

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **9th day of August A.D., 2021**, the Commissioners Court convened in **Regular 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:

Ben Zeller,	County Judge
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, August 9, 2021, 10:00 AM, REGULAR TERM
VICTORIA COUNTY COURTHOUSE
115 N. BRIDGE ST., ROOM 241, SECOND FLOOR, VICTORIA, TX

1. Call to Order.

(1-0:00)

1. August 9, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Regular Term for Monday, August 9, 2021, at 10:00 AM.

2. Invocation and Pledges.

(2-0:05)

2. August 9, 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.

(3-1:01)

3. August 9, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Commissioner Gary Burns brought to the Court's attention that the previous Precinct 3 Commissioner, John Hammack's son passed away from Covid last week.

Michael Vonderau, Citizen, 2204 E. North St., spoke to the Court on Covid. Mr. Vonderau also voiced his concerns on dog rescue and asked for more dog traps to be ordered.

David Gonzales, Public Health Director, thanked Mr. Vonderau for promoting the Covid vaccine and updated the Court on the COVID-19 vaccine clinic.

Rick McBrayer, Emergency Management Coordinator, wanted to make everyone aware that the Atlantic and the tropic center's are heating up and there are storms. Mr. McBrayer stated that the 2021 Hurricane season is here and to be prepared.

Wilma Mumford Edwards, 3503 Callis Street, spoke to the Court on a free clothes ministry. Ms. Edwards also talked to the Court on Covid.

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

4. Consider approval of minutes and take appropriate action.

(4-9:51)

4. August 9, 2021. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the minutes of the Commissioners Court meeting held on August 2, 2021. Motion adopted.

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

(5-9:58)

5. August 9, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	8/9/2021	\$216,132.02
Supplemental Accounts	7/30/2021 – 8/5/2021	\$ 62,003.10

Motion adopted.

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

(6-10:06)

6. August 9, 2021. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court approved the monthly reports from County Judge, County Commissioners, Precincts nos. 1-4, Treasurer, County Clerk, District Attorney, County Auditor, Fire Marshal, Justice of the Peace Precinct No. 2, 3, and 4 and Constables Precincts No. 1, 2, and 3. Motion adopted.

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

(7-10:34)

7. August 9, 2021. None. No action taken.

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

(8-11:09)

8. August 9, 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 August 5, 2021 in the amount of \$472,341.23 and the ACH report dated August 5, 2021 in the amount of \$1,641,836.79. Motion adopted.

9. Presentation of an award for Dr. Speck Phillips 100th Birthday along with 40 years of Ministry and Service and take appropriate action.

(9-11:22)

9. August 9, 2021. Commissioner Clint Ives, read a biography in regards to Dr. Speck Phillips. The Commissioners Court and Lynette Acuna and Pama Hencerling with Juvenile Detention presented awards to Dr. Speck Phillips in honor of his 100th Birthday along with 40 years of Ministry and Service.

No action taken.

- 10. Hear a presentation from the University of Houston- Victoria regarding Innovation Collective and a possible partnership with Victoria County and take appropriate action.**

(10-21:56)

10. August 9, 2021. The Commissioners Court heard a presentation and held a discussion with Dr. Bob Glenn, President with the University of Houston-Victoria, Dr. Ken Colwell, Dean of the School of Business Administration and Jesse Pisors, Vice President for Advancement & External Relations, from the University of Houston- Victoria regarding Innovation Collective and a possible partnership with Victoria County.
No Action Taken.

- 11. Receive a certification of the 2021 anticipated tax collection rate as provided by the Tax Assessor-Collector and take appropriate action.**

(11-1:11:29)

11. August 9, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court received a certification of the 2021 anticipated tax collection rate as provided by the Tax Assessor-Collector.
Motion adopted.

- 12. Receive and discuss no new revenue and voter approval tax rates calculated by the Tax Assessor-Collector and take appropriate action.**

(12-1:12:06)

12. August 9, 2021. Judge Ben Zeller spoke to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received and discussed no new revenue and voter approval tax rates calculated by the Tax Assessor-Collector.

