

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **1st day of February A.D., 2021**, the Commissioners Court convened in **Special Session** at the Victoria County Courthouse in the City of Victoria, Victoria County, Texas, with His Honor, Ben Zeller, County Judge, presiding and the following Commissioners attending:

Danny Garcia,	Commissioner Precinct No. 1
Kevin M. Janak,	Commissioner Precinct No. 2
Gary Burns,	Commissioner Precinct No. 3
Clint C. Ives,	Commissioner Precinct No. 4
and	
Heidi Easley,	County Clerk and Ex-Officio Clerk

and the following orders were passed:



COUNTY OF VICTORIA
MINUTES
COMMISSIONERS' COURT OF VICTORIA COUNTY, TEXAS
Monday, February 1, 2021, 10:00 AM, SPECIAL TERM
VICTORIA COUNTY COURTHOUSE
115 N. BRIDGE ST., ROOM 241, SECOND FLOOR, VICTORIA, TX

1. Call to Order
(1-0:16)
 1. February 1, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, February 1, 2021 at 10:00 a.m.
2. Invocation and Pledges
(2-0:25)
 2. February 1, 2021. Judge Ben Zeller opened the meeting with prayer and the reciting of the Pledges of Allegiance of the United States of America and the State of Texas.
3. Citizens Communication.
(3-1:00)
 3. February 1, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.
David Gonzales, Public Health Director, updated the Court on the COVID-19 vaccine clinic last week and answered the Court's questions.
County Engineer John Johnston stated there was one proposal for professional services associated with the Victoria Regional Land Use from Burns McDonnell that was opened at the Victoria Airport Commissions meeting last week.
Hearing no further comments, Judge Ben Zeller continued to the next agenda item.
4. Consider approval of minutes and take appropriate action.
(4-14:31)
 4. February 1, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on January 25, 2021. Motion adopted.
5. Consider approval of accounts payable for Victoria County and take appropriate action.

(5-14:59)

5. February 1, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	2/1/2021	\$282,528.57
Supplemental Accounts	1/22/2021 – 1/28/2021	\$214,036.68

Motion adopted.

6. Receive monthly and quarterly reports from various county officials and departments and take appropriate action.

(6-15:27)

6. February 1, 2021. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court approved the monthly reports from the District Clerk and Sheriff. Motion adopted.

7. Consider approval of bond forfeiture releases and take appropriate action.

(7-15:46)

7. February 1, 2021. None. No action taken.

8. Consider approval of CMC Interim vendor payments, payroll, accounts payable and personnel changes and take appropriate action.

(8-15:51)

8. February 1, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the payroll, accounts payable, personnel changes and interim vendor payments for Citizens Medical Center dated January 28, 2021 in the amount of \$993,209.28 and the ACH report dated January 28, 2021 in the amount of \$2,950,115.13. Motion adopted.

9. Consider approval of letter of request for assistance for the Victoria Livestock Show and take appropriate action.

(9-16:30)

9. February 1, 2021. Moved by Gary Burns and seconded by Kevin Janak, the Commissioners Court approved the letter of request for assistance at the annual Victoria Livestock Show for the “set up” and the “knock down”, which will begin on Thursday, February 18, 2021. Motion adopted.

10. Hear update from Victoria Parks Coalition, Inc. on 18-hole Disc Golf course - Phase 1 and Invite public to attend opening on February 13th & 14th at Patriot Park in Precinct #3 and take appropriate action.

(10-17:49)

10. February 1, 2021. The Commissioners Court heard a report from Gail Repka with the Victoria Parks Coalition, Inc. regarding Phase 1 of the 18-hole Disc Golf course at Patriot Park in Precinct No. 3 and invited the public to attend the Victoria Open on

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February 13th and 14th. Commissioner Burns spoke about the park and his experience.

Ms. Repka mentioned ways they raise funds for the disc golf courses and proposed a new playground that will model Ethel Lee Tracy Park. No action taken.

