

**THE STATE OF TEXAS
COUNTY OF ZAPATA**

IN THE COMMISSIONERS COURT OF ZAPATA COUNTY, TEXAS

Be it remembered, that on this the 11th day of May A. D., 2015, 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
Olga M. Elizondo	Commissioner, Precinct No. 2
Eddie Martinez	Commissioner, Precinct No. 3
Norberto Garza	Commissioner, Precinct No. 4
Mary Jayne Villarreal-Bonoan	County Clerk

VISITORS: Triunfo Gonzalez, Romeo Salinas, Auddy M. Hernandez, Nellie R. Treviño, Brian Martinez, Maria I. Gutierrez, Roger Miller, Ken Jones, Sally Williams, Vicki Anderson, Dora Brandes, Larry Brandes, Frank Reeves, David Myers, Richard Clark, Alicia Arce, Dora Treviño, Ramiro Hernandez, Dorothy Pizana, Xavier Villarreal, Luis L. Gonzalez, Delia Mendoza, Laura Garza, Paco Mendoza, Juan Gaytan, Beatriz M. Gutierrez, Ma Irene M. Presas, Viviana Gonzalez, Evelia Vera, Margarita Bautista, and Beatriz G. Alvarez.

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

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

Commissioner Elizondo commented on the Rhoda Maria map. The map states that all streets and easements are dedicated to the public, but there is no mention of the County.

Commissioner Elizondo also commented that Commissioners Court meetings could be held in the evening because working people would like to attend. Judge Rathmell stated that there would be associated costs due to office personnel having to work after hours. County Treasurer Romeo Salinas also stated that the meetings are recorded and can be broadcast.

ORDER TO TABLE APPROVAL OF COMMISSIONERS COURT MINUTES

Motion was made by Commissioner Martinez, seconded by Commissioner Elizondo, to table request for approval of Commissioners Court Minutes by Hon. 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.

ORDER APPROVING INVOICES

Motion was made by Commissioner Garza, seconded by Commissioner Elizondo, to approve invoices as presented by Triunfo Gonzalez.

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 Martinez, to approve Treasurer's Report 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 CHECKS ISSUED

Motion was made by Commissioner Vela, 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.

TAX / ASSESSOR COLLECTOR'S REPORT

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve the Tax / Assessor Collector's report for Motel-Hotel Tax in an amount of \$20,013.09 for a year to date collection of \$143,703.46. Tax collections were \$173,179.57 for a total of 89.54%.

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

**PRESENTATION BY ALICE ARCE ON FAMILY HERITAGE
SUPPLEMENTAL PRODUCTS**

Alice Arce made a presentation on Family Heritage Supplemental Products which would offer other options for County employees. There would be no payroll deductions. Payment for said products would be automatic debit to employees' checking account.

**ORDER APPROVING RESOLUTION DESIGNATING LOWER RIO GRANDE
VALLEY DEVELOPMENT COUNCIL AS TRANSIT SERVICE PROVIDER**

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve a resolution designating Lower Rio Grande Valley Development Council as the Transit Service provider for Zapata County 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 PAYMENT OF APPLICATION FOR PAYMENT #7 TO R & G
CLARK, INC. DBA SERVPRO OF NORTHWEST DALLAS**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve payment of Application for Payment #7 to R & G Clark, Inc. DBA Servpro of

Northwest Dallas in the amount of \$40,492.80 (Forty Thousand Four Hundred Ninety-Two Dollars and 80/100) 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 PAYMENT OF APPLICATION FOR PAYMENT #8
(RETAINAGE) TO R & G CLARK INC., DBA SERVPRO OF NORTHWEST DALLAS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve payment of Application for Payment #8 (retainage) to R & G Clark, Inc. DBA Servpro of Northwest Dallas in the amount of \$68,371.40 (Sixty-Eight Thousand Three Hundred Seventy-One Dollars and 40/100) 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 DONATION CONSISTING OF ROAD MATERIAL STORED ON
PRIVATE LAND WITH MEMORANDUM OF UNDERSTANDING ALLOWING
ZAPATA COUNTY TO COMPLETELY REMOVE STORED MATERIALS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve donation consisting of road materials (caliche) stored on private land with a memorandum of understanding allowing Zapata County to completely remove stored materials from his deeded land tract 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 TO TAKE NECESSARY LEGAL ACTION TO
RESOLVE ISSUE WITH TRESPASSERS ON COUNTY STREETS IN
FALCON, TEXAS**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve to take necessary legal action to resolve an issue with trespassers on county street (Ramireño Street) in Falcon, Texas. Some obstructions on Ramireño Street include two parked mobile homes in appurtenances 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 ACCEPTING RETIREMENT OF ROGELIO BENAVIDEZ AND
AWARD OF RETIREMENT PLAQUE**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to accept the retirement of Rogelio Benavidez, Crew Leader, Pct. 4 and award retirement plaque for his services to Zapata County for over 36 years 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 ENFORCEMENT OF ZAPATA COUNTY WATERWORKS
ORDINANCE NO. 2007-01**

