

**THE STATE OF TEXAS  
COUNTY OF ZAPATA**

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

Be it remembered, that on this the 27<sup>th</sup> day of March, A.D., 2017, 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
Paco Mendoza	Commissioner, Precinct No. 1
Olga M. Elizondo	Commissioner, Precinct No. 2
Eddie Martinez	Commissioner, Precinct No. 3
Norberto Garza	Commissioner, Precinct No. 4
Mary Jayne Villarreal-Bonoan	County Clerk and Ex-Officio Clerk of the Commissioners Court

**VISITORS:** Juan J. Meza, Nellie R. Treviño, Daniel D. Arriaga, Roger Miller, Luis L. Gonzalez, Xavier Villarreal, Juana Maria Gutierrez, Armando Guerra, Manuel Gonzalez, and Consuelo R. Villarreal.

**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 AND  
EX-OFFICIO CLERK OF THE COMMISSIONERS COURT  
INVOCATION BY REV. ROGER MILLER  
PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS**

Commissioner Mendoza commented that last weekend's bass tournament had been a success.

Commissioner Elizondo stated that a poetry group from Laredo had visited San Ygnacio and recited poetry at the plaza.

Judge Rathmell stated that concerned residents have been asking about the wall. There are no specifics. He emphasized that Zapata County is not suitable for a wall due to the lake. A virtual wall would be more appropriate and law enforcement agencies are welcome.

**ORDER APPROVING INVOICES**

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

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 Mendoza, 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.

No one was present for item #8 regarding a presentation by Valley Metro as requested by Minnie Gonzalez-Flores, Program Administrator.

**ORDER TO TABLE REQUEST BY COMMISSIONER MENDOZA REGARDING PURCHASE OF VINYL CUTTER MACHINE**

Motion was made by Commissioner Garza, seconded by Commissioner Mendoza, to table request by Commissioner Mendoza regarding discussion to purchase vinyl cutter machine and software for all street signs countywide.

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

**ORDER APPROVING USE OF ZAPATA COUNTY FAIR ARENA FOR API ROPING**

Motion was made by Commissioner Garza, seconded by Commissioner Mendoza, to approve use of Zapata County Fair Arena for API Roping on April 1 and 2, 2017 for a contract fee of \$100.00 as requested by Hon. Olga M. Elizondo, Commissioner Pct. 2.

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

**ORDER APPROVING USE OF ZAPATA COUNTY PAVILION FOR MHMR EVENT**

Motion was made by Commissioner Mendoza, seconded by Commissioner Garza, to approve use of the Zapata County Pavilion on May 12, 2017 for an MHMR event.

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

No action was taken on item #11 to prohibit leashed and unleashed dogs at the Zapata County Veterans Park due to public safety concerns as requested by Hon. Olga M. Elizondo, Commissioner Pct. 2 and Hon. Norberto Garza, Commissioner Pct. 4.

**ORDER APPROVING nCOURT CONTRACT**

Motion was made by Commissioner Mendoza, seconded by Commissioner Martinez, to approve contract with nCourt program to receive payments in Justice of the Peace offices and other departments, subject to review and approval by County Attorney as requested by Hon. Judge Juana Maria Gutierrez, Justice of the Peace.

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

**ORDER APPROVING USE OF OIL AND GAS ROYALTY FUND TO PAY INVOICE FROM RZ COMMUNICATIONS**

Motion was made by Commissioner Martinez, seconded by Commissioner Elizondo, to approve use of Oil and Gas Royalty Fund to pay \$6,604.20 for P.O. #1397290, Sheriff's Office invoice from RZ Communications 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.

**ORDER APPROVING LAS PALMAS FINAL CONSTRUCTION INVOICE**

Motion was made by Commissioner Garza, seconded by Commissioner Mendoza, to approve Las Palmas final construction invoice for \$155,657.50 pending retainage (\$50,518.35) as requested by Manuel Gonzalez, Jr., Premier Engineering. All houses were connected with the exception of the home of Sotero Ramirez.

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

**ORDER APPROVING BLUFF SEWER IMPROVEMENT PROGRESS INVOICE**

Motion was made by Commissioner Mendoza, seconded by Commissioner Martinez, to approve Bluff Sewer Improvement progress invoice in the amount of \$52,703.63 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 BID AWARD FOR WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT TO ASSOCIATED CONSTRUCTION PARTNERS, LTD AND APPROVE REVISED USDA ENGINEERING SERVICE AGREEMENT**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve bid award for Wastewater Treatment Plant Improvement Project, to Associated Construction Partners, LTD, being the lowest bidder with a bid in the amount of \$10,905,000.00 and approve revised USDA engineering service agreement 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 DEDUCTIVE CHANGE ORDER FOR WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve deductive change order savings for the Wastewater Treatment Plant Improvement Project in the amount of \$1,075,000.00 as per value engineering submitted proposal from Associated Construction Partners on March 22, 2017 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 LINE ITEM TRANSFERS**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the following line item transfers to meet departmental needs.

	<b>Department</b>	<b>Line Item</b>	<b>Fund</b>	<b>Amount</b>
<b>From:</b>	Constable Pct. 2	10-550-331	Fuel & Lubricants	\$290.00
<b>To:</b>	Constable Pct. 2	10-550-428	Travel	\$290.00
<b>From:</b>	Constable Pct. 2	10-550-311	Supplies	\$11.88
<b>To:</b>	Constable Pct. 2	10-550-331	Fuel	\$11.88
<b>From:</b>	Constable Pct. 2	10-550-455	Repair	\$18.70
<b>To:</b>	Constable Pct. 2	10-550-331	Fuel	\$18.70

as requested by Hon. Daniel Arriaga, Constable Pct. 2.

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 to meet departmental needs.

	<b>Department</b>	<b>Line Item</b>	<b>Fund</b>	<b>Amount</b>
<b>From:</b>	I & A Program	37-645-330	Fuel & Lubricants	\$5,435.00
<b>To:</b>	Nutrition Center	38-647-589	Center Equipment	\$5,435.00

as requested by Rosalinda Gonzalez, Nutrition Center.

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

**ORDER APPROVING RESOLUTION SUPPORTING CONSTRUCTION AND OPERATION OF REFINERY TO BE BUILT IN DUVAL COUNTY BY RAVEN PETROLEUM**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a resolution supporting the construction and operation of a refinery to be built in Duval County by Raven Petroleum as requested by Hon. Joseph 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 RESOLUTION AUTHORIZING COUNTY JUDGE, COUNTY TREASURER AND COUNTY AUDITOR AS SIGNATORIES FOR CDBG CONTRACT**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve a resolution authorizing County Judge, County Treasurer, and County Auditor as signatories for CDBG Contract No. 7215085 as requested by Mario Gonzalez,-Davis, Project Administrator.

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 MENDOZA,  
TO ENTER INTO EXECUTIVE SESSION**

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

**ORDER APPROVING RSL WASTEMANAGEMENT CONTRACT AS PRESENTED AND IN ACCORDANCE WITH CHANGES SUBMITTED BY ATTORNEY HECTOR URIBE.**

Motion was made by Commissioner Mendoza, seconded by Commissioner Garza, to approve RSL Waste Management Contract as presented and in accordance with changes submitted by Attorney Hector Uribe as requested by Hon. Paco Mendoza, Commissioner Pct. 1.

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

*[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D. Section 551.071 (Consultation with Attorney).]*

No action was taken on item #20/26 discussion and possible action to discuss personnel matters at Water Plant Department as requested by Nellie Treviño, Personnel Director.  
*[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D. Section 551.071 (Consultation with Attorney).]*

**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  
OF 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