



Zapata County Commissioners Court

Joseph Rathmell
County Judge

José Emilio Vela
Commissioner, Pct. 1

Gabriel Villarreal
Commissioner, Pct. 2

Eddie Martinez
Commissioner, Pct. 3

Norberto Garza
Commissioner, Pct. 4

Public Notice

Regular Commissioners Court Meeting

August 12, 2013

9:00 A.M.

Zapata County Courthouse
200 E. 7th Ave, Suite 248
Zapata, Texas 78076

FILED
ZAPATA COUNTY TEXAS
2013 AUG - 9 A 9:01
MARY JAYNE
VILLARREAL-BONDOAN
COUNTY CLERK
BY *Brenda Brucette*

CALL TO ORDER BY HONORABLE JOE RATHMELL, ZAPATA COUNTY JUDGE

1. Roll Call By: Honorable Mary Jayne Villarreal-Bonoan.
2. Invocation: Pastor Roger Miller, Commissioners' Court Chaplain.
3. Pledge of Allegiance.
4. Approval of Minutes.
5. Communications.
6. **Public Comment – This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a public participation form specifying which agenda item they wish to comment on.**
7. Departmental Reports.
8. Approval of Invoices.
[Requested by: Triunfo Gonzalez, County Auditor]
9. Approval of Checks Issued.
[Requested by: Romeo Salinas, County Treasurer]
10. Approval of Treasurers' Report.
[Requested by: Romeo Salinas, County Treasurer]

REPORTS AND PRESENTATIONS

11. Presentation by Gardenia's Nursery and More regarding available products and services.
[Requested by: Christina Garcia, Owner]

TABLED ITEMS

12. Annual June review of the franchise agreement with Patricio Hernandez, doing business as Grande Collection Company for the collection of solid waste in Zapata County.
[Requested by: Hector Uribe, Attorney at Law]
13. Discussion and possible legal action concerning the collection of franchise fees owed by utility companies for counties with Type A municipal powers.
[Requested by: Hector Uribe, Attorney at Law]

DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS

14. To approve the purchase of an excavator for the Environmental Department and to elect a finance option for the purchase.
[Requested by: Honorable Joe Rathmell, County Judge and Guillermo Saenz, Environmental Department]

15. To approve the request of a Texas Department of Transportation traffic study for the possible installation of a traffic light at the intersection of U.S. Hwy 83 and 20th Avenue in Zapata Texas.
[Requested by: Honorable Joe Rathmell, County Judge and Honorable Norberto Garza, Commissioner Pct. 4]
16. To approve a memorandum of understanding for the Services to At-Risk Program (START) between Serving Children and Adults in Need, Inc. (SCAN) and Zapata County.
[Requested by: Honorable Joe Rathmell, County Judge]
17. To approve the increase of rental fees for the newly remodeled Falcon Community Center to become effective September 1st 2013.
[Requested by: Honorable Jose E. Vela, Commissioner Pct. 1]
18. To accept the resignation of Javier De Leon, slot #9, and to allow the Zapata County Fire Department Chief to hire a replacement paramedic and/or a paramedic/firefighter.
[Requested by: Juan J. Meza, Chief, Zapata County Fire Department]
19. To approve the general insurance, auto insurance, public insurance, law enforcement, and crime insurance renewal with no change.
[Requested by: Nellie Treviño, Personnel Director]
20. To approve Personnel Handbook Policy for Waterworks Department Overtime.
[Requested by: Romeo Salinas, County Treasurer]
21. To approve Eduardo "Eddie" Saenz as agent of record for the Allstate Benefit products as the servicing agent to insure products are being represented.
[Requested by: Romeo Salinas, County Treasurer]
22. Discussion and possible action to direct the County Auditor, who is also County Purchaser, to solicit competitive sealed proposals in order to re-roof the Zapata County Courthouse building, maintain a permanent positive pressure in the building, and to remediate all issues/problems with the sprinkler system and plumbing throughout the courthouse building and any matters incident thereto.
[Requested by: Juan Cruz, Attorney at Law, J. Cruz & Associates, LLC]
23. Discussion and possible action to approve replat of Siesta Shores Subdivision Section 3 Recorded in Volume 3 page 88 into Lot 88A, 88B, 88C, 88D, 88E, of Siesta Shores Subdivision Section 3.
[Requested by: Manuel, Gonzalez, Premier Civil Engineering]
24. To hire temporary Gerzon Guzman in slot #12 at 8:00 an hour at the San Ygnacio Landfill.
[Requested by: Guillermo Saenz, Environmental Director]

RESOLUTIONS

25. To approve a Zapata County Commissioner Court Resolution requested by Texas Department of Transportation to allow installation of two (2) Texas Veterans Memorial Highway Signs on U.S. Highway 83 in Zapata County.
[Requested by: Honorable Jose E. Vela, Commissioner Pct. 1]
26. Resolution to approve the construction of an international crossing in Zapata County.
[Requested by: Carlos Villarreal and Celso Vidaurri III, Attorney at Law]
27. Consideration and approval of a resolution authorizing publication of notice of intention to issue certificates of obligation
[Requested by: Daniel M. Martinez, J.D., C.P.A, Windstead PC]

CONSENT ITEMS

Honorable Eddie Martinez, Commissioner Pct. 3

- 28. To install a speed hump at the following address:
 - a. Betty Lane in Siesta Shores

Line Item Transfers

- 29. To approve the following line item transfer in order to meet budget requirements.

