

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

Be it remembered, that on this the 10th day of March, 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
Jose Emilio Vela	Commissioner, Precinct No. 1
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

VISITORS:

Romeo Salinas, Doroteo Garza, Ramiro Martinez, Mario Gonzalez-Davis, Laura Guerra, J.J. Meza, Martin Benevich, Jose Luis Morales, Hector Lopez, Jr., Monica L. Benavidez, Luis L. Gonzalez, Juan Alvaro Garza, Ramiro Saldivar, Juan M. Vela, Aleida Gutierrez - Medrano and Manuel Gonzalez, Jr.

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

ORDER APPROVING TREASURER'S FINANCIAL REPORT

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve the Treasurer's Financial Report as presented by County Treasurer Romeo Salinas.

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

APPROVAL OF MINUTES FOR MEETING OF JANUARY 14, 2008

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve the Minutes of January 14, 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

County Judge notified the court that she received a letter for Negrete and Kohler Architects regarding the Romeo T. Flores Park project wherein the County is advised that KIVA is unable to acquire a bond. Mr. Figueroa advised the Court that this item is on the agenda for this meeting for discussion and possible action.

Mr. Juan Alvaro Garza, of the Environmental Department advised the Court that there is space for approximately four to six weeks of residential garbage at the San Ygnacio landfill.

Martin Benevich of Dial Tone Services gave a report regarding satellite phone services and emergency phone service now available in rural Texas. Several package plans are available. Zapata does not qualify, however rural areas in the County do.

ORDER APPROVING INDEPENDENT AUDIT FOR YEAR ENDING SEPTEMBER 30, 2007 PRESENTED BY FLORES AUDITING PLLC

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to approve the independent audit for year ending September 30, 2007 presented by Flores Auditing and Teo Garza, County Auditor. Mr. Flores recommended additional training for accounting staff.

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

ORDER APPROVING PROPOSAL FOR COLLECTING PLASTICS, PAPER, AND OTHER RECYCLABLES

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve the continuation of services by Fred Anguiano, owner of Valley Recycling, for collecting plastics, paper, and other recyclables, thus diverting solid waste materials from the county landfill as requested by Jose Emilio 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 TO TABLE REQUEST BY MANUEL GONZALEZ, P.E., SUBMITTED BY COMMISSIONER JOSE EMILIO VELA, TO AWARD BID FOR PHASE II - PRECINCT 1 STREET PAVING PROJECT UNDER ZAPATA COUNTY PAVING BOND

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to TABLE request by Manuel Gonzalez, P.E. Premier Engineering, Inc., submitted by Commissioner Jose Emilio Vela, to award bid for the Phase II - Precinct 1 Street Paving Project under the Zapata County Paving Bond.

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

ORDER APPROVING STREET NAME CHANGE IN LINDA VISTA SUBDIVISION

Motion was made by Commissioner Rathmell, seconded by Commissioner Garza, to approve street name change in Linda Vista Subdivision from Linda Vista to River Lake Drive, as requested by Lucy Gutierrez, Appraisal District Office.

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

ORDER APPROVING ADOPTION OF RESOLUTION FOR PLACEMENT FOR TEJANO MONUMENT

Motion was made by Commissioner Rathmell, seconded by Commissioner Garza, to approve adoption of resolution for placement of the Tejano Monument, 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 TO HIRE APPRAISER TO APPRAISE LOTS 6-43, BLOCK 200 AND LOTS 12-14, BLOCK 212 IN MEDINA ADDITION

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve hiring of appraiser to appraise Lots 6-43, Block 200 and lots 12-14, Block 212 in the Medina Addition. Mr. Vicente Segura will be contacted to appraise said property 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 LEASE OR PURCHASE OF TWO ROLL-OFF CONTAINERS FOR CITIZENS' COLLECTION STATION

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the lease or purchase of two roll-off containers for citizens' collection station 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 REQUEST TO DESIGNATE OLD LANDFILL AS LOCATION FOR CITIZENS' COLLECTION STATION

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve request to designate old landfill as location for citizens' collection station for disposal of household waste for type 4 appliances 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 TO TABLE REQUEST BY COUNTY JUDGE ROSALVA GUERRA TO APPROVE LEASE FOR DIALYSIS CENTER.

