

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **17th day of May 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, MAY 17, 2021, 10:00 AM, SPECIAL TERM
VICTORIA COUNTY COURTHOUSE
115 N. BRIDGE ST., ROOM 241, SECOND FLOOR, VICTORIA, TX

1. Call to Order

(1-0:00)

1. May 17, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, May 17, 2021 at 10:00 a.m.

2. Invocation and Pledges

(2-0:08)

2. May 17, 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.

(3-3:34)

3. May 17, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Michael Vonderau of 2204 E. North Mobile Home Park, voiced his concerns regarding dog issues in the community. Commissioner Garcia responded to Mr. Vonderau regarding citations being issued and stated they are working on a way to educate the public on the responsibility of having animals.

Public Health Director David Gonzales spoke on the new CDC Guidelines that came out last Friday. He stated the last mass hub COVID-19 vaccine clinic will be held Tuesday, May 18th, 2021, and provided updated vaccine numbers. Mr. Gonzales thanked all the agencies and volunteers for their help with the COVID-19 vaccine clinics. He advised that they will continue with the mosquito spraying around the county. County Judge Zeller thanked David Gonzales for his excellent work and leadership with the COVID-19 vaccination clinics. Commissioner Janak mentioned to Mr. Gonzales to let them know if they need additional funds for chemicals used for the mosquito spraying.

County Judge Zeller mentioned there will be a Town Hall Meeting addressing the border crisis situation on Thursday evening at 6:00 p.m. at Son Valley Ranch.

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

4. Consider approval of minutes and take appropriate action.

(4-13:41)

4. May 17, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on May 10, 2021. Motion adopted.

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

(5-14:04)

5. May 17, 2021. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	5/17/2021	\$282,538.31
Supplemental Accounts	5/7/2021 – 5/13/2021	\$118,687.39

Motion adopted.

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

(6-14:27)

6. May 17, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the monthly reports from the Justice of the Peace, Precinct No. 1; Constables, Precincts Nos. 1, 2, and 4; AgriLife Extension Family and Community Health Report; Victoria County Extension Agent Report; and Victoria County Extension 4-H Report. Motion adopted.

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

(7-15:04)

7. May 17, 2021. None. No action taken.

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

(8-15:13)

8. May 17, 2021. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated May 13, 2021 in the amount of \$701,947.64 and the ACH report dated May 13, 2021 in the amount of \$2,485,731.56. Motion adopted.

9. Consider approval of Resolution No. 2021-0055 establishing Victoria County CARE (Community Alliance for Recovery and Empowerment) Court as a felony specialty court pursuant to Texas Government Code Chapter 121; and take appropriate action.

(9-15:44)

9. May 17, 2021. Criminal District Attorney Constance Filley Johnson explained the CARE Court program and answered the County Judge's questions. Elma Saenz, Clinic Coordinator with Billy T. Cattin Recovery Outreach Center, responded to Commissioner Garcia's question regarding a new facility for the Billy T. Cattin Center. Judge Eli Garza

spoke on the benefit of having a local facility. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved Resolution No. 2021-0055 establishing Victoria County CARE (Community Alliance for Recovery and Empowerment) Court as a felony specialty court, pursuant to Texas Government Code Chapter 121. Motion adopted.

10. Ratify Order No. 2021-0059 purchasing Certificate of Deposits from Greenstate Credit Union and take appropriate action.

(10-24:28)

10. May 17, 2021. County Treasurer Sean Kennedy provided the Court with information. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court ratified Order No. 2021-0059 purchasing Certificate of Deposits from Greenstate Credit Union. Motion adopted.

11. Consider public hearing notice regarding the designation of a Reinvestment Zone at the Port of Victoria North Industrial Park and take appropriate action.

(11-25:31)

11. May 17, 2021. Sharon Barnard with Victoria Economic Development Corporation provided information to the Court in regards to the Reinvestment Zone at the Port of Victoria, North Industrial Park. Dale Fowler, former Director of VEDC, provided information to the Court. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved a public hearing notice regarding the designation of a Reinvestment Zone at the Port of Victoria, North Industrial Park. Motion adopted.

