

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **19th day of April 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, April 19, 2021, 10:00 AM, SPECIAL TERM
VICTORIA COUNTY COURTHOUSE
115 N. BRIDGE ST., ROOM 241, SECOND FLOOR, VICTORIA, TX

1. Call to Order.

(1-1:00)

1. April 19, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, April 19, 2021 at 10:00 a.m.

2. Invocation and Pledges.

(2-1:08)

2. April 19, 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.

(3-1:53)

3. April 19, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda..

John Johnston, County Engineer, informed the Court that there was a concern about the ADA Accessibility parking spaces and route striping in the parking lot of the 205 Annex Building. Judge Zeller responded to Mr. Johnston. Commissioner Garcia advised John Johnston to contact the City of Victoria or TxDot regarding temporary striping until the project could be done. Commissioner Burns stated he has a striping machine they could use.

Public Health Director David Gonzales updated the Court on the COVID-19 vaccine numbers that have been administered already and information regarding the second dose clinics. Mr. Gonzales stated the waitlist will stay open and also provided additional COVID information. Mr. Gonzales answered questions from the Court.

County Judge Zeller stated that early voting starts today for the VISD School Board and the VISD Bond Proposal. Also, the Raisin Volunteer Fire Department will be holding a raffle and BBQ fundraiser on May 8, 2021. Judge Zeller mentioned that SB10 was passed in the Texas Senate last week and will be presented to the House.

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

4. Consider approval of minutes and take appropriate action.

(4-15:05)

4. April 19, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on April 12, 2021. Motion adopted.

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

(5-15:31)

5. April 19, 2021. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	4/19/2021	\$425,703.29
Supplemental Accounts	4/9/2021 – 4/15/2021	\$159,828.14

Motion adopted.

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

(6-15:47)

6. April 19, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the monthly reports from the County Treasurer; County Clerk; Fire Marshal; Justice of the Peace, Precinct No.1; and Constable, Precinct No. 2. Motion adopted. County Treasurer Sean Kennedy informed the Court about the interest rate on Victoria County's deposits at Prosperity Bank along with additional information.

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

(7-17:53)

7. April 19, 2021. None. No action taken.

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

(8-18:36)

8. April 19, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated April 15, 2021 in the amount of \$1,051,036.83 and the ACH report dated April 15, 2021 in the amount of \$2,220,369.33. Motion adopted.

9. Consider the establishment of a Disaster Recovery Coordinator position within the office of Emergency Management and take appropriate action.

(9-18:42)

9. April 19, 2021. Emergency Management Coordinator Rick McBrayer reviewed past events and recovery timeframes for the Emergency Management Office. Mr. McBrayer also explained the need for the coordinator position. Jena West, Emergency Management Deputy Coordinator, stated how this position would be an asset to the Emergency Management Office. Judge Zeller responded. Mr. McBrayer answered the Courts' questions. The Court held a lengthy discussion regarding the position. The Commissioners Court passed on this agenda item. No action taken.

10. Authorize to advertise for Texas Community Development Block Grant (TX CDBG)

Contract No. 7219451 Construction Bids, Water Improvements for Victoria County WCID No. 2 Project, Placedo, Texas and take appropriate action.

(10-46:25)

10. April 19, 2021. Grant Administrator Robin Knipling provided information to the Court. David Sheblak with John D. Mercer and Associates provided the Court with additional information. Commissioner Garcia spoke about the responsibilities of the Water Boards and Victoria County. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court authorized to advertise for the Texas Community Development Block Grant (TX CDBG) Contract No. 7219451 Construction Bids for Water Improvements for Victoria County WCID No. 2 Project in Placedo, Texas. Motion adopted.

11. Consider approval of the following item related to FY2022-2023 Victim Coordinator and Liaison Grant (VCLG) Application Submission and Resolution and take appropriate action:

a. Criminal District Attorney's Office, Application No. 2022-4083210659.

