

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

Be it remembered, that on this the 27th day of August, 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
	Norberto Garza	Commissioner, Precinct No. 4
	Saíd Alfonso Figueroa	County Attorney
	Mary Jayne Villarreal-Bonoan	County Clerk

VISITORS: Mario Gonzalez-Davis, Auddy Hernandez, Maria I. Gutierrez, J.J. Meza, Brian Martinez, Jose Mendoza, Roger Miller, Luis Lauro Gonzalez, Nellie R. Treviño, Joyce Currington, Roberta Meza, Carlos Treviño, Jr., Jose F. Mendoza, Jr., Laura Guerra, Kelly Kolodzey, Maria Pulido, Sandra Hernandez, Pablo E. Zapata, Vanessa M. Bravo, Maricia Perez Rodriguez, Jose Pena, Rosa Elena G. Martinez, Monica L. Benavides, Anna Juarez, Santiago Hernandez, Rolando Villarreal, Eloy Santos, Salvador Elizondo, Dora A. Martinez, Maria E. Gutierrez, Juan H. Navarro, Fortunato Paredes, Isidro Alaniz and Pete Garza.

WHEREUPON, the following Orders and Proceedings were had by said Court, to-wit:

PUBLIC HEARING CALLED TO ORDER AT 9:00 A. M.

ROLL CALL BY MARY JAYNE VILLARREAL-BONOAN, COUNTY CLERK

PLEDGE OF ALLEGIANCE

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

PUBLIC HEARING ON PROPOSED BUDGET FOR FISCAL YEAR 2012-2013

Commissioners' Court held a public hearing on the proposed 2012-2013 budget for the County of Zapata according to Texas Local Government Code, Section 111.007. Interested parties commented and made recommendations on Proposed Budget for Fiscal Year 2012-2013 Budget.

PUBLIC HEARING WAS CONCLUDED AT 10:00 A.M. AND RECESSED

COMMISSIONERS' COURT MEETING WAS CALLED TO ORDER AT 10:10 A.M.

ROLL CALL BY MARY JAYNE VILLARREAL-BONOAN, COUNTY CLERK

**MINUTES FOR PREVIOUS MEETINGS WILL BE APPROVED AT THE NEXT
REGULAR COMMISSIONERS COURT MEETING**

COMMUNICATIONS

Sheriff Gonzalez address Commissioners Court regarding an account that is being questioned. Sheriff Gonzalez stated that the account had been opened in 1985 by former Sheriff Villarreal. Copies of statements are provided to County Treasurer's Office on a monthly basis for inclusion in audits. He further stated that this account had been authorized by Commissioners Court in 2007. Bank statements dated back to 2001, invoices and check registers are also available for review by anyone who is interested.

Mrs. Nellie R. Treviño addressed the court and recommended that the health care plan be addressed before the budget is adopted. Kelly Kolodzey from TAC Health and Employee Benefits explained different health care options available to the county.

ORDER APPROVING INVOICES

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve invoices as presented by Triunfo Gonzalez, County Auditor. Commissioner Vela pointed out that invoices were still being paid to J.D. Networks. He also stated that invoices paid to Quick Air should be paid from the line item pertaining to repairs.

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

ORDER APPROVING CONSTRUCTION OF CONCRETE HELIPAD

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the construction of a concrete helipad, 30' x 30', on the corner of Rathmell & Lincoln (located next to the Gateway Clinic) and to be paid from the Tobacco Fund as requested by Juan Jose Meza, Fire Chief.

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

**ORDER APPROVING HEALTH INSURANCE RENEWAL FOR
FISCAL YEAR 2012-2013**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the Health Insurance Renewal for Fiscal Year 2012-2013 and approve the TAC Plan 800 NG RX 3 ANG as requested by Nellie Trevino, Personnel Department.

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

ORDER ADOPTING COUNTY BUDGET FOR FISCAL YEAR 2012-2013

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to adopt and approve the County Budget for Fiscal Year 2012-2013, as presented. Vacancies will be deleted and transfers will remain. Sheriff’s Office mechanic’s position will be transferred to Maintenance Department. This agenda item was 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 TAX RATE FOR FISCAL YEAR 2011-2012

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the tax rate of \$0.810000 per \$100 valuation for Fiscal Year 2012-2013 in accordance with Local Government Code Sections 111.007-111.010 by executing an “Order Setting the Tax Rate for 2012-2013” as requested by Triunfo Gonzalez, County Auditor, and that the Order Setting the Tax Rate be approved as follows:

General fund	0.639974
Debt Service	0.116000
Special Road & Bridge	0.054000
F.M./Flood Control	0.000026
TOTAL TAX	0.810000

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 GENERAL ORDER OF PERSONNEL FOR FISCAL YEAR 2012-2013

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve request by County Auditor Triunfo Gonzalez, to set salaries and the number of positions by approving the “General Order of Personnel for Fiscal Year 2012-2013.”

