

**THE STATE OF TEXAS
COUNTY OF ZAPATA**

IN THE COMMISSIONERS COURT OF ZAPATA COUNTY, TEXAS

Be it remembered, that on this 13th day of October, 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 County, Texas, with the following members of said Court, to wit:

PRESENT:

Hon. Joseph Rathmell	County Judge
Jose E. Vela	Commissioner, Pct. 1
Olga M. Elizondo	Commissioner, Pct. 2
Eddie Martinez	Commissioner, Pct. 3
Norberto Garza	Commissioner, Pct. 4
Mary Jayne Villarreal-Bonoan	County Clerk

VISITORS: Romeo Salinas, Said A. Figueroa, Triunfo Gonzalez, Nellie R. Treviño, Monica Alaniz, Brian J. Martinez, Juan J. Meza, Marisa Gutierrez, Paco Mendoza, Roger Miller, Pedro M. Morales, Rogelio Gonzalez, Betty M. Lopez, Luis L. Gonzalez, Laura Garza, Sonia Sanchez Montes and Consuelo R. Villarreal.

WHEREUPON, the following Orders and proceeding 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 PASTOR ROGER MILLER
PLEDGE OF ALLEGIANCE**

COMMUNICATIONS

Roger Miller informed the Court that a Health Fair was scheduled for October 16 from 10 a.m. to 3 p.m.

Commissioner Vela commented on a article in the TAC County Magazine regarding HB1025 where \$225 million were appropriated in general revenue to the Transportation Infrastructure Fund.

**ORDER APPROVING COMMISSIONERS COURT MINUTES OF
JULY 24, AUGUST 10 AND 24 AND SEPTEMBER 14
AND BUDGET HEARINGS OF AUGUST 17 AND SEPTEMBER 14**

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve Commissioners Court Minutes of July 24, August 10 and 24, and September 14 and Budget Hearings of August 17 and September 14 as presented 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 Martinez, seconded by Commissioner Garza, to approve invoices as presented by Triunfo Gonzalez. Commissioner Vela stated that salaries may not be paid with purchase orders.

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

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 Garza, seconded by Commissioner Elizondo, 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

Luis L. Gonzalez, Tax Assessor/Collector, reported collections of Motel-Hotel Tax in an amount of \$12,152.19 for a year to date collection of \$217,159.58. Tax collections were \$55,435.14 with YTD collections at 94%.

ORDER APPROVING INTERLOCAL AGREEMENT BETWEEN ZAPATA COUNTY AND LUBBOCK COUNTY FOR PARTICIPATION IN REGIONAL PUBLIC DEFENDER FOR CAPITAL CASES PROGRAM

Motion was made by Commissioner Vela, seconded by Commissioner Garza, to approve to enter into an Interlocal Agreement between Zapata County and Lubbock County for participation in the Regional Public Defender for Capital Cases program as requested by Hon. Joseph 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 EXCHANGE OF IN-KIND SERVICES BETWEEN ZAPATA COUNTY AND ZAPATA INDEPENDENT SCHOOL DISTRICT

Motion was made by Commissioner Garza, seconded by Commissioner Vela, to approve the exchange of in-kind services between Zapata County and the Zapata County Independent School District several upcoming projects as requested by Rogelio Gonzalez, ZCISD.

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

ORDER APPROVING CONSERVATION PLAN TO RATION WATER CONSUMPTION AT ZAPATA COUNTY CEMETERY GROUNDS BY INSTALLING A SOLAR TIMER ON THE EXISTING MASTER WATER METER

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve a conservation plan to ration water consumption at Zapata County Cemetery grounds by installing a solar timer on the existing master water meter. This restrictive measure automatically shuts water supply between dusk and dawn as requested by Hon. J.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 TO DENY USE OF TECHNOLOGY FUND FOR TRAVEL EXPENSES TO A HILL COUNTRY SOFTWARE CONFERENCE

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to deny use of Technology Fund for travel expenses to a Hill County Software Conference as requested by Hon. Anna Guerra, Justice of the Peace Pct. 1.

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

ORDER ACCEPTING DONATIONS FROM THE FAMILY OF ELIAS BOLAÑOS AND JAIME A. GONZALEZ

Motion was made by Commissioner Elizondo, seconded by Commissioner Martinez, to accept a \$10,000.00 donation from the family of Elias Bolaños and \$3,500 from Jaime A. Gonzalez, Jr. to the Zapata County Fire Department. Donation requires a matching amount from Zapata County and would be used to purchase EKG heart monitors as requested by Chief J.J. Meza, Fire Chief.

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

ORDER APPOINTING COMMISSIONER VELA AS BOARD MEMBER FROM ZAPATA COUNTY COMMISSIONER'S COURT TO BORDER REGION BEHAVIORAL HEALTH CENTER

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to appoint Commissioner Vela, as the board member from the Zapata County Commissioner's Court to Border Region Behavioral Health Center as requested by Roberto Vela, Chair, Border Region Behavioral Health Center.

