

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **6th day of December 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, DECEMBER 6, 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. December 6, 2021. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, December 6, 2021 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. December 6, 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.

(3-1:08)

3. December 6, 2021. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

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

4. Consider approval of minutes and take appropriate action.

(4-1:32)

4. December 6, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on November 29, 2021. Motion adopted.

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

(5-1:48)

5. December 6, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	12/6/2021	\$228,071.37
Supplemental Accounts	11/26/2021 – 12/2/2021	\$26,127.88

Motion adopted.

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

(6-2:21)

6. December 6, 2021. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court approved the monthly reports from the County Judge; County Commissioners, Precincts Nos. 1, 3, and 4; District Clerk; County Clerk; Justices of the Peace, Precincts Nos 2 and 3; and Constables, Precincts Nos. 2 and 3. Motion adopted.

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

(7-2:51)

7. December 6, 2021. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the release of the following bond forfeiture judgment from the Court:

- a. Cause No. CIV2-20008: The State of Texas vs. George Reynaldo Trevino, Jr., Defendant and ASAP Bail Bonds, Surety.

Motion adopted.

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

(8-3:17)

8. December 6, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated December 2, 2021 in the amount of \$551,804.55 and the ACH report dated December 2, 2021 in the amount of \$1,795,666.82. Motion adopted.

9. Receive notice of Transparency Star Award from the Texas Comptroller of Public Accounts for exemplary efforts in creating financial transparency in the area of Debt Obligations and take appropriate action.

(9-3:57)

9. December 6, 2021. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court received the notice of Transparency Star Award from the Texas Comptroller of Public Accounts for Victoria County's exemplary efforts in creating financial transparency in the area of Debt Obligations. Motion adopted.

10. Consider calling a public hearing regarding the designation of a reinvestment zone at the Port of Victoria South Industrial Park and take appropriate action.

(10-7:22)

10. December 6, 2021. Jonas Titus with Victoria Economic Development Corporation gave an overview of the designation of a reinvestment zone at the Port of Victoria South Industrial Park. Mr. Titus held a discussion with the Court. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved to post a notice in the newspaper and to schedule the public hearing for December 20, 2021 for the designation of a reinvestment zone at the Port of Victoria South Industrial Park. Motion adopted.

- 11. Consider approval and authorization to advertise a request for proposals to conduct a classification and compensation study and analysis and take appropriate action.**

(11-13:53)

11. December 6, 2021. County Judge Ben Zeller presented the drafted request for proposals. Discussion was held on the process and timeline. Giani Cantu, Chief of Staff, answered questions. Commissioner Ives shared concerns for impacts to law enforcement and asked that Sheriff's Office have an opportunity to review and provide input to the drafted RFP, and suggested that they look forward to additional positions that may be created, such as deputies for the Constables. Commissioner Burns suggested the same for Juvenile services. The court advised to bring back on the next agenda after input from the two offices. No action taken.

- 12. Consider approval of payment of interest on the property tax refund by Victoria County for Victoria WLE, L.P. in the amount of \$34,622.72 and take appropriate action.**

(12-29:37)

12. December 6, 2021. County Tax Assessor Collector Ashley Hernandez explained the tax refund payment to the Court and answered the Court's questions. Commissioner Janak recommended that Victoria County's attorney review the tax refund documents. After discussion between the Court and Ms. Hernandez, the Commissioners Court passed on the payment of interest on the property tax refund to Victoria WLE, L.P. until Victoria County's attorney reviews the documentation. No action taken.

- 13. Receive the following fully executed contract for the Victoria County Public Health Department and take appropriate action:**

a. Building Brands Marketing (BBM)

(13a-41:15)

13a. December 6, 2021. Public Health Director David Gonzales provided information to the Court. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed Building Brands Marketing (BBM) contract for a media campaign for vaccination efforts for the Victoria County Public Health Department. Motion adopted.

Receive the following fully executed contract for the Victoria County Public Health Department and take appropriate action:

b. Tuberculosis Prevention and Control-Federal (TB/PC) - HHS001096400026

(13b-41:15)

13b. December 6, 2021. David Gonzales, Public Health Director, provided the Court with information. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed Tuberculosis Prevention and Control-Federal (TB/PC) - HHS001096400026 contract for the Victoria County Public Health Department. Motion adopted.

- 14. Consider approval of FY 2022 State and Local Overtime (SLOT) Funding Allotment and take appropriate action.**

(14-41:49)

14. December 6, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the FY 2022 State and Local Overtime (SLOT) Funding Allotment in the amount of \$15,500.00 from U.S. Immigrations and Customs Enforcement. Motion adopted.

- 15. Ratify Section 3 Amendment No. 1 to the construction contract with Udelhoven related to the Community Development Block Grant (CDBG) Grant No. 7219451 Victoria County WCID No. 2-Placedo and take appropriate action.**

(15-42:30)

15. December 6, 2021. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court ratified the Section 3 Amendment No. 1 to the construction contract between Udelhoven Oilfield System Services, Inc. and Victoria County related to the Victoria County Texas Community Development Block Grant (CDBG) Program Contract No. 7219451, Victoria County WCID No. 2-Placedo. Motion adopted.