Motion adopted.

- 13. Consider adopting rates and percentage breakdown for Road and Bridge Revenues for 2022 and take appropriate action.**

(13-1:15:19)

13. August 9, 2021. Commissioner Kevin Janak asked the Court to pass on making a motion until the budget is discussed. The Commissioners Court passed adopting rates and percentage breakdown for Road and Bridge Revenues for 2022.
No action taken.

- 14. Consider approval of the following items from the Victoria County Health Department and take appropriate actions:**

- a. Interlocal Cooperation Contract - DSHS Contract No. HHS001077700001 (CPS/Public Health Workforce)**

(14a-1:16:07)

14a. August 9, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved Interlocal Cooperation Contract - DSHS Contract No. HHS001077700001 (CPS/Public Health Workforce). Motion Adopted.

Consider approval of the following items from the Victoria County Health Department and take appropriate actions:

b. HIV Health and Social Services (State Services) Contract No. 5609/5-565-01
(14b-1:16:07)

14b. August 9, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved HIV Health and Social Services (State Services) Contract No. 5609/5-565-01. Motion Adopted.

Consider approval of the following items from the Victoria County Health Department and take appropriate actions:

c. Received a fully executed amended Zoonosis Control Program Animal-Friendly Grant - DSHS Contract No. HHS000932900004 FY 2022
(14c-1:16:07)

14c. August 9, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received and approved a fully executed amended Zoonosis Control Program Animal-Friendly Grant - DSHS Contract No. HHS000932900004 FY 2022. Motion Adopted.

Consider approval of the following items from the Victoria County Health Department and take appropriate actions:

d. Receive a fully executed Maxim Service Agreement for Locum Tenens Coverage between Maxim Physician Resources, LLC, dba Maxim Locum Tenens, and Advanced Practitioners (MPR).
(14d-1:16:07)

14d. August 9, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received and approved a fully executed Maxim Service Agreement for Locum Tenens Coverage between Maxim Physician Resources, LLC, dba Maxim Locum Tenens, and Advanced Practitioners (MPR). Motion Adopted.

Consider approval of the following items from the Victoria County Health Department and take appropriate actions:

e. Receive a fully executed Department of State Health Services Memorandum of Understanding (MOU) - DSHS Contract No. HHS001031800050 and Federal 340B Drug Discount Program Assurance Form
(14e-1:16:07)

14e. August 9, 2021. David Gonzales, Public Health Director, provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received and approved a fully executed Department of State Health Services Memorandum of Understanding (MOU) - DSHS Contract No. HHS001031800050 and Federal 340B Drug Discount Program Assurance Form. Motion Adopted.

15. Receive and consider approval for execution of Udelhoven Oilfield System Services,

Inc. Construction Contract for Water Plant Improvements for Victoria County WCID No.2, TxCDBG Contract No. 7219451 and take appropriate action.

(15-1:21:08)

15. August 9, 2021. Robin Knipling, Grant Administrator, spoke to the Court on the construction contract. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received and approved for execution of Udelhoven Oilfield System Services, Inc. Construction Contract for Water Plant Improvements for Victoria County WCID No.2, TxCDBG Contract No. 7219451.

Motion adopted.

16. Consider approval of the following in relation to the Golden Crescent Regional Planning Commission 9-1-1 Program:

a. Allocation to Victoria County Sheriff's Office in the amount of \$40,000

(16a-1:22:25)

16a. August 9, 2021. Robin Knipling, Grant Administrator, Kelly Hubert, Facilities Manager, and Pat Aitchison, VCSO, provided information to the Court. Commissioner Kevin Janak thanked Justin Marr, Sheriff, and the Golden Crescent planning commission for getting the funds. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the allocation to Victoria County Sheriff's Office in the amount of \$40,000. Motion Adopted.

