

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

Be it remembered, that on this the 10<sup>th</sup> day of April, A. D., 2012, 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
	Gabriel Villarreal	Commissioner, Precinct No. 2
	Eddie Martinez	Commissioner, Precinct No. 3
	Saíd Alfonso Figueroa	County Attorney
	Mary Jayne Villarreal-Bonoan	County Clerk

**ABSENT:** Norberto Garza Commissioner, Precinct No. 4

**VISITORS:** Romeo Salinas, Triunfo Gonzalez, Mario Gonzalez-Davis, Auddy Hernandez, Nellie R. Treviño, Brian J. Martinez, J.J. Meza, Zar Rodriguez, Luis L. Gonzalez, Rene Garcilazo, Delia Mendoza, Santiago Villarreal, Xavier Villarreal, Jerry Garza, Marisa Ramirez, Frank Salinas, Nancy Cadena, Ed Romero, Bryan Braegger, Mike Chapa, Antonio A. Mendoza, Belinda R. Bravo, Amada Villarreal Garza, Nadia Gonzalez, and Miguel A. Martinez, Jr.

**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**

**INVOCATION BY REV. ROGER MILLER, KING'S WAY CHURCH**

**PLEDGE OF ALLEGIANCE**

**ORDER APPROVING MINUTES OF MARCH 12, 2012**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the Minutes of March 12, 2012 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.

**DEPARTMENTAL REPORTS**

Luis Lauro Gonzalez, Zapata County Tax Assessor/Collector, reported that the tax office collected \$22,805.54 in Hotel Motel Tax fees and \$160,397.84 in tax collections for the month of March. So far \$120,306.95 have been collected in Hotel Motel Tax fees for this fiscal year.

**ORDER APPROVING INVOICES**

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

The above motion, being put to a vote, was approved by the affirmative vote of Commissioner Villarreal and Martinez, Commissioner Vela voted against. Motion carried.

**ORDER APPROVING TREASURER’S REPORT**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve Treasurer’s Report as presented 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 MEMORANDUM OF UNDERSTANDING BETWEEN WEBB COUNTY AND ZAPATA COUNTY REGARDING FORMATION OF A REGIONAL HEALTHCARE PARTNERSHIP**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve a Memorandum of Understanding between Webb County and Zapata County regarding the formation of a Regional Healthcare Partnership as requested by Mike Chapa, Indigent Program and Jerry Garza, Webb County Commissioner.

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

**REPORT BY USDA WILDLIFE SERVICES ON NEWLY HIRED PREDATORY CONTROL OFFICER FOR ZAPATA COUNTY TO FILL VACANT POSITION**

Rick Sramek with USDA Wildlife Services reported that Alfonso Rivera is the newly hired Predatory Control Officer for Zapata County to fill vacant position as requested by Hon. Jose E. Vela, Commissioner Pct. 1 and Alfonso Rivera, Wildlife Damage Control.

**ZAPATA COUNTY MEDICAL CLINIC REPORT FOR MARCH**

Ed Romero reported 845 patient encounters in March. They are investing in electronic medical records. A CR reader for X-rays has been installed. There is also an ultra sound unit. There is currently an open position for an office manager.

**ORDER APPROVING FUNDING FOR MAINTENANCE OF GUADALUPE AND LILIA MARTINEZ SWIMMING COMPLEX**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to fund an additional \$10,000.00, out of the Royalty Fund, for maintenance of the Guadalupe & Lilia Martinez Swimming Complex as requested by Hon. Joseph Rathmell, County Judge and Zaragoza Rodriguez, Code Enforcement.

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

**ORDER APPROVING INITIATION OF PARTIAL ASPHALT PAVING AT ZAPATA COUNTY CEMETERY**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to initiate partial asphalt paving, not to exceed \$20,000.00, at Zapata County Cemetery starting from the main entrance all the way to the end of the boulevard as requested by Hon. Jose E. 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 PUBLIC HEARING IN ORDER TO ESTABLISH HOURS OF OPERATION OF ZAPATA COUNTY BOAR RAMP PARK**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to hold a Public Hearing, with the public and with Border Patrol, in order to establish hours of operation for Zapata County Boat Ramp Park 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.

**ORDER TO TABLE REQUEST BY RENE GARCILAZO, COUNTY COMPUTER TECHNICIAN, TO APPROVE REPLACEMENT OF CURRENT CALL MANAGER FOR ZAPATA COUNTY COURTHOUSE**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to Table request by Rene Garcilazo, County Computer Technician, asking to approve the replacement of the current call manager (phone system) for the Zapata County Courthouse.

