

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 7th day of October, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 3rd day of October 2013 at 4:37 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 9:01 a.m.

**INVOCATION**

Mike Towery, Treasurer

**ITEM 2. ESTABLISH A QUORUM**

Judge Carter declared a quorum has been established.

**ITEM 3. PUBLIC FORUM**

Richard Glaser, Criminal District Attorney thanked the court for the scanners that were approved; a handout was given to the Court to review department activities for the first nine months (of the calendar year) reflecting felony dispositions, trial schedule and inmate count.

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

None

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE INTERLOCAL AGREEMENT BETWEEN FANNIN COUNTY AND TEXOMA COUNCIL OF GOVERNMENTS TO PROVIDE GIS SERVICES AND AUTHORIZE COUNTY JUDGE TO SIGN AGREEMENT ON BEHALF OF FANNIN COUNTY - TEXOMA COUNCIL OF GOVERNMENTS**

Michael Schmitz, GIS Mapping Specialist from TCOG presented the annual contract for 9-1-1 addressing services.

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

[Attachment]

**ITEM 6. DISCUSSION, CONSIDERATION AND ACTION REGARDING HAZARDOUS AND PETROLEUM ASSESSMENT GRANT PROPOSAL SUPPORT LETTER AND AUTHORIZE COUNTY JUDGE TO SIGN LETTER ON BEHALF OF FANNIN COUNTY – COUNTY JUDGE**

Mike Trout, Municipal Solid Waste Program Manager from TCOG stated a letter of support is sought for a grant to fund Cooke, Grayson and Fannin County that will support the search for sites containing hazardous material or petroleum either of which may be seeping into the environment; such sites are called Brownfield sites; these lands can have a lien filed against them to obstruct sale until the site is cleaned.

Commissioner Barker moved to approve a letter of support for TCOG on behalf of Fannin County for the grant request.

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

**ITEM 7. CONSIDERATION AND ACTION TO APPROVE THE REMOVAL OF METAL PIPE, LOCATED WHERE CHRISTMAS TREE IS PLACED ON COURTHOUSE GROUNDS AND APPROVE INSTALLATION OF 12” PVC PIPE IN ITS PLACE – BONHAM CHAMBER OF COMMERCE**

Dale McQueen, Executive Director of the Bonham Chamber of Commerce requests permission to remove a metal pipe and replace it with a pvc pipe where the Christmas tree will be anchored.

Commissioner Whitlock asked if the Chamber would provide the labor. Mr. McQueen answered in the affirmative.

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

**ITEM 8. DISCUSSION REGARDING APPOINTMENT OF PERSON TO FILL THE EXPIRING TERM HELD BY COUNTY JUDGE ON THE FANNIN COUNTY APPRAISAL DISTRICT BOARD – COUNTY JUDGE**

Judge Carter stated he has a conflict for the next two years on Tuesday evenings and recommends the Court consider a replacement; Dewayne Strickland will also be going off the Board.

Commissioner Barker stated the Court has 1,505 votes with approximately 900 votes required to elect a member; Richard Glaser, Criminal District Attorney stated an interest in serving and further recommended Commissioner Magness consider the position. Mr. Glaser stated his interest in serving; Commissioner Magness stated his interest.

**ITEM 9. DISCUSSION, CONSIDERATION AND ACTION TO APPOINT TWO (2) NEW MEMBERS TO THE RED RIVER GROUNDWATER CONSERVATION DISTRICT BOARD – COUNTY JUDGE**

Judge Carter stated there are two positions that need to be appointed; there are two nominees for ground water producing cities: Hans Harjo and William E. Purcell, 4 cities voted in favor of Mr. Purcell, 2 voted in favor of Mr. Harjo, 2 cities did not vote.

Commissioner Barker stated in the past the Court chose to honor the majority rule, in this case that is Mr. Purcell.

Commissioner Barker moved to approve Mr. Purcell for ground water producing cities in Fannin County.

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

Judge Carter stated the non-municipal retail water suppliers in Fannin County have two nominees: Mark Newhouse and Truston Hibdon; 5 votes were cast in favor of Mr. Newhouse and 2 votes were cast for Mr. Hibdon with 4 abstained votes.

Commissioner Barker moved to approve Mark Newhouse to represent the non-municipal water suppliers.

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

**ITEM 10. CONSIDERATION AND ACTION REGARDING BURN BAN FOR FANNIN COUNTY – COUNTY JUDGE**

Commissioner Barker stated the Keetch-Byram [Drought] Index reflects a range of 500-700 for the County; most of the County seems to be at around 500 or less.

Judge Carter stated no action will be taken.

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE RESOLUTION RELATING TO APPLICATION FOR 2014 FANNIN COUNTY INDIGENT DEFENSE PROGRAM FORMULA GRANT PROGRAM – AUDITOR**

Scott Dyer, Auditor stated the renewal is required to continue receiving funds to offset the cost of



Indigent Defense.

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

[Attachment]

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

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

**ITEM 13. ADJOURN**

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

**Adjourned at 9:21 a.m.**

**The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 7th day of October, 2013.**

**(LGC 81.003)**

**ATTEST:**

  
**Tammy Biggar**  
**Fannin County Clerk**