Consider approval of the following in relation to the Golden Crescent Regional Planning Commission 9-1-1 Program:

b. Public Safety Answering Point (PSAP) Generator Project Budget in the amount of \$44,975.00

(16b-1:22:25)

16b. August 9, 2021. Robin Knipling, Grant Administrator, Kelly Hubert, Facilities Manager, and Pat Aitchison, VCSO, provided information to the Court. Commissioner Kevin Janak thanked Justin Marr, Sheriff, and the Golden Crescent planning commission for getting the funds. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Public Safety Answering Point (PSAP) Generator Project Budget in the amount of \$44,975.00. Motion Adopted.

17. Receive and approve amended scope of work on previously approved land development project agreement with Burns & McDonnell Engineering Company, Inc and take appropriate action.

(17-1:26:23)

17. August 9, 2021. Vinicio Lenny Llerena, Airport Manager, spoke to the Court about the scope of work for a project agreement. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received and approved the amended scope of work on a previously approved land development project agreement with Burns & McDonnell Engineering Company, Inc.

Motion adopted.

18. Consider approval of the renewal Memorandum of Understanding with Victoria Independent School District (VISD) for the School Resource Officer (SRO) Program

for the 2021/2022 school year and take appropriate action.

(18-1:27:33)

18. August 9, 2021. Sheriff Justin Marr provided renewal information to the Court. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved the renewal Memorandum of Understanding with Victoria Independent School District (VISD) for the School Resource Officer (SRO) Program for the 2021/2022 school year.

Motion adopted.

- 19. Consider approval of the renewal Memorandum of Understanding (MOU) between Victoria County and Gulf Bend Center for the Provision of Mental Health Peace Officers - PESF Funding and take appropriate action.**

(19-1:28:10)

19. August 9, 2021. Justin Marr, Sheriff, and Jeff Tunnell, Executive Director, Gulf Bend Center, spoke to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the renewal Memorandum of Understanding (MOU) between Victoria County and Gulf Bend Center for the Provision of Mental Health Peace Officers - PESF Funding.

Motion adopted.

- 20. Consider approval of Resolution No. 2021-0077, accepting a donation from Gulf Bend Center for a 2011 Impala to be used by the Victoria County Sheriff's Office, and take appropriate action.**

(20-1:29:54)

20. August 9, 2021. Justin Marr, Sheriff, spoke to the Court on a vehicle that was provided by Gulf Bend Center. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0077, accepting a donation from Gulf Bend Center for a 2011 Impala to be used by the Victoria County Sheriff's Office.

Motion adopted.

- 21. Consider authorizing to advertise fuel bids for the Annual Supply Contract for Gasoline, Diesel Fuel, and Dyed Diesel Fuel and take appropriate action.**

(21-1:30:45)

21. August 9, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court authorized to advertise fuel bids for the Annual Supply Contract for Gasoline, Diesel Fuel, and Dyed Diesel Fuel and take appropriate action.

Motion adopted.

- 22. Receive for the record a termination notice to Canteen Vending Company for vending machine services and take appropriate action.**

(22-1:31:03)

22. August 9, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received for the record a termination notice to Canteen Vending Company for vending machine services.

Motion adopted.

- 23. Consider approval of the vending service agreement with Crossroads Vending and take appropriate action.**

(23-1:31:34)

23. August 9, 2021. Moved by Gary Burns and seconded by Kevin Janak, the Commissioners Court approved the vending service agreement with Crossroads Vending. Motion adopted.

24. Consider approval of Citizens Medical Center Emergency Department Expansion & Renovation AIA Document G702 Application for Payment #10, and take appropriate action.

(24-1:32:12)

24. August 9, 2021. Danny Garcia asked questions in regards to the payment amount and Judge Ben Zeller answered. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Citizens Medical Center Emergency Department Expansion & Renovation AIA Document G702 Application for Payment #10. Motion adopted.

25. Consider approval of the following resolutions pursuant to V.T.C.A. Government Code §251.019 for road donation in PCT #1 and take appropriate actions:

- a. **Resolution No. 2021-0074 is a donation from Dianna O. Sullivan for the installation of a driveway and pipe culvert to improve drainage at Old Bloomington Road, Victoria, Texas for the amount of \$600.00**

(25a-1:33:18)

25a. August 9, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0074 is a donation from Dianna O. Sullivan for the installation of a driveway and pipe culvert to improve drainage at Old Bloomington Road, Victoria, Texas for the amount of \$600.00. Motion adopted.

