

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **19th 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
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 19, 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 19, 2023. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, June 19, 2023 at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. June 19, 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.

(3-1:26)

3. June 19, 2023. 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 thanked Commissioner Garcia and his wife for their service to the Veterans and also thanked Dr. Breech for performing the surgery on his knee. Mr. Vonderau also addressed the panhandling situation in Victoria County.

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

4. Consider approval of minutes and take appropriate action.

(4-5:34)

4. June 19, 2023. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved the minutes of the Commissioners Court meeting held on June 12, 2023. Motion adopted.

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

(5-5:52)

5. June 19, 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	6/19/2023	\$526,446.61
Supplemental Accounts	6/9/2023 – 6/15/2023	\$91,758.29

Motion adopted.

- 6. Receive monthly and quarterly reports from various county officials and departments and take appropriate action.**
(6-6:19)

6. June 19, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received the monthly reports from the District Clerk; County Clerk; and Constables, Precincts Nos. 2 and 4. Motion adopted.
- 7. Consider approval of bond forfeiture releases and take appropriate action.**
(7-6:42)

7. June 19, 2023. None. No action taken.
- 8. Consider approval of CMC Interim vendor payments and take appropriate action.**
(8-6:49)

8. June 19, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated June 15, 2023 in the amount of \$826,319.97 and the ACH report dated June 15, 2023 in the amount of \$2,429,075.90. Motion adopted.
- 9. Consider the presentation of the 2022 Distinguished Service Award (DSA) from the Texas Historical Commission to the Victoria County Historical Commission and take appropriate action.**
(9-7:24)

9. June 19, 2023. County Judge Zeller explained the award. Heritage Director Jeff Wright introduced commission members, Tim Terry, Susan Morrison, Diana Rhodes, Pauline Hendryx, and Chairman Paul Janda. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court received the presentation of the 2022 Distinguished Service Award (DSA) from the Texas Historical Commission to the Victoria County Historical Commission. Motion adopted.
- 10. Receive the Victoria County Final Property Appraisal Report from AssetWORKS and take appropriate action.**
(10-11:30)

10. June 19, 2023. Compliance Specialist Sarah Hamman provided information to the Court and answered questions. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court received the Victoria County Final Property Appraisal Report from AssetWORKS. Motion adopted.
- 11. Consider the following in connection to Victoria County property insurance renewal for FY 23-24 and take appropriate action:**
 - a. Receive Victoria County TAC RMP Property Insurance Coverage Renewal for coverage period July 1, 2023 to July 1, 2024.**
(11a-15:05)

11a. June 19, 2023. Sarah Hamman, Compliance Specialist, provided information to the Court and answered questions. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received the Victoria County TAC RMP Property Insurance Coverage Renewal for the coverage period from July 1, 2023 to July 1, 2024. Motion adopted.

Consider the following in connection to Victoria County property insurance renewal for FY 23-24 and take appropriate action:

b. Authorization of payment to Texas Associations of Counties Risk Management Pool for Invoice No. 40728.

(11b-15:05)

11b. June 19, 2023. Compliance Specialist Sarah Hamman provided the Court with information and answered questions. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court authorized the payment to Texas Associations of Counties Risk Management Pool for Invoice No. 40728 in connection to Victoria County property insurance renewal for FY 23-24. Motion adopted.

12. Consider approval of the following in connection to the Victoria County Courthouse Entry Steps & Repair Project and take appropriate action:

a. Resolution No. 2023-0079 Construction Procurement Method.

(12a-19:44)

12a. June 19, 2023. County Engineer John Johnston provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved Resolution No. 2023-0079 for the Construction Procurement Method in connection to the Victoria County Courthouse Entry Steps and Repair Project. Motion adopted.

Consider approval of the following in connection to the Victoria County Courthouse Entry Steps & Repair Project and take appropriate action:

b. Resolution No. 2023-0080 Delegation of Authority.

(12b-19:44)

12b. June 19, 2023. John Johnston, County Engineer, provided the Court with information. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved Resolution No. 2023-0080 for the Delegation of Authority in connection to the Victoria County Courthouse Entry Steps and Repair Project. Motion adopted.

Consider approval of the following in connection to the Victoria County Courthouse Entry Steps & Repair Project and take appropriate action:

c. Resolution No. 2023-0081 Selection Criteria.

(12c-19:44)

12c. June 19, 2023. County Engineer John Johnston provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved Resolution No. 2023-0081 for the Selection Criteria in connection to the Victoria County Courthouse Entry Steps and Repair Project. Motion adopted.

Consider approval of the following in connection to the Victoria County Courthouse Entry Steps & Repair Project and take appropriate action:

d. Authorization to Advertise for Competitive Sealed Proposals.

(12d-19:44)

12d. June 19, 2023. John Johnston, County Engineer, provided the Court with information. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court authorized to advertise for Competitive Sealed Proposals in connection to the Victoria County Courthouse Entry Steps and Repair Project. Motion adopted.

