

**THE STATE OF TEXAS  
COUNTY OF ZAPATA**

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

Be it remembered, that on this the 27<sup>th</sup> day of January A. D., 2014, 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
Norberto Garza	Commissioner, Precinct No. 4
Mary Jayne Villarreal-Bonoan	County Clerk

**VISITORS:** Romeo Salinas, Brian J. Martinez, Auddy Hernandez, Triunfo Gonzalez, Carlos Treviño, Juan J. Meza, Nellie R. Treviño, Maria I. Gutierrez, Ramiro Hernandez, Roger Miller, Paul Dominguez, Anselmo Treviño, Jr., Bill Campbell, Ramon E. Montes, Raymundo Del Bosque, Jr., Xavier Villarreal, Luis Lauro Gonzalez, Delia Mendoza, Jose Peña, Leo Cuellar, Diana Cuellar Villarreal, and Joyce Currington.

**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 HON. MARY JAYNE VILLARREAL – BONOAN, COUNTY CLERK**

**INVOCATION BY REV. ROGER MILLER**

**PLEDGE OF ALLEGIANCE**

**REPORTS/COMMUNICATIONS**

**REPORT BY RAMIRO HERNANDEZ, CHIEF PROFESSIONAL OFFICER –  
BOYS AND GIRLS CLUB**

Mr. Ramiro Hernandez, Chief Professional Officer - Boys and Girls Club, presented the Court with a report on the Boys and Girls Club in Zapata and San Ygnacio. There are currently 367 members in Zapata and 59 in San Ygnacio. The Kids Café served a total of 30,068 meals in Zapata and 8,972 in San Ygnacio from April to December 2013. There were a total of 717 visits in Zapata and 1,916 in San Ygnacio during Power Hour 2013. Mr. Hernandez stated that the Boys and Girls Club received two grants from the Texas Alliance totaling \$10,000.00, one was for Smart Start Girls Program and the second was for Emerging Leaders: Summer Junior Staff Program. More grants are expected from Texas Alliance for 2014. The Boys and Girls Club is working with Zapata County Juvenile Probation Department by implementing the SKILS-program which includes academic and tutoring enrichment, music and creative arts, character challenge and meals, snacks and exercise.

Commissioner Vela advised the Court that Nuevo Santander Genealogical Society will be holding an organizational meeting on February 2, 2014 at the Zapata County Museum of History.

#### **ORDER APPROVING INVOICES**

Motion was made by Commissioner Villarreal, seconded by Commissioner Vela, 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 all members of the Court.

#### **ORDER APPROVING CHECKS ISSUED**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve checks issued and Treasurer's Report 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.

#### **UPDATE OF CACC FINDINGS**

Judge Rathmell gave a brief update of the CACC (Carolyn Arnold Communications Consultant) findings. Ms. Arnold found that Zapata County is entitled to refunds in the amount of \$11,766.45. She also found future savings since the County is no longer with AT&T. CACC is entitled to 45% commission.

#### **PRESENTATION ON COLLECTION OF PAST DUE AMBULANCE RUNS**

Paul Dominguez, of Fletcher, Goldman, and Ross, made a presentation on collection of past due ambulance runs. They are a collection agency representing ambulance agencies. The agency may be able to assist the County in collecting unpaid self pay runs. They go as far as four years back. Chief Meza stated that there had been 180 calls in December, 59 were self pay, numbers vary every month. Chief Meza also stated that he may be able to collect up to 50% of self pay runs.

#### **ORDER APPROVING FINAL PAYMENT TO R&G CLARK, INC., DBA SERVPRO FOR COMPLETION OF MOLD REMEDIATION AT ZAPATA COUNTY COURTHOUSE**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve final payment for invoice #4011483 in the amount of \$61,553.24 and invoice #3630469 in the amount of \$63,366.46 to R & G Clark, Inc., DBA ServPro, for the completion of the mold remediation performed at Zapata County Courthouse, to be paid out of monies recovered from pending litigation, as requested by Hon. Joe 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 RENEWAL OF LEASE AGREEMENT BETWEEN TMC HEAD START AND ZAPATA COUNTY**

Motion was made by Commissioner Villarreal, seconded by Commissioner Garza, to approve to renew the lease agreement between TMC Head Start and Zapata County as requested by Hon. Joe 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 TABLE REQUEST BY COMMISSIONER VELA AND TIRSO AMESQUITA OF BRUSH COUNTRY HEALTH CARE, REGARDING PROPOSAL FROM BRUSH COUNTRY HEALTH CARE REGARDING OFFICE SPACE AT ZAPATA COUNTY CLINIC**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to table request by Hon. Jose E. Vela, Commissioner Pct. 1 and Tirso Amesquita, Brush Country Health Care, regarding proposal from Brush Country Health Care for office space at Zapata County Clinic.

