

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 10th day of February, 2014 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 6th day of February 2014 at 2:17 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>Dean Lackey</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**

Commissioner Stan Barker

**ITEM 2. ESTABLISH A QUORUM**

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

**ITEM 3. PUBLIC FORUM**

Gail Young, Tax Assessor/Collector stated there is now hot water in the front office; the gas just needed to be turned on and the hot water lit; a hot water heater is needed for the back offices.

Judge Carter stated he was invited to attend a meeting with U.S. Senator Ted Cruz; there were 13 attendees, 2 county judges, 2 commissioners, 3 State Representatives and 6 mayors; issues were discussed for 1.5 hours regarding what the attendees wanted from their government; Mr. Cruz mentioned his primary goal being economic growth. Judge Carter stated he mentioned Fannin County paying off debt and lowering tax rates to which Sen. Cruz offered congratulations to the people of Fannin County.

Bill Carey, Texas Silver-Haired Legislative Committee stated he is now serving as the statewide chair for the Committee on Retirement and Aging.

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

Minutes were presented for January 6, 2014 and February 3, 2014. Commissioner Barker moved to approve.

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

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE PROCLAMATION FOR TEXAS FOOD CONNECTION WEEK ON FEBRUARY 16-22, 2014 AND AUTHORIZE COUNTY JUDGE TO SIGN PROCLAMATION ON BEHALF OF FANNIN COUNTY – COUNTY JUDGE**

Commissioner Magness stated the program is put on annually by the Farm Bureau and is beneficial to the community.

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

**ITEM 6. DISCUSSION, CONSIDERATION AND ACTION REQUESTING A CERTIFIED STRUCTURAL ENGINEER INSPECT THE COUNTY COURTHOUSE BUILDING – DISTRICT CLERK**

Nancy Young, District Clerk submitted photos and a bag of debris. Ms. Young stated a wall above her chief deputies' ceiling collapsed falling through the ceiling and leaving large chunks of debris calling into question the structural integrity of the courthouse building; there has been years of water leaching in-between walls and windows causing walls to bow out; window framing is deteriorating and there are soft spots in flooring the 1st and 2nd floor; additionally there are potential mold issues along with fire hazards; a structural engineer is requested

Commissioner Lackey stated the drains are currently 1" too high and cause a pooling of water around the drain; water drains down the several seams in that area, it then goes down the wall; once it dries a seal should be applied or the area needs to be built up.

Commissioner Barker stated the debris is stucco; a structural engineer was used when the historical grant was sought; at that time the building was said to be in good condition; the Bois D'arc blocks used for foundation will shift due to weather conditions; the roof is currently slated for repair as well as the windows which will be a solid window; as incidents occur they are addressed.

Jill Edwards, Purchasing Agent stated the new windows are required to have an egress; internal drains are slated to be repair and will require approval from the Historical Commission.

Judge Carter recommended all options be considered.

**ITEM 7. DISCUSSION, CONSIDERATION AND ACTION TO DELAY USE OF CURRENT DISTRICT CLERK'S OFFICE AS A CONFERENCE ROOM AND MOVE DISTRICT CLERK, CHIEF DEPUTY TO THAT LOCATION – DISTRICT CLERK**



Nancy Young, District Clerk stated Chief Deputy Fife has been displaced from her office three times in two months, until the roof can be fixed it is requested Ms. Fife be relocated into Ms. Young's current office until repairs are made.

Commissioner Barker stated Mr. Glaser was not moved out during repairs to his office.

Commissioner Magness moved to approve temporarily moving Ms. Fife's office.

Motion By: Commissioner Jerry Magness  
Second By: Commissioner Gary Whitlock  
Vote: 3-0 Approved [Commissioner Barker abstaining]

**ITEM 8. DISCUSSION, CONSIDERATION AND ACTION TO REPLACE/REPAIR HOT WATER HEATER(S) AT THE SOUTH ANNEX COUNTY BUILDING – PURCHASING AGENT**

Jill Holmes, Purchasing Agent stated the location of the 2nd water heater has been vacant since 2001; the cost to improve the location for usage and code compliance is approximately \$1,000.00.

Commissioner Barker recommended a 40-50 gallon water heater and moved to wait until the next budget cycle.

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

**ITEM 9. CONSIDERATION AND ACTION TO APPROVE REVISION, FORMAT AND FUNDING SOURCE FOR SIGNAGE AT THE SOUTH ANNEX COUNTY BUILDING, TO INCLUDE JUSTICE OF PEACE PRECINCT ONE AND BOND SUPERVISION OFFICES – PURCHASING AGENT**

Jill Holmes, Purchasing Agent stated signage needs to be updated at a cost of \$725 through Sign Werks.

Scott Dyer, Auditor stated the move of offices has left a deficit of \$1,000 and leaving no funds left for Repair and Maintenance; an additional \$500 should be put into Repair and Maintenance.

Commissioner Lackey stated he may be able to obtain a donated sign.

Commissioner Barker moved to approve amending the budget in the amount of \$1,500 to be moved from Contingency to Repair and Maintenance contingent upon a sign being donated; if no donation is forthcoming the item is to be re-addressed in the next meeting.

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

**ITEM 10. CONSIDERATION AND ACTION TO APPROVE BID PROCESS FOR ASPHALT NEEDS FOR COUNTY PRECINCT BARN(S) – PURCHASING AGENT**

Jill Holmes, Purchasing Agent stated the bid for asphalt materials opens at 3:00 pm on March 11, 2014.

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

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE RESOLUTION ADOPTING A LOCAL SECTION 3 POLICY AND AUTHORIZE COUNTY JUDGE TO SIGN RESOLUTION ON BEHALF OF FANNIN COUNTY –COUNTY JUDGE**

Valree Thompson of Municipal Consulting Agency stated the resolution applies to any federal grant the County applies for; section 3 residence deals with employment, this particular grant does not generate employment and therefore has no impact to the County.

Commissioner Barker moved to approve and authorize the county judge to sign on behalf of the County.

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

**ITEM 12. CONSIDERATION AND ACTION TO APPROVE EXCESSIVE FORCE RESOLUTION AND AUTHORIZE COUNTY JUDGE TO SIGN RESOLUTION ON BEHALF OF FANNIN COUNTY – COUNTY JUDGE**

Valree Thompson of Municipal Consulting Agency stated HUD requires this resolution pertaining to non-violent protests and specifies the County will not bar doors during a non-violent protest.

Commissioner Magness moved to approve the resolution and authorize the county judge to sign on behalf of the County.

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

**ITEM 13. CONSIDERATION AND ACTION TO APPROVE RESOLUTION ADOPTING A SECTION 504 GRIEVANCE PROCEDURES POLICY AND AUTHORIZE COUNTY JUDGE TO SIGN RESOLUTION ON BEHALF OF FANNIN COUNTY – COUNTY JUDGE**

Valree Thompson of Municipal Consulting Agency stated this resolution used to be called a Citizen Complaint procedure and outlines the complaint procedures to be put in place.



Commissioner Barker moved to approve the resolution and authorize the county judge to sign on behalf of the County.

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

**ITEM 14. CONSIDERATION AND ACTION TO APPROVE FANNIN COUNTY AUDITOR'S MONTHLY REPORTS FOR JANUARY 2014 – AUDITOR**

Scott Dyer, Auditor presented the reports.

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

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

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

**ITEM 16. ADJOURN**


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

**Adjourned at 9:50 a.m.**

**The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 10th Day of February, 2014.**

(LGC 81.003)

**ATTEST:**

  
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Tammy Biggar  
Fannin County Clerk