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

ORDER APPROVING ANNUAL AGREEMENT BETWEEN SERVING CHILDREN AND ADULTS IN NEED (SCAN) AND ZAPATA COUNTY FOR USE OF OFFICE SPACE AND UTILITIES

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the annual agreement between Serving Children and Adults in Need, (SCAN) and Zapata County for the use of office space and utilities as requested by Magdalena Amesquita, SCAN.

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

ORDER APPROVING AND DIRECTING COUNTY AUDITOR TO SOLICIT RFQ NO. 2015-001 FOR DESIGN BUILD SERVICES FOR PHASE III REMEDIATION WORK AT ZAPATA COUNTY COURTHOUSE

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve and direct Zapata County Auditor to solicit Request For Qualification for (“RFQ”) No. 2015-001 for Design Build Services for Phase III Remediation work at the Zapata County Courthouse as requested by Fortunato Paredes, Attorney at Law, J. Cruz & Associates.

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

ORDER APPROVING CONTRACT SERVICES TO COVER ZAPATA COUNTY SWIMMING POOL PUMPS AND EQUIPMENT AND REPLACEMENT OF ALL PVC AND VALVES

Motion was made by Commissioner Garza, seconded by Commissioner Martinez, to approve contract services to cover the Zapata County Swimming Pool pumps and equipment and the replacement of all PVC and valves as requested by Ramiro Hernandez.

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 RAMIRO HERNANDEZ REGARDING INSTALLATION OF TIMERS FOR ZAPATA COUNTY SWIMMING POOL PUMPS

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to table request by Ramiro Hernandez regarding the installation of timers for the Zapata County Swimming Pool (pumps) as requested by Ramiro Hernandez.

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

ORDER APPROVING USE OF ZAPATA COUNTY PAVILION ON OCTOBER 25 FOR THE MISS TEXAS TEEN PAGEANT TO BENEFIT FALCON LAKE COMPETITION AT A RATE OF \$200

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the use of the Zapata County Pavilion on October 25, 2015, for the Miss Texas Teen Pageant; to benefit the Falcon Lake Competition, at a rate of \$200.00, as requested by Raquel Martinez, Miss Falcon Lake Committee.

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

THE FOLLOWING ITEMS WERE DISCUSSED IN EXECUTIVE SESSION

22. To approve the bid for the Boys & Girls Club roof repairs for the bat infestation as requested by Nellie R. Treviño, Personnel Manager.

23. Discussion and possible closing of county road on Beacon Lodge as requested by Hon. Eddie Martinez, Commissioner Pct. 3.

24. *Consultation with attorney and possible action to address proposal the delinquent water account with Four Seasons/Shady Havens R. V. Park as requested by Said A. Figueroa, County Attorney.*

ORDER APPROVING CONSENT ITEMS

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following street lights:

1. 1010 Glenn Street, Zapata Town Limits
2. 201 3rd Street, Flores Addition
3. 345 Gonzalez Street, Falcon Shores Subdivision
4. 2665 South Hwy. 83, Falcon Lake Estates East
5. 407 2nd Street, Flores Addition

as requested by Hon. J.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.

Motion was made by Commissioner Martinez, seconded by Commissioner Garza, to approve the following speed humps:

1. Rene Calderas, Vicki Lane
2. Garry & Monterrey

as requested by Hon. Eddie Martinez, Commissioner Pct. 3.

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 following speed hump:

1. 1111 Mier

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.

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

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

**NO ACTION WAS TAKEN ON REQUEST BY NELLIE TREVIÑO, PERSONNEL
MANAGER, REGARDING REQUEST TO APPROVE BID FOR BOYS AND GIRLS
CLUB ROOF REPAIRS FOR BAT INFESTATION**

[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.072 (Real Property) and Section 551.071 (Consultation with Attorney).

NO ACTION WAS TAKEN ON REQUEST BY COMMISSIONER EDDIE MARTINEZ REGARDING DISCUSSION AND POSSIBLE ACTION ON CLOSING OF COUNTY ROAD BEACON LODGE

[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.072 (Real Property) and Section 551.071 (Consultation with Attorney).

NO ACTION WAS TAKEN ON REQUEST BY COUNTY ATTORNEY, SAID A. FIGUEROA, REGARDING CONSULTATION WITH ATTORNEY AND POSSIBLE ACTION TO ADDRESS PROPOSAL ON THE DELINQUENT WATER ACCOUNT WITH FOUR SEASONS/SHADY HAVEN R. V.

[Executive Session is requested pursuant to Texas Government Code Title 5, Sub Chapter D, Section 551.072 (Real Property) and Section 551.071 (Consultation with Attorney).

ADJOURN

Motion to adjourn was made by Commissioner Martinez, seconded by Commissioner Elizondo, 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