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 VILLARREAL,  
TO ENTER INTO EXECUTIVE SESSION**

**MOTION WAS MADE BY COMMISSIONER MARTINEZ,  
SECONDED BY COMMISSIONER VILLARREAL,  
TO RETURN TO REGULAR SESSION**

**ORDER APPROVING UTILITY EASEMENT ON BEHALF OF SHADY HAVEN TO ZAPATA COUNTY**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to accept a utility easement grant on behalf of Shady Haven (also known as Four Seasons) to Zapata County, with the exception of sections 10 and 11, (Gov't Code Ann 551.072, Real Property) as requested by Said A. Figueroa, County Attorney.

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 CARLOS TREVIÑO, JR.,  
WATER PLANT MANAGER TO APPROVE TERMINATION OF  
EMPLOYMENT FROM ZAPATA COUNTY WATERWORKS EMPLOYEE  
FRANCISCO SALINAS EFFECTIVE MARCH 23, 2012  
(GOV'T CODE ANN 551.074, PERSONNEL MATTERS)**

**UPDATE BY MARISA RAMIREZ OF TXDOT REGARDING UPCOMING PROJECTS**

Ms. Marisa Ramirez of TxDot gave a brief report on the following Hwy 83 upcoming projects. June 2012 - Corralitos, September 2012 Dolores, December 2012 Veleño and January 2013 San Ygnacio. The Uribeño Park will be officially closed. The San Ygnacio Park will remain open. Ms. Ramirez is the point of contact.

**ORDER APPROVING JEREMY GARZA AS CANDIDATE TO FILL COUNTY  
EXTENSION AGENT-AGRICULTURE AND NATURAL RESOURCE POSITION  
SERVING ZAPATA COUNTY**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve Jeremy Garza as candidate to fill the County Extension Agent-Agriculture and Natural Resources position serving Zapata County effective June 1, 2012 as requested by Ruben Saldaña, AgriLife Extension.

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

**ORDER APPROVING ADVERTISING FOR EMPLOYMENT FOR TWO VACANCIES  
IN WASTEWATER DEPARTMENT**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve advertising for employment for two vacancies in the Wastewater Department. These vacancies exist in the Collection/Maintenance Departments as requested by Carlos Treviño, Jr., Water Plant Manager.

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

**ORDER TO APPROVE RESIGNATION OF ZAPATA COUNTY WASTEWATER  
DEPARTMENT EMPLOYEE RUBEN PEÑA, JR.**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve the resignation of Zapata County Wastewater Department employee Ruben Peña, Jr., effective March 15, 2012 as requested by Carlos Treviño, Jr.,

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

*Item # 20: Request by Carlos Treviño, Jr., Water Plant Manager, to approve advertising for two temporary office clerk positions for Zapata County Waterworks. Positions will temporarily replace two office clerks to be on maternity leave was withdrawn by Mr. Treviño.*

**ORDER APPROVING ONE-TIME CONTRACT FROM J & J INSULATION AND ACOUSTICS, INC., FOR REMOVAL OF APPROXIMATELY 300 LINEAR FEET OF BROKEN UP TRANSITE PIPE**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve a one-time contract from J & J Insulation and Acoustics Inc., Corpus Christi, TX for the removal of approximately 300 linear feet of broken up Transite pipe and take to their designated landfill for an amount of \$5,400.00 as requested by Carlos Treviño, Jr., Water Plant Manager.

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

**ORDER APPROVING ADVERTISING FOR EMPLOYMENT FOR ONE VACANCY IN WATER DEPARTMENT**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve advertising for employment for one vacancy in the water department as requested by Carlos Treviño, Jr., Water Plant Manager.

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

**ORDER APPROVING FUNDING OF ALAMO STREET OVERLAY USING FUNDS THAT HAVE BEEN REIMBURSED TO ZAPATA COUNTY FROM COLONIA 3<sup>RD</sup> CALL**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve funding of Alamo Street overlay using the funds that have been reimbursed to Zapata County from Colonia 3<sup>rd</sup> Call for the use of equipment and personnel used in project activities, *approval is pending reimbursement*, as requested by Mario Gonzalez-Davis, Project Coordinator.

**ORDER APPROVING ITEMS REQUIRED BY TDA CDBG CONTRACTS 710750, 711325 AND 711520**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve the following items as required by TDA CDBG Contracts 710750, 711325, 711520

- a. Policy and Resolution regulating the use of excessive force
- b. Section 504 Grievance Procedure
- c. Designation of Section 504, Equal Opportunity and Fair Housing Officer
- d. Adopt Notice of Non-Discrimination
- e. Adopt Equal Opportunity Guidelines for Construction Contractors
- f. Adopt Zapata County's Local Opportunity Plan

as requested by 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 AUTHORIZING TO WAIVE FEES AND GRANT PERMISSION TO USE  
ZAPATA COUNTY COMMUNITY CENTER**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to authorize to waive the fees and grant permission to use the Zapata Community Center. Facilities will be used to have the 3<sup>rd</sup> Annual Zapata Health Fun Fest on Saturday, August 18, 2012 from 8:00 am to 2:00 p.m. as requested by Otila Garcia, Gateway Community Health Center, Inc.

