

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

Be it remembered, that on this the 24th day of September, 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: Romeo Salinas, Triunfo Gonzalez, Mario Gonzalez-Davis, Auddy Hernandez, J.J. Meza, Maria I. Gutierrez, Nellie R. Treviño, Joyce Currington, Carlos Treviño, Jr., Darrell Vickers, Fortunato Paredes, Roger Miller, Jose F. Mendoza, and Diana Villarreal.

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

COMMENTS

Fire Chief J.J. Meza advised the Court that two employees resigned from his department. Chief Meza will return to the next Commissioners' Court meeting to report on said matter.

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 commented on

certain invoices for air card expenses, J.D. Network for purchase of new computers and invoice from Wylie Manufacturing Co. for storage tanks for storage of chemicals.

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

**PRESENTATION BY WALLACE GROUP ENGINEERS, ARCHITECTS AND
SURVEYORS CONCERNING ROOF REPLACEMENT OF ZAPATA COUNTY
COURTHOUSE DOME**

A presentation was made by Darrell Vickers of the Wallace Group and Attorney Fortunato Paredes. Mr. Vickers gave a brief explanation on roof replacement of courthouse dome. The dome will be stripped, it will be reconstructed and an additional layer of flashing will be placed using underlayment products and sealants. Bids will be opened on October 25. Presentation was made as requested by Fortunato Paredes, Attorney at Law, Escamilla, Poneck, and Cruz, LLP.

ORDER APPROVING SAVNS MAINTENANCE GRANT CONTRACT

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the SAVNS Maintenance Grant contract between the Office of the Attorney General and Zapata County as requested by Honorable 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 ZAPATA COUNTY TREASURER TO RELEASE PAYMENT OF
TRAVEL EXPENSES, UTILITY EXPENSES AND INSURANCE EXPENSES PRIOR TO
COMMISSIONERS COURT**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve the Zapata County Treasurer to release payment of travel expenses, utility expenses, and insurance expenses, prior to approval by Commissioners Court 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 APPROVE USE OF ROPING ARENA ON OCTOBER 20, 2012 FOR
ROPING EVENT HELD BY FEDERAL AND STATE LAW ENFORCEMENT
AGENCIES FOR FUND-RAISING EVENT**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the use of the Roping Arena on October 20, 2012 for a roping event held by Federal and State law enforcement agencies for a fund-raising event 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 PURCHASE OF ICE MACHINE FOR ZAPATA COUNTY
COMMUNITY CENTER**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the purchase of an ice machine in the amount of \$2,964.99 for the Zapata County Community Center, to be paid from new budget, 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 CONTRACT WITH SIEMENS INDUSTRY INC. TO PROVIDE
ANNUAL CHLORINE DIOXIDE CHEMICAL AND SERVICES FOR ZAPATA
COUNTY WATER WORKS**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve a contract with Siemens Industry Inc., to provide annual chlorine dioxide chemical and services for Zapata County Waterworks as requested by Carlos Trevino Jr. Zapata County Waterworks.

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

**ORDER AUTHORIZING THE START OF CONSTRUCTION AND APPROVE
FUNDING FOR VELEÑO CREEK UTILITY RELOCATION**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to authorize the start of construction and approve funding for the Veleño Creek Utility Relocation. Phase 1 funding not to exceed \$500,000.00. Phase 1 to include boring thru wet area, open trench, materials for 24" casing and needed rental equipment as requested by Mario Gonzalez Davis, Project Office & Manuel Gonzalez, Premier Engineering.

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 PAY VALERO FUEL
STATEMENT FOR MONTH OF AUGUST**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to authorize the County Treasurer to pay the Valero fuel statement for the month of August in the amount of \$69,274.54 in order to save \$1,436.25 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 CLARIFYING FUNDING SOURCE FOR LEGAL EASE ESCROW
ACCOUNT AT FROST BANK**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve clarification of funding source for Legal Ease escrow account at Frost Bank approved in August 27, 2012, account will be opened with \$1,000 from line item #10-409-718 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 LENGTH OF TIME COUNTY VEHICLES SHOULD HAVE FULL COVERAGE

Motion was made by Commissioner Villarreal, seconded by Commissioner Vela, to approve that county vehicles up to three years old should have full coverage insurance as requested by Nellie Treviño, Personnel Director.