13. Award bids for the following Victoria County Annual Road Material Contracts for all precincts and take appropriate action:

a. Processed Base, Crushed Limestone Base, Aggregate for Surface Treatment Type PB and Type PE

(13a-26:15)

13a. June 19, 2023. County Engineer John Johnston and Compliance Specialist Sarah Hamman provided the Court with information. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court awarded the Victoria County Annual Road material contract bids for all precincts to the following:

Processed Base - ABN Construction, LLC

Crushed Limestone Base - Quality Hot Mix, Inc.

Aggregate for Surface Treatment Type PB - Quality Hot Mix, Inc.

Aggregate Type PE - Vulcan Construction Materials, LP

Motion adopted.

Award bids for the following Victoria County Annual Road Material Contracts for all precincts and take appropriate action:

b. Cold Mix Limestone Rock Asphalt Type D and Type AA.

(13b-26:15)

13b. June 19, 2023. County Engineer John Johnston and Compliance Specialist Sarah Hamman provided the Court with information. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court awarded the Victoria County Annual Road material contract bid for Cold Mix Limestone Rock Asphalt Type D and Type AA for all precincts to Vulcan Construction Materials, LP. Motion adopted.

Award bids for the following Victoria County Annual Road Material Contracts for all precincts and take appropriate action:

c. Hot Mix Cold Laid Asphalt Type D

(13c-26:15)

13c. June 19, 2023. County Engineer John Johnston and Compliance Specialist Sarah Hamman provided the Court with information. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court awarded the Victoria County Annual Road material contract bid for Hot Mix Cold Laid Asphalt Type D for all precincts to Quality Hot Mix, Inc. Motion adopted.

14. Authorize advertising for the following Annual Supply of Road Materials for all Victoria County Precinct and take appropriate action:

a. Type II Portland Cement.

(14a-29:30)

14a. June 19, 2023. John Johnston, County Engineer, provided the Court with information. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court authorized to advertise for the Annual Supply of Road Materials of Type II Portland Cement for all Victoria County Precincts. Motion adopted.

Authorize advertising for the following Annual Supply of Road Materials for all Victoria County Precinct and take appropriate action:

b. ASPPM 9202 Grade IV Cold Mix.

(14b-29:30)

14b. June 19, 2023. John Johnston, County Engineer, provided the Court with information. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court authorized to advertise for the Annual Supply of Road Materials of ASPPM 9202 Grade IV Cold Mix for all Victoria County Precincts. Motion adopted.

Authorize advertising for the following Annual Supply of Road Materials for all Victoria County Precinct and take appropriate action:

c. Asphaltic Materials.

(14c-29:30)

14c. June 19, 2023. John Johnston, County Engineer, provided the Court with information. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court authorized to advertise for the Annual Supply of Road Materials of Asphaltic Materials for all Victoria County Precincts. Motion adopted.

15. Pursuant to Local Government Code §262.024(a)(2) grant discretionary bid exemption for Victoria County road materials and take appropriate action.

(15-31:18)

15. June 19, 2023. Commissioner Sexton and Commissioner Garcia provided information to the Court. Moved by Gary Burns and seconded by Danny Garcia, pursuant to Local Government Code §262.024(a)(2) grant discretionary exemption, the Commissioners Court approved the Victoria County road materials. Motion adopted.

16. Consider approval of a 3-year renewal agreement with Fifth Asset, Inc. d/b/a DebtBook for software services and take appropriate action.

(16-33:50)

16. June 19, 2023. County Auditor Michelle Samford provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court approved a 3-year renewal agreement with Fifth Asset, Inc. d/b/a DebtBook for software services for the Victoria County Auditor's Office. Motion adopted.

17. Consider approval of an Amendment to the Memorandum of Understanding (MOU) with the U.S. Immigration and Customs Enforcement, Homeland Security Investigations-Joint Operations Program and take appropriate action.

(17-34:49)

17. June 19, 2023. Sheriff Marr provided information to the Court. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the Amendment to the Memorandum of Understanding (MOU) between Victoria County Sheriff's Office and the U.S. Immigration and Customs Enforcement, Homeland Security Investigations-Joint Operations Program. Motion adopted.

18. Hear an operation update regarding the Victoria Regional Airport and take appropriate action.

(18-35:39)

18. June 19, 2023. Executive Director Lenny Llerena updated the Court on Victoria Regional Airports Financials and Fuel Sales for 2023 and the FBO Report and Enplanements for May 2023. Mr. Llerena discussed a pending grant application for an ARF Vehicle and repairs to the Officer's Club Roof at the Victoria Regional Airport. Mr. Llerena answered questions from the Court. County Judge's Chief of Staff Giani Cantu responded to the Court regarding the marketing budget for the Victoria Regional Airport. No action taken.

