

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **16th day of May A.D., 2022**, 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 16, 2022, 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 16, 2022. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, May 16, 2022 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. May 16, 2022. 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.

(3-1:30)

3. May 16, 2022. 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 Street, Victoria, Texas, stated today is the last day for the Victoria County appraisals protest. Mr. Vonderau also mentioned that Animal Control and Victoria Police Department will be at Meals on Wheels, 603 East Murray Street, today. He prayed for the individuals that are left behind in Afghanistan and spoke about Ukraine.

Judge Zeller informed the public that the article in the Victoria Advocate last Friday was incorrect in regards to the Commissioners Court appointing the Victoria County Appraisal Review Board. He stated that the Administrative District Judge appoints the board. He also mentioned tomorrow morning there will be a Peace Officers Memorial Day Ceremony held at 9:00 a.m. at DeLeon Plaza. Also, early voting for the run-off election begins today and the Election day is Tuesday, May 24, 2022.

Commissioner Kevin Janak informed the public that Fordtran Store Road Bridge is under repair and should be completed in 60 days. Commissioner Danny Garcia mentioned the bridge at Raven Road is also being repaired and should be completed in 60 days.

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

4. Consider approval of minutes and take appropriate action.

(4-6:42)

4. May 16, 2022. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the minutes of the Commissioners Court meeting held on May 9, 2022. Motion adopted.

5. Consider approval of accounts payable and take appropriate action.

(5-6:56)

5. May 16, 2022. 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	5/16/2022	\$1,487,528.29
Supplemental Accounts	5/6/2022 – 5/12/2022	\$86,605.60

Motion adopted.

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

(6-7:25)

6. May 16, 2022. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the monthly reports from the County Treasurer; County Clerk; Constables, Precincts Nos. 1, 2 and 4; and Victoria County Extension Agent 4-H Youth Development. Motion adopted.

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

(7-7:53)

7. May 16, 2022. None. No action taken.

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

(8-8:03)

8. May 16, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated May 12, 2022 in the amount of \$712,403.54 and the ACH report dated May 12, 2022 in the amount of \$2,196,733.98. Motion adopted.

9. Hear report from Victoria County Sheriff regarding the ongoing border crisis, its impact in Victoria County, and the implications of the Federal Government ending "Title 42" and take appropriate action.

(9-8:41)

9. May 16, 2022. Sheriff Justin Marr provided numbers of immigrants that have been taken back to Border Patrol, ones that have escaped and arrests made. Sheriff Marr stated that with the Federal Government ending Title 42 at the end of this month, this situation will get worse. The Sheriff explained how the ongoing border crisis has impacted Victoria County. Sheriff Marr stated Jackson and Webb counties have encountered trailer loads of immigrants. Commissioner Garcia questioned who is responsible if Victoria County would encounter the same situation as Jackson County. Sheriff Marr responded to Commissioner Garcia and also responded to Judge Zeller's question regarding the grant and how much

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was used for personnel costs. Commissioner Janak questioned if the fuel was covered

under the grants and Sheriff responded and also discussed the Fentanyl, fake pill situation. No action taken.

10. Canvass the May 7, 2022 Joint Special Election results and take appropriate action.
(10-26:16)

10. May 16, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the canvass of the May 7, 2022 Joint Special Election results. Motion adopted.

11. Receive the following fully executed items from the Victoria County Health Department and take appropriate action.

a. Contract Amendment No. 4 for the renewal of the Immunization/Locals Grant Contract HHS000119700011.

(11a-26:24)

11a. May 16, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed Contract Amendment No. 4 for the renewal of the Immunization/Locals Grant Contract HHS000119700011 for the Victoria County Public Health Department. Motion adopted.

Receive the following fully executed items from the Victoria County Health Department and take appropriate action.

b. Contract Amendment No. 1 for the Zoonosis Control Program Animal-Friendly Grant - DSHS Contract No. HHS000932900004.

(11b-26:24)

11b. May 16, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed Contract Amendment No. 1 for the Zoonosis Control Program Animal Friendly Grant - DSHS Contract No. HHS000932900004 for the Victoria County Public Health Department. Motion adopted.