12. Consider approval of Resolution No. 2021-0060 opposing the Office of Management and Budget's proposed changes to the 2010 Standards for Metropolitan and Micropolitan Statistical Areas and the Census' proposed criteria changes and take appropriate action.

(12-29:35)

12. May 17, 2021. County Engineer John Johnston and Commissioner Clint Ives provided information to the Court. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0060 opposing the Office of Management and Budget's proposal changes to the 2010 Standards for Metropolitan and Micropolitan Statistical Areas, and the Census' proposed criteria changes. Motion adopted.

13. Receive fully executed Public Highway At-Grade Crossing Agreement between Union Pacific Railroad Company, Victoria Navigation District and County of Victoria in connection to the Rider 45 TxDOT Road Improvement Project and take appropriate action.

(13-33:37)

13. May 17, 2021. John Johnston, County Engineer, provided the Court with information. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received the fully executed Public Highway At-Grade Crossing Agreement between Union Pacific Railroad Company, Victoria Navigation District, and County of Victoria in connection to the Rider 45 TxDOT Road Improvement Project. Motion adopted.

- 14. Award bid to REXCO, Inc. for the Rider 45 TxDOT Road Improvement Project: Widening of McCoy Road and Reconstruction of Bayer Road, reject all other bids, and take appropriate action.**

(14-34:25)

14. May 17, 2021. John Johnston, County Engineer, reviewed the bids and funding for the Rider 45 TxDOT Road Improvement Project. Ben Downs with CivilCorp provided start date information for the project. Mr. Johnston explained the funding for the project. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court awarded the bid to Rexco, Inc. of Port Lavaca, Texas, for the Rider 45 TxDOT Road Improvement Project for widening McCoy Road and reconstruction of Bayer Road, and rejected all other bids. Motion adopted.

- 15. Ratify Coronavirus Emergency Supplemental Funding (CESF) Program Grant FY2020 Time Extension for Grant No. 4136701 and take appropriate action.**

(15-37:41)

15. May 17, 2021. John Johnston, County Engineer, provided information to the Court. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court ratified the Coronavirus Emergency Supplemental Funding (CESF) Program Grant FY2020 Time Extension for Grant No. 4136701. Motion adopted.

- 16. Consider process and recommendations pertaining to Winter Storm Uri and Viola insurance claim and take appropriate action.**

(16-38:22)

16. May 17, 2021. Emergency Management Coordinator Rick McBrayer spoke to the Court about the recommendations that were prepared after Hurricane Harvey insurance review, in order to have a procedure to utilize for future insurance claims. Mr. McBrayer discussed the Winter Storms Uri and Viola insurance claim and answered the Courts questions. Facilities Manager Kelly Hubert and County Engineer John Johnston provided the Court with information. The Court held a lengthy discussion. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved to request the Victoria Regional Airport manager and/or board to form a committee to oversee the winter storm insurance recovery repair process; and appointed a core committee of staff members who will be at the center of future disasters and insurance claims to include Facilities Manager Kelly Hubert, County Engineer John Johnston, Compliance Specialist Sarah Hamman, and Airport Manager Lenny Llerena; and County Judge who may appoint a designee; and to proceed with Request For Qualifications (RFQ) for a contract project manager. Motion adopted.

- 17. Consider authorization to advertise competitive sealed proposals for the Victoria County Jail Chiller and Pump Upgrade Project and take appropriate action.**

(17-1:19:44)

17. May 17, 2021. Facilities Manager Kelly Hubert provided the Court with information. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court authorized to advertise for competitive sealed proposals for the Victoria County Jail Chiller and Pump Upgrade Project. Motion adopted.

- 18. Consider approval of Project Resolution No. 4 to establish the selection criteria for**

the competitive sealed proposals for the Victoria County Jail Chiller and Pump Upgrade Project and take appropriate action.

