

**THE STATE OF TEXAS
COUNTY OF ZAPATA**

IN THE COMMISSIONERS COURT OF ZAPATA COUNTY, TEXAS

Be it remembered, that on this the 22nd day of September 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, Nellie R. Treviño, Brian J. Martinez, Juan J. Meza, Ramiro Hernandez, Maria I. Gutierrez, Amelia Gonzalez, Miguel A. Ramos, Marco A. Martinez, Jose F. Mendoza, Juan H. Navarro, Ramon E. Montes, Salvador A. Elizondo, Raymundo Del Bosque, Jr., Diana Cuellar Villarreal, Alicia C. Villarreal, Joyce Currington, Luis L. Gonzalez, Manuel Gonzalez, Jr., and Olga Elizondo.

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 COMMISSIOENR VELA
PLEDGE OF ALLEGIANCE**

COMMUNICATIONS

Mrs. Amelia Gonzalez addressed the court regarding the benches that were ordered during the preparations for the County's sesquicentennial celebration. She stated that she gave her order with her money to Omelia Zapata. The bench was ordered by Mrs. Gonzalez and her late husband. Mr. Derly Gonzalez, in memory of Mr. Gonzalez' parents. Mrs. Gonzalez was advised that Ms. Zapata was designated by the Historical Commission. No action has been taken to get the benches.

Commissioner Vela stated that approximately 12 individuals have not gotten the benches.

Mrs. Gonzalez further stated that she did not want a refund; she wants the bench to honor her late husband's wishes.

There are others who ordered benches and have not come forward. Judge Rathmell said that the Court would communicate with Ms. Zapata. Commissioner Vela stated that Ms. Zapata has said that the person who made the benches in Mexico could not get them across to the United States. According to Ms. Zapata she was paying someone to bring them to Zapata.

Ramiro Hernandez of the Boys and Girls Club presented a close out report to the Court. Structure of the club has not changed. There are 367 kids registered and there are 83 kids registered in San Ygnacio. Power Hour has 37 participants.

Kids Café served approximately 40,000 meals. Smart Moves grant pays \$50 per month per child. The club received a \$10,000.00 grant from United Way which will be utilized to purchase computers and software.

ORDER APPROVING INVOICES

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, 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 CHECKS ISSUED

Motion was made by Commissioner Garza, 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.

ORDER APPROVING EASEMENT ON DAVIS LANE (SIESTA SHORES SUBDIVISION) TO INSTALL STORM DRAINS AND DRAINAGE PIPES

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve easement on Davis Lane (Siesta Shores Subdivision) to install storm drains and drainage pipes in order to eliminate low water crossing 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 ORDER REGARDING DISBURSEMENTS FROM COUNTY ENERGY TRANSPORTATION REINVESTMENT INCREMENT FUND

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve an order regarding disbursements from County Energy Transportation Reinvestment Increment Fund 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 ALLOWING SPECIAL ROAD AND BRIDGE FUND BALANCE TO BE USED FOR EXPENSES ASSOCIATED WITH COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE (CETRZ) AND SET UP ACCOUNT

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to allow the Special Road and Bridge fund balance to be used for all expenses associated with the County Energy Transportation Reinvestment Zone (CETRZ) and to set up an account 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 TO TABLE REQUEST BY COUNTY JUDGE REGARDING CLAIM FOR SEWAGE BACK-UP DAMAGE AT LOS EBANOS GOLF COURSE CLUBHOUSE

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to table request by County Judge regarding claim for sewage back-up damage at the Los Ebanos Golf Course clubhouse. (Item was heard in Executive Session.)

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

ORDER APPROVING ADOPTION OF TCDRS RETIREMENT PLAN ASSESSMENT FOR PLAN YEAR 2015 FOR ZAPATA COUNTY

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the adoption of the TCDRS Retirement Plan Assessment for Plan Year 2015 for Zapata County as requested by Nellie Treviño, Personnel Manager.

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

ORDER APPROVING ANNUAL AGREEMENT BETWEEN SERVING CHILDREN AND ADULTS IN NEED (SCAN) AND ZAPATA COUNTY FOR USE OF OFFICE SPACE AND UTILITIES

Motion was made by Commissioner Villarreal, seconded by Commissioner Garza, to approve the annual agreement between Serving Children and Adults in Need (SCAN) and Zapata County for use of office space and utilities as requested by Magdalena Amesquita, SCAN.

