

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **1st day of November 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, NOVEMBER 1, 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. November 1, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, November 1, 2021 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. November 1, 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.

(3-2:01)

3. November 1, 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 East North Street, Victoria, Texas, spoke to the Court about a law enforcement officer that was attacked by a dog and would like to see Animal Control make changes and do more to protect law enforcement officers.

Fire Marshal Richard Castillo updated the Court on fire call numbers from the beginning of the year until October 31, 2021.

County Judge Zeller stated Election day is tomorrow from 7:00 a.m. until 7:00 p.m. for the 2021 Constitutional Amendment Election and Victoria I.S.D. Bond Election.

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

4. Consider approval of minutes and take appropriate action.

(4-8:44)

4. November 1, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on October 25, 2021. Motion adopted.

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

(5-9:15)

5. November 1, 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	11/1/2021	\$839,947.29
Supplemental Accounts	10/22/2021 – 10/28/2021	\$105,903.58

Motion adopted.

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

(6-9:38)

6. November 1, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the monthly report from Constable, Precinct No. 3. Motion adopted.

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

(7-9:51)

7. November 1, 2021. None. No action taken.

8. Consider approval of CMC Interim vendor payments, payroll, accounts payable, and personnel changes and take appropriate action.

(8-10:00)

8. November 1, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the payroll, accounts payable, personnel changes, and interim vendor payments for Citizens Medical Center dated October 28, 2021 in the amount of \$908,259.96 and the ACH report dated October 28, 2021 in the amount of \$2,171,251.10. Motion adopted.

9. Consider approval of Resolution 2021-0105 proclaiming November 2021 as Veterans Month in Victoria County and take appropriate action.

(9-10:44)

9. November 1, 2021. County Judge Zeller read the Resolution for Veterans' Month. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved Resolution No. 2021-0105 proclaiming November 2021 as Veterans' Month in Victoria County. Motion adopted.

10. Receive and provide information, evaluate demographics, take action to establish criteria for redistricting and take possible action regarding redistricting of county boundaries. *Recibir y proporcionar información, evaluar la demografía, tomar medidas para establecer criterios para la redistribución de distritos y tomar medidas posibles con respecto a la redistribución de los límites políticos del condado.*

(10-13:27)

10. November 1, 2021. Eric Magee, Attorney with Allison, Bass and Magee, L.L.P., reviewed the order establishing criteria for redistricting of political boundaries with the Court, why redistricting is important, and what it means for Victoria County residents. A

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lengthy discussion was held on each precincts' populations and boundaries, the process steps, time frames, public hearing dates, and additional information. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved Order No. 2021-0107 Establishing Criteria for Redistricting of Political Boundaries. The Court then reviewed the current county boundaries with Mr. Magee, looked at possible options for new Victoria County boundaries and drafted two proposals. County Engineer John Johnston also provided the Court with information. Mr. Magee informed the court of the shortened time span and required completion of redistricting by November 13th to comply with candidate filing periods for open offices in the upcoming primary election. The Court agreed to have a public hearing on proposed options on November 8, 2021 with possible action being taken. Mr. Magee will work with commissioners individually for any additional desired options for redistricting prior to the public hearing where the proposed redistricted maps will be presented to the public. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved Order No. 2021-0106 for Redistricting of Political Boundaries. Motion adopted.

11. Consider approval of the following items for the Victoria County Public Health Department and take appropriate action:

a. Indirect Cost Rate Proposal (ICRP) with MGT of America Consulting, LLC.

(11a-2:03:33)

11a. November 1, 2021. Public Health Director David Gonzales provided the Court with information. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved the Consulting Services Agreement to complete the Indirect Cost Rate Proposal (ICRP) between MGT of America Consulting, LLC and Victoria County, Texas for the Victoria County Public Health Department. Motion adopted.

Consider approval of the following items for the Victoria County Public Health Department and take appropriate action:

b. Integrative Medical Billing & Coding Solutions, LLC. Addendum B.

(11b-2:03:33)

11b. November 1, 2021. Public Health Director David Gonzales provided information to the Court. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved the Billing and Consulting Services Agreement Addendum B between Integrative Medical Billing and Coding Solutions, LLC and the Victoria County Public Health Department. Motion adopted.

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

c. Request for Bid Exemption - Public Health/ Safety Exemption for the purchase of a media campaign for vaccination efforts.

