

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

Be it remembered, that on this the 25<sup>th</sup> day of March A. D., 2013, 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, Nellie R. Treviño, Brian J. Martinez, Juan J. Meza, Maria I. Gutierrez, Bobbie Meza-Barrera, Joyce Currington, Diana C. Villarreal, Michael R. Bonoan, Fortunato Paredes, Juan Cruz, Amada Gonzalez, and Carlos Treviño.

**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 COMMISSIONER JOSE E. VELA**

**PLEDGE OF ALLEGIANCE**

**ORDER APPROVING INVOICES**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, 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 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.

**ORDER APPROVING TREASURER’S REPORT**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve Treasurer’s Report as presented 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.

**PRESENTATION BY AMADA GARZA OF SUREFIND PIPELINE MARKERS LLC**

Mrs. Amada Garza, of Surefind Pipeline Markers, LLC, informed Commissioners Court that they now offer various building markers available to the public. Products can be ordered to any specification.

**PRESENTATION BY APPRAISAL DISTRICT REGARDING HEAVY EQUIPMENT INVENTORY**

Ms. Amada Gonzalez, Chief Appraiser, introduced Ms. Peggy Wardlaw, of Wardlaw Appraisal Group, who gave a presentation regarding oil and gas personal property inventory and vehicle special inventory tax, including heavy equipment. Ms. Waldlaw explained that the amount of taxes currently paid under the Heavy Equipment Dealer’s Special Inventory Tax may decrease significantly as purchasers realize that renting or leasing the equipment may result in a lower tax than a sale. There are over 250 current law suits filed by companies leasing oil and gas equipment claiming this status which is costing taxpayer funded appraisal districts hundreds of thousands of dollars in legal fees. Legislation provides an unfair level of appraisal for some types of machinery and equipment causing other tax payers to pick up the burden. Furthermore, Ms. Wardlaw expressed the importance of supporting HB 826 and SB 1085.

**ORDER APPROVING RENTAL FOR DITCH EXCAVATOR TO INSTALL 4-INCH WATERLINE AT PEDERNAL COUNTY ROAD**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve rental for a ditch excavator to install a 4-inch waterline at the Pedernal County Road. To be completed in phases, each phase not to exceed \$25,000.00. Total project cost to come out from Capital Outlay, line item #10-695-694, in compliance with TCEQ requirements as requested by Hon. Jose E. 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 APPROVING ACQUISITION OF EASEMENTS LOCATED ON BURUATO AND VELA PROPERTIES LOCATED ON STATE HIGHWAY 16 IN ORDER TO SOLVE DRAINAGE PROBLEMS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the acquisition of easements located on the Buruato and Vela properties located on State Highway

16 in order to solve drainage problems as requested by Hon. Norberto Garza, Commissioner Pct. 4 and Mario Gonzalez-Davis, Project Manager.

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

**ORDER APPROVING THE PURCHASE OF NEW TIME CLOCKS IN ORDER TO  
STREAMLINE COLLECTION OF HOURS**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the purchase of new time clocks in order to streamline the collection of hours for payroll. Clocks will be purchased from Time Clocks and More for the purchase price of \$2,952.00 plus monthly support with a 100% replacement contract. Clocks work with wifi and will read finger prints and facial recognition 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 INSTALLATION OF STREET LIGHT**

Motion was made by Commissioner Martinez, seconded by Commissioner Villarreal, to approve the installation of street light at corner of 20<sup>th</sup> and 19<sup>th</sup> on Villa Avenue (existing pole) as requested by Hon. Norberto Garza, Commissioner Pct. 4.

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

From: Capital Outlay	10-695-531	Other Building Repairs	\$5,000.00
To: Non-Department	10-409-465	Co. Property/Repairs	\$5,000.00

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 RESOLUTION TO ADOPT MENTORING AND WORKFORCE  
SKILLS DEVELOPMENT**

Motion was made by Commissioner Vela, seconded by Commissioner Villarreal, to approve a resolution to adopt Mentoring and Workforce Skills Development: A Delinquency Prevention Initiative as requested by Roger Miller, Juvenile Probation.

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

**ORDER APPROVING PROCLAMATION IN SUPPORT OF SAFE DIGGING MONTH**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve a proclamation in support of Safe Digging Month as requested by Santiago Villarreal, Border Damage Council.

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 GARZA,  
SECONDED BY COMMISSIONER MARTINEZ,  
TO RETURN TO REGULAR SESSION**

**ORDER APPROVING CONTRACT AND LEASE FOR BOYS AND GIRLS CLUB OF  
ZAPATA COUNTY**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the contract and lease for the Boys and Girls Club of Zapata County as requested by Nellie R. Treviño, Personnel Director.

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

**NO ACTION WAS TAKEN ON REQUEST BY NELLIE R. TREVIÑO, PERSONNEL  
DIRECTOR, REGARDING LAWSUIT FILED AGAINST ZAPATA COUNTY  
EMPLOYEES WHILE SERVING ON CACST BOARD  
(Texas Gov't Code Title 5, Sub Chapter D, Section 551.074, Personnel Matter.)**

**ORDER APPROVING SETTLEMENT WITH MORGAN SPEAR AND MORGAN  
SPEAR ASSOCIATES, INC., IN CASE ENTITLED ZAPATA COUNTY V.  
SATTEFIELD & PONTIKES CONSTRUCTION, INC., MORGAN SPEAR AND  
MORGAN SPEAR AND ASSOCIATES, INC.; CAUSE NUMBER 7,779 PENDING IN  
THE 49<sup>TH</sup> JUDICIAL DISTRICT COURT OF ZAPATA COUNTY, TEXAS**

Motion was made by Commissioner Villarreal, seconded by Commissioner Garza, to approve the settlement with Morgan Spear and Morgan Spear Associates, Inc. in case entitled Zapata County v. Satterfield & Pontikes Construction, Inc., Morgan Spear and Morgan Spear and Associates, Inc.; Cause Number 7,779 pending in the 49<sup>th</sup> Judicial District Court of Zapata County, Texas; and authorizing Judge Joseph Rathmell to sign all associated paper work, and any other matters incident thereto as requested by Fortunato Paredes, Attorney at Law, Escamilla Poneck & Cruz, LLP. (Texas Gov't 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 Garza, seconded by Commissioner Martinez, 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