

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

Be it remembered, that on this the 13<sup>th</sup> day of June, A. D., 2011, 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 |
| Sáid Alfonso Figueroa        | County Attorney              |
| Gabriel Villarreal           | Commissioner, Precinct No. 2 |
| Mary Jayne Villarreal-Bonoan | County Clerk                 |

**VISITORS:** Mario Gonzalez-Davis, Audie Hernandez, Maria I. Gutierrez, J.J. Meza, Brian Martinez, Jose Mendoza, Roger Miller, Luis Lauro Gonzalez, Hector Uribe, Bobby Turner, Chris Mitchell, Daryl Repu, Aaron Rodriguez, Nellie R. Treviño, Myrna Bustamante, George Jimenez, Maria E. Gutierrez, Jaime A. Gonzalez, Gilberto Martinez, Roberto Montes, Maria S. Ramirez, Marco A. Serna, Xavier Villarreal, Craig D. Bigler, Michael Tracy, Dr. Edmundo Garcia, M.D., Carmen Reyes, Rosalinda Gonzalez, Laura Guerra, Paco Mendoza, Delia Mendoza, Russell Jordan, Diana Cuellar Villarreal, Caleb Eaton, Joyce Currington, Yael Rodriguez, Elsie Martinez, Consuelo R. Villarreal, Gina Rathmell, and Karran Westerman.

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

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

**PLEDGE OF ALLEGIANCE**

**PRAYER BY ROGER MILLER**

**ORDER APPROVING MINUTES FOR MEETING OF MAY 9, 2011 AND MAY 23, 2011**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the Minutes of May 9, 2011 and May 23, 2011 as presented by 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.

**ZAPATA COUNTY MEDICAL CENTER'S MONTHLY REPORT**

Dr. Edmundo Garcia, Zapata County Medical Group, presented Commissioners' Court his monthly report for May. He stated that the clinic had 816 patient encounters. More patients are using

insurance than Medicare. Each encounter averages approximately \$118.00. Dr. Garcia met with Dr. Fermin Romero who will start coming to Zapata 2 ½ days per month. Dr. Galan sees patients here 2 times per month. Dr. Castillon will also be seeing patients here, he is the nurse practitioners employer. The remodeling needed for Dr. Cigarroa will be starting soon.

#### **DEPARTMENTAL REPORTS**

Audie Hernandez of the County Judge's office advised that she has the new forms for line item transfers and agenda items.

Caleb Eaton, Zapata County Extension Agent, presented Commissioners' Court with the monthly written report for June 2011. (Report attached for the record.)

#### **ORDER APPROVING INVOICES**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve invoices as presented by Doroteo N. Garza, County Auditor, including invoice for Tiger Direct, P.O.# 1348108 in the amount of \$347.81.

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. (Commissioner Vela read the report for Mr. Salinas who was attending an out of town conference.)

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

#### **PRESENTATION OF DISTANCE LEARNING TECHNOLOGY FOR ZAPATA HIGHER EDUCATION CENTER**

Dr. David Brown, Dean of the Zapata County Higher Education Center, did a live presentation of his Government 2301 classroom using the distance learning technology available at the Zapata Higher Education Center. He informed the court that Houston Community College will also offer distance learning courses for certification of certain oil field employees. Vocational classes will also be offered.

Dr. Brown introduced Dr. Cruz Torres and students were given an opportunity to ask questions to Commissioners' Court. Aaron Rodriguez, Cisco Engineer, and Chris Mitchell, Data Projections were also at Commissioners' Court.

#### **UPDATE BY ZECO ON SCHEDULED EVENTS FOR 4<sup>TH</sup> OF JULY CELEBRATION**

Mr. Roberto Montes, President of Zapata Environmental Civic Organization, explained to Commissioners' Court that the mission of the organization is to beautify and improve the environment of Zapata and make it a better place. A 4<sup>th</sup> of July celebration will be held on Saturday, July 2<sup>nd</sup>. There will be a flag raising ceremony, walk-a-thon, cook-off, parade, pageant, dance and

fire works. The unveiling of a monument for the Fallen Heroes Memorial Trail will also be held. Mr. Montes asked the Court for support of the organization.