(11a-53:20)

11a. April 19, 2021. Criminal District Attorney Constance Filley Johnson introduced and commended Amanda Roessler for the work she does at the Criminal District Attorney's Office. Grant Administrator Robin Knipling provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the FY2022-2023 Victim Coordinator and Liaison Grant (VCLG) Application No. 2022-4083210659 Submission and Resolution for the Victoria County Criminal District Attorney's Office. Motion adopted.

Consider approval of the following item related to FY2022-2023 Victim Coordinator and Liaison Grant (VCLG) Application Submission and Resolution and take appropriate action:

b. Sheriff's Office, Application No. 2022-8013293579.

(11b-53:20)

11b. April 19, 2021. Criminal District Attorney Constance Filley Johnson introduced and commended Jennifer DeVos for the work she does at the Victoria County Sheriff's Office. Grant Administrator Robin Knipling provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the FY2022-2023 Victim Coordinator and Liaison Grant (VCLG) Application No. 2022-8013293579 Submission and Resolution for the Victoria County Sheriff's Office. Motion adopted.

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

a. Exemption from Israel Briones at FM 444 South in Precinct No. 4.

(12a-59:53)

12a. April 19, 2021. John Johnston, County Engineer, briefed the court on the plat exemption request from Israel Briones. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the request for plat exemption from Israel Briones at FM 444 South in Precinct No. 4. Motion adopted.

- CONTINUED -

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

action:

b. Exemption form Ethan Pierce at 877 Springwood in Precinct No. 2.

(12b-59:53)

12b. April 19, 2021. John Johnston, County Engineer, briefed the court on the plat exemption request from Ethan Pierce. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the request for plat exemption from Ethan Pierce at 877 Springwood in Precinct No. 2. Motion adopted.

13. Receive bids for the following TXDOT Rider 45 Road Improvement Project: The widening of McCoy Road (from SH 185 to 1.515 miles west) and the reconstruction of Bayer Road (from SH 185 to 0.676 miles west) in Precinct No. 1 and take appropriate action.

(13-1:00:00)

13. April 19, 2021. County Engineer John Johnston stated the bids were opened on April 15, 2021 at 2:00 p.m. and the engineer Civil Corp is reviewing the bids. Mr. Johnston mentioned the recommendation to award the bid will be at a later date. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received bids for the TXDOT Rider 45 Road Improvement Project for widening of McCoy Road (from SH 185 to 1.515 miles west) and the reconstruction of Bayer Road (from SH 185 to 0.676 miles west) in Precinct No. 1 as follows:

CK Newberry, LLC	Karnes City, Texas
Brannan Paving Company, Inc.	Victoria, Texas
Rexco Inc.	Port Lavaca, Texas
Lester Contracting, Inc.	Port Lavaca, Texas
TSI Laboratories, Inc.	Victoria, Texas

Motion adopted.

14. Consider approval of the following item for the Public Health Department and take appropriate action:

a. Receive fully executed CPS/Hazards Contract No. 537-18-0181-00001 - Amendment No. 05 Renewal.

(14a-1:01:18)

14a. April 19, 2021. Public Health Director David Gonzales provided information to the Court. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received the fully executed CPS/Hazards Contract No. 537-18-0181-00001, Amendment No. 05 Renewal for the Victoria County Public Health Department. Motion adopted.

Consider approval of the following item for the Public Health Department and take appropriate action:

b. Department of Family and Protective Services Notice of Grant Award for Contract No. 24551033.

(14b-1:01:18)

14b. April 19, 2021. David Gonzales, Public Health Director, provided the Court with information. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Department of Family and Protective Services Notice of Grant Award for Contract No. 24551033 for the Victoria County Public Health Department. Motion adopted.

15. Consider approval of lease extension agreement with the Victoria Farmer's Market

for use of parking area adjacent to Pattie Dodson Public Health Center and take appropriate action.

