

**THE STATE OF TEXAS
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT
FANNIN COUNTY, TEXAS**

On this 27th day of May, 2014 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 23rd day of May 2014 at 10:07 a.m. with the following members being present:

	Creta L. Carter II	County Judge
	Gary Whitlock	Commissioner, Precinct 1
	Stan Barker	Commissioner, Precinct 2
[Absent]	Jerry Magness	Commissioner, Precinct 3
	Dean Lackey	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 stated a quorum is established; Commissioner Magness is absent

ITEM 3. PUBLIC FORUM

Joan Schneider stated she had planted the rose bushes and Lantana on the courthouse square last year and asked if the Court would like her to replace the mulch. Judge Carter recommend Ms. Schneider visit with him after court.

Jill Holmes, Purchasing Agent stated the air conditioning is not working; the repair crew has been called.

ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)

None

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE COMMISSIONERS COURT
REQUEST THAT TXDOT INCLUDE RED RIVER ACCESS AT HWY 78 BRIDGE
ASSOCIATED WITH RIGHT-OF-WAY DEVELOPMENT AND BRIDGE**

CONSTRUCTION, PROJECTED TO OCCUR AUGUST 2016 – ECO TOURISM COMMITTEE

Mr. David Keene, representing the EcoTourism Committee stated the Committee requests the Court seek river access to non-motorized vehicles to the Red River beneath the Highway 78 bridge crossing over into Oklahoma, on the Texas side. Mr. Keene stated Tim Birdsong of the Texas Parks and Wildlife Department may be of assistance in obtaining access; Mr. Birdsong will be in Fannin County on June 16th for a meeting, the Court is invited to attend.

Commissioner Barker moved to approach TxDot for river access.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 3 - 0 Approved

Judge Blake asked if the Court will be drafting a written request and stated the Committee is available to assist with the draft. Judge Carter stated he would start with initiating the conversation as requested and find out what is required.

ITEM 6. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE COLLECTION OF COUNTY FEES FOR EACH PERMIT ISSUED BY TEXAS ALCOHOL AND BEVERAGE COMMISSION FOR PREMISES LOCATED WITHIN FANNIN COUNTY – TAX ASSESSOR-COLLECTOR

Gail Young, Tax Assessor/Collector stated the office collects fees on the off-premise sale of beer at a rate of \$60 for two years; country clubs also pay a fee called a cartage; wine sales may also be taxed however receipts going back 1989 reflect the collection of beer fees only. Ms. Young stated the statute requires Court approval to collect the fees.

Judge Carter read the TABC Code [11.38] permitting the collection of the fee as provided by Ms. Young.

Commissioner Barker stated if the fee is collected for beer it should be the same for wine.

Commissioner Barker moved to approve the collection of fees for beer, wine and cartage.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 3 - 0 Approved

ITEM 7. DISCUSSION REGARDING UPDATE OF ROOFING PROJECTS AT COURTHOUSE AND COUNTY OFFICE BUILDING – ARMKO INDUSTRIES INC. CONSULTANT

Doug Shearer of Armko Industries stated nearly all the work has been completed, once both structures have had inspected the manufacturer is then notified and they go through their process culminating in a warranty being issued.

Commissioner Barker stated CBS has done a professional job while keeping interruptions to a minimum and provided a thorough clean-up of the area.

ITEM 8. CONSIDERATION AND ACTION TO APPROVE SALVAGE OF ELLIPTIC WALK-THRU METAL DETECTOR, PURSUANT TO LOCAL GOVERNMENT CODE 263.151-152 SUBCHAPTER D. DISPOSITION OF SALVAGE AND SURPLUS PROPERTY – PURCHASING AGENT

Jill Holmes, Purchasing Agent stated Judge Blake has requested the metal detector be removed; the equipment was donated by U.S. Marshalls in Sherman and has never been made operational since its arrival; it is recommended it be salvaged for scrap metal.

Motion By: Commissioner Gary Whitlock
Second By: Commissioner Dean Lackey
Vote: 3 - 0 Approved

ITEM 9. DISCUSSION, CONSIDERATION AND ACTION TO APPROVE INTERLOCAL AGREEMENT BETWEEN CITY OF BONHAM AND FANNIN COUNTY, REGARDING LOCAL RABIES CONTROL OFFICER AND AUTHORIZE COUNTY JUDGE TO SIGN AGREEMENT ON BEHALF OF FANNIN COUNTY- COUNTY JUDGE

Judge Carter stated the Court recommended the judge speak to the City of Bonham which he has done; the contract presented is basically what was used in the past.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 3 - 0 Approved

[Attachment]

ITEM 10. CONSIDERATION AND ACTION TO APPROVE APPOINTMENT/ REAPPOINTMENT OF A REPRESENTATIVE TO THE TAPS BOARD OF DIRECTORS (TEXOMA AREA PARATRANSIT SYSTEM) – COUNTY JUDGE

Judge Carter stated Commissioner Barker has been on the board in the past, the judge is a current member and it is important a court member stay on the board.

Commissioner Barker moved to have Judge Carter continue on the board.

Motion By: Commissioner Stan Barker
Second By: Commissioner Gary Whitlock
Vote: 3 - 0 Approved

ITEM 11. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS – AUDITOR

Motion By: Commissioner Gary Whitlock
Second By: Commissioner Dean Lackey
Vote: 3 -0 Approved

ITEM 12. EXECUTIVE SESSION PURSUANT TO SEC. 551.072 OF GOVERNMENT CODE TO DISCUSS REAL ESTATE MATTER(S)

Passed

ITEM 13. ACTION WITH REGARD TO REAL ESTATE MATTER(S) DISCUSSED DURING EXECUTIVE SESSION

Passed

ITEM 14. ADJOURN


Motion By: Commissioner Gary Whitlock
Second By: Commissioner Dean Lackey
Vote: 3 -0 Approved

Adjourned at 9:20 a.m.

The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 27th day of May, 2014.

(LGC 81.003)

ATTEST:



Tammy Biggar
Fannin County Clerk

