

THE STATE OF TEXAS

FEBRUARY TERM, 2013

COUNTY OF MONTAGUE

REGULAR SESSION

BE IN REMEMBERED, That on this 25th day of Feb. 2013, Commissioners Court of Montague County, Texas met at a regular meeting with the following present:

Tommie Sappington	County Judge	Herman Conway	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Mark Murphey	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#13-063- APPROVAL OF MINUTES

Motion by Commissioner Gamblin and seconded by Commissioner Murphey to approve minutes for February 11, 2013 meeting.

All Voted For

Motion Carried

#13-064-APPROVE MONTHLY REPORTS

Motion by Commissioner Langford and seconded by Commissioner Gamblin to approve the monthly reports as presented in open court: County Clerk, Sheriff Fees, JP # 2, and Indigent Health Care. Report Audits: County Attorney

All Voted For

Motion Carried

#13-065-PAY CLAIMS

Motion by Commissioner Gamblin and seconded by Commissioner Langford to pay the claims as presented in court.

All Voted For

Motion Carried

#13-066-DISCUSS AND CONSIDER ACCEPTING RACIAL PROFILING REPORT OF MONTAGUE COUNTY CONSTABLE PCT. # 1, STEFANIE HORTON AND MONTAGUE COUNTY CONSTABLE PCT # 2, RONNIE REYNOLDS

Motion by Judge Sappington and seconded by Commissioner Murphey to accept the racial profiling reports presented by Constable # 1 Stefanie Horton and Constable # 2 Ronnie Reynolds.

All Voted For

Motion Carried

#13-067-DISCUSS AND CONSIDER RESOLUTION OPPOSING HB 958 RELATING TO ANNUAL INTEREST RATE OF TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM

Motion by Commissioner Gamblin and seconded by Commissioner Murphey to approve the resolution opposing HB 958 relating to the annual interest rate of Texas County and District Retirement System, giving Judge Sappington authority to sign.

All Voted For

Motion Carried

#13-068-DISCUSS AND CONSIDER BUDGET AMENDMENT FROM NON-DEPARTMENTAL TO HIGHWAY DEPARTMENT FOR NOTARY RENEWAL OF \$50.00

Motion by Judge Sappington and seconded by Commissioner Gamblin to approve the budget amendment in the amount of \$50.00 from Non-Departmental to DPS secretary, this taken from contingency.

All Voted For

Motion Carried

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 25th DAY OF FEB. 2013

Tommie Sappington

COUNTY JUDGE

Herman Conway

COMMISSIONER, PRECINCT 1

James Gamblin

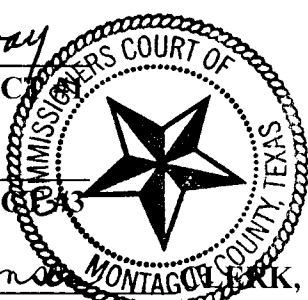
COMMISSIONER, PRECINCT #2

Mark Murphey

COMMISSIONER, PRECINCT #3

Bob Langford

COMMISSIONER, PRECINCT #4



ATTEST: *Glenda Henson*

MONTAGUE COUNTY CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

IN THE COMMISSIONERS COURT

FEBRUARY TERM, 2013

COUNTY OF MONTAGUE

REGULAR SESSION

BE IN REMEMBERED, That on this 25th day of Feb. 2013, Commissioners Court of Montague County, Texas met at a regular meeting with the following present:

Tommie Sappington	County Judge	Herman Conway	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Mark Murphey	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#13-069-DISCUSS AND CONSIDER TAC WORKERS COMP REIMBURSEMENT AS UNANTICIPATED REVENUE AND AMEND BUDGET TO JAIL PART-TIME LINE ITEM

Motion by Commissioner Langford and seconded by Commissioner Gamblin to approve the Sheriff's request and apply approximately \$23,000.00 from TAC Workers Comp. to the Jail part-time line item, in form of a budget amendment.

All Voted For

Motion Carried

#13-070-DISCUSS AND CONSIDER CHIEF DEPUTY TREASURER POSITION AND CURRENT ASSISTANT AUDITOR POSITION

Motion by Judge Sappington and seconded by Commissioner Gamblin transfer the Assistant Auditor position to the Treasurer's office, creating the position of Chief Deputy Treasurer. This change was a request of the outside auditor's. This position will take effect February 28 with the salary set at \$37,875.00 annually.

