

**THE STATE OF TEXAS
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT
FANNIN COUNTY, TEXAS**

On this 2nd day of January, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 27th day of December 2012 at 1:59 p.m. with the following members being present:

Creta L. Carter II	County Judge
Gary Whitlock	Commissioner, Precinct 1
Stan Barker	Commissioner, Precinct 2
Jerry Magness	Commissioner, Precinct 3
Joe Strong	Commissioner, Precinct 4

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

Senior Commissioner Barker welcomed Jerry Magness, new commissioner for Precinct 3. Judge Carter welcomed Mr. Magness and congratulated Mr. Barker on being the new senior commissioner and wished all a happy and prosperous New Year.

ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)

Judge Carter stated Minutes have been submitted for December 17, 2012. Commissioner Strong recommended one correction and moved to approve the Minutes with the correction made.

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

ITEM 5. CONSIDERATION AND ACTION TO APPROVE PRECINCT THREE (3) TO PURCHASE ONE (1) JOHN DEERE 7210 TRACTOR WITH TRB 50C ROTARY CUTTER/BOOM MOWER AND ONE (1) JOHN DEERE 7220 TRACTOR WITH TRB 50C ROTARY CUTTER/BOOM MOWER FROM COLLIN COUNTY IN THE AMOUNT

OF \$60,000 AND APPROVE THE LETTER OF INTENT AND COURT ORDER TO BE SIGNED BY COMMISSIONERS AND COUNTY JUDGE AND BE ATTESTED BY THE COUNTY CLERK – COMMISSIONER PCT. 3 AND PURCHASING AGENT

Commissioner Magness stated he and outgoing Commissioner Mr. Dewayne Strickland had visited Collin County to look at the tractors and mowers offered for sale; both are in good working condition, are clean and the mowers are in good condition as well; by of a cost comparison Bane Industries offers a new tractor and boom mower for \$93,000 or boom mower only for existing tractor for \$46,000.

Jill Holmes, Purchasing Agent stated equipment purchased from Collin County in the past has been of good quality and regularly maintained.

Commissioner Magness stated Precinct 3 has one tractor-mower in the shop, once it is repaired it can be sold and used to subsidize the cost of the two being purchased.

Commissioner Magness moved to approver the purchase of the two tractors and mowers.

Commissioner Barker seconded the motion.

Scott Dyer, Auditor stated \$30,000 would need to be moved from Precinct 3 Contingency Fund to pay for the equipment.

Commissioner Magness included the amendment to the budget in the motion; Commissioner Barker re-affirmed his second to the motion.

Motion By: Commissioner Jerry Magness

Second By: Commissioner Stan Barker

Vote: 5-0 Passed

ITEM 6. CONSIDERATION AND ACTION REGARDING BURN BAN FOR FANNIN COUNTY – COUNTY JUDGE

Commissioner Barker stated according to the Keetch-Byram Drought Index the County is in good condition. Commissioner Barker moved to lift the burn ban.

Motion By: Commissioner Stan Barker

Second By: Commissioner Jerry Magness

Vote: 5-0 Passed

Judge Carter stated the burn ban is lifted.

**ITEM 7. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS -
AUDITOR**

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

Judge Carter stated Items 8-9 will be passed.

**ITEM 8. EXECUTIVE SESSION PURSUANT TO SEC. 551.071 OF GOVERNMENT
CODE TO DISCUSS LITIGATION MATTER(S)**

**ITEM 9. ACTION WITH REGARD TO LITIGATION MATTER(S) DISCUSSED
DURING EXECUTIVE SESSION**

ITEM 10. ADJOURN

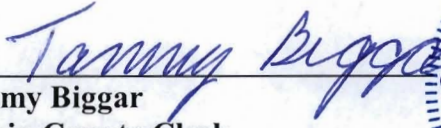
Motion By: Commissioner Gary Whitlock
Second By: Commissioner Jerry Magness
Vote: 5-0 Passed

Adjourned at 9:09 a.m.

The above and foregoing represents true and correct minutes of the Fannin County
Commissioner's Court meeting in Regular Session the 2nd day of January, 2013.

(LGC 81.003)

ATTEST:



Tammy Biggar
Fannin County Clerk