(15-1:02:25)

15. April 19, 2021. Judge Zeller provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the lease extension agreement with the Victoria Farmer's Market for the use of parking area adjacent to the Pattie Dodson Public Health Center. Motion adopted.

- 16. Consider approval of the following resolution for road donation for installation of a driveway and pipe culvert to improve drainage in Precinct No. 1 and take appropriate action:**

a. Resolution 2021-0040 from Andrew Rojas at 352 Hatchett Street, Bloomington in the amount of \$429.00.

(16a-1:03:51)

16a. April 19, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0040 for road donation in the amount of \$429.00 from Andrew Rojas of 352 Hatchett Street, Bloomington, Texas, Precinct No. 1 for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

Consider approval of the following resolution for road donation for installation of a driveway and pipe culvert to improve drainage in Precinct No. 1 and take appropriate action:

b. Resolution 2021-0041 from Ricardo Villa at Katribe Street, Bloomington in the amount of \$429.80.

(16b-1:03:51)

16b. April 19, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0041 for road donation in the amount of \$429.80 from Ricardo Villa of Katribe Street, Bloomington, Texas, Precinct No. 1 for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

Consider approval of the following resolution for road donation for installation of a driveway and pipe culvert to improve drainage in Precinct No. 1 and take appropriate action:

c. Resolution 2021-0042 from Jose Garcia at 251 Bowie, Placedo in the amount of \$528.80.

(16c-1:03:51)

16c. April 19, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0042 for road donation in the amount of \$528.80 from Jose Garcia of 251 Bowie, Placedo, Texas, Precinct No. 1 for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

- 17. Consider approval of Resolution No. 2021-0043 for road donation in Precinct No.3 from Jared Sizemore for installation of a driveway and pipe culvert to improve drainage at 708 Dove Drive, Victoria, in the amount of \$ 580.00 and take appropriate**

action.

(17-1:04:50)

17. April 19, 2021. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved Resolution No. 2021-0043 for road donation in the amount of \$580.00 from Jared Sizemore of 708 Dove Drive, Victoria, Texas, Precinct No. 3 for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

18. Receive for the record road change, extension of Monte Vista Street in Precinct No. 3 and take appropriate action.

(18-1:05:41)

18. April 19, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received for the record the road change and extension for Monte Vista Street in Precinct No. 3. Motion adopted.

19. Receive for the record Railroad Commission of Texas notification related to Precinct No. 2 Barn in Nursery and take appropriate action.

(19-1:06:07)

19. April 19, 2021. Commissioner Janak provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received for the record the Railroad Commission of Texas Notification related to the Precinct No. 2 Barn in Nursery. Motion adopted.

20. Consider Victoria County General Assembly Nominations and Board Representative for Golden Crescent Regional Planning Commission and take appropriate action.

(20-1:07:04)

20. April 19, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Commissioner Gary Burns as General Assembly Voting Delegate and Board Representative and Commissioner Clint Ives as General Assembly Voting Delegate for the Golden Crescent Regional Planning Commission General Assembly and Board of Directors. Motion adopted.

21. Receive for the record fully executed contract for Psychoeducational/Counseling Services with Hope of South Texas, Inc./Hope Child Advocacy Center and take appropriate action.

(21-1:07:59)

21. April 19, 2021. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received for the record the fully executed contract for Psychoeducational/Counseling Services between Hope of South Texas, Inc./Hope Child Advocacy Center and the Victoria Regional Juvenile Justice Center. Motion adopted.

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

(22-1:08:16)

22. April 19, 2021. Moved by Kevin Janak and seconded by Gary Burns, 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.

