



UPSHUR COUNTY COMMISSIONERS COURT

BILMER, TEXAS

**COMMISSIONERS COURT
SPECIAL SESSION
SEPT. 16, 1994
9:00 AM**

Consider a resolution presented by Bi-County Water.
Accept the appointment and salary for the County Auditor.

Everett Dean
County Judge

CC
94 SEP 12 PM 2:13
UPSHUR COUNTY, TX.
BY _____ DEPUTY



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

9-16-1994

Commissioner Court met in Special Session. All members present except David Loyd.

Motion by Gaddis Lindsey seconded by Tommy Eatherton to approve appointment and salary of Dona Flipo. Motion carried. Copy attached.

Motion by Gaddis Lindsey seconded by Tommy Stanley to approve Resolution authorizing the submission of a Texas Community Development Program Application to the Texas Department of Housing and Community Affairs for the Community Development Fund; and authorizing the County Judge to act as the County's Chief Executive Officer and authorized representative in all matters pertaining to the County's participation in the Community Development Program. Motion carried. Copy attached.

Motion by Tommy Eatherton seconded by Tommy Stanley to adjourn. Motion carried.

Attendance Sheet placed into the minutes.

Certified copy of order setting salary for Ruth Whiteside, Court Cordinator, placed into minutes.

Certified copy of order setting salary for Linda Nolan, Court Reporter, placed into minutes.

JUDGE EVERETT DEAN

Gaddis Lindsey

COMMISSIONER GADDIS LINDSEY

Tommy Stanley

COMMISSIONER TOMMY STANLEY

David Loyd

COMMISSIONER DAVID LOYD

Tommy Eatherton

COMMISSIONER TOMMY EATHERTON

VOL. 42 - PG 327

THE STATE OF TEXAS)
COUNTY OF UPSHUR)

FILED
REX A. SHAW
COUNTY CLERK

94 SEP 16 AM 9:33

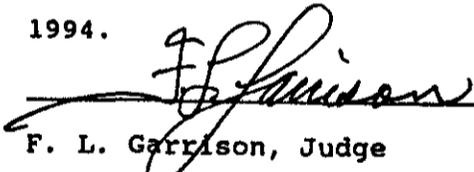
U. T. X.

WHEREAS, the District Judge having jurisdiction in Upshur County shall set the compensation for the County Auditor and the compensation is set by law and may not exceed an amount equal to the compensation and allowances received from all sources by the highest paid elected county official, other than a Judge of a statutory county court.

NOW, therefore, I, F. L. Garrison, Judge of the 115th Judicial District Court, the Court having jurisdiction in Upshur County, Texas do hereby set the compensation of the County Auditor of Upshur County, Texas, in the amount of Thirty Two Thousand Three Hundred Forty Dollars annually, effective October 1, 1994. The salary herein provided shall be paid in equal monthly installments at the end of each calendar month.

This ORDER shall be entered in the minutes of the 115th Judicial District Court of Upshur County, Texas, and be certified by the Clerk of said Court to the Commissioner's Court of Upshur County, Texas, which shall cause the same to be entered in the minutes of the Commissioner's Court.

WITNESS MY HAND at Gilmer, Texas this 31st day of Aug. 1994.


F. L. Garrison, Judge
115th Judicial District Court

Upshur County, Texas
A CERTIFIED COPY
ATTEST: H. C. RAY
District Clerk, Upshur County
9-8 1994
BY H. C. Ray
Deputy

RECORDED
Vol. 34 Page 328
Civil Minutes, Upshur Co., Texas

NOTED
DISTRICT CLERK
94 SEP - 1 PM 1:35
U. T. X.
DEPUTY

FILED
REX A. SHAW
COUNTY CLERK

THE STATE OF TEXAS)
) 115TH JUDICIAL DISTRICT
) COURT, MARION AND) 94 SEP 16 AM 9:33
) UPSHUR COUNTIES, TEXAS)
 BY _____ DEPUTY

WHEREAS, by the authority of Section 74.101 of the local Government Code, the District Judge having jurisdiction in Marion and Upshur Counties shall set the compensation of the Court Coordinator for his Court.

