

Zapata County, Texas



Commissioners Court

Rosalva Guerra
County Judge

Jose 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
Zapata County Courthouse, 200 E. 7th Ave, Suite 108
Zapata, Texas 78076
March 8, 2010
9:00 A.M.

1. Roll call by Honorable Mary Jayne Villarreal-Bonoan, Zapata County Clerk
2. Pledge of Allegiance
3. Prayer
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 Doroteo N. Garza, County Auditor]

REPORTS AND PRESENTATIONS

9. Zapata County Medical Center's monthly report.
[Requested by Dr. Edmundo Garcia]
10. Monthly business report of the Zapata County Economic Development Center (ZEDC).
[Requested by ZEDC President, Peggy Umphres Moffett]

DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS

11. To hire an individual to maintain the Zapata County Little League Field and paint required lines before games.
[Requested by Commissioner Norberto Garza, Pct.4]
12. To purchase a Grapple-2009 Peterbuilt 335 from Rush Trucking Center.
[Requested by Commissioner Norberto Garza, Pct.4]
13. To lease a 1 acre tract of land located East on Hwy. 16 for 25 years. Land will be used to construct pens and dipping vat for livestock. Zapata County will make a one time payment of \$5,000.00 to be paid out of Royalty Fund (10-370-901) and at the end of the lease land and improvements will be returned to Lessor, Leonardo Flores, if Lessor and Lessee fail to renegotiate another lease.
[Requested by Commissioner Gabriel Villarreal, Pct. 2]
14. To approve installation of backflow trap at the South Elementary School due to an unfitted sewer connection installed by the school builder/contractor.
[Requested by Commissioner Jose Emilio Vela, Pct. 1]
15. Approve hiring State Certified CDL drivers for Zapata County Transportation Grant with options to defray other required expenses.
[Requested by Commissioner Jose Emilio Vela, Pct. 1]
16. Approve possible legal action to halt construction or operations of any slot machine business (casino) in the residential area of Falcon, Texas.
[Requested by Commissioner Jose Emilio Vela, Pct. 1]
17. To approve installation of carpet for the Zapata County Museum.
[Requested by County Judge Rosalva Guerra]

18. To amend Commissioners Court Order dated July 13, 2009 approving the order for an election to create a County Assistance District with the authority to levy a sales tax and set the rate at one-half of one percent to finance the operations of the district and be placed on the ballot for the general election of November 3, 2009 and change election date to May 8, 2010 or November 9, 2010.
[Requested by Mary Jayne Villarreal-Bonoan, County Clerk]
19. To use the Pavillion on April 09, 2010 for a fundraiser dance to benefit the Mariachi Halcon. [Requested by Maribel Bustamante, Mariachi Booster President]
20. To approve Hector Lopez, Jr. as a grant writer in solid waste/recycling with EPA and STDC on an administrative fee at no cost to the county.
[Requested by Hector Lopez, Jr.]
21. To designate office space in the County Courthouse for a new Texas Ranger to be assigned to Zapata County. [Requested by Sigifredo Gonzalez, County Sheriff]
22. To adopt or approve a Jury Qualification plan recommended by the District Judge in accordance with sections 62.01 and 62.011 of the Texas Government Code and 35.03 of the Texas Code of Criminal Procedure.
[Requested by Honorable Joe Lopez, 49th Dist. Judge and Dora Ramos, Dist. Clerk]
23. To purchase a 2010 Ford F-150 pick-up Truck for County Shop.
[Requested by Jose Mendoza, Shop Foreman]
24. To increase the holding fee for Animal Shelter from \$10 dollars flat rate to \$10 dollars a day. [Requested by Guillermo Saenz, Environmental Director]
25. To approve Memorandum of Understanding between Zapata County Sheriff's Office and Zapata County Independent School District regarding Deputy Sheriff's assigned to ZCISD on a part-time basis. [Requested by County Sheriff Sigifredo Gonzalez]
26. To allow ABCT Construction, apparent low bidder in Bid for Street Improvement in Precinct Two, Phase Four to address the Commissioners Court; affirm or rescind the Court's action of February 10, 2010 awarding a bid (contract) to Anderson Columbia, Inc. and possible action to award a bid (contract) for Street Improvement in Precinct Two, Phase Four. [Requested by Juan J. Cruz, Escamilla, Poneck & Cruz, LLP]

27. The consideration and appropriate action, including approval and adoption of the proposed tax abatements and financial incentives to enhance and promote business growth in Zapata. [Requested by Peggy U. Moffett, ZCEDC President]
28. Discussion and the consideration and appropriate action, including approval and adoption of the proposed tax abatements and financial incentives and corresponding guidelines and criteria to Encourage and Promote Job Creation, Tax Base Enhancement and Expanded Business Growth in Zapata County. [Requested by Peggy U. Moffett, ZCEDC President]
29. To consider and approve the Incentive Proposal to Project Tumbleweed. [Requested by Peggy U. Moffett, ZCEDC President]
30. To terminate Oscar Medina's contract as Landfill Consultant due to the Municipal Solid Waste Management- Class A- certification from TCEQ having been acquired by local Environmental Director. [Requested by Guillermo Saenz, Environmental Director]
31. To approve the new Contract for Grande Garbage. [Requested by Guillermo Saenz, Environmental Director]

