

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **15th day of March 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, March 15, 2021, 10:00 AM, SPECIAL TERM

VICTORIA COUNTY COURTHOUSE

115 N. BRIDGE ST., ROOM 241, SECOND FLOOR, VICTORIA, TX

1. Call to Order

(1-0:19)

1. March 15, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, March 15, 2021 at 10:00 a.m.

2. Invocation and Pledges

(2-0:25)

2. March 15, 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. March 15, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda..

Dale Fowler, President of Victoria Economic Development, encouraged the Court and public to register to comment against the Office of Management and Budget (OMB) and Census Bureau's Proposed changes for MSA and Urban Area Delineations.

Lenny Llerena, Airport Manager, spoke in regards to the Land Use Development Project.

Public Health Director David Gonzales updated the Court on the COVID-19 vaccine numbers that have been administered already and the upcoming vaccines and answered the Court's questions.

Hearing no further comments, Judge Ben Zeller continued to the next agenda item.

4. Consider approval of minutes and take appropriate action.

(4-6:31)

4. March 15, 2021. Moved by Kevin M. Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on March 8, 2021. Motion adopted.

5. Consider approval of accounts payable for Victoria County and take appropriate action.

(5-6:50)

5. March 15, 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	3/15/2021	\$399,547.65
Supplemental Accounts	3/5/2021 – 3/11/2021	\$225,672.54

Motion adopted.

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

(6-7:32)

6. March 15, 2021. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court approved the monthly reports from the County Judge; County Commissioners, Precincts Nos. 1-4; Justice of the Peace, Precinct No. 1; County Trapper; Victoria County Extension Agents 4-H Report; and Victoria County Extension Family and Community Health Report. Motion adopted.

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

(7-8:03)

7. March 15, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the release of the following bond forfeiture judgments from the Court:

- a. Cause No. CIV2-19974: The State of Texas vs. Jeremy Rene Mendoza, Defendant and Allegheny Casualty Company Agent Mark Tamez d/b/a Bail Bonds Hotline of Texas, Surety.
- b. Cause No. CIV2-19889: The State of Texas vs. Rafael Arturo Morin, Defendant and Julio Espinosa and Roland Espinosa, Sureties.
- c. Cause No. CIV2-19916: The State of Texas vs. Charles Alexander Diggs, Defendant and Julio Espinosa and Roland Espinosa, Sureties.
- d. Cause No. CIV2-19917: The State of Texas vs. Charles Alexander Diggs, Defendant and Julio Espinosa and Roland Espinosa, Sureties.
- e. Cause No. CIV2-19918: The State of Texas vs. Charles Alexander Diggs, Defendant and Julio Espinosa and Roland Espinosa, Sureties.

Motion adopted.

8. Consider approval of CMC Interim vendor payments and take appropriate action.

(8-8:25)

8. March 15, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated March 11, 2021 in the amount of \$506,149.75 and the ACH report dated March 11, 2021 in the amount of \$2,579,943.30. Motion adopted.

- 9. Hear presentation on the Office of Management and Budget and Census Bureau's proposed changes for the Metropolitan Statistical Area & Urban Area Delineations from the Victoria Metropolitan Planning Organization and take appropriate action.**
(9-9:03)

9. March 15, 2021. The Commissioners Court heard a presentation from Julie Fulgham with the City of Victoria on the proposed changes from the Victoria Metropolitan Planning Organization on the Office of Management and Budget (OMB) and Census Bureau's proposed changes for the Metropolitan Statistical Area and Urban Area Delineations and how it would impact Victoria, Texas. Ms. Fulgham answered the Courts questions and provided information on how to comment to the proposed changes. The Commissioners Court reviewed the changes and how they would affect Victoria and stated the importance of submitting a comment to the changes. No action taken.

- 10. Receive District Judge's Order appointing Michelle Samford, Auditor of Accounts and Finances and take appropriate action.**
(10-37:33)

10. March 15, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court received the District Judge's Order appointing Michelle Samford as Auditor of Accounts and Finances. Motion adopted.

- 11. Consider reappointment of Robby Burdge to the Navigation District Board and take appropriate action.**
(11-38:10)

11. March 15, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the reappointment of Robby Burdge to the Navigation District Board. Motion adopted.

- 12. Receive for the record Budget Narrative Update for Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2020 Local Solicitation, Award No. 2020-DJ-BX-0604 and take appropriate action.**
(12-39:29)

12. March 15, 2021. Grant Administrator Robin Knipling provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received for the record the Budget Narrative Update for Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2020 Local Solicitation, Award No. 2020-DJ-BX-0604. Motion adopted.

- 13. Ratify PY21 Criminal Justice Program DJ-Edward Byrne Memorial Justice Assistance Grant (JAG) Adjustment, Grant No. 4045701 and take appropriate action.**
(13-40:39)

13. March 15, 2021. Robin Knipling, Grant Administrator, provided the Court with information. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court ratified the PY21 Criminal Justice Program DJ-Edward Byrne Memorial Justice Assistance Grant (JAG) Adjustment, Grant No. 4045701. Motion adopted.

