

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **20th day of June 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, JUNE 20, 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. June 20, 2022. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, June 20, 2022 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. June 20, 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.

(3-1:02)

3. June 20, 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, voiced his concerns regarding dangerous dogs in Victoria County.

Fire Marshal Richard Castillo reviewed the KBDI numbers and stated there should be no outdoor burning unless it is burned in a barrel. He also stated there will be fireworks at Saxet Lake on July 4, 2022 and asked people to come there for July 4th fireworks. Fire Marshal Castillo answered Judge Zeller's question regarding fireworks being sold for July 4th. He advised the public to go watch the fireworks at the Victoria Community Center or Saxet Lake on July 4th. He also answered Commissioner Garcia's question regarding what would happen if someone sold fireworks that are prohibited. Commissioner Gary Burns asked if firework stands could be shut down if they were to sell fireworks that are prohibited. Fire Marshal Castillo responded.

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

4. Consider approval of minutes and take appropriate action.

(4-12:36)

4. June 20, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on June 13, 2022. Motion adopted.

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

(5-12:50)

5. June 20, 2022. 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	6/20/2022	\$889,170.04
Supplemental Accounts	6/10/2022 – 6/16/2022	\$117,719.13

Motion adopted.

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

(6-13:18)

6. June 20, 2022. Moved by Danny Garcia and seconded by Clint Ives, the Commissioners Court received the monthly reports from the County Treasurer, County Clerk, and Pre-Trial Services. Motion adopted.

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

(7-13:36)

7. June 20, 2022. None. No action taken.

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

(8-13:46)

8. June 20, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated June 16, 2022 in the amount of \$535,171.17 and the ACH report dated June 16, 2022 in the amount of \$3,057,909.44. Motion adopted.

9. Discuss and consider the separation of the Animal Control Division from the Public Health Department and take appropriate action.

(9-14:23)

9. June 20, 2022. County Judge Zeller spoke on the benefits of the separation of Animal Control from the Victoria County Public Health Department. Commissioner Burns spoke about the responsibilities of Animal Control. Michael Atkinison, chair of the Animal Control Advisory Board, reviewed the different topics that were discussed at the last Animal Control meeting. He stated the three major things taking place are enforcement, adoption, and medical care. Mr. Atkinison mentioned it would be much more efficient to separate Animal Control. Judge Zeller spoke about the history of how Victoria County became involved with Animal Control and reviewed considerations to separate Animal Control. The Court held a discussion on Animal Control. County Judge's Chief of Staff commented on the order that designates an officer to act as the local rabies control authority. Public Health Director David Gonzales responded to Judge Zeller's question on any additional steps that would need to be completed. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved the separation of Animal Control from the Victoria County Public Health Department, making Animal Control a stand-alone department under the Commissioners Court. Motion adopted.

10. Hear update regarding Health Department programs and responsibilities

(10-46:18)

10. June 20, 2022. Mary Tanguma, Environmental Supervisor/Water Lab Manager, gave an overview of the positions and duties of the Environmental Department at the Victoria County Public Health Department. Public Health Director David Gonzales acknowledged Delilah Perez, Assistant Director, for her leadership these past couple of years. Kim Pagel with the Women, Infants, and Children (WIC) at the Victoria County Public Health Department spoke to the Court about the background of WIC. She also informed the Court on the Curbside Service Model, Online Nutrition Education Classes, WIC Phone App, Fruit and Vegetable Benefit Increase, Formula Shortage, Customer Service, and the future of the WIC Program. No action taken.

- 11. Consider approval of CSRS contract for American Rescue Plan Act (ARPA) Project Administration services, subject to legal counsel recommendations, and take appropriate action.**

(11-1:19:18)

11. June 20, 2022. Grant Administrator Robin Knipling reviewed changes for the agreement with the Court. Commissioners Court passed on the Professional Services Agreement between Victoria County and CSRS, LLC for American Rescue Plan Act (ARPA) Project Administration services. No action taken.

- 12. Consider approval of a contract with ArkStar for Air Service Marketing & Advertising for Victoria Regional Airport and take appropriate action.**

(12-1:21:55)

12. June 20, 2022. Victoria Regional Airport's Executive Director Lenny Llerena reviewed the contract with the Court. Moved by Gary Burns and seconded by Danny Garcia, the Commissioners Court approved the contract with ArkStar for Air Service Marketing and Advertising for the Victoria Regional Airport. Motion adopted.