All Voted For

Motion Carried

#13-071-DISCUSS AND CONSIDER REQUEST OF EOG RESOURCES, INC. TO APPROVE TEMPORARY ROAD CROSSINGS ON ROGERS LANE AND DENVER ROAD IN PCT # 1

Motion by Commissioner Conway and seconded by Commissioner Langford to allow EOG to cross Rogers Lane and Denver Road in Pct. # 1.

All Voted For

Motion Carried

#13-072-DISCUSS AND CONSIDER REQUEST OF EOG RESOURCES, INC. TO APPROVE TEMPORARY FRAC LINES ON ROGERS LAND AND DENVER ROAD IN PCT # 1

Motion by Commissioner Conway and seconded by Commissioner Langford to allow EOG to lay temporary frac lines on Rogers Lane and Denver Road in Pct. # 1.

All Voted For

Motion Carried

#13-073-DISCUSS AND CONSIDER REQUEST OF EOG RESOURCES, INC. TO APPROVE TEMPORARY ROAD CROSSINGS ON PLEASANT HILL ROAD IN PCT # 1

Motion by Commissioner Conway and seconded by Commissioner Langford to allow EOG to cross Pleasant Hill Road in Pct. # 1.

All Voted For

Motion Carried

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 25th DAY OF FEB. 2013

Tommie Sappington

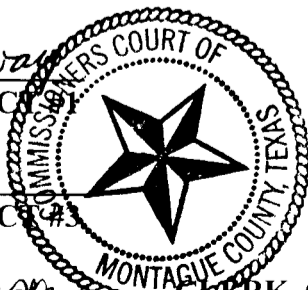
COUNTY JUDGE

Herman Conway
COMMISSIONER, PRECINCT #1

James Gamblin
COMMISSIONER, PRECINCT #2

Mark Murphey
COMMISSIONER, PRECINCT #3

Bob Langford
COMMISSIONER, PRECINCT #4



ATTEST: *Glenda Henson*
CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

IN THE COMMISSIONERS COURT

FEBRUARY TERM, 2013

COUNTY OF MONTAGUE

REGULAR SESSION

BE IN REMEMBERED, That on this 25th day of Feb. 2013, Commissioners Court of Montague County, Texas met at a regular meeting with the following present:

Tommie Sappington	County Judge	Herman Conway	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Mark Murphey	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#13-074-DISCUSS AND CONSIDER REQUEST OF EOG RESOURCES, INC. TO APPROVE TEMPORARY FRAC LINES ON PLEASANT HILL AND FAULKNER ROAD IN PCT # 1

Motion by Commissioner Conway and seconded by Commissioner Langford to allow EOG to lay frac lines on Pleasant Hill and Faulkner Roads in Pct. # 1

All Voted For

Motion Carried

#13-075-DISCUSS AND CONSIDER REQUEST OF ROCKWATER ENERGY SOLUTIONS TO APPROVE TEMPORARY ROAD CROSSING ON CALHOUN ROAD IN PCT # 1

Motion by Commissioner Conway and seconded by Commissioner Langford allow Rockwater Energy Solutions to approve temporary road crossing on Calhoun Road in Pct. # 1

All Voted For

Motion Carried

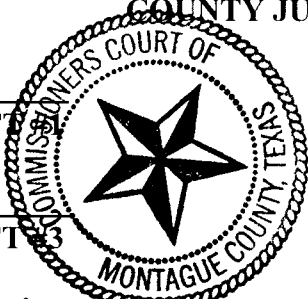
Meeting Adjourned.....