(11c-2:03:33)

11c. November 1, 2021. Public Health Director David Gonzales provided the Court with information. Moved by Kevin Janak and seconded by Clint Ives, as provided by §262.024 of the Texas Local Government Code, the Commissioners Court approved Order No. 2021-0108, Exempting Purchase of a Media Campaign for Vaccination Efforts from Competitive Bidding Procedures for the Victoria County Public Health Department. Motion adopted.

12. Consider agreement with Pagefreezer for social media archiving services and take

appropriate action.

(12-2:06:20)

12. November 1, 2021. John Sestak, IT Director, provided information to the Court and answered Commissioners Janak's question. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the agreement with Pagefreezer for social media archiving services for Victoria County. Motion adopted.

- 13. Receive the fully executed Community Development Block Grant - Disaster Relief (CDBG-DR) Local Buyout and Acquisition Program Amendment, Texas General Land Office (GLO) Grant Number 20-066-004-C033 and take appropriate action.**

(13-2:07:56)

13. November 1, 2021. County Engineer John Johnston provided the Court with information. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court received the fully executed Community Development Block Grant-Disaster Relief (CDBG-DR) Local Buyout and Acquisition Program Amendment No. 2, Texas General Land Office (GLO) Grant Number 20-066-004-C033. Motion adopted.

- 14. Receive notice of renewals and changes to employee voluntary insurance benefits and take appropriate action:**

a. Notice of rate increase for plan year 2022 from Bay Bridge for over sixty-five Medicare Supp. Coverage.

(14a-2:08:26)

14a. November 1, 2021. Human Resources Director Gina Howard provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the notice of rate increase for plan year 2022 from Bay Bridge for over sixty-five Medicare Supp. coverage. Motion adopted.

Receive notice of renewals and changes to employee voluntary insurance benefits and take appropriate action:

b. Notice of rate guarantee for plan year 2022 from 32Dental covering voluntary dental benefits.

(14b-2:08:26)

14b. November 1, 2021. Gina Howard, Human Resources Director, provided the Court with information. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the notice of rate guarantee for plan year 2022 from 32Dental covering voluntary dental benefits. Motion adopted.

Receive notice of renewals and changes to employee voluntary insurance benefits and take appropriate action:

c. Notice of rate guarantee and policy replacement for plan years 2022-2025 from HM Life/Davis Vision for voluntary vision benefits.

(14c-2:08:26)

14c. November 1, 2021. Human Resources Director Gina Howard provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the notice of rate guarantee and policy replacement for plan years 2022-2025 from HM Life/Davis Vision for voluntary vision benefits. Motion adopted.

Receive notice of renewals and changes to employee voluntary insurance benefits and

take appropriate action:

Notice of rate guarantee for plan years 2022-2024 from Standard for voluntary Long Term Disability.

(14d-2:08:26)

14d. November 1, 2021. Gina Howard, Human Resources Director, provided the Court with information. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the notice of rate guarantee for plan years 2022-2024 from Standard for voluntary Long Term Disability. Motion adopted.

Receive notice of renewals and changes to employee voluntary insurance benefits and take appropriate action:

Notice of plan amendment for plan year 2021 from Standard for voluntary Critical Illness/Specified Disease Insurance.

(14e-2:08:26)

14e. November 1, 2021. Human Resources Director Gina Howard provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the notice of plan amendment for plan year 2021 from Standard for Voluntary Critical Illness/Specified Disease Insurance. Motion adopted.

15. Consider approval of the following items for the Fire Marshall Office and take appropriate action:

a. Hear report of donations from Hochheim Prairie Insurance, Branch No. 5 to Volunteer Fire Departments.

(15a-2:10:35)

15a. November 1, 2021. Fire Marshal Richard Castillo thanked Hochheim Prairie Insurance for their donation. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court received a donation from Hochheim Prairie Insurance, Branch No. 5 in the amount of \$5,500.00 to be distributed to each of the following Victoria County Volunteer Fire Departments: Bloomington, DaCosta, Fordtran, Inez, Lone Tree, Mission Valley, Nursery, Placedo, Quail Creek, Raisin, and Victoria County in the amount of \$500.00 each. Motion adopted.

Consider approval of the following items for the Fire Marshall Office and take appropriate action:

b. Request for assistance for repairs not to exceed the amount of \$14,200 to the DaCosta Volunteer Fire Department Station.

