

**ZAPATA COUNTY REGULAR  
COMMISSIONERS' COURT MEETING  
OCTOBER 14, 2008  
@ 9:00 A. M.**

***ROSALVA GUERRA***  
**COUNTY JUDGE**

***JOSE EMILIO VELA***  
**COMMISSIONER, PCT. 1**

***GABRIEL VILLARREAL***  
**COMMISSIONER, PCT. 2**

***JOSEPH RATHMELL***  
**COMMISSIONER, PCT. 3**

***NORBERTO GARZA***  
**COMMISSIONER, PCT. 4**

***SAÍD ALFONSO FIGUEROA***  
**COUNTY ATTORNEY**

***MARY JAYNE VILLARREAL-BONOAN***  
**COUNTY CLERK**

***ROMEO SALINAS***  
**COUNTY TREASURER**

***DOROTEO GARZA***  
**COUNTY AUDITOR**

# ZAPATA COUNTY COMMISSIONERS' COURT

## NOTICE OF OPEN MEETING

**DATE OF MEETING: October 14th, 2008 AT 9:00 A.M.**

**STREET LOCATION: 200 E. 7<sup>TH</sup> AVE,**

**LOCATION: ZAPATA COUNTY COURTHOUSE, COMMISSIONERS COURTROOM,  
FIRST FLOOR, ZAPATA, TEXAS 78076**

### AGENDA

- A. Call meeting to order October 14, 2008 at 9 A.M.
- B. Pledge of Allegiance

### **DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS:**

- C. Minutes of Commissioners Court Meeting
- D. Approval of Invoices
- E. Departmental Reports:

County Treasurer

County Clerk

District Clerk

County Sheriff

County Auditor

Tax Assessor/Collector

Justice of Peace, Pct.1, 2, 3, 4

County Attorney

- F. To employ Mr. Juan Jose Benavides, as heavy equipment operator, and (CDL) driver to fill newly vacated slot within County Road and Bridge Department (Pct.1); requested by Commissioner Jose Emilio Vela, Pct. 1.
- G. To approve a request from family members and heirs of Mr. Liborio Gonzalez (deceased), providing an egress and regress road within a county utility easement enabling access to their property; requested by Commissioner Jose Emilio Vela, Pct. 1.
- H. To authorize a public notice advertising the purchase of an approximate one-acre land tract in the vicinity of FM 2687 at Chihuahua to be developed as a public park; requested by Commissioner Jose Emilio Vela, Pct. 1.
- I. To authorize deletion of broker agent from existing health insurance plan to help lower premium rates paid by county employees; requested by Commissioner Jose Emilio Vela, Pct 1.

- J. To award contract on the Falcon Lake Estates West, Phase I Paving Project; requested by Commissioner Joseph Rathmell, Pct. 3.
- K. To approve advertising for bids to construct a pre-engineered metal building pavilion for Pct. 4 park; requested by Commissioner Norberto Garza, Pct. 4.
- L. Approval of line item transfers in Special Road and Bridge, Dept. 15-621 (County Shop), as follows to buy a new low-boy trailer for heavy equipment transport
 

FROM:	15-621-591 Building	\$25,000.00
	15-621-456 Maintenance	\$5,000.00
TO:	15-621-606 3 axle low-boy trailer	\$30,000.00

 Requested by Doroteo N. Garza, County Auditor.
- M. To accept resignation of Ramiro Garcilazo III, firefighter/EMT at the Zapata County Fire Department.; requested by Chief Juan Jose Meza.
- N. To replace the position of Ramiro Garcilazo with a Paramedic @ 12.36 per hour, slot # 9; requested by Chief Juan Jose Meza.
- O. To accept resignation of Juan Jose Guerra; requested by Chief Juan Jose Meza.
- P. To hire a paramedic in Juan Jose Guerra's position @ \$12.39 per hour; requested by Chief Juan Jose Meza.
- Q. To approve the lowest Bidder-Shorty's for the STDC Grant on Trailers for the Recycling Department; requested by Hector Lopez, Jr.
- R. To approve the transfer of Sergio Martinez from Commissioner Garza's crew to the Recycling Department; requested by Hector Lopez, Jr.
- S. To explore the possibility of acquiring some vans for transportation to Laredo for Dialysis patients; requested by Rosalva Rendon.
- T. To consider and approve funding request for the Zapata County Chamber of Commerce & Convention and Visitors Center in the amount of \$15,000.00 to be placed in an escrow fund for the following projects:
  1. Computer equipment
  2. Welcome Flag Display – Tourism Development
  3. Electronic Sign
 Requested by Zapata County Chamber of Commerce.
- U. To name Argus Environmental Consultants, L.L.C., as inspector for the enforcement of the Zapata County Noise Ordinance Abatement; requested by County Attorney Saíd Alfonso Figueroa.
- V. To approve proposed Health Insurance Renewal for Mercy Health Plans effective November 01, 2008 to October 31, 2009; requested by Romeo Salinas, County Treasurer.

