

**THE STATE OF TEXAS  
COUNTY OF ZAPATA**

**IN THE COMMISSIONERS COURT OF ZAPATA COUNTY, TEXAS**

Be it remembered, that on this the 14<sup>th</sup> day of July A. D., 2014, the Commissioners Court of Zapata County, Texas, convened in **REGULAR SESSION** of said Court, at the regular meeting place thereof, in the Courthouse of Zapata, Texas, with the following members of said Court, to-wit:

**PRESENT:**

Hon. Joseph Rathmell	County Judge
Jose Emilio Vela	Commissioner, Precinct No. 1
Eddie Martinez	Commissioner, Precinct No. 3
Norberto Garza	Commissioner, Precinct No. 4
Mary Jayne Villarreal-Bonoan	County Clerk

**ABSENT:**

Gabriel Villarreal	Commissioner, Precinct No. 2
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**VISITORS:** Said A. Figueroa, Triunfo Gonzalez, Romeo Salinas, Auddy M. Hernandez, Carlos Treviño, Jr., Maria I. Gutierrez, Nellie R. Treviño, Juan J. Meza, Edith Borgman, Kevin McCarthy, Roger Miller, Hector Uribe, Joyce Currington, Karran Westerman, Amada Villarreal Garza, Rosa M. Zapata, Maria Eva U. Ramirez, Alma Canalez, Maria Adelina Guerra, Luis Lauro Gonzalez, Eloy Lopez, Paco Mendoza, Lupita Garza, Delia Mendoza, Manuel Gonzalez, Jr., Raymundo Del Bosque, Jr., and Ramon Montes.

**WHEREUPON**, the following Orders and Proceedings were had by said Court, to-wit:

**MEETING CALLED TO ORDER AT 9:00 A.M.**

**ROLL CALL BY MARY JAYNE VILLARREAL-BONOAN, COUNTY CLERK**

**INVOCATION BY REV. ROGER MILLER**

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS**

Mr. Hector Uribe addressed the Court to address matters relating to the Vendor's Ordinance. The Court asked if vendor's can be outlawed from private property? Mr. Uribe responded that vendors are restricted to a specific area and a Zoning Ordinance would have to be in place to fully enforce it. Vendor's can be removed from easements but not from private property.

**ORDER APPROVING INVOICES**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve invoices as presented by Triunfo Gonzalez, County Auditor.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

### **ORDER APPROVING TREASURER'S REPORT**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve Treasurer's report as presented by Hon. Romeo Salinas, County Treasurer.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

### **ORDER APPROVING CHECKS ISSUED**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve checks issued as requested by Hon. Romeo Salinas, County Treasurer.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

### **REPORT BY LUIS L. GONZALEZ, COUNTY TAX ASSESSOR / COLLECTOR**

Mr. Gonzalez reported \$21,826.43 collected from Hotel Motel Tax, \$126,259.08 have been collected in total for this fiscal year and \$173,189.34 in tax collections for a total of 91.74%.

### **REPORT BY FIRST FINANCIAL GROUP**

A presentation was made by Kevin McCarthy, a representative of First Financial Group regarding cancellation and lapse notices. Mr. McCarthy stated that there have been delays in receiving money from the County. The Treasurer is reconciling at the County's end. First Financial is at 90%. They need to communicate with Mr. Salinas and with Nellie Treviño. Mr. Salinas expressed his concerns regarding employees' social security numbers and stated that he would like for said information to be masked.

### **ORDER TO ADOPT AN ORDER CALLING FOR ELECTION TO CREATE A ZAPATA COUNTY ASSISTANCE DISTRICT**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve to adopt an order calling for an election to create a Zapata County Assistance District pursuant to Chapter 387 of the Texas Local Government Code. The election will take place on November 4, 2014 and will read as follows:

**“Authorizing the creation of the Zapata County Assistance District and the imposition of a sales and use tax at the rate of 2% for the purpose of financing the operations of the district.”**

as requested by Hon. Joe Rathmell, County Judge.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