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

(23-1:08:49)

23. April 19, 2021. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Michelle Samford, County Auditor - County Auditor's Office:
 - 1. Request for overtime payment for Becky Smiley of 152.57 Comp hours and Priscilla Madrigal of 87.51 Comp hours due, to be paid by budget amendment.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 - 1. Employment of Jennifer Michelle Cantrell, Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective April 20, 2021.
 - 2. Employment for Norman Edward Simmang, Jr., Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective April 20, 2021.
 - 3. Employment of Delia Alonzo Guzman, Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective April 20, 2021.
 - 4. Salary and position change for Raneé Joan Denson, 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 April 24, 2021.
 - 5. Salary and position change for Elexis Renee Crump, 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 April 24, 2021.
 - 6. Resignation of Rachel Denea Stillman, Extra Help-Rover, effective April 9, 2021.
 - 7. Resignation of Rafael Agapito Castaneda, Supervision Officer, with 5.25 Compensatory hours due, effective April 9, 2021.
 - 8. Resignation of Suhai Solis, Supervision Officer II, with 80.0 PTO and 44.27 Compensatory hours due, effective April 20, 2021.
- c. Justin Marr, Sheriff - Sheriff's Office:
 - 1. Employment of McKenzie Laqua, Nurse-LVN, at a rate of \$22.65 per hour, Budget Code 100-565-1128, effective April 20, 2021.
 - 2. Dismissal of Daniel Boots, LE Technologist, with 31.58 PTO and 140.17 Compensatory hours due, effective April 9, 2021.

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- d. David Gonzales, Public Health Director - Victoria County Public Health Department:
 - 1. Position change for Chauna Ordower, from Adoption Coordinator (PT), at a rate of \$13.50 per hour, Budget Code 800-630-1113 to Shelter Care Tech,

Budget Code 800-630-1109, effective April 10, 2021. Other Remarks:
Position change to Full-time.

- e. Kevin Janak, Commissioner, Precinct No. 2 - Road and Bridge, Precinct No. 2:
 - 1. Salary change for Benjamin Sarlls, Sr. Equipment Operator, from a rate of \$23.00 per hour, Budget Code 202-612-1108 to a rate of \$23.35 per hour, effective April 10, 2021.
 - 2. Salary change for Kyle Salizger, Sr. Equipment Operator, from a rate of \$23.00 per hour, Budget Code 202-612-1108 to a rate of \$23.35 per hour, effective April 10, 2021.
 - 3. Salary change for Robert Lopez, Sr. Equipment Operator, from a rate of \$23.00 per hour, Budget Code 202-612-1108 to a rate of \$23.35 per hour, effective April 10, 2021.
 - 4. Salary change for Stephen Buhler, from a rate of \$22.53 per hour, Budget Code 202-612-1108 to a rate of \$23.00 per hour, effective April 10, 2021.
- f. Kelly Hubert/Danny Garcia, Facilities Manager/Commissioner, Precinct No. 1 – Facilities Management/Road and Bridge, Precinct No. 1:
 - 1. Correction (Remarks): Salary and position change for Erick Ramos Flores, from Facilities Tech II, at a rate of \$20.00 per hour, Budget Code 100-510-1107 to Sr. Equipment Operator, at a rate of \$21.00 per hour, Budget Code 201-611-1108, effective April 10, 2021. Other Remarks: Transfer of Departments. (Cancel cell phone allowance 100-510-1139 eff. 4-9-21)

Motion adopted.

24. Closed meeting pursuant to V.T.C.A. Government Code §551.071 to conduct private consultation with the County's attorney regarding matters protected by the Attorney-Client privilege.

(24-1:09:19)

24. April 19, 2021. The Commissioners Court went into closed session at 11:09 a.m., pursuant to V.T.C.A. Government Code §551.071 to conduct private consultation with the County's attorney regarding matters protected by the Attorney Client privilege.

25. 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.

(25-1:45:55)

25. April 19, 2021. The Commissioners Court returned to open meeting at 11:45 a.m. pursuant to V.T.C.A. Government Code §551.102, with no action taken.

26. Adjourn

(26-1:46:06)

26. April 19, 2021. The Commissioners Court adjourned the meeting of April 19, 2021.