

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 17th day of January 2012 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 12th day of January, 2012 at 2:00 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>Dewayne Strickland</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 Creta Carter II called the meeting to order at 10:07 a.m.

**INVOCATION**

Mike Towery, Treasurer

**ITEM 2. ESTABLISH A QUORUM**

Judge Creta Carter II stated a quorum has been established.

**ITEM 3. PUBLIC FORUM**

Judge Carter stated he was invited to the new Cooke County Courthouse; the building being quite impressive and worth a visit and he hopes to host the bi-monthly meeting of county judges at Fannin County.

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

Minutes presented for 8/8/2011, 1/3/2012 and 1/9/2012.

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

**ITEM 5. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE THE  
APPOINTMENT OF BRIAN NEAL TO THE FANNIN COUNTY CHILD WELFARE  
BOARD – YOUNG**

Nancy Young, District Clerk and President of the FCCW Board stated the Board recommends Brian Neal to the Board.

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**ITEM 6. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE CHANGES TO THE FANNIN COUNTY CHILD WELFARE BOARD BY-LAWS – YOUNG**

Nancy Young, District Clerk and President of the FCCW Board stated the Board submits two changes to the By-Laws; first to Article-3 on Membership, which would extend the term from 2 consecutive terms of 3-years each to permitting the Board to extend the number of consecutive terms at its discretion; the second change is to Article 5-Meetings, changing the language to allow the attending membership to constitute a quorum; this is to compensate for the small size of the board which meets bi-monthly.

Judge Carter asked about current membership. Ms. Young stated there are 8 members. Commissioner Barker stated 5 members are needed to make a quorum and recommended the board be reduced to 7 memberships to reduce the votes required.

Commissioner Barker moved to approve the change to Article 3, with no changes to Article 5 at this time.

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

**ITEM 7. CONSIDERATION AND ACTION TO APPROVE THE BID PROCESS FOR THE SECO ENERGY GRANT SOW ON THE HVAC UNITS FOR THE COOP BUILDING AND SOUTH ANNEX – PURCHASING AGENT**

**ITEM 8. CONSIDERATION AND ACTION TO APPROVE THE BID PROCESS FOR THE SECO ENERGY GRANT SOW ON THE NEW CHILLER FOR THE COURTHOUSE – PURCHASING AGENT**

Items 7 and 8 were combined by request of Jill Edwards, Purchasing Agent.

Jill Edwards stated she submits the Statement of Work and Specifications bid for the Coop Building and South Annex and to replace the chiller at that top of the courthouse now that the Energy Grant bid has been executed in Austin; a pre-bid has been scheduled for Wednesday, February 3<sup>rd</sup> at 1:30 p.m. in the Commissioners Court room, a Special Meeting Notice will be posted so that the commissioners can attend with no action to be taken, bids will be mailed next week to coincide with Notice in the Paper of Record; the bid opening will be on February 8<sup>th</sup> at 3:00 p.m.

Judge Carter stated he requests the documentation be provided further in advance. Ms. Edwards stated she will comply, in this particular case she became aware of the executed contract this past Wednesday which gave her little time to prepare. Scott Dyer, Auditor stated this process has a deadline of March 31<sup>st</sup>.

Commissioner Barker moved to approve the process for all three projects.

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

**ITEM 9. CONSIDERATION AND ACTION TO APPROVE THE EXPENDITURE FOR THE CRIMINAL DOCKET FOLDERS OUT OF THE COUNTY CLERK'S RECORD'S MANAGEMENT FUND #18-402-310, IN THE AMOUNT OF \$799 – COUNTY CLERK**

Passed by request of Tammy Biggar, County Clerk.

**ITEM 10. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE SERVPRO TO PERFORM A FREE SERVICE OFFERED TO THE COUNTY FOR EMERGENCY READY PROFILES ON EACH OF THE COUNTY OWNED BUILDINGS – PURCHASING AGENT AND SERVPRO REPRESENTATIVE**

Jill Edwards, Purchasing Agent stated Servpro offers a free service of gathering a profile of emergency contacts for each of the County buildings; Lauren Pearson will present their offer.

Ms. Pearson stated she spoke with Ms. Edwards after the water damage incurred by the County recently; the ERP (Emergency Ready Profile) collects data in case of emergencies, takes pictures of the buildings, includes owners names, location of shut-off valves and lists utility providers; they also provide cleaning after water or fire damage.

Commissioner Barker stated the flyer provided states, “Establishes your local Servpro Franchise professional as your disaster mitigation and restoration provider”; we cannot comply with that, all services have to go out for bid.

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

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE COUNTY TREASURER'S REPORT FOR DECEMBER 2011 - TREASURER**

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Joe Strong  
Vote: 5-0 Passed

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

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Stan Barker  
Vote: 5-0 Passed

**ITEM 13. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS - AUDITOR**

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**ITEM 13. EXECUTIVE SESSION pursuant to Sec. 551.071 of Government Code to discuss litigation matter(s)**

Commissioner Strickland moved to go into Executive Session.

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**Judge Carter declared the time to be 10:30 a.m.**

Commissioner Barker moved reconvene into Regular Session.

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

**Judge Carter declared the time to be 10:40 a.m.**

**ITEM 14. Action with regard to litigation matter(s) discussed during EXECUTIVE SESSION**

No action to be taken.

**ITEM 15. ADJOURN**

Motion by: Commissioner Dewayne Strickland  
Second by: Commissioner Gary Whitlock  
Vote: 5-0 Passed

**Adjourned at 10:42 a.m.**

**The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 17th day of January 2012.**

**(LGC 81.003)**

**ATTEST:**

  
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Tammy Biggar, Fannin County Clerk