

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **20th day of September 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, SEPTEMBER 20, 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. September 20, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, September 20, 2021 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. September 20, 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.

(3-1:09)

3. September 20, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Jonas Titas, new President of Victoria Economic Development Corporation (VEDC), spoke to the Court about his plans with VEDC and his background.

Michael Vonderau, 2204 E. North Street, spoke to the Court regarding Animal Control's decision regarding the euthanasia of the white husky, Jacque, and stated he would like to see changes to the animal codes. County Judge Zeller responded to Mr. Vonderau.

Barbara Hybner of 1144 Menke Road thanked Commissioner Garcia for everything he does in Precinct No. 1 and voiced her concerns regarding communication between Victoria County citizens and Animal Control. Ms. Hybner spoke about wanting Victoria County Animal Control to become a no kill shelter.

Annie Fojtik of 2921 FM 1685 voiced her concerns about the outlook on Animal Control and would like to see the community come together to help out Victoria County Animal Control.

Commissioner Janak asked for prayers for the American citizens left behind enemy lines in Afghanistan, and that the public should remember how this administration failed them.

Commissioner Ives stated they broke ground Tuesday on the CDBG pavement projects located East of Telferner and it should be about a 60 to 70 day project.

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

4. Consider approval of minutes and take appropriate action.

(4-14:34)

4. September 20, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on September 13, 2021. Motion adopted.

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

(5-14:39)

5. September 20, 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	9/20/2021	\$258,901.67
Supplemental Accounts	9/10/2021 – 9/16/2021	\$192,524.16

Motion adopted.

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

(6-15:07)

6. September 20, 2021. Moved by Danny Garcia and seconded by Gary Burns, the Commissioners Court approved the monthly reports from the Fire Marshal; Constable, Precinct No. 4; and Pre-Trial Services. Motion adopted.

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

(7-15:29)

7. September 20, 2021. None. No action taken.

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

(8-15:38)

8. September 20, 2021. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated September 9, 2021 in the amount of \$887,712.19 and the ACH report dated September 9, 2021 in the amount of \$3,217,212.96. Motion adopted.

9. Receive Declaration of Local State of Disaster due to the ongoing Border Crisis and its effects upon Victoria County and take appropriate action.

(9-16:17)

9. September 20, 2021. County Judge Zeller spoke to the Court regarding the border crisis situation for Victoria County. Sheriff Marr provided information to the Court. Commissioner Ives spoke on the financial piece of Disaster Declarations. County Auditor Michelle Samford answered Commissioners Garcia's question regarding keeping track of money spent. Commissioner Janak spoke on the border crisis. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court received the Declaration of Local State of Disaster due to the ongoing Border Crisis and its effects upon Victoria County. Motion adopted.

- 10. Consider approval of an updated agreement between LDS Builders and the Victoria Regional Airport for repairs of damage caused by Winter Storm Uri at 169 Aviation Dr., and take appropriate action.**

(10-26:58)

10. September 20, 2021. Lenny Llerena, Airport Manager, provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved an updated agreement between LDS Builders and the Victoria Regional Airport for repairs of damage caused by Winter Storm Uri and 169 Aviation Drive. Motion adopted.

- 11. Receive a fully executed revised IDCU/COVID-19 - Contract No. HHS000812700032 Amendment No. 2 and take appropriate action.**

(11-30:02)

11. September 20, 2021. Public Health Director David Gonzales provided information to the Court. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court received a fully executed revised IDCU/COVID-19 - Contract No. HS000812700032 Amendment No. 2. Motion adopted.

- 12. Consider approval of the following Resolutions for 2022 Texans Feeding Texans: Home Delivered Meals Program (HDM) and take appropriate action:**
a. Community Action Committee of Victoria.

(12a-30:19)

12a. September 20, 2021. Grant Administrator Robin Knipling provided information to the Court. Commissioner Kevin Janak commended the program and provided additional information to the Court. Vicki Smith, Executive Director, answered Commissioner Ives and Commissioner Garcia's questions. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the Resolution for FY 2022 Texans Feeding Texans, Home Delivered Meals Program (HDM) for Community Action Committee of Victoria. Motion adopted.

