                  )  
COUNTY OF UPSHUR        )

                                  )            TO THE STATE PURCHASING AND  
                                  )            GENERAL SERVICES COMMISSION

WHEREAS, the Commissioner's Court of Upshur County, Texas, pursuant to the authority granted by Sections 271.081-271.083 Local Government Code, V.T.C.A., as amended, desires to participate in described purchasing programs of the State Purchasing and General Services Commission, and

WHEREAS, the Commissioner's Court is in the opinion that participation in these programs will be highly beneficial to the taxpayers of this County, through the anticipated savings to be realized; now, therefore, be it

RESOLVED, that the Commissioner's Court of Upshur County does request that the State Purchasing and General Services Commission to include its stated need for the following Contract Class Nos.:

CONTRACT CLASS NO.	DESCRIPTION
600-A3	Photo Copiers, Rental Renewal
600-A9	Photo Copiers - Rental
600-A8	Photo Copiers - Purchase
863-A1	Tires & Tubes
070-A1	Automobiles & Light Duty Trucks

on the Commission's annual contracts for those items, whereby Nanette Wein, County Auditor, is authorized and directed to sign and deliver all necessary requests and other documents in connection therewith for and on behalf of Upshur County.

I certify that the foregoing is a true and correct copy of the resolution duly adopted by the Commissioner's Court of Upshur County on the 30th day of March, 1990, and that the same now appears of record in my office.

In witness thereof, I have hereunto set my hand and affixed my official seal this 30th day of March, 1990.

By:

Nanette Wein  
Nanette Wein, County Auditor

Rex Shaw  
Rex Shaw, County Clerk

Everett Dean  
Everett Dean, County Judge

Gaddis Lindsey  
Gaddis Lindsey, Commissioner Pct. 1

Bill Loggins  
Bill Loggins, Commissioner Pct. 2

David Loyd  
David Loyd, Commissioner Pct. 3

Tommy Eatherton  
Tommy Eatherton, Commissioner Pct. 4



U.S. Department of Labor  
Employment Standards Administration  
Wage and Hour Division

FILED  
REX A. SHAW  
COUNTY CLERK

90 MAR 30 AM 10:45

**FACT SHEET**

UPSHUR COUNTY, TX.

**FAIR LABOR STANDARDS AMENDMENTS OF 1989**

BY \_\_\_\_\_ DEPUTY

The Department of Labor administers and enforces the Fair Labor Standards Act (FLSA) through the Wage and Hour Division of the Employment Standards Administration. The FLSA requires that most employees in the United States be paid at least a minimum wage and overtime pay at time and one-half the regular rate of pay after 40 hours in a workweek. In addition, the law includes child labor and recordkeeping provisions. On November 17, 1989, the Fair Labor Standards Amendments of 1989 (Public Law 101-157) were enacted. These amendments change certain provisions of the FLSA with respect to coverage, minimum wage, exemptions, and tip credit, and include a new training wage provision. The amendments are summarized below.

**MINIMUM WAGE**

The FLSA minimum wage increases from \$3.35 an hour to \$3.80 an hour on April 1, 1990, and to \$4.25 an hour on April 1, 1991.

**COVERAGE**

The FLSA applies to enterprises that have employees who are engaged in interstate commerce, produce goods for interstate commerce, or handle, sell, or work on goods that have been moved in or produced for interstate commerce. For most firms, an annual dollar volume of business test applies. Effective April 1, 1990, this annual dollar volume test for enterprise coverage rises from \$250,000 (\$362,500 for retail firms) to \$500,000.

Federal, State or local government agencies, hospitals, institutions primarily engaged in the care of individuals who are sick, aged, mentally ill or disabled and who reside on the premises of such institutions, schools for children who are gifted or mentally or physically disabled, preschools, elementary or secondary schools, and institutions of higher education are covered under the FLSA, regardless of their annual dollar volume of business.

Construction and laundry/dry cleaning enterprises, which previously were subject to the FLSA irrespective of their annual dollar volume of business, become subject to the \$500,000 test on April 1, 1990.

In addition, any employee of a firm that does not meet the annual dollar volume test (enterprise coverage) is still covered by the FLSA in any workweek in which he or she is engaged in commerce, the production of goods for commerce, or an activity which is closely related and directly essential to the production of such goods. This provision is called "individual coverage." Such employees include those who: work in communications or transportation; use the mails, telephones, or telegraph for interstate communication or keep records of interstate transactions; produce, handle, ship, or receive goods moving in interstate commerce; cross State lines in the course of employment; or work for independent employers who contract to do clerical, custodial, maintenance, or other work for firms engaged in interstate commerce or in the production of goods for interstate commerce.

