

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **5th day of June 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	Arrived at 10:06 am
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, June 5, 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. June 5, 2023. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, June 5, 2023 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. June 5, 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.

(3-1:39)

3. June 5, 2023. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Mark Sloat, Animal Services Director, provided an update on a Victoria County resident that has cats that were exposed to a rabid skunk.

Richard Castillo, Fire Marshal, informed the Court about the Dacosta Volunteer Fire Department's 39th Annual BBQ and auction at Herman Son's Life Hall in Dacosta on Saturday, June 10, 2023 from 4:00 p.m. to 7:00 p.m.

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

4. Consider approval of minutes and take appropriate action.

(4-5:44)

4. June 5, 2023. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved the minutes of the Commissioners Court meeting held on May 30, 2023. Motion adopted.

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

(5-6:02)

5. June 5, 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	6/5/2023	\$674,465.23
Supplemental Accounts	5/26/2023 – 6/1/2023	\$73,638.75

Motion adopted.

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

(6-7:03)

6. June 5, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received the monthly reports from the District Clerk; Fire Marshal; Justice of the Peace, Precinct No. 3; and Constable, Precinct No 3. Motion adopted.

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

(7-7:23)

7. June 5, 2023. None. No action taken.

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

(8-7:33)

8. June 5, 2023. Moved by Gary Burns and seconded by Jason Ohrt, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated June 1, 2023 in the amount of \$405,107.80 and the ACH report dated June 1, 2023 in the amount of \$1,862,052.21. Motion adopted.

9. Consider a Proclamation designating the month of June as Elder Abuse Prevention Month and take appropriate action.

(9-8:13)

9. June 5, 2023. Tony Villegas, an-in home investigator with Adult Protective Services, spoke to the Court about Adult Protective Services and elderly abuse in Victoria County. County Judge Zeller read the Proclamation. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved the Proclamation designating the month of June 2023 as Elder Abuse Awareness Month in Victoria County. Motion adopted.

10. Consider approval of Task Order 002-2023 with Rawley McCoy & Associates, PLLC for Guadalupe Elementary Existing Building Documentation and take appropriate action.

(10-15:56)

10. June 5, 2023. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved Task Order 002-2023 with Rawley McCoy & Associates, PLLC for Guadalupe Elementary Existing Building Documentation. Motion adopted.

- 11. Consider the following items by the Victoria County Public Health Department and take appropriate action:**

a. Approval of the Immunization/Locals Grant Contract HHS001331300049.

(11a-16:57)

11a. June 5, 2023. Public Health Director David Gonzales provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Immunization/Locals Grant Contract HHS001331300049 for the Victoria County Public Health Department. Motion adopted.

Consider the following items by the Victoria County Public Health Department and take appropriate action:

b. Approval of the Texas Epidemiology Capacity Expansion Grant Program (IDCU/SUR) Contract No. HHS001315700028.

(11b-16:57)

11b. June 5, 2023. Public Health Director David Gonzales provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Texas Epidemiology Capacity Expansion Grant Program (IDCU/SUR) Contract No. HHS001315700028 for the Victoria County Public Health Department. Motion adopted.

Consider the following items by the Victoria County Public Health Department and take appropriate action:

c. Receive the fully executed CPS/Hazards Contract No. HHS001311200045.

(11c-16:57)

11c. June 5, 2023. Public Health Director David Gonzales provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received the fully executed CPS/Hazards Contract No. HHS001311200045 for the Victoria County Public Health Department. Motion adopted.

- 12. Consider renewal of an agreement with AT&T Switched Ethernet Service (with Network on Demand) and take appropriate action.**

(12-18:19)

12. June 5, 2023. The Commissioners Court passed on the renewal of an agreement with AT&T Switched Ethernet Services (with Network on Demand) for fiber services at this time. No action taken.

