

**THE STATE OF TEXAS
COUNTY OF ZAPATA**

IN THE COMMISSIONERS COURT OF ZAPATA COUNTY, TEXAS

Be it remembered, that on this the 11th day of August 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
Gabriel Villarreal	Commissioner, Precinct No. 2
Eddie Martinez	Commissioner, Precinct No. 3
Norberto Garza	Commissioner, Precinct No. 4
Mary Jayne Villarreal-Bonoan	County Clerk

VISITORS: Triunfo Gonzalez, Romeo Salinas, Auddy M. Hernandez, Carlos Treviño, Jr., Maria I. Gutierrez, Nellie R. Treviño, Juan J. Meza, Juan J. Cruz, Norman Jolly, Mike Jolly, James Parker, Hamilton Rucker, Clemente Mena, Kelly Heller-Vela, Mark Wardlaw, Rossi Thompson, Diana C. Villarreal, Luis L. Gonzalez, Delia Mendoza, Dora Mtz. Castañon, Akber Khan, Armando Guerra, and Joyce Currington.

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

Commissioner Vela commended United Way for their efforts to help Zapata County, who will be receiving a \$10,000 grant which will be used for the Boys and Girls Club for purchase of a freezer and shelves. The grant was written by Romeo Salinas, County Treasurer and Ramiro Hernandez of the Boys and Girls Club.

REPORT ON BOYS AND GIRLS CLUB

Ramiro Hernandez presented his end of summer report. He stated that the July attendance was about 100 children per day in Zapata and 23 in San Ygnacio. There are 219 registered members in San Ygnacio and 4454 in Zapata. A total of 9656 meals were served in Zapata. The club received a Smart Moves grant in the amount of \$3,500 and a United Way grant for \$10,000. Some of the money will be used to purchase computers and software.

ORDER APPROVING INVOICES

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve invoices as presented by Triunfo Gonzalez, County Auditor, with the exception of refunds to Hawk Oil Field Service on page 13.

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 Garza, seconded by Commissioner Martinez, 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 Martinez, seconded by Commissioner Garza, 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 \$12,947.75 collected from Hotel Motel Tax, \$139,206.83 has been collected in total for this fiscal year and \$118,268.99 in tax collections for a total of 92%.

ORDER TO TABLE REQUEST BY JUDGE RATHMELL TO CHANGE HOURS OF OPERATION AT ZAPATA COUNTY LANDFILL

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to table request by Judge Rathmell regarding the review and change of hours of operation at the Zapata County Landfill.

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

ORDER APPROVING PAYMENT OF INVOICE FROM BEXAR GRAPHICS FOR TOTAL AMOUNT OF \$3,916.00 FOR PURCHASE OF RECORDING PAPER TO BE PAID OUT OF RECORDS MANAGEMENT / PRESERVATION FUND

Motion was made Commissioner Villarreal, seconded by Commissioner Garza, to approve payment of invoice from Bexar Graphics in the total amount of \$3,916.00 for the purchase of 50 reams of recording paper to be paid out of the Records Management / Preservation Fund as requested by Hon. Mary Jayne Villarreal-Bonoan, County Clerk.

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

ORDER APPROVING PAYMENT OF INVOICE FROM ACS FOR TOTAL AMOUNT OF \$450 FOR INSTALLATION AND TRAINING OF OFFICES ON EXISTING SYSTEM

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve payment of invoice from ACS in the amount of \$450.00 for installing and training of office on existing system (foreclosures, death and military), including making available on the web and adding cash station to process credit cards for Maroon System, to be paid out of the Records Management / Preservation Fund as requested by Hon. Mary Jayne Villarreal-Bonoan, County Clerk.

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

ORDER APPROVING PAYMENT OF INVOICE FROM ACS FOR SCANNING BIRTH AND DEATH RECORDS ON SITE AND INDEXING AND UPLOADING RECORDS ONTO SYSTEM

Motion was made by Commissioner Villarreal, seconded by Commissioner Martinez, to approve payment of invoice from ACS in an amount not to exceed \$28,600.00 for scanning birth and death records on site, indexing and uploading records onto system, including making available on the web, to be paid out of Records Management / Preservation Fund as requested by Hon. Mary Jayne Villarreal-Bonoan, County Clerk.

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

APPROVAL OF ORDER BY BOARD OF TRUSTEES OF ZAPATA COUNTY INDEPENDENT SCHOOL DISTRICT CALLING FOR ELECTION TO BE HELD NOVEMBER 4, 2014 FOR PURPOSE OF ELECTING THREE TRUSTEES

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve an order by the Board of Trustees of Zapata County Independent School District calling for an election to be held November 4, 2014 for the purpose of electing three (3) trustees as requested by Hon. Mary Jayne Villarreal-Bonoan, County Clerk and 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 TO APPROVE FINAL PLAT FOR RSBR ZAPATA SUBDIVISION WITH PARKING VARIANCE FOR REDUCTION IN PARKING

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve final plat for RSBR Zapata subdivision with parking variance for a reduction in parking, please see attached request letter as requested by Kelley Heller-Vela, Melden & Hunt Inc.