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 25th DAY OF FEB. 2013

Tommie Sappington

COUNTY JUDGE

Herman Conway
COMMISSIONER, PRECINCT #1



James Gaulth
COMMISSIONER, PRECINCT #2

Mark Murphey
COMMISSIONER, PRECINCT #3

Bob Langford
COMMISSIONER, PRECINCT #4

ATTEST: *Glenda Henson* CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

February 25, 2013

VOL 15 PAGE 64

Reports

County Clerk
Sheriff Fees
JP 2
Indigent Health Care

Report Audits

County Attorney

Jennifer Essary

Montague County Auditor
P.O. Box 56 Montague, Texas 76251
Phone (940)-894-2131-Fax (940)-894-3110

February 8, 2013

Clay Riddle
County Attorney
AND
Montague County
Commissioners Court

Dear Gentlemen:

The County Attorney Hot Check Fund Report for January was audited on February 8, 2013. The report listed the total restitution, county attorney fees, victim fees, and administration fees collected for the month. The report was filed in the County Auditor's office on February 1, 2013 and was signed by the elected official.

The January report totaled \$2,023.87. The following were collected for the month by the County Attorney's office:

Administration Fees	\$23.89
Hot Check Fees	\$311.19
Victim Fees	\$395.47
Restitution	\$1,293.32

The County Attorney Hot Check fees for January were up \$80.98 and the Administration fees were down \$0.11 from last month. The County Attorney Hot Check fees for January 2013 were down \$513.48 and Administration fees were down \$28.11 from fiscal year 2012 at this time.

The County Treasurer's receipt was agreed to the report. The receipt properly deposited the collections into the appropriate funds according to the report.

The work papers for the County Attorney Hot Check Fund report are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary,
County Auditor

cc: Jack McGaughey
97th Judicial District Judge

FULL EXEMPTION RACIAL PROFILING REPORT

Agency Name: MONTAGUE CO. CONST. PCT. 1
Reporting Date: 02/08/2013
TCLEOSE Agency Number: 337101
Chief Administrator: STEFANIE HORTON
Agency Contact Information: Phone: 940-841-1150
Email: S.HORTON@CO.MONTAGUE.TX.US
Mailing Address:
MONTAGUE CO. CONST. PCT. 1
PO BOX 14
MONTAGUE, TX 76251

Article 2.132 CCP Law Enforcement Policy on Racial Profiling

(a) In this article:

(1) "Law enforcement agency" means an agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties.

I certify it is not the policy of this agency to make traffic stops in the routine performance of the officers' official duties.

Executed by: **STEFANIE HORTON**

Chief Administrator

MONTAGUE CO. CONST. PCT. 1

Date: 02/08/2013

Submitted electronically to the



**Texas Commission on Law Enforcement
Officer Standards and Education**

TIER 1 - PARTIAL EXEMPTION RACIAL PROFILING REPORT

Agency Name: MONTAGUE CO. CONST. PCT. 2
Reporting Date: 01/28/2013
TCLEOSE Agency Number: 337102
Chief Administrator: RONALD REYNOLDS
Agency Contact Information: Email: montaguepct2constable@gmail.com
Mailing Address:
MONTAGUE CO. CONST. PCT. 2
P.O. Box 549
Bowie, Tx 76230

This Agency claims partial racial profiling report exemption because:

Our vehicles that conduct motor vehicle stops are equipped with video and audio equipment and we maintain videos for 90 days.

Certification to This Report 2.132 (Tier 1) – Partial Exemption

Article 2.132(b) CCP Law Enforcement Policy on Racial Profiling

MONTAGUE CO. CONST. PCT. 2 has adopted a detailed written policy on racial profiling. Our policy:

- (1) clearly defines acts constituting racial profiling;
- (2) strictly prohibits peace officers employed by the MONTAGUE CO. CONST. PCT. 2 from engaging in racial profiling;
- (3) implements a process by which an individual may file a complaint with the MONTAGUE CO. CONST. PCT. 2 if the individual believes that a peace officer employed by the MONTAGUE CO. CONST. PCT. 2 has engaged in racial profiling with respect to the individual;
- (4) provides public education relating to the agency's complaint process;
- (5) requires appropriate corrective action to be taken against a peace officer employed by the MONTAGUE CO. CONST. PCT. 2 who, after an investigation, is shown to have engaged in racial profiling in violation of the MONTAGUE CO. CONST. PCT. 2's policy adopted under this article;
- (6) require collection of information relating to motor vehicle stops in which a citation is issued and to arrests made as a result of those stops, including information relating to:
 - (A) the race or ethnicity of the individual detained;
 - (B) whether a search was conducted and, if so, whether the individual detained consented to the search; and