(18-1:21:33)

18. May 17, 2021. Kelly Hubert, Facilities Manager, provided information to the Court. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the Project Resolution No. 4 to establish the selection criteria for the competitive sealed proposals for the Victoria County Jail Chiller and Pump Upgrade Project. Motion adopted.

19. Receive fully executed Tuberculosis Prevention and Control - State (TB/PC)-HHS000481800001 Amendment No. 2 for the Victoria County Health Department and take appropriate action.

(19-1:24:17)

19. May 17, 2021. Public Health Director David Gonzales, provided information to the Court. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court received the fully executed Tuberculosis Prevention and Control-State (TB/PC)-HHS000481800001 Amendment No. 2 for the Victoria County Public Health Department. Motion adopted.

20. Consider renewal of Victoria City-County Employees Federal Credit Union lease agreement for space located at the Victoria County Annex Building and take appropriate action.

(20-1:24:52)

20. May 17, 2021. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the renewal of the Victoria City County Employee Federal Credit Union lease agreement for the space located at the Victoria County Annex Building. Motion adopted.

21. Consider approval of the following resolutions for road donations in PCT No. 1 for installation of a driveway and pipe culvert to improve drainage and take appropriate actions:

a. Resolution 2021-0056 from Carlos Balades at 93 Herbert St., Bloomington, Texas in the amount of \$540.00.

(21a-1:25:52)

21a. May 17, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0056 for road donation in the amount of \$540.00 from Carlos Balades of 93 Herbert Street, Bloomington, Texas, Precinct No. 1, for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

- CONTINUED -

Consider approval of the following resolutions for road donations in PCT No. 1 for

installation of a driveway and pipe culvert to improve drainage and take appropriate actions:

b. Resolution 2021-0057 from Domingo Gonzales at Serene Dr. E., Victoria, Texas in the amount of \$1,080.00.

(21b-1:25:52)

21b. May 17, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0057 for road donation in the amount of \$1,080.00 from Domingo Gonzales of Serene Drive E., Victoria, Texas, Precinct No. 1, for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

Consider approval of the following resolutions for road donations in PCT No. 1 for installation of a driveway and pipe culvert to improve drainage and take appropriate actions:

c. Resolution 2021-0058 from Mark A. Olguin at FM 2615 & Brownson Rd., Victoria, Texas in the amount of \$1,800.00.

(21c-1:25:52)

21c. May 17, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0058 for road donation in the amount of \$1,800.00 from Mark A. Olguin of FM 2615 and Brownson Road, Victoria, Texas, Precinct No. 1, for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

22. Receive for the record 2021 Discretionary Funds Budget Amendment to CDA Contraband Forfeiture Fund and take appropriate action.

(22-1:26:50)

22. May 17, 2021 Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court received for the record the 2021 Discretionary Fund Budget Amendment for the CDA Contraband Forfeiture Fund as an increase. Motion adopted.

23. Consider approval of the following 2021 Budget Amendment to General Fund, Various Departments, Expenditures and take appropriate action.

(23-1:27:30)

23. May 17, 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 – Line item transfer

Motion adopted.

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

(24-1:27:57)

24. May 17, 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. Constance Filley Johnson, Criminal District Attorney - Criminal District Attorney's Office:
 - 1. Longevity Pay increase for Pamela C. Stovall from \$46.15 to \$55.50 on 6/11/2021 payroll and \$55.38 thereafter. GL Code 100-475-1135.
 - 2. Longevity Pay increase for Arnold K. Hayden, Jr. from \$46.15 to \$55.50 on 6/11/2021 payroll and \$55.38 thereafter. GL Code 100-475-1135.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 - 1. Employment of Jasmaine Marie Barrera, Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective May 18, 2021.

Motion adopted.

25. Adjourn

(25-1:28:33)

25. May 17, 2021. The Commissioners Court adjourned the meeting of May 17, 2021.