Receive the following fully executed items from the Victoria County Health Department and take appropriate action.

c. Tuberculosis Prevention and Control-State Grant Program Contract No. HHS001182200025.

(11c-26:24)

11c. May 16, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court received the fully executed Tuberculosis Prevention and Control-State Grant Program Contract No. HHS001182200025 for the Victoria County Public Health Department. Motion adopted.

12. Consider approval of a request for plat exemption from Tim McFarland at 1333 Schleich Rd. Port Lavaca, Tx. in Precinct No. 1 and take appropriate action.

(12-26:36)

12. May 16, 2022. County Engineer John Johnston spoke to the Court regarding the plat exemption request. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the plat exemption request from Tim McFarland at 1333 Schleich Road, Port Lavaca, Texas, in Precinct No. 1. Motion adopted.

13. Consider approval of an amended plat request for Lot 1, Block 1 of the Valle Vista Phase 1 Subdivision and take appropriate action.

(13-26:42)

13. May 16, 2022. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved the amended plat request for Lot 1 Block 1 of the Valle Vista Phase 1 Subdivision. Motion adopted.

14. Consider approval of the following in connection to the Pattie Dodson Public Health Center Signage Project and take appropriate action:

a. A resolution establishing a procurement method.

(14a-26:49)

14a. May 16, 2022. County Engineer John Johnston discussed the procurement method with the Court. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Project Resolution No. 1 establishing a procurement method in connection to the Pattie Dodson Public Health Center Signage Project. Motion adopted.

Consider approval of the following in connection to the Pattie Dodson Public Health Center Signage Project and take appropriate action:

b. A resolution delegating authority to the County Judge.

(14b-26:49)

14b. May 16, 2022. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Project Resolution No. 2 delegating authority to the County Judge in connection to the Pattie Dodson Public Health Center Signage Project. Motion adopted.

Consider approval of the following in connection to the Pattie Dodson Public Health Center Signage Project and take appropriate action:

c. A resolution establishing a selection committee.

(14c-26:49)

14c. May 16, 2022. County Engineer John Johnston spoke to the Court in regards to the selection committee. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the Project Resolution No. 3 establishing a selection committee of David Gonzales, Director of Victoria County Public Health Department, Delilah Perez, Assistant Director of Victoria County Public Health Department, Kelly Hubert, Facilities Manager, John A. Johnston, County Engineer, and Patrick Ohrt, Architect for RMA, in connection to the Pattie Dodson Public Health Center Signage Project. Motion adopted.

Consider approval of the following in connection to the Pattie Dodson Public Health Center Signage Project and take appropriate action:

d. Approval and authorization to advertise a competitive sealed proposal.

(14d-26:49)

14d. May 16, 2022. County Engineer John Johnston discussed the advertisement and open dates for the proposal. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved and authorized to advertise a competitive sealed proposal in connection to the Pattie Dodson Public Health Center Signage Project. Motion adopted.

15. Consider approval of Order No. 2022-0045 for the Annual Victoria County Investment Policy and take appropriate action.

(15-32:17)

15. May 16, 2022. County Treasurer Sean Kennedy provided information to the Court and answered Commissioner Janak's question regarding interest rates. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved Order No. 2022-0045 for the Annual Victoria County Investment Policy. Motion adopted.

16. Consider approval of Order No. 2022-0046 Ratifying Purchase of Certificate of Deposits and take appropriate action.

(16-33:36)

16. May 16, 2022. County Treasurer Sean Kennedy provided information to the Court. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court approved Order No. 2022-0046 Ratifying Purchase of Certificate of Deposits. Motion adopted.

17. Consider approval of the following request for payment in connection to CDBG Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 and take appropriate action:

a. CK Newberry LLC in the amount of \$81,862.99.

(17a-34:30)

17a. May 16, 2022. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved the request for payment in connection to CDBG-DR Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 to CK Newberry LLC in the amount of \$81,862.99. Motion adopted.

Consider approval of the following request for payment in connection to CDBG Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 and take appropriate action:

b. CivilCorp in the amount of \$15,285.00.

(17b-34:30)

17b. May 16, 2022. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved the request for payment in connection to CDBG-DR Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 to CivilCorp in the amount of \$15,285.00. Motion adopted.

