

**THE STATE OF TEXAS
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT
FANNIN COUNTY, TEXAS**

On this 28th day of July, 2014 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 24th day of July 2014 at 2:11 p.m. with the following members being present:

| | |
|---------------------------|---------------------------------|
| Creta L. Carter II | County Judge |
| Gary Whitlock | Commissioner, Precinct 1 |
| Stan Barker | Commissioner, Precinct 2 |
| Jerry Magness | Commissioner, Precinct 3 |
| Dean Lackey | Commissioner, Precinct 4 |

The following business was transacted to-wit:

CALL TO ORDER

Judge Carter called the meeting to order at 9:02 a.m.

INVOCATION

Mike Towery, Treasurer

ITEM 2. ESTABLISH A QUORUM

Judge Carter stated all commissioners are present.

ITEM 3. PUBLIC FORUM

Jill Holmes, Purchasing Agent stated ACIS the HVAC provider stated they will commence installation at the end of this week or early next week; the air conditioning will not be shut off during the work.

Stan Barker, Commissioner Precinct 2 thanked those of the County who sent cards and supported him during the loss of his mother.

ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)

None

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE USE OF COURTHOUSE
GROUNDS ON SEPTEMBER 11, 2014, FOR 9/11 EVENT - BONHAM CHAMBER OF
COMMERCE**

Dale McQueen, Executive Director of the Bonham Chamber of Commerce requested use of the grounds utilizing the south part of the courthouse and putting up flags; ceremonies commencing at

9:00 a.m.

Motion By: Commissioner Stan Barker
Second By: Commissioner Jerry Magness
Vote: 4 - 0 Approved

ITEM 6. CONSIDERATION AND ACTION REGARDING COURTHOUSE SECURITY, SECURITY BREACH INCIDENT AND COURTHOUSE SECURITY FUND BUDGET - 336TH DISTRICT JUDGE

Judge Blake was delayed in attendance; item temporarily passed.

ITEM 7. CONSIDERATION AND ACTION REGARDING PURCHASE OF EQUIPMENT SP1118 FERGUSON 11 WHEEL PNEUMATIC ROLLER, TO BE PAID OUT OF CONTINGENCY FUND IN THE AMOUNT OF \$12,000 AND MOVE TO LINE ITEM #0571 PURCHASE OF EQUIPMENT - COMMISSIONER, PCT. 3

Commissioner Magness stated the equipment is in very good condition and the old machine can be used for parts.

Motion By: Commissioner Jerry Magness
Second By: Commissioner Gary Whitlock
Vote: 4 - 0 Approved

ITEM 8. CONSIDERATION AND ACTION TO APPROVE PROCLAMATION REGARDING SMITH FEED AND SEED STORE IN HONEY GROVE, TEXAS - COUNTY JUDGE

Judge Carter presented the proclamation for approval.

Commissioner Magness stated event was a worthwhile event honoring Johnnie Smith.

Motion By: Commissioner Jerry Magness
Second By: Commissioner Dean Lackey
Vote: 4 - 0 Approved

[Attachment]

ITEM 9. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS - AUDITOR

Motion By: Commissioner Jerry Magness
Second By: Commissioner Dean Lackey
Vote: 4 - 0 Approved

[Attachment]

Judge Carter stated Item 6 will be presented after a short recess. The time was 9:10 a.m.

Judge Carter stated for the record Judge Blake is currently addressing a jury; the time is 9:12 a.m. the Commissioners Court will recess until 9:20 a.m.

Judge Carter stated the time is 9:20, Item 6 will be taken up at this time.

ITEM 6. CONSIDERATION AND ACTION REGARDING COURTHOUSE SECURITY, SECURITY BREACH INCIDENT AND COURTHOUSE SECURITY FUND BUDGET - 336TH DISTRICT JUDGE

Judge Blake presented an audio she stated is from an incident that occurred in the courtroom last Wednesday (7/23/2014) involving an escalating situation with an inmate for the purpose of demonstrating to the Court what can occur in the courtroom; this reflects how quickly a situation can become out of control, the courtroom was locked down for security so the bailiff could attend to the defendant and once further law enforcement arrived the defendant is removed from the courtroom while a barrage of expletives are being yelled from the holding cell once the defendant had been removed from the court; family was present in a supportive role but that is not always the case, there are times when the family acts out against the court and/or law enforcement.

Audio: Judge Blake's voice is heard encouraging the defendant and of her desire for him to succeed in life; the Defendant's voice is unintelligible; Judge Blake continues to speak, the Defendant becomes loud and the expletives begin and are loud and auditable as he is being led away; family voices are heard, Judge Blake gives instruction to staff; banging is heard [Judge Blake explains the defendant is in the holding cell at this time, and the Defendant is now yelling at the deputies and spits on one officer thereby committing a felony assault on a police officer]; the kicking of the cell can be heard, the defendant's words are not intelligible on the audio, Judge Blake states the defendant has just threatened to kill the bailiff.

Commissioner Whitlock asks if the defendant is handcuffed; Judge Blake replies in the affirmative.

Judge Blake stated this defendant verbally threatened to kill one officer. Judge Blake stated the current layout of the [336th District] Court is such that the public waiting in the hall is subject to contact with inmates as are jurors, witnesses and defendant families.

Judge Blake stated the [courthouse] Security Fund receives its funding from court costs [filing fees]; it is recommended security be addressed at this budget cycle; screening people coming into the courthouse will not prevent an outburst by defendants but can prevent family members from bringing in weapons.

No action was taken.

ITEM 10. ADJOURN

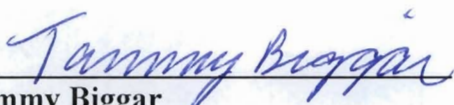
Motion By: Commissioner Jerry Magness
Second By: Commissioner Gary Whitlock
Vote: 4 - 0 Approved

Adjourned at 9:35 a.m.

The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 24th day of July, 2014.

(LGC 81.003)

ATTEST:



Tammy Biggar
Fannin County Clerk