**REPORT BY NELLIE R. TREVIÑO, PERSONNEL DIRECTOR REGARDING  
PROPOSED COUNTY POLICY AFFECTING RETIRED EMPLOYEES**

Nellie R. Treviño, Zapata County Personnel Director, reported on proposed county policy affecting retired employees within the county health insurance plan as requested by Hon. Jose Emilio Vela, Commissioner Pct. 1. (Report attached for the record.)

**UPDATE ON PREVIOUSLY APPROVED WELCOME SIGN AT NORTH ENTRANCE  
TO ZAPATA AND APPROVAL FOR COMPLETION**

Commissioner Vela commented that the previously approved Welcome Sign at the north entrance of Zapata has not been completed. Judge Rathmell stated that an irrigation system will be installed, however, no one has been assigned to do it. Judge Rathmell also suggested to leave out “Home of Falcon Lake”. Mario Gonzalez-Davis stated that the sign itself represents the lake. Paco Mendoza reported that he has received a bid of \$3,200 to add “Home of Falcon Lake.” A retaining wall may be needed to support the sign, Zapata County will request it from TxDot.

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve bid of \$3,200 to add “Home of Falcon Lake” to previously approved welcome sign at north entrance of Zapata and finalize completion of sign as requested by Hon. Jose Emilio Vela, Commissioner, Pct. 1. Each commissioner will contribute \$800.00.

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

**INTRODUCTION OF SMALL BUSINESS DEVELOPMENT CENTER PROGRAM**

Ms. Yael Rodriguez with the Small Business Development Center introduced the Small Business Development Center program available to Zapata County.

**PROGRESS REPORT ON NEGOTIATIONS WITH PATRICIO HERNANDEZ DBA  
GRANDE GARBAGE COLLECTION COMPANY FOR SOLID WASTE COLLECTION  
SERVICES**

Attorney Hector Uribe reported that there has been an issue with the collection service. Mr. Patricio Hernandez has suggested that Water Works take over collections. Mr. Uribe questioned whether the Zapata County Water Works could do it at 10% benefit to the County. Zapata County is also asking for a 10% increase from Mr. Hernandez. Another suggestion is to allow a minimum and maximum to allow for fuel adjustment cost. The final suggestion was to create a rate setting committee for all utilities. Mr. Uribe also stated that the County should look into making garbage pick-up mandatory, however, it can only be mandatory for areas served by Zapata County Water Works. This could also be addressed via Interlocal Agreement with the counties water districts that serve San Ygnacio, Lopeño, and Falcon. There is a mandatory ordinance prohibiting illegal dumping.

**ORDER APPROVING USE OF OSWALDO H. & JUANITA G. RAMIREZ EXHIBIT  
HALL FOR WRESTLING COMPETITION TO RAISE FUNDS FOR 2012  
SCHOLARSHIP PROGRAM**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the use of the Oswaldo H. & Juanita G. Ramirez Exhibit Hall for a wrestling competition to raise funds for the 2012 Scholarship Program (pending liability event insurance) as requested by Manuel Garcia, Jr., Marine Corp.

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

**ORDER DENYING REQUEST BY JUDGE RATHMELL REGARDING PROPOSAL  
#26771 FROM PIXL STUDIOS TO REPLACE ALL EXISTING TV MONITORS FOR  
COMMISSIONERS COURT BENCH**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to deny request by Judge Rathmell regarding proposal #26771 from Pixl Studios to replace all existing TV monitors for the Commissioners Court bench. The new monitors will give the Court the ability to display high definition content.