14. Consider approval of the following request for plat exemption and take appropriate action:

(14a-41:10)

14a. March 15, 2021. John Johnston, County Engineer, provided the Court with information. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the request for plat exemption from Don Harper at 418 Donoghue Road and 397 Donoghue Road in Precinct No. 1. Motion adopted.

Consider approval of the following request for plat exemption and take appropriate action:

(14b-41:10)

14b. March 15, 2021. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the request for plat exemption from Douglas Harper at 445 Donoghue Road in Precinct No. 1. Motion adopted.

15. Consider approval of the following resolution for road donation in PCT #4 and take appropriate action:

(15a-42:32)

15a. March 15, 2021. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved Resolution No. 2021-0027 for road donations in Precinct No. 4 from Mark James for installation of a driveway and pipe culvert to improve drainage at 96 Beck Road East, Victoria, County Texas, Precinct No. 4 in the amount of \$2,100.00. Motion adopted.

Consider approval of the following resolution for road donation in PCT #4 and take appropriate action:

(15b-42:32)

15b. March 15, 2021. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved Resolution No. 2021-0028 for road donation from Troy Milner for installation of a driveway and pipe culvert to improve drainage at 839 Bishoff Road, Victoria, County Texas, Precinct No. 4 in the amount of \$930.00. Motion adopted.

16. Consider approval of Renewal Agreement with Texas Association of Counties for the Affordable Care Act Reporting (ARTS) and Tracking Service Renewal Information and take appropriate action.

(16-43:32)

16. March 15, 2021. Commissioner Ives provided information to the Court. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved the Renewal Agreement with Texas Association of Counties for the Affordable Care Act Reporting (ARTS) and Tracking Service Renewal Information. Motion adopted.

17. Consider approval of the following item from the Victoria County Public Health Department and take appropriate action:

(17a-44:27)

17a. March 15, 2021. Public Health Director David Gonzales provided information to the Court. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed amendment to the Coronavirus-19 (COVID-19) Crisis CoAg Grant Contract No. HHS000769700001 Amendment No. 2 for the Victoria County Public Health Department. Motion adopted.

Consider approval of the following item from the Victoria County Public Health Department and take appropriate action:

(17b-44:27)

17b. March 15, 2021. David Gonzales, Public Health Director, provided the Court with information. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved Zoom service agreement Order Form Q906056 for video conferencing, web conferencing, distance education and social relations for FY 20/21 Texas Healthy Communities Grant (HHS000438400007 Amendment No. 1) and extended into the FY 21/22 Texas Healthy Communities Grant for the Victoria County Public Health Department. Motion adopted.

Consider approval of the following item from the Victoria County Public Health Department and take appropriate action:

(17c-44:27)

17c. March 15, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved Resolution No. 2021-0029 donation in the amount of \$500.00 from PetSmart to be utilized for and dedicated to the Victoria County Animal Control for the use in recovery efforts from the February 2021 Winter Weather event. Motion adopted.

18. Consider approval of the following items for the Fire Marshal's Office and take appropriate actions:

(18a-46:17)

18a. March 15, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the request from J and J Fireworks to open their stands for fireworks sales starting May 26th, 2021 and ending at midnight on May 31st, 2021 for the Memorial Day holiday. Motion adopted.

Consider approval of the following items for the Fire Marshal's Office and take appropriate actions:

(18b-46:17)

18b. March 15, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Order No. 2021-0030 authorizing Memorial Day fireworks sales starting May 26th, 2021 and ending at midnight on May 31st, 2021. Motion adopted.

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

(19-47:34)

19. March 15, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the 2021 budget amendments for:

- a. General Fund, Various Departments, Expenditures - Increase
- b. General Fund, Sheriff's Office, Expenditures – Line item transfer
- c. Health Department, Revenues and Expenditures – Line item transfer

Motion adopted.

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

(20-48:10)

20. March 15, 2021. Moved by Danny Garcia and seconded by Kevin Janak, 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 Amanda Robbins, Detention Officer Tier 1, effective March 5, 2021.
 - 2. Salary and position change for Keri Marshman, from Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117 to Crime Scene Tech, at a rate of \$21.25 per hour, Budget Code 100-563-1107, effective March 27, 2021.
 - 3. Salary and position change for Jacob Ordonez, from Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117 to Detention Officer Tier 3, at a rate of \$22.19 per hour, Budget Code 100-565-1115, effective March 27, 2021.
 - 4. Salary and position change for Shaina Johnson, from Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117 to Detention Officer Tier 3, at a rate of \$22.19 per hour, Budget Code 100-565-1115, effective March 27, 2021.
 - 5. Salary and position change for Leathia Ellis, from Detention Officer Tier 1, at a rate of \$17.99 per hour, Budget Code 100-565-1116 to Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117, effective March 27, 2021.
 - 6. Salary and position change for Connor Patterson, from Detention Officer Tier 1, at a rate of \$17.99 per hour, Budget Code 100-565-1116 to Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117, effective March 27, 2021.
 - 7. Salary and position change for Jonathan West, from Detention Officer Tier 1, at a rate of \$17.99 per hour, Budget Code 100-565-1116 to Detention Officer Tier 2, at a rate of \$19.88 per hour, Budget Code 100-565-1117, effective March 27, 2021.
 - 8. Position change for Wendy Saldana, from Detention Deputy (Tier 1), at a rate of \$17.99 per hour, Budget Code 100-565-1114 to Detention Officer Tier 1, Budget Code 100-565-1116, effective March 27, 2021.