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

ORDER APPROVING OPERATIONAL GENERAL ORDER FOR FISCAL YEAR 2012-2013

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve request by County Auditor Triunfo Gonzalez, to set salaries and the number of positions by approving the “Operational General Order for Fiscal Year 2012-2013.”

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

ORDER AUTHORIZING COUNTY TREASURER AND COUNTY AUDITOR TO CLOSE ALL ACCOUNTS AND MAKE NECESSARY LINE ITEM TRANSFERS

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to authorize the County Treasurer and County Auditor to close all accounts and make all necessary line item transfers 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.

COMMISSIONER GARZA WAS EXCUSED FROM COMMISSIONERS COURT DUE TO DOCTOR'S APPOINTMENT

ORDER APPROVING ZAPATA COUNTY FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION FOR YEAR ENDING SEPTEMBER 30, 2011

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve the Zapata County Financial Statements and Supplementary Information for the year ending September 30, 2011 as prepared by Flores Auditing, PLLC 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 AUTHORIZING COUNTY TREASURER TO SET UP A LEGAL EASE ESCROW ACCOUNT AT FROST BANK UNDER NEW POLICY REGARDING PAYMENT OF FEES AT TIME A MENTAL HEALTH CASE IS FILED

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to authorize the County Treasurer to set-up Legal Ease escrow account at Frost Bank under the new policy regarding payment of fees at the time a mental health case is filed with the Bexar County Clerk's Office, account will be opened with \$1,000.00 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.

ORDER APPROVING MEMORANDUM OF AGREEMENT BETWEEN ZAPATA COUNTY TECHNICAL AND ADVANCED CENTER, TEXAS A & M INTERNATIONAL UNIVERSITY, LAREDO COMMUNITY COLLEGE, AND TEXAS STATE TECHNICAL COLLEGE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER REGIONAL CAMPUS

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve the Memorandum of Agreement between Zapata County Technical and Advanced Education Center, Texas A&M International University, Laredo Community College, and Texas State Technical College University of Texas Health Science Center Regional Campus as requested by Dr. David Brown, Dean ZTAC.

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

ORDER APPROVING LINE ITEM TRANSFERS

Motion was made by Commissioner Villarreal, seconded by Commissioner Martinez, to approve the following line item transfers:

FROM	District Clerk	10-450-310	Office Supplies	\$400.00
TO	District Clerk	10-450-427	Travel	\$400.00

to meet budget requirements as requested by Hon. Dora Ramos, District Clerk.

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 Villarreal, seconded by Commissioner Martinez, to approve the following line item transfers:

FROM	Judges Office	10-400-330	Fuel/Maintenance	\$1,500.00
TO	Judges Office	10-400-310	Office Supplies	\$1,500.00

to meet budget requirements 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.

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

FROM:	ZC Museum of History	10-668-481	Museum Contents Ins.	\$1,000.00
TO:	ZC Museum of History	10-668-336	Supplies & Services	\$1,000.00

in order to purchase supplies as requested by Hildegardo E. Flores, Ed. D.

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 VELA,
SECONDED BY COMMISSIONER VILLARREAL,
TO ENTER INTO EXECUTIVE SESSION**

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

**NO ACTION WAS TAKEN ON REQUEST BY FORTUNATO PAREDES, ESCAMILLA,
PONECK & CRUZ, LLP, REGARDING ZAPATA COUNTY SHERIFF'S
DEPARTMENT'S DISPUTE WITH M1 SOLUTIONS, INC., (M1 SOLUTIONS) AS TO
LAPTOPS AND ACCESSORY EQUIPMENT OWED BY M1 SOLUTIONS TO THE
SHERIFF'S DEPARTMENT AND ANY CRIMINAL IMPLICATION THERETO
(Executive Session requested pursuant to**

**Texas Government Code Title 5, sub chapter D, Section 551.071,
Consultation with Attorney)**

**ORDER AUTHORIZING ESCAMILLA, PONECK & CRUZ, LLP TO FILE AN
ORIGINAL PETITION IN THE 49TH JUDICIAL DISTRICT COURT OF ZAPATA
COUNTY TEXAS FOR AN EXHUMATION ORDER TO EXHUME HUMAN REMAINS
LOCATED ON A BURIAL MOUND IN SAN YGNACIO TEXAS**

Motion was made by Commissioner Villarreal, seconded by Commissioner Martinez, to authorize the law firm of Escamilla, Poneck & Cruz, LLP to file an original petition in the 49th Judicial District Court of Zapata County, Texas for an exhumation order to exhume the human remains located on the burial mound in San Ygnacio, Texas and any matters incident thereto. (Executive Session requested pursuant to Texas Government Code Title 5, sub chapter D, Section 551.071, Consultation with Attorney)

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 Martinez, seconded by Commissioner Garza, 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.

JOSEPH RATHMELL, COUNTY JUDGE
ZAPATA COUNTY, TEXAS

ATTEST:

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