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to TABLE request by County Judge Rosalva Guerra, to approve lease for dialysis center.

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

ORDER APPROVING RESOLUTION AUTHORIZING ZAPATA COUNTY TO SUBMIT BORDER COLONIA ACCESS 3RD CALL PROGRAM GRANT(S) TO TEXAS DEPARTMENT OF TRANSPORTATION

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve the Resolution authorizing Zapata County to submit a Border Colonia Access 3rd Call Program Grant(s) to Texas Department of Transportation 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 TO TABLE REQUEST BY MARIO GONZALEZ-DAVIS, PROJECT COORDINATOR, TO APPROVE COUNTY TO ADMINISTER \$1.5 MILLION DOLLAR GRANT FROM ORCA TO ZAPATA COUNTY FOR TECHNOLOGY CENTER GRANT AND ENTER INTO CONTRACT WITH ORCA

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to TABLE the request by Mario Gonzalez-Davis to approve the County to administer the \$1.5 million dollar grant from ORCA to Zapata County for the Technology Center Grant, and to enter into a contract with ORCA accepting the grant.

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 MARIO GONZALEZ-DAVIS, PROJECT COORDINATOR, TO APPROVE LOCATION OF ZAPATA TECHNOLOGY CENTER TO BE PART OF ZAPATA COUNTY COMMUNITY CENTER AND ADJACENT COUNTY PROPERTY

Motion was made by Commissioner Vela, seconded by Commissioner Garza to TABLE the request by Mario Gonzalez-Davis to approve the location of the Zapata Technology Center to be a part of the Zapata County Community Center and adjacent county property.

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 MARIO GONZALEZ-DAVIS, PROJECT COORDINATOR, TO APPROVE SELECTION OF MARIO GONZALEZ-DAVIS TO ADMINISTER ORCA GRANT TO TECHNOLOGY CENTER - PROFESSIONAL SERVICES

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to **TABLE** the request by Mario Gonzalez-Davis to approve the selection of Mario Gonzalez-Davis to administer the ORCA Grant for the Technology Center - Professional Services to be paid from the county's matching contribution to the Economic Development Center Technology Fund.

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 MARIO GONZALEZ-DAVIS, PROJECT COORDINATOR, TO APPROVE SELECTION OF MANUEL HINOJOSA, ARCHITECT TO ENTER INTO PROFESSIONAL SERVICE AGREEMENT TO DESIGN RENOVATION AND ADDITION TO COMMUNITY CENTER TO INCLUDE ORCA RURAL TECHNOLOGY CENTER

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to **TABLE** the request by Mario Gonzalez-Davis to approve selection of Manuel Hinojosa, Architect, to enter into a professional service agreement to design the renovation and addition to the Community Center to include the ORCA-Rural Technology Center (professional services to be paid from the county's matching contribution's The Economic Development Center Technology Fund).

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

ORDER APPROVING TO REALIGN BLUFF DRIVE IN ZAPATA COUNTY BEACON LODGE SUBDIVISION ONTO COUNTY'S PROPERTY AND RECONNECT WITH FM 3074

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve the realignment of Bluff Drive in the Zapata County Beacon Lodge Subdivision onto the County's property and reconnect it with FM 3074 as requested by County Judge Rosalva Guerra, and Garcia & Wright Consulting Engineers, Inc.

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

ORDER APPROVING REQUEST TO CONSTRUCT PARKING AREA AND DRIVEWAY AT SOUTH ELEMENTARY SCHOOL IN PARTNERSHIP WITH ZCISD

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve request by Commissioner Jose Emilio Vela, Pct. 1, to construct a parking area and driveway at the South Elementary School in partnership with ZCISD. ZCISD will pay for materials and Zapata County will provide labor force and authorize Manuel Gonzalez to supervise the project.

