

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **27th day of February A.D., 2023**, 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
Jason Ohrt,	Commissioner Precinct No. 2
Gary Burns,	Commissioner Precinct No. 3
Kenneth Sexton,	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, FEBRUARY 27, 2023, 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. February 27, 2023. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, February 27, 2023 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. February 27, 2023. 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.

(3-1:45)

3. February 27, 2023. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Kodie Foster, 4-H member, invited the Court to the Victoria Livestock Show Auction today at 4:30 p.m.

Commissioner Kenneth Sexton spoke to the Court about the passing of Claude Jacobs and asked for prayers for the families.

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

4. Consider approval of minutes and take appropriate action.

(4-4:54)

4. February 27, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the minutes of the Commissioners Court meetings held on February 21, 2023. Motion adopted.

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

(5-5:22)

5. February 27, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	2/27/2023	\$340,699.91
Supplemental Accounts	2/17/2023 – 2/23/2023	\$180,593.75

Motion adopted.

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

(6-5:52)

6. February 27, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received the monthly reports from the County Treasurer and Pre-Trial Services. Motion adopted.

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

(7-6:10)

7. February 27, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioner Court approved the release of the following bond forfeiture judgments from the Court:

- a. Cause No. CIV1-20213: The State of Texas vs. Frank William Hubert III, Defendant and International Fidelity Ins. Co, Agent Daniel Brenza DBA ATX Bail Bonds, Surety.
- b. Cause No. CIV1-20676: The State of Texas vs. Frank William Hubert III, Defendant and International Fidelity Ins. Co, Agent Daniel Brenza DBA ATX Bail Bonds, Surety.

Motion adopted.

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

(8-6:45)

8. February 27, 2023. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved the payroll, personnel changes, and accounts payable, and interim vendor payments for Citizens Medical Center dated February 23, 2023 in the amount of \$868,340.69 and the ACH report dated February 23, 2023 in the amount of \$2,375,688.03. Motion adopted.

9. Consider approval of Resolution No. 2023-0030 for the 1967 Victoria County Courthouse - HVAC, BAS, and Electrical Distribution Improvements Project Committee and take appropriate action.

(9-7:33)

9. February 27, 2023. Facilities Manager Kelly Hubert and Judge's Chief of Staff Giani Cantu provided information to the Court. Moved by Kenneth Sexton and seconded by Gary Burns, the Commissioners Court approved Resolution No. 2023-0030 in connection to Project Resolution No. 4 Selection Criteria for the 1967 Victoria County Courthouse HVAC, BAS, and Electrical Distribution Improvements and Project Committee including John Johnston, County Engineer; Kenneth Sexton, Commissioner, Precinct No. 4; Kelly Hubert, County Facilities Manager; Scott Stridde, Project Engineer; and Brian Parker, Architect, along with the weighted criteria for Price 50%, Offeror's Qualifications 40%, and Project Time 10%. Motion adopted.

- 10. Consider approval of the Renewal Agreement with the Texas Association of Counties for the Affordable Care Act Reporting (ARTS) and Tracking Service Renewal Information and take appropriate action.**

(10-9:51)

10. February 27, 2023. County Treasurer Paige Foster provided information to the Court. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved the Renewal Agreement with the Texas Association of Counties for the Affordable Care Act Reporting (ARTS) and Tracking Service Renewal Information. Motion adopted.

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

a. CivilCorp, Inc., in the amount of \$7,800 in grant funds.

(11a-11:10)

11a. February 27, 2023. County Auditor Michelle Samford provided information to the Court. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved the request for payment to CivilCorp, Inc. in the amount of \$7,800.00 in grant funds for the CDBG Hurricane Disaster Recovery Program Contract No. 20-065-094-C262. Motion adopted.

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

b. GrantWorks, Inc., in the amount of \$2,899.40 in grant funds.

(11b-11:10)

11b. February 27, 2023. County Auditor Michelle Samford provided information to the Court. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved the request for payment to GrantWorks, Inc. in the amount of \$2,899.40 in grant funds for the CDBG Hurricane Disaster Recovery Program Contract No. 20-065-094-C262. Motion adopted.