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve enforcement of Zapata County Waterworks Ordinance No. 2007-01 specifically referring to Section 3, Accounting and Billing as requested by Carlos Treviño, Jr., Water Plant Manager. Mr. Treviño was authorized to enforce ordinance at his discretion; he suggested one-third of the amount owed be collected and remaining balance be paid in full within 90 days.

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

**ORDER APPROVING USE OF PAVILION ON JUNE 3, 2015 FOR
ZAPATA MIDDLE SCHOOL 8TH GRADE BANQUET**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve use of pavilion on Wednesday, June 3, 2015 for the Zapata Middle School 8th Grade Banquet, including to go in and decorate the day before at 6 pm – 9 pm as requested by Patricia Gonzalez, Campus Principal Secretary.

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

**ORDER APPROVING SUSPENSION OF ALL LITTLE LEAGUE FIELDS USAGE
BY OUTSIDE PARTIES DURING LITTLE LEAGUE SEASON**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve the suspension of all the Little League fields usage in each precinct by outside parties during Little League Season in April – July, due to damages on the fields as requested by Ramiro Hernandez, Little League President.

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

**ORDER APPROVING A \$30.00 NONREFUNDABLE ADMINISTRATION
FEE TO HELP OFFSET COST OF FIELD SUPPLIES AND EQUIPMENT**

Motion was made by Commissioner Vela, seconded by Commissioner Martinez, to approve a \$30.00 (Thirty Dollars) nonrefundable administration fee to help offset cost of field supplies and equipment for tournaments, as requested by Ramiro Hernandez, Little League President.

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

**ORDER APPROVING A \$25.00 PER TEAM REFUNDABLE FEE TO ENSURE
FIELDS ARE CLEANED AFTER EVENTS**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve a \$25.00 (Twenty-Five Dollars) per team refundable fee to ensure fields are cleaned after events as requested by Ramiro Hernandez, Little League President.

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 REGARDING PAYMENT
REQUEST FOR ALAMO AND MIRAFLORES PAVING PROJECT**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to table request by Manuel Gonzalez, Premier Engineering, regarding the discussion and action to review and approve payment request for Alamo and Miraflores paving project as requested by 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 APPROVING PROCLAMATION ON NATIONAL CHILDRENS MENTAL
HEALTH AWARENESS MONTH**

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve a proclamation on National Childrens Mental Health Awareness Month as requested by Angelica Perez, Border Region MHMR.

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 GARZA,
TO ENTER INTO EXECUTIVE SESSION**

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

**ORDER APPROVING REINSTATEMENT OF NORMA MENDOZA TO
THE HELPING HANDS FOOD PANTRY**

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the reinstatement of Norma Mendoza to the Helping Hands Food Pantry as requested by Hon. Joe Rathmell, County Judge.

Executive Session is requested pursuant to Texas Governmental Code Title 5, Sub Chapter D, Section 551.071 Consultation with Attorney and Section 551.074 Personnel Matters.

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

**ORDER APPROVING PAYMENT FOR ALAMO AND MIRAFLORES
STREET IMPROVMENTS / PAVING PROJECT**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve payment for Alamo and Miraflores Street improvements / paving project in the amount of \$43,712.21 payable to Rapid Haul LLC as requested by 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 APPROVING PAYMENT FOR VELEÑO / RAMIREZ SEWER PROJECT

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve the payment request for Veleño / Ramirez Sewer project in the amount of \$105,237.11 payable to Reim Construction and payment to Premier Engineering in the amount of \$16,000.00 as requested by Manuel Gonzalez, Premier Engineering. Mr. Gonzalez stated that the pumps have been tested with simulations and responded well

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

ORDER APPROVING CONSTRUCTION OF WATER LINE TO CONNECT ZAPATA AND SIESTA SHORES WCID

Motion was made by Commissioner Martinez, seconded by Commissioner Vela, to approve construction of a water line to connect Zapata and Siesta Shores WCID, upon availability of crew, the County will help with labor only. The Siesta Shores WCID would purchase all materials and Zapata County would provide labor only as requested by Siesta Shores WCID Board and Manuel Gonzalez, Premier Engineering.

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.

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