RESOLUTIONS AND PROCLAMATIONS

32. To approve a proclamation for Developmental Disabilities Awareness Month. [Requested by Cindy Buruato, Border Region MHMR]
33. To approve the submission of two grants: Juvenile Probation Liason Officer and Juvenile Justice Alternative to the Office of the Governor, Criminal Justice Division. [Requested by Roger Miller, Juvenile Probation Officer]
34. To approve the Resolution of Support for the Zapata County Economic Development Center to apply for a grant through the U.S. Department of Commerce- Economic Development Administration for implementation of projects identified in the South Texas Economic Development Council CEDS and for completion of a Zapata County Economic Development Strategic Plan. [Requested by Peggy U. Moffett, ZCEDC, President]
35. To approve the Resolution of Support for the Zapata County Economic Development Center to apply for a grant through the Texas Department of Rural Affairs Program for the implementation of projects identified in the South Texas Economic Development Council CEDS and for completion of a Zapata County Economic Development Strategic Plan. [Requested by Peggy U. Moffett, ZCEDC, President]

36. To approve the Resolution of Support for the Zapata County Economic Development Center to apply for a grant through the U.S. Department of Agriculture – Rural Business Program’s Rural Business Opportunity Grant implementation of projects identified in the South Texas Economic Development Council CEDS and for completion of a Zapata County Economic Development Strategic Plan.
[Requested by Peggy U. Moffett, ZCEDC, President and Roel Gomez, USDA]

CONSENT ITEMS

37. To install a speed hump between Alamo & 1st Street.
[Requested by Commissioner Norberto Garza, Pct. 4]
38. To install a security light at 1409 Medina.
[Requested by Commissioner Norberto Garza, Pct. 4]
39. To install a speed hump at 406 Zapata.
[Requested by Commissioner Norberto Garza, Pct. 4]
40. To install a speed hump at 602 Zapata.
[Requested by Commissioner Norberto Garza, Pct. 4]
41. To install a security light at 141 Valle Verde Road in the Town of San Ygnacio.
[Requested by Commissioner Gabriel Villarreal, Pct. 2]
42. To install speed humps on the following sites:
- 19th and Diaz Street on Roma Street
 - 19th and 20th on Diaz
- [Requested by Commissioner Norberto Garza, Pct. 4]

43. To approve the following line item transfers as requested.

	DEPARTMENTAL	LINE ITEM	FUND	AMOUNT
FROM	CUSTODIAL & MAINTENANCE	10-516-730	CONTRACT SERVICES	\$699.00
TO	CUSTODIAL MAINTENANCE	10-516-731	ANNUAL ELEVATOR CONTRACT	\$699.00

For Elevator Contract Service [Requested by Maria Gutierrez, Custodian Supervisor]

44. To approve the following line item transfers as requested

	DEPARTMENTAL	LINE ITEM	FUND	AMOUNT
FROM	PCT. 1	09-001-679		\$40,000.00
TO	PCT. 1	10-001-392	PARKS	\$40,000.00

To meet budget requirements. [Requested by Commissioner Jose Emilio Vela, Pct. 1]

45. To approve the following line item transfers as requested

	DEPARTMENTAL	LINE ITEM	FUND	AMOUNT
FROM	PCT. 2	10-002-667	YEAR FLOOD	\$15,000.00
TO	PCT. 2	10-002-107	PARKS, BUILDINGS, CONSTRUCTION	\$15,000.00

To meet budget requirements. [Requested by Commissioner Gabriel Villarreal, Pct. 2]

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

46. To rescind order from February 8, 2010 Commissioners Meeting Agenda, item #19.
[Requested by Commissioner Jose Emilio Vela, Pct. 1]

47. Discussion of Personnel Matters.
[Requested by Commissioner Jose Emilio Vela, Pct. 1]
48. To present governing board of the Zapata County Historical Commission.
[Requested by Maria G. Davila ZCHC Chairperson]
49. Consultation with Attorney and possible action regarding the reconsideration of bid awarded for street improvement in Pct. 2, Phase 4.
[Requested by County Attorney Saíd Alfonso Figueroa]
50. Consultation with Attorney and possible action in reference to damage to a vehicle on county property.
[Requested by County Attorney Saíd Alfonso Figueroa]
51. Consultation with Attorney and possible action in reference to Rule 11 agreement between Zapata County & the property owners on Jennings Road.
[Requested by County Attorney Saíd Alfonso Figueroa]
52. Discussion and/or Action on approval of proposal from Fig-Co to begin construction of roping arena. Also discussion on possible loan for pending balance after deduction of \$150,000.00 from proposal of \$209,464.00.
[Requested by Jose F. Mendoza, County Shop Foreman]
53. Consultation with Attorney and/ or action in regards to the county's potential role in a cement project alongside an arroyo in Medina Addition.
[Requested by Commissioner Norberto Garza, Pct. 4]

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 5th DAY OF March, 2010.

By: _____
Sara A. Rocha
Court Coordinator

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 5th day of MARCH, 2010 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 5TH DAY OF March, 2010.

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

BY: _____