9. Position change for Ian Jarvis, from Detention Deputy (Tier 1), at a rate of \$17.99 per hour, Budget Code 100-565-1114 to Detention Officer Tier 1, Budget Code 100-565-1116, effective March 27, 2021.
 10. Position change for Cullen Machac, from Detention Deputy (Tier 1), at a rate of \$17.99 per hour, Budget Code 100-565-1114 to Detention Officer Tier 1, Budget Code 100-565-1116, effective March 27, 2021.
 11. Position change for Blake Eschenburg, from Detention Deputy (Tier 1), at a rate of \$17.99 per hour, Budget Code 100-565-1114 to Detention Officer Tier 1, Budget Code 100-565-1116, effective March 27, 2021.
 12. Position change for Tamara Mathis, from Detention Deputy (Tier 1), at a rate of \$17.99 per hour, Budget Code 100-565-1114 to Detention Officer Tier 1, Budget Code 100-565-1116, effective March 27, 2021.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
1. Employment of Raylynn Perez, Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective March 16, 2021.
 2. Salary and position change for Garrett Wayne Kastl, 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 February 27, 2021.
 3. Resignation of Danny Garza, Extra Help-PRN, effective March 6, 2021.
- c. Ashley Hernandez, Tax Assessor Collector - County Tax Office:
1. Salary change for Darlene Blanton, Asst. Chief Deputy, from a rate of \$18.28 per hour, Budget Code 100-499-1104 to a rate of \$18.79 per hour, effective March 13, 2021. Other Remarks: SAME POSITION, DIFFERENT SALARY AMOUNT
 2. Salary and position change for Kamryn Rodriguez, from Clerk III, at a rate of \$16.10 per hour, Budget Code 100-499-1106 to Asst. Chief Deputy, at a rate of \$18.28 per hour, Budget Code 100-499-1104, effective March 13, 2021.
 3. Salary change for Brenda Morales, Clerk III, from a rate of \$15.50 per hour, Budget Code 100-499-1106 to a rate of \$16.10 per hour, effective March 13, 2021. Other Remarks: Increase to max pay for clerk III.
- d. David Gonzales, Public Health Director - Victoria County Public Health Department:
1. Resignation of Alexander Drane, Extra Help, effective February 28, 2021. Remarks: Employee still employed as an Adult Probation Employee.
 2. Salary change for Teresa Hurtado, Nurse, from a rate of \$19.25 per hour, Budget Code 810-633-1106 to a rate of \$20.00 per hour, effective February 27, 2021.
 3. Salary change for Krystal Salazar, Nurse, from a rate of \$17.75 per hour, Budget Code 810-633-1106 to a rate of \$18.50 per hour, effective February 27, 2021.
 4. Salary change for Leticia Villareal, Clerk III, from a rate of \$17.15 per hour, Budget Code 810-633-1107 to a rate of \$17.72 per hour, effective February 27, 2021.
 5. Salary change for Onelia Gonzales, Clerk III, from a rate of \$16.75 per hour, Budget Code 810-633-1107 to a rate of \$17.50 per hour, effective February 27, 2021.

- e. Michelle Samford, County Auditor – County Auditor’s Office:
 - 1. Salary change for Elizabeth Vasquez, Internal Auditor, from a rate of \$19.95 per hour, Budget Code 100-495-1104 to a rate of \$20.55 per hour, effective March 13, 2021.
 - 2. Salary change for Priscilla Madrigal, Audit Manager, from a rate of \$26.00 per hour, Budget Code 100-495-1106 to a rate of \$26.97 per hour, effective March 13, 2021.
- f. Kevin Janak, Commissioner, Precinct No. 2 - Road and Bridge, Precinct No. 2:
 - 1. Certificate of completion from County Judges and Commissioners Association of Texas for continuing education hours for Commissioner Kevin Janak.

Motion adopted.

21. Closed meeting pursuant to V.T.C.A. Government Code §551.087 to discuss Economic Development.

(21-48:46)

21. March 15, 2021. The Commissioners Court went into closed session at 10:49 a.m., pursuant to V.T.C.A. Government Code §551.087 to discuss Economic Development.

22. 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.

(22-1:56:44)

22. March 15, 2021. The Commissioners Court returned to open meeting at 11:56 a.m. pursuant to V.T.C.A. Government Code §551.102, with no action taken.

23. Adjourn

(23-1:57:05)

23. March 15, 2021. The Commissioners Court adjourned the meeting of March 15, 2021.