Consider approval of the following Resolution for 2022 Texans Feeding Texans: Home Delivered Meals Program (HDM) and take appropriate action.

b. Victoria Senior Citizens Inc. dba Meals on Wheels Victoria.

(12b-30:19)

12b. September 20, 2021. Dan Williams-Capone, Executive Director, provided information to the Court. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the Resolution for FY 2022 Texans Feeding Texans, Home Delivered Meals Program (HDM) for Victoria Senior Citizens Inc. dba Meals on Wheels Victoria. Motion adopted.

- 13. Consider approval of the Paid Quarantine Leave Policy in connection with HB 2073 and take appropriate action.**

(13-38:37)

13. September 20, 2021. Human Resource Director Gina Howard provided the Court with information. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Paid Quarantine Leave Policy in connection with HB 2073 requirement to provide paid leave to firefighters, peace officers, detention officers, EMT's, medical staff and emergency management, as defined in this policy, if exposed to communicable diseases while on duty. Motion adopted.

- 14. Consider approval of the request for plat exemption from Vanessa Padierna on 311 Skyline Rd in Precinct No. 2 and take appropriate action.**

(14-41:47)

14. September 20, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the request for plat exemption from Vanessa Padierna on 311 Skyline Road in Precinct No. 2. Motion adopted.

- 15. Receive for the record a notice of business name change from Nail Spot to TJ Nails located at 2604 Mockingbird Lane, Suite A in Precinct No. 4 as of September 8, 2021, and take appropriate action.**

(15-42:42)

15. September 20, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received for the record a notice of business name change for Nail Spot to TJ Nails located at 2604 Mockingbird Lane, Suite A in Precinct No. 4 as of September 8, 2021. Motion adopted.

- 16. Receive bids for Annual Supply Contract for Gasoline, Diesel Fuel, and Dyed Diesel Fuel and take appropriate action.**

(16-43:09)

16. September 20, 2021. County Engineer John Johnston provided information to the Court. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received a bid from New Distributing Company, Incorporated in Victoria, Texas, for Annual Supply Contract for Gasoline, Diesel Fuel, and Dyed Diesel Fuel for Victoria County. Motion adopted.

- 17. Update and take appropriate action concerning the payment of the final invoice from Virtus/Commercial Restoration Company concerning insurance claims and expenditures for damages and repairs after Hurricane Harvey and take appropriate action.**

(17-44:06)

17. September 20, 2021. The Commissioners Court passed on this agenda item. No action taken.

- 18. Consider approval of the following for Victoria Regional Juvenile Justice-Detention Facility and take appropriate action:**

a. Detention and Residential contracts with Hidalgo County.

(18a-44:12)

18a. September 20, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the Detention and Residential contracts between the Victoria County Regional Juvenile Justice/Detention Facility and Hidalgo County. Motion adopted.

Consider approval of the following for Victoria Regional Juvenile Justice/Detention Facility and take appropriate action:

b. Detention Contract with Blanco, Burnet, Gillespie, Llano, and San Saba Counties.
(18b-44:12)

18b. September 20, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the Detention contract between the Victoria County Regional Juvenile Justice/Detention Facility and Blanco, Burnet, Gillespie, Llano, and San Saba Counties. Motion adopted.

Consider approval of the following for Victoria Regional Juvenile Justice/Detention Facility and take appropriate action:

c. Detention and Residential contracts with Williamson County.
(18c-44:12)

18c. September 20, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the Detention and Residential contracts between the Victoria County Regional Juvenile Justice/Detention Facility and Williamson County. Motion adopted.

- 19. Consider approval of Resolution No. 2021-0091 for a road donation from Jaime Zamora for the installation of a driveway and pipe culvert to improve drainage at 468 Timberline Dr, Victoria, Texas in the amount of \$817.00 in PCT No. 3 and take appropriate action.**

(19-45:43)

19. September 20, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved Resolution No. 2021-0091 for road donation in the amount of \$817.00 from Jaime Zamora of 468 Timberline Drive, Victoria, Texas, in Precinct No. 3 for installation of a driveway and pipe culvert to improve drainage. Motion adopted.