NOW, therefore, I. F. L. GARRISON, Judge of the 115th Judicial District Court, the Court having jurisdiction in Marion and Upshur Counties, Texas, do hereby set the compensation of Ruth Whiteside, Court Coordinator. Each County shall pay a portion of the salary.

The salary shall be fixed at the sum of TWENTY THOUSAND FIVE HUNDRED SEVENTY-FOUR & 60/100 (\$20,574.60) Dollars per annum, to be paid in twelve (12) equal monthly installments at the end of each calendar month, effective October 1, 1994.

This ORDER shall be entered in the Minutes of the 115th Judicial District Court of Upshur County and Marion County, Texas, and be certified by the Clerk of said Court to the Commissioners' Courts of Upshur and Marion Counties, Texas, which shall cause the same to be entered in the Minutes of the Commissioners' Courts.

WITNESS MY HAND at Gilmer, Texas, this the 15th day of Sept, 1994.

REX A. SHAW
COUNTY CLERK
94 SEP -1 11:28
L
D
F. L. GARRISON
JUDGE
DEPUTY

F. L. Garrison
F. L. Garrison, Judge,
115th Judicial District
Upshur County, Texas

A CERTIFIED COPY
ATTEST: HORACE A. RAY
District Clerk, Upshur County

RECORDED
Vol 34 Page 330
Civil Minutes, Upshur Co., Texas

9 1994
BY F. L. Garrison
District Clerk, Upshur County

THE STATE OF TEXAS)
COUNTY OF UPSHUR)

WHEREAS, the office of the County Auditor for Upshur County, Texas, has heretofore been established in conformity with law, it is the duty of the District Judge having jurisdiction in Upshur County, Texas, to appoint for a term of two years a County Auditor; and

WHEREAS, the compensation of the County Auditor for Upshur County, Texas, has heretofore been set by law and may not exceed and amount equal to the compensation and allowance received from all sources by the highest paid elected county official, other than a Judge of a statutory County Court.

NOW, therefore, I, F. L. Garrison, Judge of the 115th Judicial District Court, the Court having jurisdiction in Upshur County, Texas Do hereby appoint Dona Flippo a qualified person and citizen of Upshur County, Texas, as County Auditor of Upshur County, Texas; and she shall, before entering upon the duties of said office, take and subscribe the oaths prescribed by law, as set forth in Article 1649, Revised Civil Statutes of Texas, and enter into bond as therein provided, payable and conditioned as prescribed by law, and upon qualifying, shall hold said office and discharge the duties thereof for the two year period which begins October 1, 1994, and ends September 30, 1996, under this appointment.

The salary herein provide shall be paid in equal monthly installments at the end of each calendar month, as provided by law, and the said Dona Flippo, shall perform the duties prescribed for the office of the County Auditor and be subject to the provisions

of law respecting her duties and tenure of office.

This ORDER shall be entered in the Minutes of the 115th District Court of Upshur County, Texas, and be certified by the Clerk of said Court to the Commissioner's Court of Upshur county, Texas, which shall cause the same to be entered in the Minutes with appropriate order directing payment of the salary.

WITNESS MY HAND at Gilmer, Texas, this the 31st day of August, 1994.

F. L. Garrison
F. L. Garrison, Judge
115th district Court
Upshur County, Texas

FILED
RECORDS CLERK
94 SEP 16 AM 9:33
U.S. DISTRICT COURT, TEXAS
BY _____ DEPUTY

RECORDED
Vol. 34 Page 326-327
Civil Minutes, Upshur Co., Texas

FILED
RECORDS CLERK
94 SEP -1 PM 1:35
U.S. DISTRICT COURT, TEXAS
BY F. L. Garrison DEPUTY

A CERTIFIED COPY
ATTEST: HORACE A. RAY,
District Clerk, Upshur County
9-8-94 1994
By F. L. Garrison

VOL 34 PG 339

FILED
REX SIAW
COURT CLERK

THE STATE OF TEXAS)
94 SEP 16 AM 9:33) 115TH JUDICIAL DISTRICT
U. S. DISTRICT COURT) COURT, MARION AND
BY _____) UPSHUR COUNTIES, TEXAS
DEPUTY

WHEREAS, by the authority of Section 52.501 of the Local Government Code, the District Judge having jurisdiction in Marion and Upshur Counties shall set the compensation of the Court Reporter for his court.