The minimum wage and overtime pay exemptions for small retail and service establishments have been repealed. Thus, employees of such establishments are now subject to the FLSA in workweeks in which they meet the tests for individual coverage.

FLSA coverage has been extended to employees of the U.S. House of Representatives and the Architect of the Capitol.

(over)

### GRANDFATHER CLAUSE

VOL 35 PG 305

Employees who do not meet the tests for individual coverage and whose employers were covered by the FLSA on March 31, 1990, and fail to meet the increased annual dollar volume test must continue to receive at least \$3.35 an hour, and continue to be subject to the FLSA's overtime pay and child labor provisions.

### TIP CREDIT

Under certain conditions, employers can take a tip credit towards their minimum wage obligations for tipped employees (those who regularly receive more than \$30 a month in tips). The tip credit, presently 40% of the minimum wage (\$1.34 per hour), remains in effect through March 31, 1990. Beginning April 1, 1990, a \$1.71 per hour tip credit (45% of \$3.80) may be taken for tipped employees, and beginning April 1, 1991, this increases to \$2.125 per hour (50% of \$4.25).

If an employee's hourly tip earnings (averaged weekly) and the cash wage that the employer pays do not equal the minimum wage, the employer is responsible for paying the balance.

Tipped employees covered by the grandfather clause must receive cash wages of at least \$2.01 per hour.

### TRAINING WAGE

Beginning April 1, 1990, employers may pay a training wage, under certain conditions, of at least 85% of the minimum wage (but not less than \$3.35 an hour) for up to 90 days to employees under age 20, except for migrant or seasonal agricultural workers and for H-2A nonimmigrant agricultural workers performing work of a temporary or seasonal nature. An employee who has been paid at the training wage for 90 days can be employed for 90 additional days by a different employer, if that employer provides on-the-job training in accordance with regulations issued by the Department of Labor.

Employers are prohibited from displacing employees (or reducing their wages or benefits) in order to hire employees at the training wage. Also, the number of hours of work paid at the training wage cannot exceed 25% of all the hours worked by all employees of the establishment in any month. The training wage provisions expire March 31, 1993.

**REMEDIAL EDUCATION**

Employees who lack a high school diploma, or who have not attained the educational level of the 8th grade, can be required to spend up to 10 hours in a workweek engaged in remedial reading or training in other basic skills without receiving time and one-half overtime pay for these hours. However, the employees must receive their normal wages for hours spent in such training and the training must not be job specific.

**PUERTO RICO**

Special provisions apply to Puerto Rico. The increases in the minimum wage will be phased in, industry by industry. All industries in Puerto Rico must reach the mainland minimum wage of \$4.25 an hour by April 1, 1996.

**CIVIL MONEY PENALTIES**

The Department can assess civil money penalties of up to \$1,000 per violation against employers who violate the FLSA's child labor provisions or willfully or repeatedly violate the law's minimum wage or overtime pay requirements.

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For additional information, contact the nearest office of the Wage and Hour Division, listed in most telephone directories under U.S. Government, Department of Labor.

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VOL. 35 PG. 306

 <p style="font-size: small;">P.O. BOX 1462 GLACIOWATER, TX 75847</p>	<b>JACK M. FINLEY, INC.</b> DBA PROFESSIONAL LAND TITLE SERVICES OPERATING ACCOUNT 811A GILMER RD. PH 214-267-7721 P. O. BOX 9608 LONGVIEW, TEXAS 75609	2695 88-1376/118						
	PAY TO THE ORDER OF <u>Ray Shaw, Upshure County Clerk</u>	<u>4-3</u> 19 <u>90</u>	\$ <u>152.00</u>					
One Hundred		DOLLARS						
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<u>Plant upkeep</u>								
<u>Copies</u>								
	<u>152.00</u>							
THE PRICE IS SUBJECT TO ADJUSTMENT ON THE ACCOUNTS STATEMENT								
452431094 88974911111 45922004								

FILED  
 REX A. SHAW  
 COUNTY CLERK  
 90 APR -4 AM 9:28  
 UPSHUR COUNTY, TX.  
 DEPUTY