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

ORDER TO HIRE RENE CUELLAR IN TEMPORARY POSITION AT ZAPATA COUNTY ENVIRONMENTAL DEPARTMENT

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve to hire Rene Cuellar in a temporary position in slot #1 at \$8.00 per hour under Zapata County Environmental Department as requested by Guillermo Saenz, Environmental Department.

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

ORDER APPROVING PURCHASE OF VACUUM TRUCK FOR SEWER DEPARTMENT FROM CLS EQUIPMENT CO., INC.

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve the purchase of a vacuum truck for the sewer department from CLS Equipment Co. Inc., a state of Texas Vac-Con dealer, including the financing option for the purchase price of \$327,493.00, with the first payment due October 1, 2015. The truck is to be used at the lift stations, treatment plant and collection system and other wastewater related duties as requested by Carlos Treviño, Jr., Water Plant Manager.

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

ORDER APPROVING TO ASSIST RAMIREÑO WSC WITH 4" WATERLINE REPLACEMENT AND EXTENSION FROM RAMIREÑO SOUTH ALONG US HWY 83

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve to assist Ramireño WSC with a 4" waterline replacement and extension from Ramireño South along US 83 for approximately 4 miles as requested by Manuel Gonzalez, Premier Engineering.

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

ORDER TO APPROVE LINE ITEM TRANSFER FROM TOBACCO FUND TO REPAIRS & MAINTENANCE

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a line-item transfer from the tobacco fund to Repairs and Maintenance 10-543-457 in the amount \$10,000.00 as requested by Chief Juan Meza, Fire Department.

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

ORDER APPROVING LINE ITEM TRANSFER FROM TOBACCO FUND TO MEDICAL SUPPLIES

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a line-item transfer from the tobacco fund to Medical Supplies 10-543-460 in the amount of \$2,000.00 as requested by Chief Juan Meza, Fire Department.

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

ORDER APPROVING PURCHASE AND SERVICE CONTRACT BETWEEN ZAPATA COUNTY AND PROTECH MECHANICAL, INC. FOR PURCHASE OF ONE 120 TON CARRIER CHILLER

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve the purchase and service contract between Zapata County and Pro Tech Mechanical, Inc., for the purchase of one 120 ton Carrier Chiller in the amount of \$120,600.00 as requested by Maria Gutierrez, Courthouse Maintenance Department.

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 Garza, seconded by Commissioner Martinez, to approve the following line-item transfer in order to meet budget requirements:

	Department	Line-Item	Fund	Amount
From	Non-Department	10-409-455	Water	\$5,000.00
To	Non-Department	10-409-730	Consulting	\$5,000.00

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 Garza, seconded by Commissioner Martinez, to approve the following line-item transfer in order to meet budget requirements:

	Department	Line-Item	Fund	Amount
From	Recycling Department	10-598-427	Travel & Per Diem	\$1,000.00
To	Recycling Department	10-598-456	Repairs & Maint.	\$1,000.00

as requested by Laura Garza, Recycling Department.

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 Garza, seconded by Commissioner Martinez, to approve the following line-item transfers in order to meet budget requirements:

	Department	Line-Item	Fund	Amount
From	49 th District Court	10-435-463	Special Data Processing	\$3,000.00
To	49 th District Court	10-435-400	Professional Serv.	\$3,000.00
From	49 th District Court	10-435-463	Special Date Processing	\$2,500.00
To	49 th District Court	10-435-403	District Court (CPS)	\$2,500.00
From	49 th District Court	10-435-463	Special Data Processing	\$1,500.00
To	49 th District Court	10-435-462	Equipment Rental	\$1,500.00
From	49 th District Court	10-435-402	Criminal	\$1,000.00
To	49 th District Court	10-435-462	Equipment Rental	\$1,000.00

as requested by Monica Bautista, 49th District Court.

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 GARZA,
SECONDED BY COMMISSIONER MARTINEZ,
TO ENTER INTO EXECUTIVE SESSION**

**MOTION WAS MADE BY COMMISSIONER GARZA,
SECONDED BY COMMISSIONER MARTINEZ,
TO RETURN TO REGULAR SESSION**

**NO ACTION WAS TAKEN ON THE FOLLOWING ITEMS DISCUSSED IN
EXECUTIVE SESSION**

24. Status report regarding Zapata County vs. Satterfield & Pontikes Construction, Inc., Cause No. 7,779 in the 49th Judicial District Court, Zapata County, Texas and any matters incident thereto as requested by Juan Cruz, J. Cruz & Associates.

28. Discussion and possible action to appoint representatives of Commissioners Court for possible mediation and settlement, with approval of the Commissioners Court of said settlement, in Cause No. 7,779 in the 49th Judicial District Court, Zapata County, Texas, and any matters incident thereto as requested by Juan Cruz, J. Cruz and Associates.

**PRESENTATION ON COURT CASE MANAGEMENT SYSTEM AND E-FILING
SYSTEM**

Akber Khan, a representative of Justice Align, made a presentation on court case management system and e-filing system. According to the Texas Supreme Court, it is mandated that Zapata County begin e-filing by July 2016.

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.

JOSEPH RATHMELL, COUNTY JUDGE
ZAPATA COUNTY, TEXAS

ATTEST:

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