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

**ORDER APPROVING PROPOSAL #26790 FROM PIXL STUDIOS FOR  
BACKUP DIGITAL RECORDING HARD DRIVE SYSTEM FOR  
COMMISSIONERS COURT MEETING**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve proposal #26790 from Pixl Studios for backup digital recording hard drive system for the Commissioners Court meeting for the amount of \$7,390 to be paid from line item #10-370-903 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 TO GIVE 90 DAY WRITTEN NOTICE OF INTENT TO TERMINATE  
AGREEMENT BETWEEN ZAPATA COUNTY AND EDMUNDO O. GARCIA M.D.  
DBA ZDOC, P.A.**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve to give 90 day written notice of intent to terminate agreement between Zapata County and Edmundo O. Garcia M.D. dba ZDOC, P.A. 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 JUNE 16 - JUNE 30, 2011 AS DATE FOR HEAVY EQUIPMENT AND VEHICLE SURPLUS AUCTION**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve June 16 - June 30, 2011 as the date for the heavy equipment and vehicle surplus auction. Bids will be opened at 9:00 a.m. on August 1, 2011 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 TO TRANSFER MYRNA BUSTAMANTE FROM ZAPATA COUNTY MUSEUM OF HISTORY TO FALCON ZONING DEPARTMENT #596**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve to transfer Myrna Bustamante from the Zapata County Museum of History to the Falcon Zoning Department #596 at the same salary of \$10.38 per hour 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 AND ACTION BY TXDOT TO HAVE 83 STREET IN FALCON, TEXAS CEREMONIALLY RENAMED "AGENT JAIME ZAPATA STREET"**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve resolution and action by TxDot to have Hwy 83 Street in Falcon, Texas ceremonially renamed "Agent Jaime Zapata Street" as requested by Hon. Jose Emilio 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 ACTION BY ZECO TO HAVE WALKING COURSE LOCATED AT FLORES MEMORIAL PARK NAMED "FALLEN HEROES MEMORIAL TRAIL" AND ALLOW INSTALLATION OF MARKER AT DESIGNATED SITE**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve action by ZECO to have the walking course located at the Flores Memorial park named "Fallen Heroes Memorial Trail" and allow installing a maker at the designated site as requested by Hon. Jose Emilio 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 PURCHASE OF A 3/4 TON DIESEL TRUCK FOR COUNTY SHOP**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve purchase of a 3/4 ton diesel truck for the county shop to be used for field distribution and to be paid from Precinct 3San Ygnacio Drainage Project 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 TO REPLACE SECURITY MAINTENANCE POSITION VACATED BY  
PEDRO LOPEZ WITH JOSUE CONTRERAS**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve to replace Security Maintenance position (slot #10) 10-667-155 vacated by Pedro Lopez with Josue Contreras as requested by Charlie Avaritt, Zapata County Airport.

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

**ORDER APPROVING PAYMENT OF JURY PROGRAM SOFTWARE UPDATE FEE  
FROM COMPUTER EXPENSE**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve the payment of jury program software update fee from computer expense 10-409-335 in the amount of \$1,168.00 as requested by Hon. Doroteo N. Garza, County Auditor.

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

**ORDER APPROVING ZAPATA COUNTY TCDRS PLAN FOR YEAR 2012**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve the Zapata County TCDRS Plan for year 2012 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 BID FOR AIR CONDITIONING UNITS AT ZAPATA COUNTY  
MUSEUM OF HISTORY STORAGE BUILDING**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve bid for air conditioning units for the Zapata County Museum of History storage buildings. Approval is pending lowest bid for 2 - 2 ton air conditioners to be paid out of Precinct 1 Parks, as requested by Hon. Doroteo N. Garza, County Auditor.

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

**ORDER APPROVING PROPOSALS RECEIVED FROM CARLOS COLINA-VARGAS  
AND ASSOCIATES FOR MANAGEMENT SERVICES FOR TxCDBG  
COLONIA GRANT 2011/2012**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve proposals received from Carlos Colina-Vargas and Associates for management services for TxCDBG Colonia grant 2011/2012 and select as management firm and authorize a contract for

services contingent on funding from TDRA for the project as requested by Carlos Colina-Vargas and Associates.