	<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>FUND</u>	<u>AMOUNT</u>
FROM	Wastewater	08-602-341	Chlorine Chemicals	\$5,000.00
TO	Wastewater	08-602-336	Repair Maintenance	\$5,000.00
FROM	Wastewater	08-602-310	Office Supplies	\$1,000.00
TO	Wastewater	08-602-336	Repairs & Maintenance	\$1,000.00
FROM	Wastewater	08-602-310	Office Supplies	\$735.00
TO	Wastewater	08-602-205	Uniform Services	\$735.00

[Requested by: Eloy Chapa, Waste Water Manager]

- 30. To approve the following line item transfer in order to meet budget requirements.

	<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>FUND</u>	<u>AMOUNT</u>
FROM	Nutrition Center	38-647-336	Raw Food	\$500.00
TO	Nutrition Center	38-647-310	Office Supplies	\$500.00
FROM	Nutrition Center	38-647-336	Raw Food	\$600.00
TO	Nutrition Center	38-647-454	Repair & Maintenance	\$600.00
FROM	Nutrition Center	38-647-336	Raw Food	\$1,500.00
TO	Nutrition Center	38-647-589	Center equipment	\$1,500.00
FROM	Nutrition Center	38-648-336	Raw Food	\$1,000.00
TO	Nutrition Center	38-648-330	Fuel & Lubricants	\$1,000.00

[Requested by: Rosalinda Gonzalez, Nutrition Center]

- 31. To approve the following line item transfer in order to meet budget requirements.

	<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>FUND</u>	<u>AMOUNT</u>
FROM	Fire Department	10-543-400	Contract Services	\$4,239.70
TO	Fire Department	10-543-457	Rep, Maint., Ambulances	\$4,239.70
FROM	Fire Department	10-543-459	Building Repairs	\$1,000.00
TO	Fire Department	10-543-457	Rep., Maint., Ambulance	\$1,000.00

[Requested by: Juan J. Meza, Chief, Zapata County Fire Department]

- 32. To approve the following line item transfer in order to meet budget requirements.

	<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>FUND</u>	<u>AMOUNT</u>
FROM	Non-Department	10-409-730	Consulting	\$4,000.00
TO	County Judge's Office	10-400-400	Indigent Defense	\$4,000.00

[Requested by: Roxana Elizondo, Court Coordinator, County Judge's Office]

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

Note 3 Gov't Code Ann 551.074, Personnel Matters

Note 4 Gov't Code Ann 551.076, Security

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

EXECUTIVE SESSION

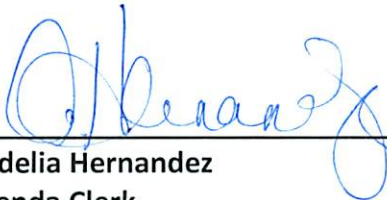
33. Consultation with attorney and possible action on the Veleño Water/Sewer Project.
[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.071 (Consultation with Attorney)].
[Requested by: Said Alfonso Figueroa, County Attorney]
34. Discussion and possible legal action concerning the enforcement of the Franchise Agreement between Patricio Hernandez, doing business as Grande Garbage Collection Company, and failure by the Grantee to pay fees owed to the Grantor.
[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.071 (Consultation with Attorney)]
[Requested by: Hector Uribe, Attorney at Law]
35. Discussion and possible legal action concerning the collection of franchise fees owed by utility companies for counties with Type A municipal powers.
[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.071 (Consultation with Attorney)]
[Requested by: Hector Uribe, Attorney at Law]

ADJOURN

Pursuant to the authority granted under Government Code, Chapter 551, the Commissioners Court may convene a closed session to discuss any of the above agenda items. Immediately before any closed session, the specific section or sections of Government Code, Chap. 551 that provide statutory authority will be announced.

DATED THIS 9th DAY OF August, 2013

HONORABLE JOSEPH RATHMELL, COUNTY JUDGE, ZAPATA, TEXAS

By: 
Audelia Hernandez
Agenda Clerk

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Zapata County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse of Zapata County, Texas, at a place readily accessible to the general public at all times on the 9th day of August, 2013 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 9TH DAY OF August, 2013.

MARY JAYNE VILLARREAL-BONOAN, COUNTY CLERK, ZAPATA COUNTY, TEXAS

BY: Mary Jayne Villarreal-Bonoan
by Belinda Bravo Deputy clerk