

**THE STATE OF TEXAS
COUNTY OF FANNIN**

**IN COMMISSIONERS COURT
FANNIN COUNTY, TEXAS**

On this 25th day of February, 2013 the Fannin County Commissioners Court met in a Regular Meeting after public notice was posted on the 22nd day of January 2013 at 8:01 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

None

ITEM 4. APPROVE MINUTES OF PREVIOUS MEETING(S)

Minutes were presented from February 19, 2013. Commissioner Barker moved to approve.

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

**ITEM 5. CONSIDERATION AND ACTION TO APPROVE REQUEST TO VACATE
SUBDIVISION PLAT TITLED "HIDDEN ACRES SUBDIVISION" FILED ON 6/12/2008
IN THE PLAT RECORDS OF FANNIN COUNTY, TEXAS – UNDERWOOD DRAFTING
& SURVEYING, INC.**

Mr. Jason Armstrong of Underwood Drafting & Surveying stated Mr. Jeff Aday had purchased this property in 2006 and was given a survey from 2004; the property overlapped onto another

track of land which was unknown at the time of the purchase; upon attempt to develop the property Underwood Drafting & Surveying discovered the issue and advised Mr. Aday; development was begun, the adjacent owner discovered the issue at which time he and Mr. Aday were able to come to agreement to correct the plat; it is recommended the plat be vacated.

Commissioner Barker moved to vacate the plat.

Motion By: Commissioner Stan Barker
Second By: Commissioner Jerry Magness
Vote: 5-0 Passed

ITEM 6. CONSIDERATION AND ACTION TO APPROVE SUBDIVISION PLAT OF "HIDDEN ACRES SUBDIVISION" AS AMENDED TO CORRECT LOCATION OF EAST PROPERTY LINE – UNDERWOOD DRAFTING & SURVEYING, INC.

Commissioner Whitlock moved to move the east property line and approve the plat.

Motion By: Commissioner Gary Whitlock
Second By: Commissioner Joe Strong
Vote: 5-0 Passed

ITEM 7. DISCUSSION, CONSIDERATION AND ACTION REGARDING THE NAMING OF THE NEW AGRILIFE/EXTENSION BUILDING – COUNTY JUDGE

Judge Carter recommended the new ArigLife Extension Building be named the Darryl Hall Education Center in honor of Mr. Hall for his life long service to the community and overall exemplary character.

Commissioner Whitlock stated his support as did Commissioner Magness. Commissioner Barker stated his opposition based upon maintaining the standard of the county to not name buildings after a person stating to do so singles out one person when so many have contributed to the betterment of the county. Commissioner Strong stated some buildings are not suitable for naming due to the condition however this new building would be a good choice for naming.

Commissioner Whitlock moved to name the AgriLife Extension Building the Darryl Hall Education Center.

Motion By: Commissioner Gary Whitlock
Second By: Commissioner Jerry Magness
Vote: 4-1 Passed (Commissioner Barker voted nay)

ITEM 8. CONSIDERATION AND ACTION TO APPROVE PAYMENT FOR CURRENT INVOICE TO COMMUNITY EDUCATION CENTER FOR REQUIRED PRISONER HOSPITAL GUARDS AND TRANSPORT AND TO APPROVE FUTURE PAYMENTS, THROUGH NORMAL PAYMENT OF BILLS, AS THEY BECOME NECESSARY – AUDITOR

Scott Dyer, Auditor stated the contract with CEC does not address transport of prisoners to medical facilities; there have been two occasions when the Sheriff's Department did not have the resources to provide an escort; Sheriff Donnie Foster advised it is expected this will most likely occur in the future; the bill is \$2,527.00.

Commissioner Whitlock moved to approve.

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

ITEM 9. CONSIDERATION AND ACTION TO APPROVE PAYMENT OF BILLS - AUDITOR

Commissioner Whitlock moved to pay the bills.

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

Judge Carter stated items 10 and 11 will be passed.

ITEM 10. EXECUTIVE SESSION PURSUANT TO SEC. 551.071 OF GOVERNMENT CODE TO DISCUSS LITIGATION MATTER(S)

ITEM 11. ACTION WITH REGARD TO LITIGATION MATTER(S) DISCUSSED DURING EXECUTIVE SESSION

ITEM 12. ADJOURN

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

Adjourned at 9:15 a.m.

The above and foregoing represents true and correct minutes of the Fannin County Commissioner's Court meeting in Regular Session the 25th day of February, 2013.

(LGC 81.003)

ATTEST:


Tammy Biggar
Fannin County Clerk