11. Pursuant to Local Government Code §263.155 receive results of the Victoria County GovDeals auctions for 2020 and take appropriate action.
(11-31:32)
11. February 1, 2021. County Auditor Michelle Samford provided the Court with information. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court, pursuant to Local Government Code §263.155, received the results of the Victoria County GovDeals auctions for 2020. Motion adopted.
12. Consider approval of Depository Contract Extension with Prosperity Bank and take appropriate action.
(12-32:36)
12. February 1, 2021. Sean Kennedy, County Treasurer, spoke in regards to extending the contract with Prosperity Bank or bidding it out. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the Depository Contract Extension with Prosperity Bank. Motion adopted.
13. Consider approval of Citizens Medical Center Emergency Department Expansion & Renovation AIA Document G702 Application for payment no. 8 and take appropriate action.
(13-35:29)
13. February 1, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Citizens Medical Center Emergency Department Expansion and Renovation AIA Document G702 Application for payment no. 8. Motion adopted.
14. Consider approval of Specialty Courts Grant Program Resolution No. 2021-0009, Grant Application No. 4253201 FY22 and take appropriate action.
(14-36:10)
14. February 1, 2021. Robin Knippling spoke with the Court on the grant application. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the DWI Specialty Courts Grant Program Resolution No. 2021-0009, Grant Application No. 4253201 FY22. Motion adopted.
15. Consider approval and authorization of payment for Application and Certificate for Payment No. 2003RET to Roth Construction, Inc., in connection to the Victoria County Long Term Recovery Group Tenant Space Renovation and take appropriate action.
(15-37:34)
15. February 1, 2021. County Engineer John Johnston and County Auditor Michelle Samford provided the Court with information. The court conversed on the matter. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court approved the authorization of payment for Application and Certificate for Payment No. 2003RET in the amount of \$72,136.47 to Roth Construction, Inc. in connection to the Victoria County Long Term Recovery Group Tenant Space Renovation. Motion adopted.
16. Consider approval of request for plat exemption from David Spacek at 125 Pura Vida

Road in Precinct #4 and take appropriate action.

(16-41:17)

16. February 1, 2021. County Engineer John Johnston addressed the court on the request for plat exemption from Mr. David Spacek. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the request for plat exemption from David Spacek at 125 Pura Vida Road in Precinct No. 4. Motion adopted.

17. Consider approval of proposal bid with Staff Concrete Construction in Precinct #2 for Mesquite Woods Subdivision culvert replacements and take appropriate action.

(17-44:41)

17. February 1, 2021. Commissioner Janak spoke in regards to culvert replacements. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the proposal bid with Staff Concrete Construction for Mesquite Woods Subdivision culvert replacements in Precinct No. 2. Motion adopted.

18. Consider approval of the following resolutions for road donations in PCT #1 and take appropriate actions:

(18-45:47)

18. February 1, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received the following Resolutions:

- a. Resolution No. 2021-0010 donation from Blanca Guerra of 8th Street, Bloomington, Texas, in Precinct No. 1, in the amount of \$644.70 for installation of a driveway and pipe culvert to improve drainage.
- b. Resolution No. 2021-0011 donation from Leopoldo Gutierrez of Melrose Street, Bloomington, Texas, in Precinct No. 1 in the amount of \$463.60 for installation of a driveway and pipe culvert to improve drainage.
- c. Resolution No. 2021-0012 donation from Mary E. Rendon of 338 Rogers, Bloomington, Texas, in Precinct No. 1 in the amount of \$677.30 for installation of a driveway and pipe culvert to improve drainage.
- d. Resolution No. 2021-0013 donation from Cassidy Hayes of Kemper Road, Victoria, Texas, in Precinct No. 1 in the amount of \$1,283.85 for installation of a driveway and pipe culvert to improve drainage.

Motion adopted. All per resolutions as filed in the minutes of this Court.

19. Receive for the record 2021 Discretionary Fund Budget Amendment for Sheriff's Forfeiture Fund #360 and take appropriate action.

(19-47:36)

19. February 1, 2021. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court received for record the 2021 Discretionary Fund Budget Amendment for the Sheriff's Forfeiture Fund No. 360 as a line item transfer. Motion adopted.