- 13. Consider an appointment to the Citizens Medical Center Board of Managers and take appropriate action.**

(13-1:19:05)

13. June 5, 2023. Moved by Jason Ohrt and seconded by Gary Burns, the Commissioners Court approved the appointments of Fariborz Gorouhi and Ashlie A. Thomas and the reappointments of Ben Galvan, Paul B. Holm, and Russell Marshall to the Citizens Medical Center Board of Managers. Motion adopted.

- 14. Consider the reappointment of John Gilley and Annie Cullen to the Victoria County Navigation District Board and take appropriate action.**

(14-19:40)

14. June 5, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the reappointment of John Gilley and Annie Cullen to the Victoria County Navigation District Board. Motion adopted.

15. Consider approval of the following detention and residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

a. Moore County.

(15a-20:12)

15a. June 5, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Moore County. Motion adopted.

Consider approval of the following detention and residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

b. Hockley County.

(15b-20:12)

15b. June 5, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Hockley County. Motion adopted.

Consider approval of the following detention and residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

c. Wharton County.

(15c-20:12)

15c. June 5, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Wharton County. Motion adopted.

16. Discuss and take action on a Resolution authorizing and approving publication and posting of a Notice of Intention to issue a Certificate of Obligation; and providing an effective date.

(16-20:43)

16. June 5, 2023. Bob Henderson provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved the Resolution No. 2023-0075 authorizing and approving publication and posting of a Notice of Intention to issue a Certificate of Obligation and providing an effective date. Motion adopted.

17. Discuss and take action on an Order expressing official intent to reimburse with tax-exempt obligation proceeds for costs associated with designing, acquiring, constructing, improving, purchasing, upgrading, updating, and equipping various capital improvements.

(17-35:07)

17. June 5, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved an Order No. 2023-0076 expressing the official intent to reimburse with tax-exempt obligation proceeds for costs associated with designing, acquiring, constructing, improving, purchasing, upgrading, updating and equipping various capital improvements. Motion adopted.

18. Discuss and consider capital improvement projects and take appropriate action.

(18-37:21)

18. June 5, 2023. County Judge Zeller reviewed a list of priority projects regarding capital improvement projects for Victoria County. The Commissioners Court discussed some of the capital improvement projects that need to be addressed. County Engineer John Johnston spoke about facilities upgrades and Animal Services Director Mark Sloat spoke about Victoria County Animal Services. No action taken.

19. Consider approval of the 2023 budget amendment for the General Fund, Various Departments, Expenditures and take appropriate action.

(19-50:15)

19. June 5, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the 2023 budget amendment for the General Fund, Various Departments, Expenditures as a line item transfer. Motion adopted.

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

(20-50:45)

20. June 5, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

a. Justin Marr, Sheriff - Sheriff's Office:

1. Salary and position/other change for Austin Fielder, from Detention Dep-Tier 1 (DO Tier 1), at a rate of \$18.74 per hour, Budget Code 100-565-1114 to Patrol Dep-Tier 1, at a rate of \$24.29 per hour, Budget Codes 100-563-1109-23.29 and 100-563-1136-1.00, effective June 17, 2023. Remarks: Grade 9.
2. Position/other change for Sylvia Valdez, from Courts/Extrad Tier 1, at a rate of \$25.37 per hour, Budget Codes 100-565-1110-24.37, 100-565-1136-1.00, and 100-565-1137 Cert Pay to Civil Deputy Tier 3 (CD Tier 1), at a rate of \$25.37 per hour, Budget Codes 100-563-1311-24.37, 100-563-1136-1.00, and 100-563-1137 Cert Pay, effective June 17, 2023.
3. Salary and other change for Kristopher Rodriguez, Corporal, from a rate of \$26.60 per hour, Budget Code 100-565-1109 to a rate of \$27.60 per hour, Budget Codes 100-565-1109-26.60 and 100-565-1136-1.00, effective June 17, 2023.
4. Salary and position/other change for Jadah Ruiz, from Detention Tier 2, at a rate of \$20.48 per hour, Budget Code 100-565-1117 to Patrol Dep-Tier 1, at a rate of \$24.29 per hour, Budget Codes 100-563-1109-23.29 and 100-563-1136-1.00, effective June 17, 2023. Remarks: Grade 9.