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

**ORDER APPROVING PROPOSAL RECEIVED FROM PREMIER ENGINEERING FOR MANAGEMENT SERVICES FOR TxCDBG COLONIA GRANT 2011/2012**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve proposal received from Premier Engineering for management services for a TxCDBG Colonia grant 2011/2012 and select as engineering firm and authorize negotiations for a service contract contingent on funding from TDRA for the project as requested by Carlos Colina-Vargas and Associates.

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

**ORDER APPROVING ORDER OF ZAPATA COUNTY COMMISSIONERS COURT AMENDING ZAPATA COUNTY FALCON LAKE ZONING REGULATIONS AND CREATING ZAPATA COUNTY FARMERS AND RANCHERS MARKET DISTRICT**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve an order of Zapata County Commissioners Court amending the Zapata County and Falcon Lake Zoning Regulations and creating a Zapata County Farmers and Ranchers Market District as requested by Hector Uribe, Attorney.

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

**ORDER APPROVING TO RENAME MARTINEZ ROAD IN RAMIREÑO, TX “M. RAMIREZ ROAD”**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve to rename Martinez Road in Ramireño, TX “M. Ramirez Road”, as requested by Martiniano Ramirez, Ramireño Resident.

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

**ORDER APPROVING USE OF OSWALDO RAMIREZ SHOW BARN ON TUESDAY, JUNE 28, 2011 AND THEREAFTER EVERY FIRST FRIDAY OF THE MONTH**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the use of Oswaldo Ramirez Show Barn on Tuesday, June 28, 2011 and thereafter every first Friday of the month for food distribution as requested by Alfonso Casso, Jr., Executive Director South Texas Food Bank.

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

**ORDER APPROVING PURCHASE OF HIGH PRESSURE SKID TANK**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve purchase of a High Pressure Skid Tank for \$20,600 to be paid out of tobacco fund as requested by Chief J.J. Meza, Zapata County 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 OF DUMP TRUCK FOR  
SAN YGNACIO LANDFILL**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve purchase of a dump truck for the San Ygnacio Landfill for \$25,000. Money to be transferred from 10-409-736 to 10-596-456, as requested by Guillermo Saenz, Environmental Director.

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

**ORDER APPROVING PAYMENT TO HOLT CAT FOR LABOR AND PARTS OF  
953 CAT LOADER**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve payment to Holt Cat in the amount of \$11,292 for labor and parts of 953 Cat Loader as requested by Guillermo Saenz, Environmental Director.

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

**ORDER APPROVING INSTALLATION OF STREET LIGHTS  
AND SPEED HUMPS**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve the installation of a speed hump at 2206 Fresno Street in the town of Zapata as requested by Hon. Gabriel Villarreal, Commissioner 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 Villarreal, to approve the installation of a security light at 137 Valle Verde Drive in San Ygnacio, Texas as requested by Hon. Gabriel Villarreal, Commissioner 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 Villarreal, to approve the installation of speed humps at the following locations:

- a. 5203 Rio Lane
- b. Siesta & Pharr Lane

as requested by Hon. Eddie Martinez, Commissioner Pct. 3.



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 Villarreal, to approve the installation of a speed hump between Alamo Street and 1<sup>st</sup> Street on Zapata Avenue 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.

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve the installation of security lights at the following locations:

- a. 1703 Diaz
- b. 1802 2<sup>nd</sup> Street

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 Vela, seconded by Commissioner Villarreal, to approve the following line item transfer:

|                         |            |                       |            |
|-------------------------|------------|-----------------------|------------|
| From: Nutrition Program | 38-648-336 | Raw Food              | \$4,350.00 |
| To: Nutrition Program   | 38-647-456 | Equipment Maintenance | \$4,350.00 |

as requested by Carmen R. Reyes, Nutrition Program.

