

**THE STATE OF TEXAS  
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT  
FANNIN COUNTY, TEXAS**

On this 9th day of June, 2014 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 5th day of June 2014 at 4:56 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**

Mike Towery, Treasurer

**ITEM 2. ESTABLISH A QUORUM**

Judge Carter stated a quorum is established, all members are present.

**ITEM 3. PUBLIC FORUM**

Sarah Richardson stated animals have been on the agenda a number of times and Commissioner Barker has stated the County desires to maintain a contract with the City of Bonham in regard to animal control; it is recommended the County consider a county animal control officer at budget time or for funds to train a sheriff's deputy to take on those duties; there is still a need for a county-wide animal shelter and it is further recommended a partnership with local veterinarians be established for a low cost spay and neuter program and public education be considered.

Judge Carter stated he was going to the College World Series.

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

Minutes were presented for May 27, 2014.

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

[Attachment]

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE CONTRACT BETWEEN DWAIN FULLER, D-FTCB, TC-NRCC, BOARD CERTIFIED FORENSIC TOXICOLOGIST AND FANNIN COUNTY CRIMINAL DISTRICT ATTORNEY'S OFFICE - CRIMINAL DISTRICT ATTORNEY**

Richard Glaser, Criminal District Attorney stated the contract presented is due to 3 synthetic drugs being criminalized in January [2014]; the DPS laboratory is not currently qualified to analyze these drugs, a report is needed for a seizure made by the Sheriff's Department; an expert is needed for this purpose, a retainer for \$400 is required and the cost is expected to be between \$1,000 to \$2,000 including trial attendance; the costs are to come from the Criminal District Attorney budget.

Mr. Glaser stated once the drugs are confirmed it is expected the case will not go to trial; however, without the report there is no case.

Scott Dyer, Auditor stated the Expert Witness and Physical Evidence Analysis accounts contain \$2,223 and \$1,213.40 as of the end of May.

Commissioner Barker moved to approve.

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

**ITEM 6. CONSIDERATION AND ACTION TO APPROVE EMPLOYMENT OF EXPERT WITNESS OR WITNESSES IN HOMICIDE CASE CURRENTLY SCHEDULED FOR TRIAL - CRIMINAL DISTRICT ATTORNEY**

Richard Glaser, Criminal District Attorney stated a suggestion of an insanity defense has been posted; the prosecution will need a challenging expert at an expected cost of \$2,000 to \$4,000.

Commissioner Barker moved to approve the hiring of an expert witness with the price to be determined closer to trial.

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

**ITEM 7. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE COLLECTION OF \$2.00 FEE FOR EACH ELECTRONIC FILING, PER GOVERNMENT CODE, SECTION 72.031. FEES TO BE COLLECTED BY DISTRICT AND COUNTY CLERK OFFICES - DISTRICT CLERK**

Nancy Young, District Clerk stated clerks can now collect \$2 per efiled document to help recover some costs of receiving the documents.

Scotty Dyer, Auditor stated the State contracted the work and chose the participants; Tyler Technologies will be used and Chase-PaymentTech to collect fees; indigent filers pay no fee at all; the County Clerk is also included.

Ms. Young stated the annual cost is estimated to be \$2,000 per year.

Commissioner Barker moved to approve the collection of a \$2 fee for electronic filing.

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

**ITEM 8. DISCUSSION REGARDING BUDGET WORKSHOP SCHEDULING - COUNTY JUDGE**

Judge Carter stated the budget workshop schedules will be sent out starting tomorrow; individual meetings will be held on July 9, 10 and 11th; July 17th the judge will make recommendations to the Court from 9am – 11am; July 21st at 10am additional requests or statements may be made to the Court after Commissioners Court.

**ITEM 9. CONSIDERATION AND ACTION TO APPROVE BUDGET AMENDMENT TO INCREASE EACH ROAD & BRIDGE PRECINCT BUDGET BY \$55,752.25 FOR FUNDS RECEIVED FROM UNEXPECTED CETRZ ROAD GRANT FROM THE STATE OF TEXAS AND APPROVE INCREASED EXPENSES IN EACH ROAD & BRIDGE PRECINCT BUDGET BY SAME AMOUNT, FOR CETRZ EXPENSE LINE ITEM AS ALLOWED BY LOCAL GOVERNMENT CODE 111.0108 – COMMISSIONERS / AUDITOR**

Commissioner Barker stated the total grant amount is \$223,009 for infrastructure with calculations based upon overweight permits being issued to the County; 63 counties did not seek the funds giving the County approximately \$75,000 more; after the 10% matching fund is deducted that leaves \$55,752.25 for each precinct.

Scotty Dyer, Auditor stated the grant is reimbursable meaning money must be spent and then applied for.

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

**ITEM 10. CONSIDERATION AND ACTION TO APPROVE BUDGET AMENDMENTS FROM FANNIN COUNTY AUDITOR'S OFFICE FOR FISCAL YEAR 2013-2014 – AUDITOR**

Scott Dyer, Auditor stated the reports are through May.

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

[Attachments]

**ITEM 11. CONSIDERATION AND ACTION TO APPROVE FANNIN COUNTY AUDITOR'S MONTHLY REPORTS FOR MAY 2014 – AUDITOR**

Scott Dyer, Auditor stated the reports are through May and the numbers included will be those used by department heads for the budget workshops.

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

[Attachments]

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

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

[Attachment]

**ITEM 13. ADJOURN**

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

**Adjourned at 9:40 a.m.**

**The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 9th day of June, 2014.**

(LGC 81.003)

**ATTEST:**

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