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

ORDER APPROVING USE OF COMMUNITY CENTER FOR FISHING TOURNAMENT BY TEXAS ASSOCIATION OF BASS (TABC) AT FALCON LAKE ON SEPTEMBER 25, 26 AND 27, 2015 SPONSORED BY ZAPATA COUNTY CONVENTION & VISITORS BUREAU AND FALCON LAKE TACKLE

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve the use of the community center for a fishing tournament by the Texas Association of Bass (TABC) at Falcon Lake on September 25, 26 and 27, 2015, sponsored by the Zapata County Convention & Visitors Bureau and Falcon Lake Tackle as requested by 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 USE OF COMMUNITY CENTER FOR FISHING TOURNAMENT BY METRO BASS CLUB AT FALCON LAKE ON OCTOBER 2, 3, AND 4, 2015 SPONSORED BY ZAPATA COUNTY CONVENTION & VISITORS BUREAU AND FALCON LAKE TACKLE

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the use of the community center for a fishing tournament by Metro Bass Club at Falcon

Lake on October 2, 3, and 4, 2015, sponsored by the Zapata County Conventions & Visitors Bureau and Falcon Lake Tackle as requested by 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 PAYMENT 4 OF 4 FOR 2013 BASS MASTER TOURNAMENT
HOST FEE PREVIOUSLY APPROVED AUGUST 13, 2012 IN THE AMOUNT OF
\$15,000.00**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve payment 4 of 4 for the 2013 Bass Master Tournament host fee, previously approved on August 13, 2012 by Zapata County Commissioners' Court, in the amount of \$15,000.00 as requested by Paco Mendoza, Zapata County Chamber of Commerce.

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

**ORDER TO TABLE REQUEST BY MANUEL GONZALEZ, JR. OF PREMIER
ENGINEERING REGARDING PRELIMINARY PLAT FOR HOMERO FLORES PLAT**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to table request by Manuel Gonzalez, Jr., Premier Engineering, regarding preliminary plat for the Homero Flores Plat.

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

**ORDER APPROVING CONTRACT BETWEEN JUSTICE SOLUTIONS AND ZAPATA
COUNTY SHERIFF'S OFFICE FOR INSTALLATION OF NEW SOFTWARE (RMS,
JMS, AND DISPATCH)**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a contract between Justice Solutions and Zapata County Sheriff's Office for the installation of a new software (RMS, JMS, and dispatch) as requested by Sheriff Alonso Lopez and Chief Ray 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 INVOICE FROM AGR WELDING IN THE
AMOUNT OF \$20,808.00**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve an invoice from AGR Welding in the amount of \$20,808.00 (twenty thousand eight hundred and eight dollars) as requested by Hon. Norberto Garza, Commissioner Pct. 4.

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	ZC Waterworks	80-600-443	Electricity	\$6,000.00
To	ZC Waterworks	80-600-336	Repairs & Maintenance Supplies	\$6,000.00

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.

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	49 th District Court	10-435-311	Postage	\$700.00
To	49 th District Court	10-435-403	CPS	\$700.00
From	49 th District Court	10-435-402	Criminal	\$600.00
To	49 th District Court	10-435-403	CPS	\$600.00
From	49 th District Court	10-435-402	Criminal	\$2,000.00
To	49 th District Court	10-435-400	Professional Services	\$2,000.00

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

	Department	Line-Item	Fund	Amount
From	Zapata Community Center	10-518-454	Pavilion/Fairgrounds Repair	\$85.00
To	Zapata Community Center	10-518-336	Supplies	\$85.00

as requested by Laura Garza, Zapata County Community Center.

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	Non-Department	10-409-444	Electricity	\$5,000.00
To	Non-Department	10-409-420	Telephone	\$5,000.00
From	Non-Department	10-409-444	Electricity	\$1,000.00
To	Non-Department	10-409-445	Water	\$1,000.00
From	Non-Department	10-409-444	Electricity	\$700.00
To	Non-Department	10-409-446	Garbage	\$700.00
From	Non-Department	10-409-444	Electricity	\$10,000.00
To	Non-Department	10-409-311	Postage	\$10,000.00
From	Non-Department	10-409-444	Electricity	\$500.00
To	Non-Department	10-409-465	Co. Property/Repairs	\$500.00
From	Non-Department	10-409-444	Electricity	\$40.00
To	Non-Department	10-409-431	Adv. & Publications	\$40.00

From	Non-Department	10-409-444	Electricity	\$700.00
To	Non-Department	10-409-336	Supplies / General	\$700.00
From	Non-Department	10-409-444	Electricity	\$15,000.00
To	Non-Department	10-409-730	Consulting Fees	\$15,000.00

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 ENTER INTO EXECUTIVE SESSION**

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

**ORDER AUTHORIZING COUNTY ATTORNEY TO NEGOTIATE SETTLEMENT
AGREEMENT WITH LOS EBANOS GOLF COURSE REGARDING CLAIM FOR
SEWAGE BACK-UP DAMAGES**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to authorize Zapata County Attorney, Said A. Figueroa, to negotiate a settlement agreement with Los Ebanos Golf Course regarding claim for sewage back-up damage at the Los Ebanos Golf Course clubhouse.

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

**ORDER APPROVING CHANGE ORDER NO. 2 FOR VELEÑO/RAMIREZ SEWER
IMPROVEMENTS**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve change order No. 2 for Veleño/Ramirez sewer improvements (\$59,039.15) 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.

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