**MONTAGUE CO. CONST. PCT. 2 Motor Vehicle Racial Profiling
Information**

Number of motor vehicle stops:

- 1. **0** citation only
- 2. **0** arrest only
- 3. **0** both
- 4. **0 Total** (4, 11, 14 and 17 must be equal)

Race or Ethnicity:

- 5 **0** African
- 6. **0** Asian
- 7. **0** Caucasian
- 8. **0** Hispanic
- 9. **0** Middle Eastern
- 10. **0** Native American
- 11. **0 Total** (lines 4, 11, 14 and 17 must be equal)

Race or Ethnicity known prior to stop?

- 12. **0** Yes
- 13. **0** No
- 14. **0 Total** (lines 4, 11, 14 and 17 must be equal)

Search conducted?

- 15. **0** Yes
- 16. **0** No
- 17. **0 Total** (lines 4, 11, 14 and 17 must be equal)

Was search consented?

- 18. **0** Yes
- 19. **0** No
- 20. **0 Total** (must equal line 15)

-- (C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual; and

(7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit an annual report of the information collected under Subdivision (6) to:

(A) the Commission on Law Enforcement Officer Standards and Education; and

(B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

I certify these policies are in effect.

Executed by: **RONALD REYNOLDS**

Chief Administrator

MONTAGUE CO. CONST. PCT. 2

Date: 01/28/2013

A RESOLUTION OF THE MONTAGUE COUNTY COMMISSIONERS COURT OF MONTAGUE COUNTY, TEXAS, OPPOSING THE PROPOSED HB 958 FILED WITH THE SECRETARY OF STATE ON 02/05/2013.

WHEREAS, the Commissioners Court of Montague County is in opposition to the following bill:

BILL: HB 958, filed 02/05/2013
LEGISLATIVE SESSION: 83(R)
COUNCIL DOCUMENT: 83R 1120 DDT-D
AUTHOR: Orr, Rob

AN ACT

Relating to the annual interest rate of the Texas County and District Retirement System.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 845.314, Government Code, is amended to read as follow:

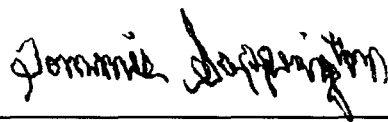
Sec. 845.314. INTERST RATES. Unless this subtitle expressly states and other specified rate of interest, for periods beginning after December 31, 2013 [1996], the annual rate of interest is five [seven] percent.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

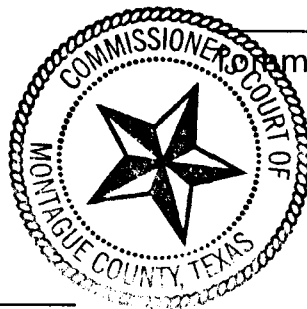
NOW THEREFORE, BE IT RESOLVED BY THE MONTAGUE COUNTY COMMISSIONERS COURT IS IN OPPOSITION TO THE ABOVE REFERENCED BILL OR TO ANY CHANGE IN TCDRS AS IT IS A GREAT RETIREMENT SYSTEM AS IS.

RESOLUTION PASSED, APPROVED AND ADOPTED at a regular meeting of the Montague County Commissioners Court this, the 25th day of February, 2013.

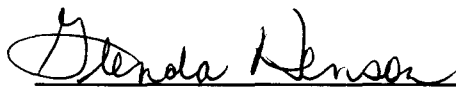
Signed:



Jemie Sappington, County Judge



Attest:



Glenda Henson, County Clerk

1192085754

MONTAGUE COUNTY
APPLICATION FOR A PERMIT AND RIGHT-OF-WAY

DATE: 02/07/2013

NAME: EOG RESOURCES, INC.

ADDRESS: 1451 W BUSINESS 380 COMP #3 DECATUR, TEXAS 76234

CONTACT PERSON: HERMAN WILSON TELEPHONE NO. 940-867-3252

ROAD NAME: DENVER ROAD COMMISSIONER PCT. 1

GPS Coordinates: Latitude 33 59 50.69 Longitude 97 44 00.20

TEMPORARY PERMANENT PLAT

ATTACHED

This document is an application for a permit and right-of-way. Please give a descriptive explanation of the work to be done:

TEMPORARY ROAD CROSSING ON DENVER RD.