### **ORDER APPROVING REQUEST BY FAMILY OF FEDERAL AGENT JAIME J. ZAPATA TO INSTALL MEMORIAL PLAQUE AT ZAPATA COUNTY COURTHOUSE**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve a request by the family of Federal Agent Jaime J. Zapata to install a memorial plaque at the Zapata County Courthouse lobby in honor of his dedicated service and sacrifice to secure the United States of America as requested by Hon. Jose E. Vela, Commissioner Pct. 1.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING PROPOSED BURIAL CEREMONY FOR DONATED TIME CAPSULE COMMEMORATING THE 60<sup>TH</sup> ANNIVERSARY OF THE DISPLACEMENT AND RELOCATION OF ZAPATA COUNTY RESIDENTS**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a proposed burial ceremony for the donated time capsule commemorating the 60<sup>th</sup> Anniversary of the displacement and relocation of Zapata County residents. Prior approval for the time capsule site called for the west side lawn of the courthouse as requested by Hon. Jose E. Commissioner, Pct.1.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER AWARDING CDBG 713521 ALAMO and MIRAFLORES STREET IMPROVEMENT PROJECT TO RAPID HAUL**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve to award CDBG 713521 Alamo and Miraflores Street improvement project to Rapid Haul, being the lowest bidder, with a bid of \$344,671.10, as requested by Manuel Gonzalez, Jr., Premier Engineer.

The above motion, being put to a vote, was approved by the affirmative vote of Commissioners Vela and Garza. Commissioner Martinez abstained. Motion carried.

**ORDER APPROVING VALUE ENGINEERING CHANGE ORDER NO. 1 FOR CDBG 713521 ALAMO AND MIRAFLORES STREET IMPROVEMENT PROJECT**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the Value Engineering Change Order No. 1 for CDBG 713521 Alamo and Miraflores Street Improvement Project as requested by Manuel Gonzalez, Jr., Premier Engineering.

The above motion, being put to a vote, was approved by the affirmative vote of Commissioners Garza and Vela. Commissioner Martinez abstained. Motion carried.

**ORDER APPROVING JUAN SENDEJO PLAT AS PRESENTED**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the Juan Sendejo plat as presented as requested by Manuel Gonzalez, Jr., Premier Engineering.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING USE OF PAVILION FOR METRO TOURNAMENT**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the use of the pavilion on October 3, 4, and 5 for the Metro Tournament (San Antonio) as requested by James Bendele and Karran Westerman, ZCCVB.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING PURCHASE OF SECURITY CAMERAS FOR FOOD PANTRY AND SWIMMING POOL IN PRECINCT ONE**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the purchase of security cameras for the food pantry for the amount of \$5,506 and for the swimming pool in Pct. 1 for the amount of \$8,830. Monies are available for food pantry cameras. However, a transfer will be made from royalties to non-department for the purchase of security cameras for the pool, as requested by Rene Garcilazo, Information Technology Supervisor.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING ZAPATA COUNTY FAIR ASSOCIATION TO MOVE IN AND SET UP A MODULAR BUILDING AT ZAPATA COUNTY FAIR GROUNDS**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve the Zapata County Fair Association (ZCFA) to move in and set up a modular building at the Zapata County Fair Grounds. Building will be used for all ZCFA administrative offices, board meetings, and committee meetings. The building will also serve as the HUB of operations for the ZCFA during the annual event. ZCFA will pay all hookups and pay monthly utilities and insurance for the building as requested by Paco Mendoza, V.P. Zapata County Fair Association.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING AGREEMENT BETWEEN WOMEN’S HEALTH AND ZAPATA COUNTY FOR USE OF OFFICE SPACE AT ZAPATA COUNTY FAMILY CLINIC**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve an agreement between Women’s Health and Zapata County for the use of office space at the Zapata County Family Clinic located at 801 U.S. Hwy 83, Zapata, Texas as requested by Maria G. Garza, Indigent Care Director.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING INTERLOCAL AGREEMENT BETWEEN ZAPATA COUNTY INDEPENDENT SCHOOL DISTRICT AND ZAPATA COUNTY**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve an interlocal agreement for construction of a fence between Zapata County Independent School District and Zapata County as requested by Juan J. Cruz, J. Cruz and Associates, LLC.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING CHANGE OF ZAPATA COUNTY WOMAN’S JAIL PHONE SYSTEM**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the change of the current Zapata County Women’s Jail phone system from “Secure” to