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

**ZAPATA COUNTY LITTLE LEAGUE'S FINANCIAL REPORT**

Ramiro Hernandez gave the Zapata County Little League's financial report, opening day, field update and approve the All-Star Game . Mr. Hernandez reported that 458 children had registered for 34 teams. Fields are 90% finished. Opening day is April 16. (Complete report is attached for the record.)

**ORDER APPROVING TO SOLICIT REQUEST FOR PROPOSALS ON GENERAL  
LIABILITY, AUTO LIABILITY, AUTO PHYSICAL DAMAGE, PUBLIC OFFICIAL,  
LAW ENFORCEMENT LIABILITY AND PROPERTY INSURANCE FOR 2012-2013  
FISCAL YEAR**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve to solicit request for proposals on general liability, auto liability, auto physical damage, public official, law enforcement liability and property insurance for 2012-2013 fiscal year 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 \$8,000 FOR SAN ANTONIO METRO LEAGUE OF BASS CLUBS  
FISHING TOURNAMENT EXPENSES**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve \$8,000.00 from Motel Hotel Tax, for the San Antonio Metro League of Bass Clubs Fishing Tournament to cover tournament expenses as requested by James Bendele, Falcon Lake Tackle & Karran Westerman, ZCVB.

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 H. AND JUANITA G. RAMIREZ EXHIBIT  
HALL FOR SURPLUS AUCTION TO BE CONDUCTED BY TEXAS AUCTIONS OF  
MAY 12, 2012**

Motion was made by Commissioner Villarreal, seconded by Commissioner Martinez, to approve the use of the Oswaldo H. and Juanita G. Ramirez Exhibit Hall for a surplus auction to be conducted by Texas Auctions on May 12, 2012 as requested by Brian Martinez, Zapata County Judge's Office.

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 HUMPS AND LIGHTS**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve installation of a speed hump at the following address:

- a. 3<sup>rd</sup> Street in Falcon (in order to slow down traffic near parking area of the Falcon Nutrition Center).

as requested by Hon. Jose E. Vela, Commissioner Pct. 1.

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 Villarreal, to approve installation of a street light at the following locations:

- a. 2414 Elm Street (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 Martinez, seconded by Commissioner Villarreal, to approve installation of a speed hump at the following address:

- a. Falcon Street between 19<sup>th</sup> and 20<sup>th</sup> (Medina Addition)

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 Martinez, seconded by Commissioner Villarreal, to approve installation of a speed hump at the following addresses:

- a. 2332 Lago Vista (Falcon Lake Estates West)
- b. Vista Hermosa
- c. Buena Vista & Irene

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 Martinez, seconded by Commissioner Villarreal, to approve installation of a street light at the following address:

- a. between 3<sup>rd</sup> and 4<sup>th</sup> on Zapata Street
- b. 1307 Medina (between 13<sup>th</sup> and Medina)

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 TRANSFER**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the following line-item-transfer:

From: Environmental	10-595-330	Fuel	\$10,000.00
To: Environmental	10-595-456	Repairs and Maintenance	\$10,000.00

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

**ORDER APPROVING PROCLAMATION DECLARING APRIL AS FAIR HOUSING MONTH**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve a Proclamation declaring April as Fair Housing Month as required by TDA CDBG Contracts 710750, 711325, 711520 as requested by 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 APPROVING PROCLAMATION DECLARING APRIL AS ZAPATA COUNTY SAFE DIGGING MONTH**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve a Proclamation declaring April as Zapata County Safe Digging Month as requested by Santiago Villarreal, Border Damage Prevention Council.

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

**ORDER APPROVING PROCLAMATION APPROVING TEXPOOL RESOLUTION AMENDING AUTHORIZED REPRESENTATIVE FOR THE COUNTY FUNDS' INVESTMENTS WITH TEXPOOL**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve a Proclamation approving the TexPool resolution amending authorized representatives for the county funds' investments with TexPool as requested by Romeo Salinas, County Treasurer.

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

*Item : 12. No one was present for Presentation of Operation Lone Star 2012, July 23-27, 2012 as requested by Manuel Ramirez.*

**ADJOURN**

Motion to adjourn was made by Commissioner Martinez, 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.

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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