

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 19th day of February, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 14th day of January 2013 at 4:45 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>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 9:00 a.m.

**INVOCATION**

Mike Towery, Treasurer

**ITEM 2. ESTABLISH A QUORUM**

Judge Carter declared a quorum has been established.

**ITEM 3. PUBLIC FORUM**

None

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

Minutes were presented from February 11, 2013. Commissioner Barker moved to approve.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Jerry Magness  
Vote: 5-0 Passed

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

Chief Brad Nichols presented the monthly report.

**ITEM 6. DISCUSSION, CONSIDERATION AND ACTION REGARDING RESCISSION OF DEED FROM LEMUEL PEDIGO AND P.C. WILLIAMSON TO FANNIN COUNTY – COLE TITLE COMPANY**

Cole Title Company was not present; item passed.

**ITEM 7. CONSIDERATION AND ACTION TO APPROVE REQUEST TO VACATE SUBDIVISION PLAT TITLED “HIDDEN ACRES SUBDIVISION” FILED ON 6/12/2008 IN THE PLAT RECORDS OF FANNIN COUNTY, TEXAS – UNDERWOOD DRAFTING & SURVEYING, INC**

Underwood Drafting and Surveying was not present; item passed until next week.

**ITEM 8. CONSIDERATION AND ACTION TO APPROVE SUBDIVISION PLAT OF “HIDDEN ACRES SUBDIVISION” AS AMENDED TO CORRECT LOCATION OF EAST PROPERTY LINE - UNDERWOOD DRAFTING & SURVEYING, INC**

Underwood Drafting and Surveying was not present, item passed until next week.

**ITEM 9. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE RESOLUTION CONCERNING TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM INTEREST RATES AND AUTHORIZE COUNTY JUDGE TO SIGN RESOLUTION ON BEHALF OF FANNIN COUNTY – COMMISSIONER PCT. 2**

Commissioner Barker stated HB 958 proposed in the Texas Legislature reduces the retirement interest rate for county employees from 7% to 5%.

Judge Carter stated the Resolution would merely advise the Legislature of the Counties' opposition to the house bill.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**ITEM 10. CONSIDERATION AND ACTION TO APPROVE COUNTY TREASURER'S FINANCIAL REPORT FOR JANUARY 2013 – TREASURER**

Mike Towery, Treasurer presented the report. Commissioner Strong moved to approve.

Motion By: Commissioner Joe Strong  
Second By: Commissioner Stan Barker  
Vote: 5-0 Passed

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE AMENDMENT TO INCREASE GENERAL FUND BUDGET BY \$175,797 FOR FUNDS RECEIVED FROM UNEXPECTED REFUND FROM FANNIN COUNTY APPRAISAL DISTRICT AND**

**APPROVE INCREASE TO AGRILIFE EXTENSION BUILDING AND JAIL BOND PAYMENT – COUNTY JUDGE/AUDITOR**

Scott Dyer, Auditor stated the refund received is \$175,797.77; the county judge has recommended the funds be put toward the remodel of the AgriLife building and toward the bond for the jail. Mr. Dyer stated \$100,000 would be allotted to cover the first year expenses for the AgriLife building which includes utilities, repair and maintenance and fire insurance; \$90,000 is specifically designated for remodeling; the total budget for the AgriLife building would be amended to \$326,000 for this fiscal year.

Mr. Dyer stated the jail bond payment would be the remaining amount of \$75,797.77 to go toward payoff of another year of payments.

Commissioner Strong asked what the date would be for the payoff of the jail bond. Judge Carter stated the \$75,797.77 is a partial annual payment; Mr. Dyer stated this payment would go toward paying off the jail in 2017 if not 2016.

Motion By: Commissioner Stan Barker  
Second By: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**ITEM 12. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS - AUDITOR**

Commissioner Whitlock moved to pay the bills.

Motion By: Commissioner Gary Whitlock  
Second By: Commissioner Jerry Magness  
Vote: 5-0 Passed

**Judge Carter stated items 7 and 8 will be put next week's agenda; items 13 and 14 will passed as well.**

**ITEM 13. EXECUTIVE SESSION PURSUANT TO SEC. 551.071 OF GOVERNMENT CODE TO DISCUSS LITIGATION MATTER(S)**

**ITEM 14. ACTION WITH REGARD TO LITIGATION MATTER(S) DISCUSSED DURING EXECUTIVE SESSION**

**ITEM 15. ADJOURN**

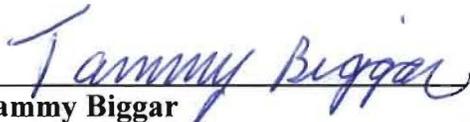
Motion By: Commissioner Gary Whitlock  
Second By: Commissioner Joe Strong  
Vote: 5-0 Passed

**Adjourned at 9:19 a.m.**

The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 19th day of February, 2013.

(LGC 81.003)

ATTEST:

  
\_\_\_\_\_  
Tammy Biggar  
Fannin County Clerk