- 13. Receive and approve the Internal Revenue Services notice to increase mileage reimbursement rates for the remainder of 2022 and take appropriate action.**

(13-1:24:26)

13. June 20, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the standard mileage reimbursement rate of 62.5 cents per mile for Victoria County, beginning July 1, 2022. Motion adopted.

- 14. Receive for the record the submitted competitive sealed proposals for the Victoria Regional Airport Maintenance Demolition Project and take appropriate action.**

(14-1:25:29)

14. June 20, 2022. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court received for the record the submitted competitive sealed proposals for the Victoria Regional Airport Maintenance Demolition Project from the following:

Grant Mackay Company, Inc.	Houston, Texas	\$157,014.00
Lauger Companies, Inc.	Victoria, Texas	\$198,804.00
Frontier Development, Inc.	Hallettsville, Texas	\$222,000.00
BillyGoat Demo, L.L.C.	Edna, Texas	\$451,818.00

and passed on voting for further review. Motion adopted.

- 15. Consider approval of plat exemption request for Deborah Kellis at 1725 Coletoville**

Rd. East in Precinct No. 3 and take appropriate action.

(15-1:27:43)

15. June 20, 2022. Administrative Assistant Maddison Heibel spoke to the Court regarding the plat exemption request. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved the plat exemption request from Deborah Kellis at 1725 Coletoville Road East, Victoria, Texas, in Precinct No. 3. Motion adopted.

16. Pursuant to V.T.C.A. Transportation Code §251.152 to hold a public hearing for traffic regulation to install two-way stop signs at intersections of Brazos St. and Houston St. and Goode St. and Rail St. in Bloomington in Precinct No. 1 and take appropriate action.

(16-1:28:28)

16. June 20, 2022. County Judge Zeller declared a public hearing open, pursuant to V.T.C.A. Transportation Code §251.152, prior to the adoption of traffic regulations. Commissioner Garcia stated the reasons for the stop signs. With no public comments, County Judge Zeller closed the public hearing. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court adopted the following traffic regulation changes:

PRECINCT NO. 1, BLOOMINGTON, TEXAS 77951 - INSTALLATION OF 2-WAY STOP SIGNS AT THE FOLLOWING INTERSECTIONS:

1. Brazos Street North and Houston Street

2. Goode Street and Rail Street South

Motion adopted.

**17. Consider approval of the following Detention and Residential Contracts for the Victoria County Regional Juvenile Justice Center and take appropriate action:
a. Matagorda County.**

(17a-1:29:51)

17a. June 20, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Matagorda County. Motion adopted.

**Consider approval of the following Detention and Residential Contracts for the Victoria County Regional Juvenile Justice Center and take appropriate action:
b. Cen-Tex Juvenile Probation Department (Bastrop, Burleson, Lee and Washington Counties).**

(17b-1:29:51)

17b. June 20, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Cen-Tex Juvenile Probation Department (Bastrop, Burleson, Lee and Washington Counties) County. Motion adopted.

- CONTINUED -

Consider approval of the following Detention and Residential Contracts for the

Victoria County Regional Juvenile Justice Center and take appropriate action:

c. Hidalgo County.

(17c-1:29:51)

17c. June 20, 2022. Moved by Kevin Janak and seconded by Danny Garcia, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Hidalgo County. Motion adopted.

18. Discuss and analyze road material contracts and take appropriate action.

(18-1:30:44)

18. June 20, 2022. Commissioner Gary Burns provided information to the Court. County Auditor Michelle Samford mentioned that Commissioner Burns verified with Texas Association of Counties (TAC) that Local Government Code 262.031 (B) allows a contract price to be increased by 25% without rebidding or renegotiating the contract. She suggested that there be a written letter from Quality Hot Mix that they are unable to meet the bid price and what amount they will charge Victoria County. The Court discussed the materials and contract options. Moved by Gary Burns and seconded by Clint Ives, the Commissioners Court authorized Commissioner Burns to increase the contract amount up to 25% over the original amount with Quality Hot Mix, providing there is written confirmation stating the price increase for road materials. Motion adopted.

19. Consider approval of Resolution No. 2022-0051 for a road donation in Precinct No. 4 from Nathan Budd for installation of a pipe culvert to improve drainage on Old Hwy Road, Inez in the amount of \$1,000.00 and take appropriate action.

(19-1:38:16)

19. June 20, 2022. Moved by Clint Ives and seconded by Kevin Janak, the Commissioners Court approved Resolution No. 2022-0051 for road donation in the amount of \$1,000.00 from Nathan Budd at Old Highway Road, Inez, Texas, in Precinct No. 4 for installation of a pipe culvert to improve drainage. Motion adopted.