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

(20-46:17)

20. September 20, 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. General Fund, Sheriff's Office, Expenditures - Line item transfer
- c. Health Department, Expenditures - Line item transfer
- d. Emergency Management, Expenditures - Line item transfer
- e. Road and Bridge, Precinct No. 4, Expenditures - Line item transfer

Motion adopted.

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

(21-47:09)

21. September 20, 2021. Moved by Danny Garcia 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. Employment of Jacqueline Thomas, Records Clerk, at a rate of \$16.10 per hour, Budget Code 100-562-1148, effective September 28, 2021.
 2. Correction: Employment of Jason Carroll, Civil Deputy, at a rate of \$24.66 per hour, Budget Codes 100-563-1111-23.66 and 100-563-1136-1.00, effective September 15, 2021.
 3. VCSO Salary Adjustment Certification for Jennifer Wright, to be paid Master Certificate Pay of \$69.23 per pay period, effective October 1, 2021. Certification date for Jennifer Wright is September 19, 2014. Budget Coding: Enforcement/CID Certificate Pay 100-563-1137. Other Remarks: Jennifer returned to full time status and was a master peace officer prior to being reinstated.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 1. Correction: Employment of Daisy Monik Contreras, Extra Help-PRN, at a rate of \$13.50 per hour, Budget Code 100-573-1130, effective September 15, 2021.
 2. Correction: Employment of Anton Dwain Franklin, Extra Help-Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective September 15, 2021.
 3. TJJD Salary Adjustment for Johnny Polk, Juvenile Detention Officer (JSO), to be paid \$46.42 per pay period, effective October 1, 2021. Certification Date for Johnny Polk is March 30, 2021. Budget Coding: Post-Adj Secure (JSO) 231-578-1135. Other Remarks: J. Polk will moved to full time on September 11, 2021. Remarks: Johnny Polk became a certified JSO on 3/30/2021. The 2021 salary adjustment of \$46.42 should begin on pay date 10/1/2021. One payment of \$46.42 should be paid on 10/1/2021 and \$46.42 thereafter.
 4. TJJD Salary Adjustment for Jaden Stephenson, Juvenile Detention Officer (JSO), to be paid \$46.42 per pay period, effective October 1, 2021. Certification Date for Jaden Stephenson is July 29, 2021. Budget Coding: Post-Adj Secure (JSO) 231-578-1135. Other Remarks: J. Stephenson will moved to full time on September 11, 2021. Remarks: Jaden Stephenson became a certified JSO on 7/29/2021. The 2021 salary adjustment of \$46.42 should begin on pay date 10/1/2021. One payment of \$46.42 should be paid on 10/1/2021 and \$46.42 thereafter.
- c. Danny Garcia, County Commissioner, Precinct No. 1 - Road and Bridge, Precinct No. 1:
 1. Certification for completion of continuing education hours from Texas Association of Counties for Danny Garcia, Commissioner, Precinct No. 1 for the 2021 Legislative Conference.

- CONTINUED -

- d. Kevin Janak, County Commissioner, Precinct No. 2 - Road and Bridge, Precinct No. 2:
 - 1. Certification for completion of continuing education hours from Texas Association of Counties for Kevin Janak, Commissioner, Precinct No. 2 for the 2021 Legislative Conference.
- e. Gary Burns, County Commissioner, Precinct No. 3 - Road and Bridge, Precinct No. 3:
 - 1. Certificate of Completion of continuing education hours from the V. G. Young Institute of County Government for Gary Burns, County Commissioner, Precinct No. 3 for the 87th Annual South Texas Judges and Commissioners Association.
 - 2. Certification of completion of continuing education hours from Texas Association of Counties for Gary Burns, Commissioner, Precinct No. 3 for 2021 Legislative Conference.

Motion adopted.

22. Adjourn.

(22-47:37)

22. September 20, 2021. The Commissioners Court adjourned the meeting of September 20, 2021.