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 transfers:

|       |            |                      |             |
|-------|------------|----------------------|-------------|
| From: | 80-600-569 | Improvements         | \$24,195.23 |
| To:   | 80-600-336 | Repair & Maintenance | \$24,195.23 |
| From: | 80-600-462 | Equipment Rental     | \$1,650.00  |
| To:   | 80-600-205 | Uniforms             | \$1,650.00  |
| From: | 80-600-462 | Equipment Rental     | \$5,500.00  |
| To:   | 80-600-121 | Overtime             | \$5,500.00  |

as requested by Carlos Treviño, Water Plant Director.

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 Villarreal, to approve the following line item transfer:

|                         |            |        |          |
|-------------------------|------------|--------|----------|
| From: Extension Service | 10-665-300 |        | \$600.00 |
| To: Extension Service   | 10-665-427 | Travel | \$600.00 |

as requested by Caleb Eaton, Extension Agent.

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

**ORDER APPROVING RESOLUTION IN SUPPORT OF OPERATION LINEBACKER -  
CONGRESSIONALLY MANDATED FUNDS (2010-DD-BX-0484)**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve resolution in support of Operation Linebacker - Congressionally Mandated funds (2010-DD-BX-0484 as requested by Mario Elizondo, 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 RESOLUTION DESIGNATING COUNTY JUDGE AS AN  
"AUTHORIZED SIGNATURE" FOR THE TXCDBG GRANT CONTRACT #729155**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve resolution designating the County Judge as an "Authorized Signature" for the TxCDBG grant contract #729155 as requested by Carlos Colina-Vargas and Associates.

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 ENTER INTO EXECUTIVE SESSION**

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

**NO ACTION WAS TAKEN ON REQUEST BY FORTUNATO G. PAREDES,  
ESCAMILLA, PONECK & CRUZ, LLP ON DISCUSSION AND POSSIBLE  
ACTION REGARDING ABCT CONSTRUCTION AND ITS CURRENT  
PROJECT SCOPE OF WORK WITH ZAPATA COUNTY AS WELL AS ANY  
OTHER MATTERS INCIDENT THERETO  
(GOV'T CODE ANNOTATED 551.071 CONSULTATION WITH ATTORNEY)**

**ORDER AUTHORIZING LEGAL COUNSEL TO MOVE FORWARD WITH LAWSUIT  
AGAINST REIMS CONSTRUCTION INSURANCE CARRIER**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to authorize legal counsel to move forward and send letter of demand and filing of lawsuit against REIMS Construction concerning the addition of two (2) inches of asphalt over the Indian burial mound located in San Ygnacio, Texas and any matters incident thereto. (Gov't Code Annotated 551.071 Consultation with Attorney) as requested by Fortunato G. Paredes, Escamilla, Poneck & Cruz, LLP.

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

**ORDER AUTHORIZING LEGAL COUNSEL TO CONTINUE NEGOTIATIONS WITH  
M1 NETWORK SOLUTIONS**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to authorize legal counsel to continue negotiations with M1 Network Solutions and its service agreement with Zapata County and any other matter incident thereto. (Gov't Code Annotated 551.071 Consultation with Attorney) as requested by Fortunato G. Paredes, Escamilla, Poneck & Cruz, LLP.

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 REQUEST BY JUDGE RATHMELL REGARDING  
ALLEGATION OF ZAPATA COUNTY SHOP EMPLOYEE MISAPPROPRIATING  
ZAPATA COUNTY EQUIPMENT  
(GOV'T CODE ANNOTATED 551.074 PERSONNEL MATTERS)**

**NO ACTION WAS TAKEN ON REQUEST BY JUDGE RATHMELL REGARDING  
ALLEGATIONS OF IMPROPER ACTION TAKEN BY AN EMPLOYEE OF THE  
ZAPATA COUNTY FIRE DEPARTMENT  
(GOV'T CODE ANNOTATED 551.074 PERSONNEL MATTERS)**

**ADJOURN**

Motion to adjourn was made by Commissioner Martinez, seconded by Commissioner Garza, 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