NOW, therefore, I, F. L. Garrison, Judge of the 115th Judicial District Court, the Court having jurisdiction in Marion and Upshur Counties, Texas do hereby set the compensation of Linda Nolan, Court Reporter. Each county shall pay a portion of the salary. The salary shall be fixed at the sum of Thirty Six thousand seven hundred two dollars per annum, to be paid in twelve (12) equal monthly installments at the end of each calendar month, effective October 1, 1994.

This ORDER shall be entered in the Minutes of the 115th Judicial District Court of Upshur County and Marion County, Texas and be certified by the Clerk of said Court to the Commissioners' Court of Upshur and Marion Counties, Texas, which shall cause the same to be entered in the Minutes of the Commissioner's Court.

WITNESS MY HAND at Gilmer, Texas, this the 31st day of Aug, 1994.

F. L. Garrison
F. L. Garrison
115th Judicial District

Upshur County, Texas
A CERTIFIED COPY
ATTEST: HORACE A. RAY
District Clerk, Upshur County
9-28-1994
BY H. A. Ray
Deputy

RECORDED
Vol. 34 Page 331
Civil Minutes, Upshur Co., Texas

115TH JUDICIAL DISTRICT COURT
MARION COUNTY, TEXAS
94 SEP - 1 PM 1:35
BY H. A. Ray
DEPUTY CLERK

RESOLUTION

A RESOLUTION OF THE COMMISSIONER'S COURT OF UPSHUR COUNTY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMMUNITY DEVELOPMENT FUND; AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, the Commissioner's Court of Upshur County desires to develop a viable urban community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income, and

WHEREAS, certain conditions exist which represent a threat to public health and safety, and

WHEREAS, it is necessary and in the best interests of Upshur County to apply for funding under the 1994 Texas Community Development Program,

NOW, THEREFORE BE IT RESOLVED BY THE COMMISSIONER'S COURT OF UPSHUR COUNTY, TEXAS

- 1 That a Texas Community Development Program application for the Community Development Fund is hereby authorized to be filed on behalf of the County with the Texas Department of Housing and Community Affairs

- 2 That the County's application be placed in competition for funding under the Community Development Fund.

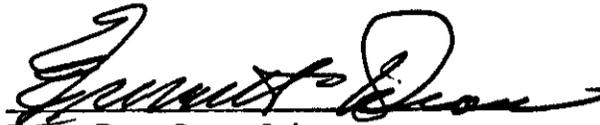
3. That the application be for \$214,761 of grant funds to carry out improvements to the rural water distribution system

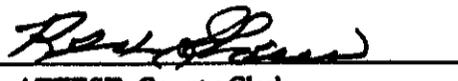
- 4 That the Commissioner's Court directs and designates the Judge as the County's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the County's participation in the Texas Community Development Program.

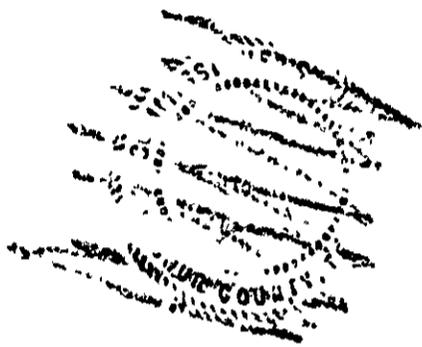
VOL. 42 PG. 840

5. That it further be stated that the Bi-County Water Supply Corporation is committing 5% or \$ 10,739 from it's Operating Fund as a cash contribution toward the construction activities of this water facilities improvement project.

Passed and approved on this ^{12th} day of September, 1994.


Everett Dean, County Judge
Upshur County, Texas


ATTEST: County Clerk



FILED
REX SLAV
COUNTY CLERK
94 SEP 16 AM 9:33
UPSHUR COUNTY, TX.
BY _____ DEPUTY