Consider approval of the following resolutions pursuant to V.T.C.A. Government Code §251.019 for road donation in PCT #1 and take appropriate actions:

- b. **Resolution No. 2021-0075 is a donation from Salvador Pinon Jr. for the installation of a driveway and pipe culvert to improve drainage at the intersection of Illinois & Fifth St. in Bloomington, Texas for the amount of \$2,160.00**

(25b-1:33:18)

25b. August 9, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0075 is a donation from Salvador Pinon Jr. for the installation of a driveway and pipe culvert to improve drainage at the intersection of Illinois & Fifth St. in Bloomington, Texas for the amount of \$2,160.00. Motion adopted.

Consider approval of the following resolutions pursuant to V.T.C.A. Government Code §251.019 for road donation in PCT #1 and take appropriate actions:

- c. **Resolution No. 2021-0076 is a donation from Jennifer Elayie for the installation of a driveway and pipe culvert to improve drainage at 190 S. Williams, Placedo, Texas for the amount of \$105.00**

(25c-1:33:18)

25c August 9, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2021-0076 is a donation from Jennifer Elayie for the installation of a driveway and pipe culvert to improve drainage at 190 S. Williams, Placedo, Texas for the amount of \$105.00.

Motion adopted.

26. **Consider approval of Resolution No. 2021-0078 pursuant to V.T.C.A. Government Code §251.019 for a road donation in PCT #3 from Bryan Margo for the installation of a driveway and pipe culvert to improve drainage at 6592 San Antonio River Road, Victoria, Texas, in the amount of \$1,066.00 and take appropriate actions.**

(26-1:34:37)

26. August 9, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved Resolution No. 2021-0078 pursuant to V.T.C.A. Government Code §251.019 for a road donation in PCT #3 from Bryan Margo for the installation of a driveway and pipe culvert to improve drainage at 6592 San Antonio River Road, Victoria, Texas, in the amount of \$1,066.00.

Motion adopted.

27. **Consider approval of the following 2021 budget amendments and take appropriate actions:**

(27-1:35:18)

27. August 9, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the following 2021 budget amendments for:

- a. General Fund, Various Departments, Expenditures – Line Item Transfer
- b. Courthouse Security Fund, Expenditures- Increase
- c. Road & Bridge Precinct #3, Expenditures- Line Item Transfer
- d. Road & Bridge Precinct #1, Revenues and Expenditures- Line Item Transfer
- e. General Fund, Sheriff's Office, Expenditures- Line Item Transfer
- f. Health Department, Expenditures- Line Item Transfer

Motion adopted.

28. **Consider approval of personnel changes and take appropriate action.**

(28-1:36:08)

28. August 9, 2021. Moved by Clint Ives and seconded by Gary Burns, 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 Cali McDowell, Investigator, effective August 12, 2021.
 - 2. Employment of Matthew Padier, Detention Officer- Tier 1, at a rate of \$17.99 per hour, Budget Code 100-565-1116, effective August 17, 2021.
 - 3. Salary and position change for Jennifer Wright, from Extra Help, at a rate of \$17.00 per hour, Budget Code 100-563-1130 to Investigator, at a rate of \$26.27 per hour, Budget Code 100-563-1106 and 100-563-1136, effective August 14, 2021.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Services/Detention:
 - 1. Dismissal of Madyson Paige McGaharan, Extra Help-Rover, effective August 2, 2021.
- c. Heidi Easley, County Clerk- County Clerk’s Office:
 - 1. Certificate of Appreciation from The County & District Clerks’ Association for time and dedication to serving on the Legislative Committee for Heidi Easley, County Clerk.
 - 2. Certificate of Appreciation from The County & District Clerks’ Association for time and dedication to serving on the Bylaws Committee for Heidi Easley, County Clerk.

Motion adopted.

29. Adjourn.

(29-1:36:31)

29. August 9, 2021. The Commissioners Court adjourned the meeting of August 9, 2021.