20. Consider approval of the following 2021 Budget Amendments and take appropriate actions:

(20-48:14)

20. February 1, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the 2021 budget amendments for:

- a. General Fund, Various Departments, Revenues and Expenditures – Line item transfer
- b. Emergency Management Fund, Revenues and Expenditures - Line item transfer
- c. District Clerk Record Management, Expenditures - Line item transfer
- d. Road and Bridge, Precinct No. 1, Revenues and Expenditures - Line item transfer
- e. Road and Bridge, Precinct No. 4, Revenues and Expenditures - Line item transfer
- f. Airport Operating Fund, Revenues and Expenditures - Line item transfer
- g. General Fund/Health Department, Revenues and Expenditures - Line item transfer

Motion adopted.

21. Consider approval of personnel changes and take appropriate action.

(21-49:23)

21. February 1, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Justin Marr, Sheriff – Sheriff's Office:
 - 1. Resignation of Jessie Kief, Detention Officer Tier 3 with 70.15 PTO and 1.88 Compensatory hours due, effective February 5, 2021.
 - 2. Correction (emp cat.) salary and position change for Richard Martin from Lieutenant, SCU, at a rate of \$28.01 per hour, Budget Codes 100-564-1105-\$27.01, 100-564-1136-\$1.00, and 100-564-1137-\$46.15-Cert Pay to Enforcement Captain, at a rate of \$33.82 per hour, Budget Codes 100-563-1104-\$32.82, 100-563-1136-\$1.00, and 100-563-1137-\$46.15-Cert Pay, effective January 30, 2021.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 - 1. Salary and position change for Rafael Agapito Castaneda, from Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130 to Supervision Officer, at a rate of \$15.67 per hour, Budget Code 100-573-1156, effective January 30, 2021.
 - 2. Resignation of Alfredo Rivera, Extra Help, effective January 12, 2021.
 - 3. Resignation of Ana Kate Alford, Extra Help, effective January 22, 2021.
- c. Vinicio Llerena, Airport Manager - Victoria Regional Airport:
 - 1. Employment of Jonathon Carter, FBO Line Attendant, at a rate of \$14.00 per hour, Budget Code 321-606-1110, effective February 2, 2021.

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- d. Constance Filley Johnson, Criminal District Attorney - Criminal District Attorney's Office:
 - 1. Correction of 2021 Salary Order Budget Codes for Kwana Williams, Clerk III, Budget Codes 100-475-1108-\$16.10 and 303-475-1108-\$2.18.

- e. Kim Plummer, District Clerk - District Clerk's Office:
 - 1. Certificates of completion from the V.G. Young Institute of County Government for educational training hours for Kim Plummer, District Clerk.
- f. Heidi Easley, County Clerk - County Clerk's Office:
 - 1. Certificate of completion from the County and District Clerks' Association of Texas for continuing education hours for Heidi Easley, County Clerk.

Motion adopted.

- 22. Closed meeting pursuant to V.T.C.A. Government Code §551.072 to discuss real property; pursuant to V.T.C.A Government Code §551.0745 to discuss Board and Commissions: Airport Board.

(22-49:53)

22. February 1, 2021. The Commissioners Court went into closed session at 10:50 a.m., pursuant to V.T.C.A. Government Code §551.072 to discuss real property and pursuant to V.T.C.A. Government Code §551.0745 to discuss Board and Commissions for the Airport Board.

- 23. Pursuant to V.T.C.A. Government Code §551.102 return to open meeting and take any action deemed necessary based upon discussion in closed meeting.

(23-2:07:17)

23. February 1, 2021. The Commissioners Court returned to open meeting at 12:06 p.m. pursuant to V.T.C.A. Government Code §551.102, with no action taken.

- 24. Consider appointments to the Airport Commission and take appropriate action.

(24-2:08:21)

24. February 1, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the appointment of Cliff Thomas to fill 1 of the 2 openings on the Airport Commission board. Motion adopted.

- 25. Adjourn

(25-2:12:20)

25. February 1, 2021. The Commissioners Court adjourned the meeting of February 1, 2021.