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

ORDER APPROVING AND DIRECTING ZAPATA COUNTY AUDITOR TO SOLICIT REQUEST FOR COMPETITIVE SEALED PROPOSALS FOR ROOF REPLACEMENT OF ZAPATA COUNTY COURTHOUSE DOME INCLUDING WINDOWS, ASSOCIATED MATERIALS, AND INTERIOR PATCHING

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to authorize and direct the Zapata County Auditor to solicit request for competitive sealed proposals for the roof replacement of the Zapata County Courthouse dome including windows, associated materials, and interior patching and any matters incident thereto as requested by Fortunato Paredes, Attorney at Law, Escamilla, Poneck, and Cruz, LLP.

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

REQUEST BY FORTUNATO PAREDES, ATTORNEY AT LAW, ESCAMILLA, PONECK, AND CRUZ, LLP REGARDING APPROVAL OF SETTLEMENT OFFER SUBMITTED BY ADÁN A. GONZALEZ ON BEHALF OF M-1 SOLUTIONS, INC. WAS ADDRESSED IN EXECUTIVE SESSION

ORDER APPROVING STREET LIGHT AND SPEED HUMP

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the installation of the following street light:

- a. 121 Trinity Lane (in 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 Garza, to approve the installation of the following speed hump:

- a. 2401 Fresno (in 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.

ORDER APPROVING LINE ITEM TRANSFERS

Motion was made by Commissioner Garza, seconded by Commissioner Martinez to approve the following line item transfers to meet budget requirements:

From:	Aviation	10-667-457	Fuel Purchase	\$6,500.00
To:	Aviation	10-667-456	Repairs & Maintenance	\$6,500.00

Requested by Charles Avaritt, Airport Manager.

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 transfers to meet budget requirements:

From:	County Clerk	10-403-427	Travel	\$1,341.17
To:	County Clerk	10-403-310	Office Supplies	\$1,341.17
From:	County Clerk	10-403-484	Elections	\$8,000.00
To:	County Clerk	10-403-437	Records Processing	\$8,000.00

Requested by Mary Jane Villarreal-Bonoan, County 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 Garza, seconded by Commissioner Martinez to approve the following line item transfers to meet budget requirements:

From:	Constable #1	10-550-205	Uniforms	\$300.00
To:	Constable #1	10-550-454	Repairs	\$300.00
From:	Constable #1	10-550-427	Travel	\$600.00
To:	Constable #1	10-550-454	Repairs	\$600.00
From:	Constable #1	10-550-427	Travel	\$195.00
To:	Constable #1	10-550-310	Supplies	\$195.00

Requested by Adalberto Mejia, Constable 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 Garza, seconded by Commissioner Martinez to approve the following line item transfers to meet budget requirements:

From:	Museum of History	10-668-480	Subscriptions & Membership	\$400.00
To:	Museum of History	10-668-336	Supplies & Services	\$400.00

Requested by Dr. Hildegardo E. Flores, Zapata County Museum of History.

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 transfers to meet budget requirements:

From:	Non-Department	10-409-431	Advertisement & Publications	\$3,836.09
To:	Non-Department	10-409-705	Appraisal District	\$3,836.09
From:	Non-Department	10-409-335	Computer Program	\$8,603.66
To:	Non-Department	10-409-730	Consulting Fees	\$8,603.66

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.

**MOTION WAS MADE BY COMMISSIONER GARZA,
SECONDED BY COMMISSIONER VILLARREAL,
TO ENTER INTO EXECUTIVE SESSION**

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

**ORDER APPROVING SETTLEMENT OFFER SUBMITTED BY
M-1 SOLUTIONS INC.**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the settlement offer submitted by Adan A. Gonzalez on behalf of M-1 Solutions, Inc., as discussed in executive session as requested by Fortunato Paredes, Attorney at Law, Escamilla, Poneck, and Cruz. Pursuant to Texas Government Code Ann 551.071.

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

Action was taken on item #18 (above) and no other action was taken on item #26 on request by Fortunato Paredes, Attorney at Law, Escamilla, Poneck, and Cruz, on discussion and possible action to discuss M-1 Solutions, Inc. settlement offer dated August 27, 2012, and to possibly resolve dispute between M-1 Solutions, Inc. and Zapata County Sheriff involving laptops and accessory equipment owed by M-1 Solutions, Inc. to the Sheriff's Department and money owed to M-1 Solutions, Inc. for services rendered to the Zapata County Sheriff's Department, pursuant to Texas Government Code Ann 551.071.

ADJOURN

Motion to adjourn was made by Commissioner Garza, 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.

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