(15b-2:10:35)

15b. November 1, 2021. Richard Castillo, Fire Marshal, explained the request for assistance from the DaCosta Volunteer Fire Department Station. Commissioner Garcia commended the DaCosta Volunteer Fire Department on always taking care of their department. Volunteer firefighter Brad Minor responded to Commissioner Ives' question regarding the funding. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the DaCosta Volunteer Fire Department's request for assistance for repairs in the amount of \$10,000.00 for now, and if at the end of the year the \$4,200.00 is available, then the County Auditor is authorized to move the \$4,200.00 over to the DaCosta Volunteer Fire Department Station. Motion adopted.

16. Consider approval of the following Detention and Residential contracts between

Victoria Regional Juvenile Justice/Detention Facility and take appropriate action:

a. Andrews County

(16a-2:18:39)

16a. November 1, 2021. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the Detention and Residential contracts between the Victoria County Regional Juvenile Justice/Detention Facility and Andrews County. Motion adopted.

Consider approval of the following Detention and Residential contracts between Victoria Regional Juvenile Justice/Detention Facility and take appropriate action.

b. Kendall County

(16b-2:18:39)

16b. November 1, 2021. Moved by Kevin Janak and seconded by Gary Burns, the Commissioners Court approved the Detention and Residential contracts between the Victoria County Regional Juvenile Justice/Detention Facility and Kendall County. Motion adopted.

17. Receive for the record 2021 Discretionary Fund Budget Amendment for Sheriff's Commissary Fund No. 380 and take appropriate action.

(17-2:19:11)

17. November 1, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court received for the record the 2021 Discretionary Fund Budget Amendment for the Sheriff's Commissary Fund No. 380 as an Increase to Expenditures. Motion adopted.

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

(18-2:19:35)

18. November 1, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the 2021 budget amendments for:

- a. General Fund, Various Departments, Expenditures – Line item transfer
- b. General Fund, Various Department, Expenditures – Line item transfer
- c. General Fund, Sheriff's Office, Expenditures - Line item transfer
- d. Road and Bridge, Precinct No. 1, Expenditures - Line item transfer
- e. Road and Bridge, Precinct No. 3, Expenditures - Increase
- f. Road and Bridge, Precinct No. 4, Expenditures - Increase

Motion adopted.

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

(19-2:20:12)

19. November 1, 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. Kevin Janak, Commissioner, Precinct No. 2 - Road and Bridge, Precinct No. 2:
 1. Retirement of Robert Lopez, Sr. Equipment Operator, with 6.15 PTO hours due, effective October 20, 2021.
- b. Ashley Hernandez, Tax Assessor Collector - County Tax Office:
 1. Salary change for Betsi Rivera, Clerk III, from a rate of \$15.25 per hour, Budget Code 100-499-1106 to a rate of \$15.75 per hour, effective October 23, 2021.
- c. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 1. Correction (Salary) Employment of Brandee Hess Vickery, Extra Help – Rover, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective September 26, 2021.
- d. Daniel Garcia, Commissioner, Precinct No. 1 - Road and Bridge, Precinct No. 1:
 1. Salary change for Manuel Ramos, Sr. Equip. Operator, from a rate of \$23.00 per hour, Budget Code 201-611-1108 to a rate of \$23.35 per hour, effective October 23, 2021.
 2. Retirement of Reynaldo Cavazos, Road Crew Foreman, with 80.0 PTO hours due, effective October 28, 2021. Other Remarks: Cell Phone Allowance \$1,080.04 G/L 201-611-1139.
- e. Justin Marr, Sheriff - Sheriff's Office:
 1. Employment of Priscilla Barboza, Detention Officer Tier 1, at a rate of \$17.99 per hour, Budget Code 100-565-1114, effective November 2, 2021.
- f. David Gonzales, Public Health Director - Victoria County Public Health Department:
 1. Employment of Audrey Sierra, Community Health Worker, at a rate of \$15.50 per hour, Budget Code 807-631-1101, effective November 2, 2021. Other Remarks: Cell Phone Allowance \$1080.00 - 807-631-1139.
 2. Employment of Gail Wright, Community Health Worker, at a rate of \$16.00 per hour, Budget Code 807-631-1101, effective November 2, 2021. Other Remarks: Cell Phone Allowance \$1080.00 - 807-631-1139.
- g. Ben Zeller, County Judge - Commissioner's Court:
 1. Employment of Maddison Heibel, Extra Help - Clerk I, at a rate of \$12.50 per hour, Budget Code 100-401-1130, effective November 9, 2021.

Motion adopted.

20. Adjourn.

(20-2:20:27)

20. November 1, 2021. The Commissioners Court adjourned the meeting of November 1, 2021.