

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

Be it remembered, that on this the 8th day of December, A. D., 2008, 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. Rosalva Guerra	County Judge
Gabriel Villarreal	Commissioner, Precinct No. 2
Joseph Rathmell	Commissioner, Precinct No. 3
Norberto Garza	Commissioner, Precinct No. 4
Saíd Alfonso Figueroa	County Attorney
Mary Jayne Villarreal-Bonoan	County Clerk

ABSENT:

Hon. Jose Emilio Vela	Commissioner, Precinct No. 1
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VISITORS:

Romeo Salinas, Doroteo Garza, Ramiro V. Martinez, Mario Gonzalez-Davis, Nellie R. Treviño, Hector Uribe, Juan J. Meza, Roger Miller, Dr. Richard Tangum, Dr. Maggie Valentine, Teresa Hein, Myrna Manson, Carolina Calderas, Fred Calderas, James Burnham, Juan Alvaro Garza, Dorothy Pizaña, Hector Lopez, Jr., Hector M. Medina, Laura Guerra, Pepita Martinez, Peggy Umphres-Moffett.

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 PASTOR ROGER MILLER

**APPROVAL OF MINUTES FOR MEETING OF NOVEMBER 10, 2008 AND
NOVEMBER 13, 2008**

Motion was made by Commissioner Villarreal, seconded by Commissioner Garza, to approve the Minutes of November 10th 2008 and November 13, 2008 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.

COMMUNICATIONS

Judge Guerra commented that Zapata County received a \$65,000 grant for the purchase of a horizontal baler for the Recycling Department which is directed by Mr. Hector F. Lopez, Jr.

Judge Guerra stated that an auction was held and monies were acquired through the sell of automobiles. The old Lion's Club will also be cleared by having another auction.

Commissioner Rathmell advised the Court that the General Liability Insurance is about to expire (12/14/2008), an action item will be placed in the next Commissioners' Court meeting.

Commissioner Rathmell commented that he had received a call from the Judges office regarding decorating of the Plaza, he is okay with that.

Commissioner Garza also commented that ZCISD wants to have a luncheon for some of the students and would like to use the Community Center for approximately three hours.

ORDER TO TABLE APPROVAL OF INVOICES

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to TABLE approval of invoices.

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

ORDER APPROVING ARMANDO VELA AS CREW LEADER

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to approve to name Armando Vela as crew leader at his present salary of \$13.59 per hour as requested by Commissioner Gabriel Villarreal, Pct. 2.

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

ORDER APPROVING ABEL GUERRA AS HEAVY EQUIPMENT OPERATOR

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to approve to appoint Abel Guerra as heavy equipment operator at a salary of \$13.59 per hour. effective January 2009. Funds are budgeted and available as requested by Commissioner Gabriel Villarreal, Pct. 2.

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

ORDER APPROVING REQUEST BY COMMISSIONER JOSE EMILIO VELA, PCT. ONE, TO GO OUT FOR BID PROPOSALS FOR LAND PURCHASE AT CHIHUAHUA

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve request by Commissioner Jose Emilio Vela, Pct. 1, to go out for bid proposals for land purchase at Chihuahua to be used as county park.

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

**ORDER AWARDING ZAPATA COUNTY WATERWORKS, WATER TREATMENT
PLANT EXPANSION CONSTRUCTION CONTRACT**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to award the Zapata County Waterworks, Water Treatment Plant Expansion construction contract to Bryan Construction Co., the lowest bidder with a bid of \$10,617.00 as requested by Jacob Rathmell, P.E. and Mario Gonzalez-Davis, Project Coordinator.

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

**ORDER DENYING REQUEST BY COUNTY SHOP SUPERVISOR
JOSE F. MENDOZA TO PLACE JUAN RENE GUZMAN AS ASSISTANT
MECHANIC AND TRUCK DRIVER**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to deny request by County Shop Supervisor Jose F. Mendoza, to place Juan Rene Guzman as assistant mechanic and truck driver at \$10.59 per hour.

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

**ORDER APPROVING PURCHASE OF LAPTOP COMPUTER FOR PRECINCT ONE
COMMISSIONER TO BE USED FOR COUNTY BUSINESS**

Motion was made by Commissioner Rathmell, seconded by Commissioner Garza, to approve purchase of a laptop computer for Pct. 1 Commissioner to be used strictly for county business. Expense to be allocated from Pct. 1 discretionary fund not to exceed \$800.00 as requested by Commissioner Jose Emilio Vela, Pct. 1.

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

**ORDER APPROVING INSTALLATION OF READABLE AND VISIBLE
15 MPH SIGNS IN AREA OF FALCON WEST**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve installation of readable and visible 15 mph signs in the area of Falcon West as requested by Myrna Manson.

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

**ORDER APPROVING INSTALLATION OF A SPEED BUMP
ON LAGO VISTA STREET**

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve the installation of a speed bump on Lago Vista Street in FLW Subdivision as requested by

Commissioner Joe Rathmell, Pct. 3.

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 MYRNA MANSON TO CONSIDER
AND/OR APPROVE THE INSTALLATION OF TWO SPEED BUMPS TO BE PLACED
IN THE AREA OF LAGO VISTA TO CONTROL TRAFFIC**

**ORDER TO TABLE REQUEST BY ZAPATA COUNTY CHAMBER OF
COMMERCE TO CLARIFY STATUS OF PAYMENT FOR PREVIOUSLY
APPROVED REQUEST OF \$15,000**

Motion was made by Commissioner Rathmell, seconded by Commissioner Garza, to table request by Chamber of Commerce to clarify status of payment for previously approved request of \$15,000.00 passed by Commissioners' Court as item "T" on October 14, 2008. Funds were requested in addition to previously approved 2008-2009 Fiscal Year Budget.