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

**ORDER APPROVING CONTRACT EXTENSION BETWEEN SIEMENS WATER TECHNOLOGY LLC AND ZAPATA COUNTY**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a contract extension between Siemens Water Technologies LLC and Zapata County, rate per pound will change to .67 cents instead of .63 cents, 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 TABLE REQUEST BY OZZIE D. JIMERSON, SOUTH TEXAS AGENT ON PRESENTATION AND REQUEST TO ALLOW CYA BENEFITS TO CONDUCT EMPLOYEE DEMOGRAPHIC CENSUS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to table request by Ozzie D. Jimerson, South Texas Agent, to allow CYA (Carter Young and Associates) Benefits to conduct an employee demographic census. Mr. Jimerson gave a presentation on the benefits that their plan offers. This plan would not replace, but instead be a companion plan to what is already in place and would offset employee self defying benefits.

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

**ORDER APPROVING PAY INCREASE FOR CDL DRIVERS AT COUNTY SHOP**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve a pay increase for Raul Ontiveros (15-014-Slot #3) CDL Driver of \$1.12 and also

approve a pay increase for Enoch Lopez (15-621-Slot #8) CDL Driver of \$1.20 per hour as requested by Jose F. Mendoza, County Shop Supervisor.

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

**ORDER APPROVING PURCHASE OF 750K DOZER WITH 6 WAY BLADE**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the purchase a JD-750K Dozer with 6 way blade for the amount of \$278,800.00, for the Zapata County Shop Department, with trade of existing dozer at a minimum trade-in value of \$61,430.39 which is the amount of the first year’s payment, as requested by Jose F. Mendoza, County Shop Supervisor.

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 Martinez, seconded by Commissioner Garza, to approve the following line-item transfer:

	DEPARTMENT	LINE ITEM	FUND	AMOUNT
<b>FROM</b>	JP 1 & JP 2	10-435-311	Postage Rental	\$80.31
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$80.31
<b>FROM</b>	Judge’s Office	10-400-311	Postage	\$85.98
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$85.98
<b>FROM</b>	Personnel/Auditor	10-495-311	Postage/Express/Freight	\$26.81
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$26.81
<b>FROM</b>	Project Office/Judge’s	10-400-311	Postage	\$71.71
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$71.71
<b>FROM</b>	Sheriff	10-560-311	Postage/Express/Freight	\$147.07
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$147.07
<b>FROM</b>	<i>*Tax Office</i>	<i>10-499-311</i>	<i>Postage</i>	<i>\$10,646.02</i>
<b>TO</b>	<i>*Non-Department</i>	<i>10-409-311</i>	<i>Postage/Express/Freight</i>	<i>\$10,646.02</i>
<b>FROM</b>	49 <sup>th</sup> District	10-435-311	Rental Postage	\$18.68
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$18.48
<b>FROM</b>	Adult Probation Office	10-400-431	Postage	\$111.74
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$111.74
<b>FROM</b>	Auditor	10-495-311	Postage/Express/Freight	\$46.01
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$46.01
<b>FROM</b>	Code Enforcement	10-596-311	Postage	\$129.23
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$129.93
<b>FROM</b>	County Clerk	10-403-311	Postage	\$41.86
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$41.86
<b>FROM</b>	County Attorney	10-475-311	Postage/Express/Freight	\$385.14
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$385.14
<b>FROM</b>	District Clerk	10-450-311	Postage/Express/Freight	\$1,236.01
<b>TO</b>	Non-Department	10-409-311	Postage/Express/Freight	\$1,236.01

as requested by Audelia Hernandez, County Judge’s Office.

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

Luis Lauro Gonzalez, Tax Assessor Collector, addressed the court and objected to the amount being transferred from his office being that a payment was made directly from his office for postage.

Commissioner Martinez and Commissioner Garza, rescinded their motion.

**\*Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the above line item transfers with the exception of the line item from Tax Office in an amount of \$10,646.02 until further reconciliation is made.**

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 MARTINEZ,  
TO ENTER INTO EXECUTIVE SESSION**

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

**NO ACTION WAS TAKEN ON REQUEST BY HON. JOSE E. VELA, COMMISSIONER  
PCT. 1 REGARDING DISCUSSION AND POSSIBLE ACTION TO ADDRESS  
CONCERNS REGARDING HEALTH ISSUES AND MANAGEMENT OPERATIONS  
WITHIN ZAPATA COUNTY SEWER DEPARTMENT**

*Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D,  
Section 551.071 – Consultation with Attorney.*

**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