19. Consider the following items for the Request for Proposal (RFP) for an Aviation Fuel Supplier for the Victoria Regional Airport and take appropriate action:

a. Receive selection committee recommendations.

(19a-1:05:53)

19a. June 19, 2023. Lenny Llerena, Executive Director, provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court received the selection committee recommendations for the Request for Proposals (RFP) for an Aviation Fuel Supplier at the Victoria Regional Airport. Motion adopted.

Consider the following items for the Request for Proposal (RFP) for an Aviation Fuel Supplier for the Victoria Regional Airport and take appropriate action:

b. Authorize the Airport Executive Director to negotiate an agreement with the recommended fuel provider.

(19b-1:05:53)

19b. June 19, 2023. Lenny Llerena, Executive Director, provided information to the Court. Moved by Kenneth Sexton and seconded by Jason Ohrt, the Commissioners Court authorized the Airport Executive Director, Lenny Llerena, to negotiate an agreement with Titan for the recommended fuel provider in connection to the Request for Proposal (RFP) for an Aviation Fuel Supplier for the Victoria Regional Airport. Motion adopted.

20. Consider approval of the Detention and Residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

a. Val Verde County - Detention and Residential.

(20a-1:08:10)

20a. June 19, 2023. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved the Detention and Residential Contracts between Victoria Regional Juvenile Justice Center and Val Verde County. Motion adopted.

Consider approval of the Detention and Residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

b. Yoakum County - Residential.

(20b-1:08:10)

20b. June 19, 2023. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved the Residential Contract between Victoria Regional Juvenile Justice Center and Yoakum County. Motion adopted.

Consider approval of the Detention and Residential contracts with the Victoria Regional Juvenile Justice Center and take appropriate action:

c. Johnson County – Residential.

(20c-1:08:10)

20c. June 19, 2023. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved the Residential Contract between Victoria Regional Juvenile Justice Center and Johnson County. Motion adopted.

- 21. Consider approval of Resolution No. 2023-0078 for a road donation in Pct. 1 from Anthony Trevino for the installation of a driveway and pipe culvert to improve drainage on 77 Girdly Rd., Victoria, Texas, for the value of \$1,200 and take appropriate action.**

(21-1:08:32)

21. June 19, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved Resolution No. 2023-0078 for a road donation from Anthony Trevino for the value of \$1,200.00 for installation of a driveway and pipe culvert at 77 Girdly Road, Victoria, Texas in Precinct No. 1 to improve drainage. Motion adopted.

- 22. Consider approval of the following 2023 budget amendments and take appropriate action:**

(22-1:08:59)

22. June 19, 2023. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the 2023 budget amendments for:

- a. General Fund, Various Departments, Expenditures - Line item transfer
- b. Emergency Management, Expenditures - Line item transfer
- c. Road and Bridge Precinct No. 4, Expenditures - Line item transfer

Motion adopted.

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

(23-1:09:37)

23. June 19, 2023. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Ashley Hernandez, Tax Assessor Collector - County Tax Office:
 - 1. Resignation of Julie Briones, Deputy Clerk, with 51.37 PTO and 1.79 Compensatory hours due, effective June 30, 2023.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Detention:
 - 1. Correction (Rates/%): Employment of Lydia Gonzales, Cook, at a rate of \$15.00 per hour, Budget Codes 100-573-1174 \$5.00 (33.33%) and 392-573-1174 \$10.00 (66.67%), effective June 13, 2023. Remarks: Range 1 General.
 - 2. Correction (Rates/%): Employment of Dolores Driver, Cook, at a rate of \$15.00 per hour, Budget Codes 100-573-1174 \$5.00 (33.33%) and 392-573-1174 \$10.00 (66.67%), effective June 13, 2023. Remarks: Range 1 General.

- c. Mark Sloat, Animal Services Director - Victoria County Animal Services:
 - 1. Employment of Daisy Clay, Animal Control Officer, at a rate of \$16.57 per hour, Budget Code 100-630-1107, effective June 27, 2023. Remarks: Grade 4 General.
- d. David Gonzales, Public Health Director - Victoria County Public Health Department:
 - 1. Dismissal of Sarrah Beaver, Community Health Worker I, with 4.62 PTO hours due, effective June 7, 2023. Other Remarks: CANCEL - Cell Phone Allowance: \$1,080.00 804-631-1139.
- e. Commissioners Court:
 - 1. Baker Tilly Salary Adjustments/Position Changes for the following departments:
 - * District Clerk
 - * Justice of the Peace, Precinct No. 2
 - * Justice of the Peace, Precinct No. 4
 - * Criminal District Attorney
 - * Juvenile Detention/Probation
 - * Information Technology
 - * Victoria Regional Airport

Motion adopted.

24. Adjourn.

(24-1:09:55)

24. June 19, 2023. The Commissioners Court adjourned the meeting of June 19, 2023.