“Crown Company” for a five (5) year term as requested by Chief Raymundo Del Bosque, Zapata County Sheriff’s Office.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING LETTER OF SUPPORT FOR UNITED WAY OF TARRANT COUNTY’S PROPOSAL TO CENTERS FOR MEDICARE AND MEDICAID SERVICES**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve a letter of support for the United Way of Tarrant County’s proposal to Centers for Medicare and Medicaid services to support navigators in federally facilitated and state partnership exchanges for year 2014-2015 as requested by Robert Mendiola, South Texas Development Council.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

**ORDER APPROVING LINE ITEM TRANSFERS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following line item transfer:

	<b>DEPARTMENT</b>	<b>LINE ITEM</b>	<b>FUND</b>	<b>AMOUNT</b>
<b>FROM</b>	Non-Department	10-409-420	Telephone	\$4,412.00
<b>TO</b>	Non-Department	10-409-730	Consulting	\$4,412.00

as requested by Triunfo Gonzalez, County Auditor.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following line item transfer:

	<b>DEPARTMENT</b>	<b>LINE ITEM</b>	<b>FUND</b>	<b>AMOUNT</b>
<b>FROM</b>	Non-Department	10-409-444	Electricity	\$3,500.00
<b>TO</b>	Non-Department	10-409-446	Garbage	\$3,500.00

as requested by Triunfo Gonzalez, County Auditor.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following line item transfer:

	<b>DEPARTMENT</b>	<b>LINE ITEM</b>	<b>FUND</b>	<b>AMOUNT</b>
<b>FROM</b>	Tax Office	10-499-463	Equipment Rental	\$475.00
<b>TO</b>	Tax Office	10-409-457	Equipment Maint.	\$4,412.00

as requested by Luis Lauro Gonzalez, County Tax Assessor / Collector.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following line item transfer:

	DEPARTMENT	LINE ITEM	FUND	AMOUNT
<b>FROM</b>	General Fund	10-370-801	Oil & Gas Royalties	\$5,000.00
<b>TO</b>	County Judge	10-400-400	Indigent Defense	\$5,000.00
<b>FROM</b>	County Judge	10-400-310	Office Supplies	\$3,000.00
<b>TO</b>	County Judge	10-400-400	Indigent Defense	\$3,000.00

as requested by Roxana Elizondo, County Judge's Office.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following line item transfer:

	DEPARTMENT	LINE ITEM	FUND	AMOUNT
<b>FROM</b>	49 <sup>th</sup> District Court	10-435-400	Professional Serv.	\$550.00
<b>TO</b>	49 <sup>th</sup> District Court	10-435-226	Car Allowance	\$550.00
<b>FROM</b>	49 <sup>th</sup> District Court	10-435-462	Equipment Rental	\$2,000.00
<b>TO</b>	49 <sup>th</sup> District Court	10-435-427	Travel Expense	\$2,000.00

as requested by Hon. Joe Lopez, 49<sup>th</sup> District Judge.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

#### **ORDER APPROVING RESOLUTION SUPPORTING PIPELINE SAFETY**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve a resolution supporting pipeline safety as requested by Amada Garza, Sure Find Pipeline Markers.

The above motion, being put to a vote, was approved by the affirmative vote of all members of the Court.

#### **ADJOURN**

Motion to adjourn was made by Commissioner Garza, seconded by Commissioner Martinez, and being put to a vote, was approved by the affirmative vote of all members of the Court.

There being no further business for disposition at this term, the Court adjourned.

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JOSEPH RATHMELL, COUNTY JUDGE  
ZAPATA COUNTY, TEXAS

ATTEST:

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MARY JAYNE VILLARREAL-BONOAN  
COUNTY CLERK AND EX-OFFICIO CLERK  
OF THE COMMISSIONERS COURT OF  
ZAPATA COUNTY, TEXAS