

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 22nd day of April, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 18th day of April 2013 at 4:10 p.m. with the following members being present:

	<b>Creta L. Carter II</b>	<b>County Judge</b>
	<b>Gary Whitlock</b>	<b>Commissioner, Precinct 1</b>
	<b>Stan Barker</b>	<b>Commissioner, Precinct 2</b>
	<b>Jerry Magness</b>	<b>Commissioner, Precinct 3</b>
<b>[Absent]</b>	<b>Joe Strong</b>	<b>Commissioner, Precinct 4</b>

The following business was transacted to-wit:

**CALL TO ORDER**

Judge Carter called the meeting to order at 9:03 a.m.

**INVOCATION**

Commissioner Stan Barker

**ITEM 2. ESTABLISH A QUORUM**

Judge Carter declared a quorum has been established; Commissioner Strong is absent.

**ITEM 3. PUBLIC FORUM**

None.

**ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)**

Judge Carter stated Minutes have been presented for April 1, 2013 and April 15, 2013.

Commissioner Barker moved to approve both sets of Minutes with correction made to the April 1<sup>st</sup> Minutes.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE PROCLAMATION  
HONORING FANNIN COUNTY CHILDREN CENTERS 20 YEARS OF SERVICE IN  
FANNIN COUNTY AND AUTHORIZE COUNTY JUDGE TO SIGN FANNIN COUNTY**

**CHILDREN CENTER PROCLAMATION, ON BEHALF OF FANNIN COUNTY – CARTER**

Sandy Barber, Executive Director of the Fannin County Children's Center stated the Center will be celebrating 20 years of service to the community this Thursday from 5pm – 7pm.

Motion By: Commissioner Jerry Magness  
Second By: Commissioner Gary Whitlock  
Vote: 3-0 Passed

**ITEM 6. CONSIDERATION AND ACTION TO APPROVE DONATION/PERMANENT LOAN OF A NORMAN ROCKWELL PAINTING, "COUNTY AGENT", TO BE HUNG IN THE NEW AGRILIFE BUILDING – STERKEL**

Mr. Terry Sterkel stated the painting is offered to the County with consideration being for liability coverage. Bethany Aries, Extension Agent-Family & Consumer Sciences stated the painting would be a welcome addition to the office.

Judge Carter asked the value. Mr. Sterkel stated the exact value is unknown, but probably has a value of at least \$5,000.

Judge Carter recommended the item be passed until the value can be determined.

**ITEM 7. DISCUSSION, CONSIDERATION AND ACTION REGARDING JAMES BUTLER BONHAM CHAPTER OF THE DAUGHTERS OF THE REPUBLIC OF TEXAS GRANT – FANNIN COUNTY HISTORICAL COMMISSION**

Mr. Tom Thorton of the Fannin County Historical Commission stated a grant is available through the Daughters of the Republic of Texas to restore statues and requests the County apply for the grant so that it can be submitted to the Treasurer General by the end of April; a minimum of \$8,000 is needed, some funds have been collected.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

**ITEM 8. CONSIDERATION AND ACTION TO APPROVE THE OBSERVANCE OF THE NATIONAL DAY OF PRAYER, TO BE HELD ON COURTHOUSE GROUNDS FROM 12PM TO 1PM ON THURSDAY, MAY 2, 2013 – FANNIN COUNTY MINISTERIAL ALLIANCE**

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

**ITEM 9. CONSIDERATION AND ACTION TO APPOINT MEMBERS TO THE SUB-DIVISION COMMITTEE – COMMISSIONER, PCT. 2**

Commissioner Barker, Vice Chair for the Subdivision Committee stated three names were submitted for two openings on the committee; Mr. Dale McQueen, Mark Kinard and Elaine Peebles.

Commissioner Barker moved to approve Elaine Peebles and Mark Kinard.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Gary Whitlock  
Vote: 3-0 Passed

**ITEM 10. CONSIDERATION AND ACTION TO APPROVE THE PROPOSAL PROCESS FOR RENOVATION OF THE NEW AGRILIFE BUILDING, DERRALL HALL EDUCATION CENTER – PURCHASING AGENT & AGRILIFE EXTENSION COORDINATOR**

Jill Holmes, Purchasing Agent has revised specifications for the building and recommends an aggressive timeline with a pre-proposal conference on May 6th at the location of the building.

Bethany Aries, Extension Agent-Family & Consumer Sciences stated the layout was drafted by Jamie Ray Walker.

Scott Dyer, Auditor asked if there was an allowance for IT space.

Ms. Aries stated there is no IT space drafted in, but it had been recommended a portion of a work room be allotted or in a back office, but it is expected a contractor can better address that.