If your application for the permit and right-of-way is approved by the Montague County Commissioners Court and an Order to grant the permit and right-of-way for such pipeline should be granted, the following is understood:

1. That such pipeline shall be so buried, cased, covered, constructed and maintained as not to interfere with the use and occupancy of such roads by public.
2. That any adjustments of said pipeline required for any State Farm to Market Road or any other improved road would be at 100 per cent cost to the applicant.
3. That all the rights, privileges and right-of-ways will be vested in said Applicant and its successors and assigns, without further grant or procedure.
4. Fees may or may not apply. If fees apply, fees need to accompany the application.
5. Notice of all applications will be sent to the Upper Trinity Groundwater Conservation District.

Source of the water:

Full Name and Address of Property Owner: EOG Resources, Inc.

Well Site Physical Address: _____ UTGCD ID: 2295

Type of Water Used:

Surface Water	_____	Percentage
Ground Water	<input checked="" type="checkbox"/> _____	Percentage
Both	_____	Percentage

GPS Coordinates: Latitude _____ N/A _____ Longitude _____ N/A _____

Meter Serial Number: _____ N/A _____

Beginning Meter Reading (as displayed on meter): _____ N/A _____

Ending Meter Reading (as displayed on meter): _____ N/A _____

Location of the use of the water N/A County: N/A

Will any of this water be transported for use outside of the District (Montague, Parker, Wise, and Hood Counties)?
Yes No N/A

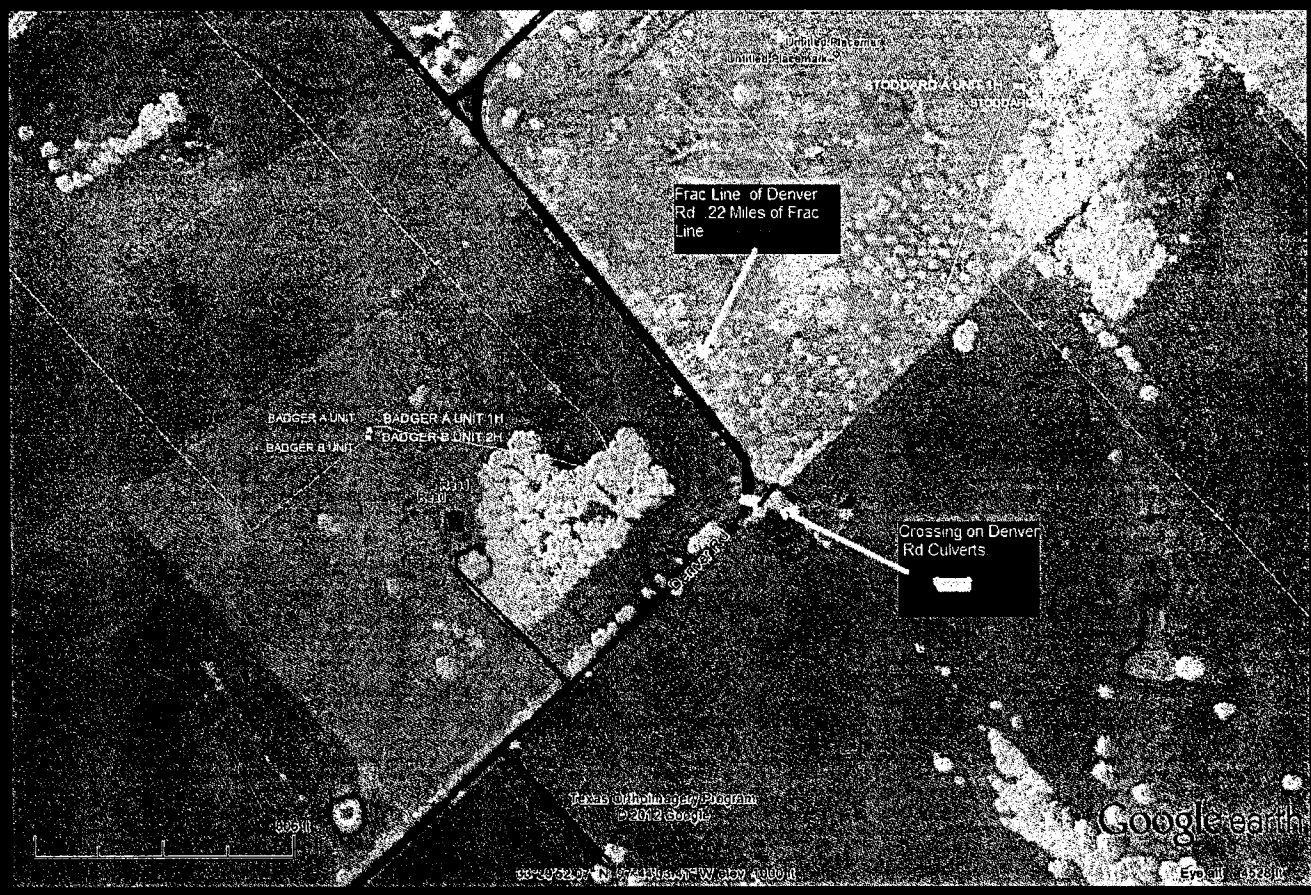
If yes, explain how the water was measured and include amount transported. _____