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

(20-1:38:41)

20. June 20, 2022. Moved by Clint Ives and seconded by Gary Burns, the Commissioners Court approved the 2022 budget amendments for:

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

Motion adopted.

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

(21-1:40:08)

21. June 20, 2022. Moved by Danny Garcia and seconded by Kevin Janak, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Ashley Hernandez, Tax Assessor Collector - Tax Office:
 - 1. Salary change for Lynette Jordan, Clerk III, from a rate of \$15.00 per hour, Budget Code 100-499-1106 to a rate of \$16.00 per hour, effective June 18, 2022.
 - 2. Salary change for Ashley Nicole Garcia, Part-AcctG Clerk, from a rate of \$17.00 per hour, Budget Code 100-499-1107 to a rate of \$17.70 per hour, effective June 18, 2022.
 - b. Margetta Hill, Elections Administrator - Elections Office:
 - 1. Salary and position change for Marilyn D. Davis, from P/T Clerk II, at a rate of \$13.91 per hour, Budget Code 450-490-1110 to Clerk III, at a rate of \$16.58 per hour, Budget Code 100-490-1104, effective June 18, 2022.
 - c. Justin Marr, Sheriff - Sheriff's Office:
 - 1. Employment of Reagan Hawk, Nurse, at a rate of \$22.33 per hour, Budget Code 100-565-1128, effective June 21, 2022.
 - 2. Salary and position change for Brandey Davis, from Corporals, at a rate of \$26.60 per hour, Budget Codes 100-565-1109 and 100-565-1137 Cert Pay to Sergeants, at a rate of \$28.14 per hour, Budget Codes 100-565-1108 and 100-565-1137 Cert Pay, effective June 18, 2022.
 - 3. Salary and position change for Adrian Flores, from Crime Scene Tech, at a rate of \$22.86 per hour, Budget Code 100-562-1161 to Corporals, at a rate of \$26.60 per hour, Budget Code 100-565-1109, effective June 18, 2022.
 - 4. Retirement of Patrick Aitchison, Captain Administration, with 80.0 PTO and 238.17 Compensatory hours due, effective June 17, 2022.
 - 5. Salary and position change for Ryan Mikulec, from Lt. Enforcement, at a rate of \$31.52 per hour, Budget Codes 100-563-1105-30.52, 100-563-1136-1.00, and 100-563-1137 Cert Pay to Captain Administration, at a rate of \$37.90 per hour, Budget Codes 100-562-1140-36.90, 100-562-1136-1.00, and 100-562-1137 Cert Pay, effective June 18, 2022.
 - 6. Salary and position change for Mark Zimmer, from SGT School Resource Officer (SRO), at a rate of \$29.14 per hour, Budget Codes 395-560-1108-28.14, 395-560-1136-1.00, and 395-560-1137 Cert Pay to Lt. Enforcement, at a rate of \$31.52 per hour, Budget Codes 100-563-1105-30.52, 100-563-1136-1.00, and 100-563-1137 Cert Pay, effective June 18, 2022.
 - 7. Correction (pay/position): Salary and position change for Allen Martinez, from Sergeants, at a rate of \$29.14 per hour, Budget Codes 100-565-1108-28.14, 100-565-1136-1.00, and 100-565-1137 Cert Pay to Courts/Extrad-Tier 2, at a rate of \$25.86 per hour, Budget Codes 100-565-1210-24.86, 100-565-1136-1.00, and 100-565-1137 Cert Pay, effective June 18, 2022.
- CONTINUED -
- 8. Position change for Edward Flores, from Detention Tier 3, at a rate of \$22.86 per hour, Budget Code 100-565-1115 to Classification Officer,

Budget Code 100-565-1119, effective June 18, 2022.

d. Pama Hencerling, Chief Probation Officer - Juvenile Detention:

1. TJJD Salary Adjustment Certification for Anthony Hernandez, Juvenile Detention Officer (JSO), to be paid \$46.42 per pay period, effective April 14, 2022. Certification date for Anthony Hernandez is October 15, 2021. Budget Coding: Post-Adj Secure (JSO) 231-578-1135. Other Remarks: A. Hernandez was part-time he moved to full time on March 26, 2022. Remarks: Anthony Hernandez became a certified JSO on 10/15/2021. The 2022 salary adjustment of \$46.42 should begin on pay date 4/14/2022. One payment of \$278.52 should be paid on 6/24/22 and \$46.42 thereafter.

Motion adopted.

22. Adjourn.

(22-1:40:36)

22. June 20, 2022. The Commissioners Court adjourned the meeting of June 20, 2022.