Commissioner Magness moved to approve the proposal process.

Motion By: Commissioner Jerry Magness  
Second By: Commissioner Gary Whitlock  
Vote: 3-0 Passed

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE THE AWARD OF THE ROCK AND GRAVEL BID FOR ALL OF THE PRECINCTS NEEDS– PURCHASING AGENT**

Jill Holmes, Purchasing stated Blessing Gravel had been inadvertently left out at bid opening; with corrections made it is recommended all 14 vendors be approved.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed



**ITEM 12. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE UPGRADES TO THE SECURITY FOR COURTHOUSE AND SOUTH ANNEX, TO BE PAID OUT OF COURTHOUSE SECURITY FUND – PURCHASING AGENT**

Jill Holmes, Purchasing Agent stated the purpose of this agenda item is to award a vendor and an amount to include the access control for the 336th District Court hallway access, surveillance system DVR and extra cameras in the courthouse.

Ms. Holmes stated the South Annex quote is for \$1,525 to cover two cameras and a panic alarm.

Judge Carter stated for clarification the total funds requested are \$10, 953.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Gary Whitlock  
Vote: 3-0 Passed

**ITEM 13. CONSIDERATION AND ACTION TO APPROVE BUDGET AMENDMENT FROM CONTINGENCY #10-509-475 TO PRISONER MEDICAL #10-565-405 – AUDITOR**

Scott Dyer, Auditor stated additional prisoner bills have been received plus estimates for the rest of the year for transport, prescriptions, emergency room visits, personnel and hospital costs which are expected to be about \$65,000 to \$67,000; there is \$89,000 left in Contingency; it is requested the Court approve \$6,347 for current bills due plus estimated future spending for a minimum of \$40,000 to \$45,000.

Commissioner Barker moved to approve \$40,000 to be moved from Contingency to Prisoner Medical.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

**ITEM 14. CONSIDERATION AND ACTION TO APPROVE CHANGES TO FANNIN COUNTY TRAVEL POLICY – AUDITOR**

Scott Dyer, Auditor stated the changes are meant to clarify the existing policy of 2008 (which had a slight change in 2009 going from using the Texas Mileage Chart to Mapquest); the current changes are in bold of Expenses Incurred and to the Reimbursement Expenses incurred when traveling from the home to a conference center or from the office to the conference center, whichever is the lesser of the two.

Richard Glaser, Criminal District Attorney stated an employee had charged mileage from his home in Collin County to Texarkana and the submission for reimbursement was rejected; the next trip taken from the employee's home to Dallas was charged from Bonham to Dallas in an attempt to comply with the earlier determination of using the office to the conference based upon the policy, that submission was also rejected. Mr. Glaser recommended the policy be simplified to

state mileage will be from the courthouse to the conference; in many cases shorter trips to Windom and back are not charged for reimbursement at all.

Commissioner Magness moved to approve the changes as presented.

Motion By: Commissioner Jerry Magness  
Second By: Commissioner Stan Barker  
Vote: 3-0 Passed

**ITEM 15. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS – AUDITOR**

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

Judge Carter stated Items 16 and 17 will be taken together.

Commissioner Barker moved to convene into Executive Session.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

Judge Carter declared the time to be 9:46 a.m.

**ITEM 16. EXECUTIVE SESSION PURSUANT TO SEC. 551.071 OF GOVERNMENT CODE TO DISCUSS LITIGATION MATTER(S)**

**ITEM 17. EXECUTIVE SESSION PURSUANT TO SEC. 551.074 OF GOVERNMENT CODE TO DISCUSS PERSONNEL MATTER(S)**

Commissioner Whitlock moved to re-convene into Regular Session.

Motion By: Commissioner Gary Whitlock  
Second By: Commissioner Stan Barker  
Vote: 3-0 Passed

Judge Carter declared the time to be 10:06; no action will be taken on Items 18 and 19.

**ITEM 18. ACTION WITH REGARD TO LITIGATION MATTER(S) DISCUSSED DURING EXECUTIVE SESSION**

**ITEM 19. ACTION WITH REGARD TO PERSONNEL MATTER(S) DISCUSSED DURING EXECUTIVE SESSION**

**ITEM 20. ADJOURN**

Motion By: Commissioner Gary Whitlock  
Second By: Commissioner Jerry Magness  
Vote: 3-0 Passed

**Adjourned at 10:07 a.m.**

**The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 22nd day of April, 2013.**

**(LGC 81.003)**

**ATTEST:**

*Tammy Biggar*  
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**Tammy Biggar**  
**Fannin County Clerk**