Consider approval of the following request for payment in connection to CDBG Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 and take appropriate action:

c. GrantWorks, Inc. in the amount of \$6,403.60.

(17c-34:30)

17c. May 16, 2022. Moved by Kevin Janak and seconded by Clint Ives, the Commissioners Court approved the request for payment in connection to CDBG-DR Hurricane Harvey Disaster Recovery Program Contract No. 20-065-094-C262 to GrantWorks, Inc. in the amount of \$6,403.60. Motion adopted.

18. Consider approval of Resolution No. 2022-0047 for the federal off-system bridge program administered by the Texas Department of Transportation and take appropriate action.

(18-35:25)

18. May 16, 2022. Commissioner Clint Ives provided the Court with information. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved Resolution No. 2022-0047 for the federal off-system bridge program administered by the Texas Department of Transportation. Motion adopted.

19. Consider approval of the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and the 258th & 411th Judicial District County and take appropriate action.

(19-38:49)

19. May 16, 2022. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and the 258th and 411th Judicial District County. Motion adopted.

20. Consider approval of the following 2022 budget amendments and take appropriate action.

(20-39:21)

20. May 16, 2022. Moved by Clint Ives and seconded by Danny Garcia, the Commissioners Court approved the 2022 budget amendments for:

- a. Victoria County Care Court, Revenues and Expenditures – Line item transfer
- b. Elections Administrators Special, Revenues and Expenditures – Line item transfer
- c. General Fund/Various Departments, Expenditures -Line item transfer
- d. Emergency Management, Expenditures - Line item transfer
- e. Road and Bridge, Precinct No. 3, Expenditures - Increase

Motion adopted.

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

(21-40:49)

21. May 16, 2022. 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. Constance Filley Johnson, Criminal District Attorney - District Attorney's Office:
 - 1. A change of Longevity Pay for Arnold K. Hayden, Jr. Remarks: Arnold K. Hayden Jr. qualifies for an increase in longevity pay from \$55.38 to \$64.50 on June 9, 2022 payroll and \$64.62 thereafter; GL Code 100-475-1135.

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- b. David Gonzales, Public Health Director - Victoria County Public Health Department:
 - 1. Salary and position change for Elizabeth Cazares, from Outreach Coordinator, at a rate of \$19.57 per hour, Budget Code 810-633-1111

- to Office Manager, at a rate of \$20.75 per hour, Budget Code 810-633-1104, effective May 7, 2022.
- 2. Salary change for Maribel Rangel, Clerk III, from a rate of \$18.25 per hour, Budget Code 810-633-1107 to a rate of \$18.80 per hour, effective May 7, 2022.
- 3. Resignation of Alexis H. Ortiz, Animal Control Off with 4.62 PTO hours due, effective May 12, 2022.
- c. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 - 1. Employment of Leroy Fillmore, JSO, at a rate of \$16.14 per hour, Budget Code 100-573-1156, effective June 1, 2022.
 - 2. Employment of Shianne Tristran, Extra Help (Rover), at a rate of \$14.75 per hour, Budget Code 100-573-1130, effective May 17, 2022.
 - 3. Resignation of Lionel Paz, JSO, effective May 9, 2022.
- d. Danny Garcia, Commissioner, Precinct No. 1 - Road and Bridge, Precinct No. 1:
 - 1. A request for payment of 115 Compensatory Hours for Pedro Villarreal, Foreman, Precinct No. 1, in the amount of \$3,198.15, to be paid from line item 201-611-1103. These hours have been accrued through unforeseen projects.

Motion adopted.

22. Pursuant to V.T.C.A. Government Code §551.074 to discuss personnel regarding various departments and §551.087 to discuss economic development.

(22-41:19)

22. May 16, 2022. The Commissioners Court went into closed session at 10:41 a.m., pursuant to V.T.C.A. Government Code §551.074, to discuss personnel regarding various departments and §551.087 to discuss economic development.

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

(23-1:50:01)

23. May 16, 2022. The Commissioners Court returned to open meeting at 11:50 a.m., pursuant to V.T.C.A. Government Code §551.102, with no action taken.

24. Adjourn.

(24-1:50:12)

24. May 16, 2022. The Commissioners Court adjourned the meeting of May 16, 2022.