

**THE STATE OF TEXAS
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT
FANNIN COUNTY, TEXAS**

On this 18th day of November, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 14th day of November 2013 at 1:07 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 9:00 a.m.

INVOCATION

Commissioner Stan Barker

ITEM 2. ESTABLISH A QUORUM

Judge Carter stated a quorum is established all commissioners are present.

ITEM 3. PUBLIC FORUM

Nancy Young, District Clerk and Board Member of the Fannin County Children's Welfare Board stated will be providing a Christmas to 12 children; funds donated by the County helped pay for a bed for a needy family member who is staying with a child who has been removed from the child's home, this permits the child to stay in the same school and maintains continuity of school activities.

ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)

Minutes were presented from November 12, 2013 and November 14, 2013.

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

[Attachment]

ITEM 5. DISCUSSION, CONSIDERATION AND ACTION REGARDING EMS MONTHLY PROFIT/LOSS REPORT – BONHAM FIRE DEPARTMENT CHIEF

Chief Brad Nichols presented the monthly report.

[Attachment]

ITEM 6. CONSIDERATION AND ACTION TO APPROVE USE OF COURTHOUSE GROUNDS FOR COMMUNITY CANDLELIGHT CHRISTMAS CAROLING ON DECEMBER 15, 2013 – CITIZENS

Ms. Audrey Baxter requested use of the courthouse square for an ecumenical group of Christians from local churches for caroling and a Nativity display for that day/evening.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 4-0 Passed

Commissioner Whitlock stated the program is a good idea.

ITEM 7. CONSIDERATION AND ACTION TO APPROVE INSTALLATION OF A 10” X 3’ PIPE TO BE LOCATED ON THE NORTH WEST CORNER OF COURTHOUSE GROUNDS, TO PLACE CHRISTMAS TREE - BONHAM CHAMBER OF COMMERCE

Dale McQueen, Executive Director of the Bonham Chamber of Commerce stated the pipe location will need to be moved and it is requested the new location be at the northwest side of the courthouse square; the hole will be dug by hand and the pipe will most likely be left permanently, capped and be at ground level.

Motion By: Commissioner Gary Whitlock
Second By: Commissioner Dean Lackey
Vote: 4-0 Passed

ITEM 8. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE AGREEMENT BETWEEN THE TEXAS DEPARTMENT OF AGRICULTURE AND FANNIN COUNTY FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND AUTHORIZE COUNTY JUDGE TO SIGN AGREEMENT ON BEHALF OF FANNIN COUNTY – MUNICIPAL CONSULTING AGENCY

Valree Thompson, President of Municipal Consulting Agency stated the grant was funded for \$200,000 to upgrade the Randolph Waste Water Treatment Plant, Fannin County is the sponsor of the grant.

Judge Carter stated the contract emphasizes the reporting requirements. Ms. Thompson stated the consulting agency is responsible for the reporting, with oversight by the County.

Commissioner Barker stated the expectation that signatures will be sought in timely fashion to prevent a call for a Special Meeting for the exclusive purpose of obtaining authorization of signatures.

Commissioner Barker moved to approve the contract between Texas Department of Agriculture and Fannin County and authorize the county judge to sign the contract.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 4-0 Passed

[Attachment]

ITEM 9. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE CONTRACT FOR MANAGEMENT SERVICES FOR 2013 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND AUTHORIZE COUNTY JUDGE TO SIGN CONTRACT ON BEHALF OF FANNIN COUNTY - MUNICIPAL CONSULTING AGENCY

Valree Thompson, President of Municipal Consulting Agency stated the funding originates from the Federal Government and comes with strict funding regulations; 5 proposals are required to be mailed or emailed out and to advertise in the paper; Municipal Consulting Agency has a contract rate of \$19,000 on a budget of \$20,000 leaving \$1,000 for advertising.

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

[Attachment]

ITEM 10. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE CONTRACT FOR ENGINEERING SERVICES FOR 2013 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND AUTHORIZE COUNTY JUDGE TO SIGN CONTRACT ON BEHALF OF FANNIN COUNTY - MUNICIPAL CONSULTING AGENCY

Judge Carter stated the contractor offering a bid for services is Burgess & Niple.

Valree Thompson, President of Municipal Consulting Agency stated that by State law the fee cannot be negotiated until a contract to negotiate is in place; this particular agency charges a rate of \$40,000 for services.

Motion By: Commissioner Stan Barker
Second By: Commissioner Dean Lackey
Vote: 4-0 Passed

[Attachment]

ITEM 11. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE RESOLUTION FOR “DEPOSITORY/AUTHORIZED SIGNATORIES DESIGNATION FORM” FOR 2013 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND AUTHORIZE COUNTY JUDGE TO SIGN RESOLUTION ON BEHALF OF FANNIN COUNTY - MUNICIPAL CONSULTING AGENCY

Valree Thompson, President of Municipal Consulting Agency stated this resolution is the first requirement in the grant and stipulates who can sign on the request for payment, not for checks written; the drafted resolution reflects the county judge, county commissioner, auditor and treasurer.

Commissioner Magness moved to approve the Resolution as presented.

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

[Attachment]

ITEM 12. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE AMENDED LEASE AGREEMENT FROM XEROX FOR COUNTY COPIERS AND AUTHORIZE COUNTY JUDGE TO SIGN AGREEMENT ON BEHALF OF FANNIN COUNTY – PURCHASING AGENT

Jill Holmes, Purchasing Agent stated the equipment arrived in September but did not comply with specifications; negotiations have continued since that time and have now been finalized; the new negotiated rate with equipment specified will be \$37.68 less per month; the amended lease is presented for approval.

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

[Attachment]

ITEM 13. CONSIDERATION AND ACTION TO APPROVE PRECINCT THREE TO PURCHASE A CHEVROLET ¾ TON CREW CAB TRUCK, WHICH WAS PURCHASED BY RELIABLE CHEVROLET FOR STATE OF TEXAS TERM CONTRACT PROGRAM WITH GM, TO BE PAID OUT OF #23-623-571–PURCHASING AGENT

Jill Holmes, Purchasing Agent stated the vehicle is for Commissioner Precinct 3; it is a 2013 truck and is purchased through the State of Texas Term Contract; the truck is recommended to the Court at a price of \$26,465.64.

Commissioner Magness stated the truck is sufficient and the price is reasonable.

Motion By: Commissioner Dean Lackey
Second By: Commissioner Gary Whitlock
Vote: 4-0 Passed

ITEM 14. CONSIDERATION AND ACTION TO APPROVE PROCLAMATION PROCLAIMING NOVEMBER 2013 AS "HOME CARE AND HOSPICE MONTH" AND AUTHORIZE COUNTY JUDGE TO SIGN PROCLAMATION ON BEHALF OF FANNIN COUNTY – COUNTY JUDGE

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

[Attachment]

ITEM 15. CONSIDERATION AND ACTION TO APPROVE INDIGENT BURIAL INVOICE – COUNTY JUDGE

Judge Carter stated the invoice is for a Fannin County resident that has no known relatives, lived at the Bonham Inn and passed away at TMC in Denison; the funeral home has submitted an invoice for \$800 and has been advised of the \$500 limit for reimbursement by the County.

Commissioner Barker moved to approve the \$500 payment.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 4-0 Passed

[Attachment]

ITEM 16. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS – AUDITOR

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

ITEM 17. ADJOURN

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

Adjourned at 9:31 a.m.

The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Special Session the 18th day of November, 2013.

(LGC 81.003)

ATTEST:



Tammy Biggar
Fannin County Clerk