- W. To approve the authorization to maintain TCDRS plan Provisions for Plan year 2009; requested by Romeo Salinas, County Treasurer.
- X. To approve Zapata County as co-applicant with ZISD and EDC on the EDA, 1 million dollar grant for Higher Education Tech Center; requested by Commissioner Joseph Rathmell/Mario Gonzalez-Davis.
- Y. To use EDA Grant Funds together but separate with the ORCA Grant project at the Zapata Community Center Site; requested by Joe Rathmell/Mario Gonzalez-Davis.
- Z. To authorize the Zapata County Judge as Chief Executive Officer to act on behalf of the Zapata Commissioners Court to enter and sign any and all needed agreements and forms associated with the EDA Grant and the Zapata County Higher Education Advance Technology Center partners memorandums; requested by Joe Rathmell/Mario Gonzalez-Davis.
- AA. To hire Jeff Snowden (CAPEX) to update the revenue and payment schedules prepared for the Texas Water Development Board loans for the Water Plant and Sewer Plant; requested by Ramiro V. Martinez, County Consultant.
- BB. To approve permission to write a Wastewater Ordinance; requested by Carlos Treviño, Jr., Water/Sewer Director.
- CC. To adopt the proposed Commissioners Court Meetings dates for FY 2008-2009
 

October 14, 2008 (Tuesday)	May 11, 2009
November 10, 2008	June 8, 2009
December 8, 2008	July 13, 2009
January 12, 2009	August 10, 2009
February 9, 2009	September 14, 2009
April 14, 2009 (Tuesday)	

 Requested by County Judge Rosalva Guerra.
- DD. Memorandum of Understanding between Zapata County and the Supreme Court of Texas for Support of Continuity of Court Operations in the Event of an Emergency; requested by County Judge Rosalva Guerra.
- EE. To approve \$75,000.00 for the Zapata County Exhibit Hall in accordance with approval from February 25<sup>th</sup>, 2008 Commissioners Court Meeting; requested by County Judge Rosalva Guerra.
- FF. To approve Texas Municipal League fee for the Zapata Falcon Zoning Commission for membership period September 1, 2008 – August 31, 2009; requested by County Judge Rosalva Guerra.
- GG. To approve demolition of homes to comply with the Housing Preservation Grant; requested by County Judge Rosalva Guerra.
- HH. To approve a renewal of the oil, gas, and mineral lease on the lands which Zapata County owns mineral interest; requested by David Holcomb.

- II. To approve Keiwit change order number 1; requested by Manuel Gonzalez, Premier Engineering.
- JJ. To approve change order for Precinct 1, Phase 2 paving project; requested by Manuel Gonzalez, Premier Engineering.
- KK. To approve street light for Pct. 1 at the following locations:
1. 12<sup>th</sup> Ave at Flores Subdivision
  2. 202 Lozano St. at Falcon Shores Subdivision
  3. 316 Gonzalez St. at Falcon Shores Subdivision
  4. Ave. B. at Lopeño Townsite
  5. 1002 Delmar St. at Zapata Townsite;
- requested by Commissioner Jose Emilio Vela, Pct. 1.
- LL. Installation of a security light at 1000 Pine Ave., pole already exists, requested by Commissioner Gabriel Villarreal, Pct. 2.
- MM. Installation of a speed hump on Jennings Road; requested by Commissioner Gabriel Villarreal, Pct. 2.
- NN. Installation of a security light at 1102 Laredo Street, Medina Addition in the Town of Zapata, Texas; requested by Commissioner Gabriel Villarreal, Pct. 2.
- OO. Installation of a security light at 2401 Elm Street in the Town of Zapata, Texas; requested by Commissioner Gabriel Villarreal, Pct. 2.
- PP. To install one street light at the following locations:
1. 5120 Mc Allen Lane
  2. Corner of Falcon and Pena Lane
  3. Irene Drive
- requested by Commissioner Joseph Rathmell, Pct. 3.
- QQ. Move the installation of a security lights at 1413 Bravo to 413 Bravo between 4<sup>th</sup> St. and Bravo approved on September 2008 meeting; requested by Commissioner Norberto Garza, Pct. 4.
- RR. Move the installation of a security lights at 1415 Bravo to 1102 Zapata Ave. approved on September 2008 meeting; requested by Commissioner Norberto Garza, Pct. 4.
- SS. Approve a security light on 1510 Alamo St. and Guerrero St., pole already exists; requested by Commissioner Norberto Garza, Pct. 4.