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

1. Resignation of Daisy Monik Contreras, Juvenile Supervision Officer I (JSO), with 80.0 PTO and 25.13 Compensatory hours due, effective May 29, 2023.
2. Resignation of Wendy Annette Saldana, Extra Help-PRN, effective May 25, 2023.
3. Salary and position/other code change for Kaylianna Annise McNary, from PT Control Room Officer, at a rate of \$14.75 per hour, Budget Code 100-573-1149 to Extra Help-PRN, at a rate of \$14.50 per hour, Budget Code 100-573-1130, effective June 3, 2023.
4. Salary and other code change for Kenneth T. Wells, JPO, from a rate of \$20.64 per hour, Budget Codes 231-571-1109 (\$19.64), 231-577-1108 (\$1.00 Interlocal), and 231-578-1135 TJJD Basic/JSO to a rate of \$24.15 per hour, Budget Codes 231-571-1109 (\$23.15 includes \$1.44 TJJD Salary Adj Basic - JPO) and 231-577-1108 (\$1.00 Interlocal), effective May 20, 2023.

- c. David Gonzales, Public Health Director, Victoria County Public Health Department:
 - 1. Resignation of Lori V. Garza, Community Health Worker, with 0.38 Compensatory hours due, effective May 22, 2023. Other Remarks: CANCEL - Cell Phone Allowance: 807-631-1139 - \$18.46 per pay period.
- d. John Sestak, IT Director - IT Department:
 - 1. Resignation of Lorenzo Mata, Network Engineer, with 80.0 PTO and 21.28 Compensatory hours due, effective June 16, 2023. Other Remarks: Cancel – Cell Phone Allowance 100-503-1139 - \$41.54 per pay period.
- e. Danny Garcia, Commissioner, Precinct No. 1 - Road and Bridge, Precinct No. 1:
 - 1. Employment of Jeremy Shedd, Sr. Equipment Operator, at a rate of \$20.00 per hour, Budget Code 201-611-1108, effective June 6, 2023. Other Remarks: Grade 7 within range.
- f. Constance Filley Johnson, Criminal District Attorney - Victoria County Criminal District Attorney's Office:
 - 1. Employment (Re-Hire) of Karen D. Whiteley, Clerk III, at a rate of \$16.58 per hour, Budget Code 100-475-1108, effective June 20, 2023. Remarks: Grade 3.
- g. Paige Foster, County Treasurer - County Treasurer's Office:
 - 1. Salary change for Shalee John, Payroll Coordinator, from a rate of \$21.08 per hour, Budget Code 100-497-1106 to a rate of \$22.08 per hour, effective May 20, 2023.
- h. Commissioners Court:
 - 1. Baker Tilly Salary Adjustments/Position Changes for the following departments:
 - * Juvenile Detention/Probation (Correction)
 - * Animal Services
 - * Veterans Services
 - * Health Department (Correction)
 - * Extension Service
 - * Justice of the Peace, Precinct No. 4 (Correction)
 - * Health Insurance Fund (Correction)
 - * Sheriff (Correction)

Motion adopted.

21. Closed meeting pursuant to V.T.C.A. Government Code §551.0745 to discuss Board and Commissions.

(21-51:25)

21. June 5, 2023. The Commissioners Court went into closed session at 10:52 a.m., pursuant to V.T.C.A. Government Code §551.0745 to discuss Board and Commissions.

22. 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.

(22-1:18:56)

22. June 5, 2023. The Commissioners Court returned to open meeting at 11:17 a.m., pursuant to V.T.C.A. Government Code §551.102 with no action taken.

23. Adjourn.

(23-1:19:26)

23. June 5, 2023. The Commissioners Court adjourned the meeting of June 5, 2023.