- 16. Consider approval of the following request for plat exemption and take appropriate action:**

a. Thomas & Kimberly Carroll at 93 Isabel Ivy Drive in Precinct No. 3.

(16a-43:52)

16a. December 6, 2021. John Johnston, County Engineer, provided the Court with information. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the request for plat exemption from J. Thomas and Kimberly Carroll at 93 Isabel Ivy Drive in Precinct No. 3. Motion adopted.

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

b. Dennis Hunt at 5952 Midway Road South in Precinct No. 4.

(16b-43:52)

16b. December 6, 2021. John Johnston, County Engineer, provided the Court with information. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the request for plat exemption from Dennis Hunt at 5952 Midway Road South in Precinct No. 4. Motion adopted.

- 17. Receive FY 2022 Victoria County Liability Coverage Renewal with Texas Association of Counties and consider authorization of payment for Invoice No. 34885 for the coverage period January 1, 2022-January 1, 2023 and take appropriate action.**

(17-45:19)

17. December 6, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received the FY 2022 Victoria County Liability Coverage Renewal with Texas Association of Counties and authorized payment of Invoice No. 34885 in the amount of \$304,369.00 for the coverage period January 1, 2022 through January 1, 2023. Motion adopted.

- 18. Consider approval of Citizens Medical Center Emergency Department Expansion & Renovation AIA Document G702 Application for Payment No. 14 and take appropriate action.**

(18-46:05)

18. December 6, 2021. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the Citizens Medical Center Emergency Department Expansion and Renovation AIA Document G702 Application for Payment No. 14 in the amount of \$596,065.75. Motion adopted.

- 19. Consider approval of Resolution No. 2021-0116 for road donation in PCT No. 3 from Juan Garcia for installation of a driveway and pipe culvert to improve drainage at**

3839 Old Goliad Rd. Victoria, Texas in the amount of \$1,297.00 and take appropriate action.

(19-46:50)

19. December 6, 2021. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved Resolution No. 2021-0116 for road donation in the amount of \$1,297.00 from Juan Garcia of 3839 Old Goliad Road, 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 action:

(20-47:28)

20. December 6, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the following 2021 budget amendments:

- a. General Fund, Various Departments, Expenditures – Line item transfer
- b. Emergency Management, Expenditures- Line item transfer
- c. Road and Bridge, Precinct No. 1, Expenditures- Line item transfer
- d. Road and Bridge, Precinct No. 2, Expenditures- Line item transfer
- e. Capital Credits Fund, Expenditures- Line item transfer
- f. Elections Administrators Special, Expenditures - Line item transfer
- g. Health Department, Expenditures - Line item transfer
- h. Road and Bridge, Precinct No. 4, Revenues and Expenditures - Line item transfer

Motion adopted.

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

(21-49:30)

21. December 6, 2021. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Clint Ives, Commissioner, Precinct No. 4 - Road and Bridge, Precinct No. 4:
 - 1. Salary change (correction g/l code) for Eduardo Cantu, Equip. Operator, from a rate of \$18.00 per hour, Budget Code 204-614-1105 to a rate of \$21.04 per hour, effective November 6, 2021.
- b. Justin Marr, Sheriff - Sheriff's Office:
 - 1. Employment of Phillip Garcia, School Resource Officer, at a rate of \$24.66 per hour, Budget Codes 395-560-1109-23.66 and 395-560-1136-1.00, effective December 28, 2021.
- c. Margetta Hill, Elections Administrator - Elections Office:
 - 1. Request for payment of 207.98 unused PTO hours in the amount of \$5,856.72 for Margetta Hill, Elections Administrator.
- d. Danny Garcia, Commissioner, Precinct No. 1 - Road and Bridge, Precinct No. 1:
 - 1. Employment of Marcus Salinas, Sr. Equip. Operator, at a rate of \$22.00 per hour, Budget Code 201-611-1108, effective December 7, 2021.

- CONTINUED -

- e. David Gonzales, Public Health Director - Victoria County Public Health Department:

1. Resignation of Belinda Delgado, Medical Case Manager, effective December 2, 2021.

Motion adopted.

22. Closed meeting pursuant to V.T.C.A. Government Code §551.072 to discuss real property.

(22-50:18)

22. December 6, 2021. The Commissioners Court went into closed session at 10:51 a.m., pursuant to V.T.C.A. Government Code §551.072, to discuss real property.

23. Pursuant to V.T.C.A. Government Code §551.102, return to an open meeting and take any action deemed necessary based upon discussion in the closed meeting.

(23-1:22:39)

23. December 6, 2021. The Commissioners Court returned to open meeting at 11:23 a.m., pursuant to V.T.C.A. Government Code §551.102, with no action taken.

24. Adjourn.

(24-1:22:54)

24. December 6, 2021. The Commissioners Court adjourned the meeting of December 6, 2021.