## **RESOLUTIONS/PROCLAMATIONS**

- TT. Resolution to support and participate in the South Texas Development Council and confirm the appointment of representatives from the County of Zapata, Texas, to serve on the Board of Directors of the South Texas Development Council for the period of October 1, 2008 to September 30, 2009; requested by County Judge Rosalva Guerra.
- UU. To adopt Proclamation to recognize November 2008 as “Home Care and Hospice Month” in the state of Texas; requested by County Judge Rosalva Guerra.

- VV. To approve 2009 Indigent Defense Formula Grant Resolution, Zapata County is eligible for \$11,422.00; requested by County Judge Rosalva Guerra.
- WW. To approve resolution providing that goods-in-transit, as defined in House Bill 621 from the 80<sup>th</sup> Legislative Session, will be subject to Zapata County property taxes; requested by County Judge Rosalva Guerra.
- XX. Resolution to add wholesale users provision in existing water conservation and drought contingency plan; requested by Manuel Gonzalez, Premier Engineering.
- YY. To adopt resolution in support of Operation Linebacker Congressionally mandated funds; requested by Captain Alonzo Lopez, Sheriff's Office.
- ZZ. To adopt resolution authorizing the submission of an application for a grant from the HOME Investment Partnerships Program of the Texas Department of Housing and Community Affairs, and authorizing the County Judge to act as the representative of Zapata County in all matters pertaining to the County's participation in the HOME Investment Partnerships Program; requested by County Judge Rosalva Guerra.

### **REPORTS/PUBLIC PARTICIPATION**

- AAA. September Monthly Report; requested by Mike Chapa.
- BBB. Dialysis facility information, offer, and progress; requested by Dr. Sands.
- CCC. \$670,000 shortfall of funds returned to Zapata County and future of \$670,000 funds; requested by Dr. Sands.
- DDD. Current EMS service to the 4 medical card provider clinics; requested by Dr. Sands.
- EEE. Presentation of Eco-Fuel Systems. Fuel enhancers that average 10%-12% increase in fuel mileage for all types of vehicles; requested by Arnold Mendoza.
- FFF. Monthly Zapata County Economic Development Center Business Report; requested by Zapata County Economic Development Center.
- GGG. Monthly Chamber Business Report; requested by Zapata County Chamber of Commerce.
- HHH. Presentation by Gilbert Serna, Jr. and Catalina Zaragoza on proposed Health Insurance Renewal for Mercy Health Plans; requested by Romeo Salinas, County Treasurer.
- III. Report on Zapata County Landfill case and take appropriate action; requested by Mr. Hector Uribe.
- JJJ. Report on Workshop set for updates on local issues/projects/concerns; requested by Ramiro V. Martinez.

## LINE ITEM TRANSFERS

KKK. Requested by Carlos Treviño, Jr., Water/Sewer Director.

FROM:	Royalty Fund	10-370-901	\$10,000.00
TO:	Special Materials	10-409-751	\$10,000.00
FROM:	Royalty Fund	10-370-901	\$20,000.00
TO:	Sp. Contract Serv.	10-409-761	\$20,000.00
FROM:	Royalty Fund	10-370-901	\$10,000.00
TO:	Special Materials	10-409-752	\$10,000.00
FROM:	Royalty Fund	10-370-901	\$20,000.00
TO:	Sp. Contract Serv.	10-409-762	\$20,000.00
FROM:	Royalty Fund	10-370-901	\$10,000.00
TO:	Special Materials	10-409-753	\$10,000.00
FROM:	Royalty Fund	10-370-901	\$20,000.00
TO:	Sp. Contract Serv.	10-409-763	\$20,000.00
FROM:	Royalty Fund	10-370-901	\$10,000.00
TO:	Special Materials	10-409-754	\$10,000.00
FROM:	Royalty Fund	10-370-901	\$20,000.00
TO:	Sp. Contract Serv.	10-409-764	\$20,000.00

## EXECUTIVE SESSION

Note 1 Gov't Code Ann 555.071, 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.

## 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.

## CERTIFICATION

### SIGNATURE OF CERTIFYING OFFICIAL:

\_\_\_\_\_  
Rosalva Guerra  
County Judge

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Mary Jayne Villarreal-Bonoan  
County Clerk