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

ORDER APPROVING REQUEST TO HIRE TWO TEMPORARY EMPLOYEES AT MAINTENANCE DEPARTMENT

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve request by Commissioner Jose Emilio Vela, Pct. 1, to hire two temporary employees replacing Pct. 1 Maintenance Department employees, Homero Guzman and Adolio Bustamante. These employees are temporarily out on medical leave.

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

ORDER APPROVING REQUEST TO INSTALL SPEED HUMP ON BRAVO STREET BETWEEN 13TH AND 16TH STREET IN MEDINA ADDITION

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve request by Commissioner Gabriel Villarreal, Pct. 2, to install speed hump on Bravo Street between 13th and 16th Street in Medina Addition in the Town of Zapata, Texas.

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

ORDER APPROVING FLORES AUDITING, INDEPENDENT AUDITORS, TO AUDIT CHAMBER OF COMMERCE, EDC, AND ANY AND ALL RELATED EXPENDITURES OF COUNTY FUNDS

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve Flores Auditing, Independent Auditors, to audit Chamber of Commerce, EDC, and any and all related expenditures of County funds as requested by Commissioner Norberto Garza, Pct. 4.

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

ORDER APPROVING RESOLUTION IN SUPPORT OF LOCAL BORDER SECURITY PROGRAM FY 08 (LBSP-08) AND WORKING AGREEMENT BETWEEN ZAPATA COUNTY SHERIFF'S OFFICE AND TEXAS BORDER SHERIFF'S COALITION

Motion was made by Commissioner Garza, seconded by Commissioner Rathmell, to approve Resolution in support of Local Border Security Program FY 08 (LBSP-08) and Working Agreement between Zapata County Sheriff's Office and Texas Border Sheriff's Coalition as requested by Sheriff Sigifredo Gonzalez, Jr.

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

**ORDER RESCINDING ACTION TAKEN BY COURT IN REGULAR
COMMISSIONERS' COURT MEETING OF DECEMBER 10, 2007
INVOLVING ROMEO T. FLORES PARK PROJECT**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to rescind action taken in Regular Commissioners' Court Meeting of December 10, 2007 in which a bid was awarded to Kiva Building and Design, Inc., being the lowest bidder, in the amount of \$1,457,536 for Phase I of the Romeo T. Flores Park Project. Zapata County is to collect the bid bond. The second lowest bidder will be advised and Zapata County will try to negotiate the contract with the second lowest bidder.

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

ORDER APPROVING INVOICES

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve the invoices as presented 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.

REPORTS / PUBLIC PARTICIPATION

**Zapata County Medical Group February 2008 monthly report as requested
by Mike Chapa, Indigent Director**

Mr. Mike Chapa presented his written report for February 1 - 29, 2008 Mr. Chapa reported that Dr. Edmundo Garcia has been coming to Zapata on a regular basis. He also informed Commissioners' Court that the dialysis center is under negotiations.

**Update on the Flores Park Project - \$100,000 contribution by the
Guadalupe and Lilia Martinez Family Trust as requested by Com. Jose Emilio Vela, Pct. 1**

A contribution of \$100,000 will be given by the Guadalupe and Lilia Martinez Family Trust for disbursement.

ORDER APPROVING LINE ITEM TRANSFERS

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve line item transfers from 10-695-676 \$5,000 to 15-621-157 \$5,000 as requested by Commissioner Gabriel Villarreal, Pct. 2.

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve line item transfers from 10-409-751 Pct. 1 \$10,000 to 10-409-761 Pct. 1 + \$5,000; 10-409-752 Pct. 2 \$10,000 to 10-409-762 Pct. 2 + \$5,000; 10-409-753 Pct. 3 \$10,000 to 10-409-763 Pct. 3 + \$5,000; and 10-409-754 Pct. 4 \$10,000 to 10-409-764 Pct. 4 + \$25,000 as requested by Carlos Treviño, Water Plant Manager.

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

ADJOURN

Motion to adjourn was made by Commissioner Vela, 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