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

**ORDER ALLOWING USE OF LITTLE LEAGUE FIELD BY ZAPATA
YOUTH FOOTBALL LEAGUE**

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to allow the use of the Little League Field by the Zapata Youth Football League from now to January 2009 as requested by Fada Burnham.

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

**ORDER APPROVING LEASE BETWEEN ZAPATA COUNTY AND WESTAT
FOR NATIONAL HEALTH AND NUTRITION EXAMINATION SURVEY'S
MOBILE EXAMINATION CENTER**

Motion was made by Commissioner Rathmell, seconded by Commissioner Villarreal, to approve lease between Zapata County and Westat for the National Health and Nutrition Examination survey's mobile examination center at the rate of \$1,000 per month for three months. The lease will include the option for lessee to remove concrete slabs requested by County Judge Rosalva Guerra.

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

**ORDER APPOINTING TWO MEMBER FOR ZAPATA COUNTY
APPRAISAL DISTRICT BOARD OF DIRECTORS**

Motion was made by Commissioner Rathmell, seconded by Commissioner Villarreal, to

appoint Commissioner Norberto Garza, for a term of two years; and Zaragoza Rodriguez, for the term of one year, serving staggered terms, to the Zapata County Appraisal District Board of Directors as requested by County Judge Rosalva Guerra.

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

Motion was made by Commissioner Villarreal, seconded by Commissioner Garza, to approve installation of street lights at the following locations: 5215 South Siesta Lane and one at Sierra Vista Lane in FLW Subdivision as requested by Commissioner Joe Rathmell, Pct. 3.

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

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal, to approve installation of street lights at the following locations: 701 Delmar (alley) and 7th Ave. - Zapata townsite and one at 510 Elm (alley) and 6th Ave.- Zapata townsite as requested by Commissioner Jose Emilio Vela, Pct. 1.

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

ORDER APPROVING USE OF SHOW BARN FOR 4H/FFA PROSPECT SHOW

Motion was made by Commissioner Garza, seconded by Commissioner Villarreal to approve the use of the Show Barn, as long as it is cleaned after the event, for a 4H/FFA prospect show on January 9, 10, & 11, 2009 as requested by Bonnie Ochoa.

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

REPORTS / PUBLIC PARTICIPATION

ZAPATA COUNTY MEDICAL GROUP MONTHLY REPORT FOR NOVEMBER 2008

Mike Chapa, Director Indigent Health Care presented Commissioners' Court with a written report for the Zapata County Medical Group for the month of November 2008. When asked about the return of funds to the County, Mr. Chapa stated that there were no returns due to pay raises for physicians. (Written report is attached.)

PRESENTATION BY CORRECTIONS CORPORATION OF AMERICA (CCA)

No one from CCA was present to give report.

Sheriff Sigifredo Gonzalez, Jr., commented that he would like to be notified of items

pertaining to the jail. Sheriff Gonzalez stated that the agencies want 1,000 bed facilities. The Zapata County Jail has a capacity of 180 beds and should be at 90% capacity. Today's population was 168.

**MOTION WAS MADE BY COMMISSIONER GARZA, SECONDED BY
COMMISSIONER RATHMELL FOR RECESS AT 10:17 A.M.**

**MOTION WAS MADE BY COMMISSIONER GARZA, SECONDED BY
COMMISSIONER VILLARREAL TO RECONVENE AT 10:36 A.M.**

**PRESENTATION BY DR. RICHARD TANGUM ON ZAPATA COUNTY
COMMUNITY PLANNING FOR PEGGY UMPIRES-MOFFETT, ECONOMIC
DEVELOPMENT CENTER**

Dr. Richard Tangum, Professor of Architecture and Planning at the University of Texas in San Antonio (UTSA) presented Commissioners' Court with a Power Point Presentation on his study of the County. (Hard copy of Power Point Presentation attached.)

**ORDER TO TABLE REQUEST BY COMMISSIONER RATHMELL
TO APPROVE CREATION OF ORDINANCE PROHIBITING
ESTABLISHMENT OF ADULT ORIENTED BUSINESS**

Motion was made by Commissioner Villarreal, seconded by Commissioner Rathmell, to table the request by Commissioner Joe Rathmell, to approve the creation of an ordinance prohibiting the establishment of adult oriented businesses within the Zapata County Falcon Lake Zone Area.

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

COMMUNICATIONS

J.J. Meza advised Commissioners' Court that two ambulance units are at the shop therefore he only has two in working conditions. He asked if he could come back with an item in the next meeting.

**ORDER TO TABLE REQUEST BY COMMISSIONER VELA TO REVIEW AND
AMEND EXISTING CONTRACT WITH ZAPATA COUNTY MEDICAL GROUP**

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to table the request by Commissioner Jose Emilio Vela, Pct. 1, to review and possibly amend the existing contract with Zapata County Medical Group. Mr. Said Alfonso Figueroa, County Attorney, Mr. Ramiro Martinez, Financial Consultant, Mr. Hector Uribe, Attorney at Law are to review the contract with Zapata County Medical Group.

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

of the Court.

COMMUNICATIONS

Mr. Hector Uribe, Attorney at Law, gave Commissioners' Court an update of Legislative programs.

ADJOURN

Motion to adjourn was made by Commissioner Garza, seconded by Commissioner Villarreal, 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.

ROSALVA GUERRA, COUNTY JUDGE
ZAPATA COUNTY, TEXAS

ATTEST:

MARY JAYNE VILLARREAL-BONOAN
COUNTY CLERK AND EX-OFFICIO CLERK
OF THE COMMISSIONERS COURT OF
ZAPATA COUNTY, TEXAS