AFFIRMATION

I HEREBY SWEAR OR AFFIRM THAT THE INFORMATION INCLUDED IN THIS REPORT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATE 2/7/13

SIGNATURE [Signature]



County Clerks Memos
Portions of this document are
not legible and/or reproducible
when received, but recorded at
customers request.

[Signature]
Deputy

ORDER GRANTING
TEMPORARY (FOUR WEEK ONLY) PERMIT AND RIGHT-OF-WAY
FOR TEMPORARY ROAD CROSSING

EOG RESOURCES, INC.

STATE OF TEXAS
COUNTY OF MONTAGUE

§
§
§

Now, on this the 25th day of FEBRUARY, 2013, at a Regular Term and Session of the Commissioners' Court of Montague County, Texas, came to be considered the application for a permit and right-of-way to lay, construct, maintain, and operate a TEMPORARY ROAD CROSSING, along, over, and across or under the County Right-of-way, of ROGERS LANE, PCT. #1 the County of Montague, State of Texas, and the court having considered such application and is here referred to and made a part hereof, and having determined that the permit and right-of-way for such TEMPORARY ROAD CROSSING should be granted, it is accordingly ordered by the Court:

1. That the County of Montague, State of Texas, does hereby grant the right, privilege and right-of-way to EOG RESOURCES, INC., to lay, construct, maintain, and operate a TEMPORARY ROAD CROSSING, along, over, across, beside or under the County Right-a-way of ROGERS LANE, PCT. #1, the Cunt^y of Montague, State of Texas as described as a four week permit only.
2. That such TEMPORARY ROAD CROSSING, shabe maintained as not to interfere with the use and occupancy of such roads by public.
3. That any adjustments of said TEMPORARY ROAD CROSSING, required for any County Right-of-way or any other improved County R^ow would be at 100 per cent cost to EOG RESOURCES, INC.
4. That all the rights, privileges and right-of-w^{ere}in above mentioned are by this order duly vested in said EOG RESOURCES, INC.'s successors and assigns, without further grant or procedure.
5. That Montague County DOES NOT AL- any above ground lines to be laid on or beside roadways, that are used to transfe^r gas, or Salt Water Products.

Tommie Sappington
TOMMIE SAPPINGTON,
Montague County Judge

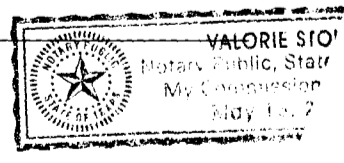
STATE OF TEXAS
COUNTY OF MONTAGUE

EOG RESOURCES, INC.

Before me, the undersigned auth^{or} is day personally appeared TOMMIE SAPPINGTON, known to me to be th^{at}se name is subscribed to the foregoing instrument and acknowledged to me th^{at} the same for the purposes and consideration therein expressed and in the capacity

Given under my hand and s^{ign} this 25TH Day of FEBRUARY, 2013.

My commission expires:



Valorie Stout
Notary Public in and for Montague
County, Texas.