- 12. Consider approval of a request for plat exemption for Mary Moritz at Marlin Rd., Meyersville, Texas 77974, in Pct. 2, and take appropriate action.**

(12-12:27)

12. February 27, 2023. County Engineer John Johnston provided information to the Court. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved the request for plat exemption for Mary Moritz at Marlin Road, Meyersville, Texas 77974 in Precinct No. 2. Motion adopted.

- 13. Consider approval of the amended Department of Justice Equitable Sharing Agreement and Certification for the Victoria County Sheriff's Office and take appropriate action.**

(13-14:21)

13. February 27, 2023. Sheriff Marr provided information to the Court. Moved by Gary Burns and seconded by Jason Ohrt, the Commissioners Court approved the amended Department of Justice Equitable Sharing Agreement and Certification for the Victoria County Sheriff's Office. Motion adopted.

- 14. Consider the request from the Victoria County Sheriff's Office to reallocate the 2022 TAC Insurance Funds in the amount of \$36,193.18 for the purchase of a vehicle and take appropriate action.**

(14-15:09)

14. February 27, 2023. Sheriff Justin Marr asked the Court to pass on the reallocation of the 2022 TAC Insurance Funds in the amount of \$36,193.18 for the purchase of a vehicle for the Victoria County Sheriff's Office. No action taken.

- 15. Consider approval of Resolution No. 2023-0029 for a road donation in Pct. 3 from Enrique Linares for the installation of a driveway and pipe culvert to improve drainage at 471 N. Mesquite Dr., Victoria, Texas, in the amount of \$701, and take appropriate action.**

(15-15:48)

15. February 27, 2023. Moved by Kenneth Sexton and seconded by Gary Burns, the Commissioners Court approved Resolution No. 2023-0029 for a road donation from Enrique Linares in the amount of \$701.00 for installation of a driveway and pipe culvert at 471 N. Mesquite Drive, Victoria, Texas, in Precinct No. 3 to improve drainage. Motion adopted.

- 16. Receive for the record a discretionary fund budget amendment for CDA Contraband Forfeiture Fund (370) and take appropriate action.**

(16-16:24)

16. February 27, 2023. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court received for the record the CDA Contraband Forfeiture Fund (370) as an increase to expenditures. Motion adopted.

- 17. Consider approval of the 2023 budget amendment for Airport Fund Expenditures and take appropriate action.**

(17-16:55)

17. February 27, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the 2023 budget amendment for the Airport Fund Expenditures as a line item transfer. Motion adopted.

- 18. Consider approval of personnel changes and take appropriate action.**

(18-17:15)

18. February 27, 2023. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

a. Pama Hencerling, Adult Probation Officer – Juvenile Detention:

1. Resignation of Samuel James Brychta, (Juvenile Supervision Officer) JSO, effective February 21, 2023.

b. Constance Filley Johnson, Criminal District Attorney- District Attorney's Office:

1. Salary Change for Andrea Harvey, Felony Assistant CDA, from a rate of \$40.87 per hour, Budget Code 100-475-1104, to a rate of \$43.27 per hour, Budget Codes 100-475-1104 \$40.87 and 370-475-1104 \$2.40, effective February 25, 2023.

2. Salary Change for Zachary Miles, Felony Assistant CDA, from a rate of \$40.87 per hour, Budget Code 100-475-1104 to a rate of \$43.27 per hour, Budget Codes 100-475-1104 \$40.87 and 370-475-1104 \$2.40, effective February 25, 2023.
- c. Mark Sloat, Animal Control Director – Animal Services:
 1. Resignation of Jose M. Flores, Chief Animal Control Officer, with 18.74 PTO hours and .09 Compensatory hours due, effective February 24, 2023.
- d. Ben Zeller, County Judge – County Judge’s Office:
 1. Salary change for Vinicio Llerena from \$168,175.00 Annual Salary, Budget Code 321-606-1102 to \$180,000.00 Annual Salary, effective February 11, 2023. Other Remarks: No change in Car Allowance or Cell Phone Allowance – New Agreement dated 2-21-2023.

Motion adopted.

19. Adjourn.

(19-17:38)

19. February 27, 2023. The Commissioners Court adjourned the meeting of February 27, 2023.