

THE STATE OF TEXAS §

COUNTY OF VICTORIA §

Be it remembered that on this the **5th day August A.D., 2024**, 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, August 5, 2024, 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. August 5, 2024. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, August 5, 2024, at 10:00 a.m.

2. Invocation and Pledges.

(2-0:00)

2. August 5, 2024. County 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.

(3-1:29)

3. August 5, 2024. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Bill Pozzi, Republican Chair, informed the Court that the last day to apply for a ballot by mail is October 25, 2024, and early voting will start on October 21, 2024.

Michael Vonderau of 2204 E. North Street spoke about the orange fence that is in the East North Mobile Home Park due to plumbing repairs.

Jeff Wright, Victoria County Heritage Director, stated he will be speaking about The Mother of Western Texas and the City of Roses; A Brief History of Indianola and its Connection to Victoria on Thursday, August 8, 2024, at 6:00 p.m. at the Victoria Public Library.

(18:20) Commissioner Danny Garcia spoke to the Court about Victoria County submitting applications to the Metropolitan Planning Organization.

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

4. Consider approval of minutes and take appropriate action.

(4-7:54)

4. August 5, 2024. Moved by Kenneth Sexton and seconded by Gary Burns, the Commissioners Court approved the minutes of the Commissioners Court meeting held on July 29, 2024. Motion adopted.

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

(5-8:08)

5. August 5, 2024. Moved by Gary Burns and seconded by Jason Ohrt, the Commissioners Court approved the accounts payable as presented by Michelle Samford, County Auditor.

Regular Accounts	8/5/2024	\$761,340.44
Supplemental Accounts	7/26/2024 – 8/1/2024	\$61,762.07

Motion adopted.

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

(6-8:44)

6. August 5, 2024. Moved by Jason Ohrt and seconded by Danny Garcia, the Commissioners Court received the monthly reports from the County Judge; County Commissioners, Precincts Nos. 1-4; County Treasurer and Fire Marshal. Motion adopted.

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

(7-9:07)

7. August 5, 2024. None. No action taken.

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

(8-9:15)

8. August 5, 2024. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the Citizens Medical Center interim vendor payments dated August 1, 2024, in the amount of \$520,806.55 and the ACH report dated August 1, 2024, in the amount of \$2,273,468.07. Motion adopted.

9. Hear a proclamation designating August 4th-10th as National Farmer's Market Week and take appropriate action.

(9-9:58)

9. August 5, 2024. Moved by Jason Ohrt and seconded by Kenneth Sexton, the Commissioners Court approved a Proclamation proclaiming the week of August 4-10, 2024 as Farmer's Market Week in Victoria County. Motion adopted.

10. Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

a. Frontier FTTH Project - 5319664, Dated 5/20/2024.

(10a-13:02)

10a. August 5, 2024. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5319664, Dated 5/20/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

b. Frontier FTTH Project - 5319665, Dated 5/20/2024.

(10b-13:02)

10b. August 5, 2024. John Johnston, County Engineer, provided the Court with information. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5319665, Dated 5/20/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

c. Frontier FTTH Project - 5319666, Dated 5/20/2024.

(10c-13:02)

10c. August 5, 2024. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5319666, Dated 5/20/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

d. Frontier FTTH Project - 5319667, Dated 5/23/2024.

(10d-13:02)

10d. August 5, 2024. John Johnston, County Engineer, provided the Court with information. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5319667, Dated 5/23/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

e. Frontier FTTH Project - 5319668, Dated 5/23/2024.

(10e-13:02)

10e. August 5, 2024. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5319668, Dated 5/23/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

f. Frontier FTTH Project - 5331001, Dated 5/23/2024.

(10f-13:02)

10f. August 5, 2024. John Johnston, County Engineer, provided the Court with information. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5331001, Dated 5/23/2024 in Precinct No. 1. Motion adopted.

Consider approval of the Road Crossing Agreement from Frontier Southwest, Inc. for a public fiber optic installation in Pct. 1 and take appropriate action:

g. Frontier FTTH Project - 5333500, Dated 5/23/2024.

(10g-13:02)

10g. August 5, 2024. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court approved the Road Crossing Agreement from Frontier Southwest, Inc for a public fiber optic installation for the Frontier FTTH Project-5333500, Dated 5/23/2024 in Precinct No.

1. Motion adopted.

- 11. Authorize the County Judge to execute Right of Way Agreement from the City of Victoria for the Briggs Boulevard and Spring Creek Bridge reconstruction in connection with the TxDOT Off-System Bridge Replacement Program, contingent on legal review, and take appropriate action.**

(11-16:36)

11. August 5, 2024. County Engineer John Johnston provided information to the Court. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court authorized the County Judge to execute Right of Way Agreement from the City of Victoria for the Briggs Boulevard and Spring Creek Bridge reconstruction in connection with the TxDOT Off-System Bridge Replacement Program, contingent on legal review. Motion adopted.

- 12. Authorize the County Engineer to execute any future related project documents for the Health Department Metal Building Project and take appropriate action.**

(12-19:15)

12. August 5, 2024. County Engineer John Johnston provided the Court with information. Moved by Kenneth Sexton and seconded by Gary Burns, the Commissioners Court authorized the County Engineer to execute any future related project documents for the Health Department Metal Building Project. Motion adopted.

- 13. Hear any updates regarding the Mental Health Facility project, and/or the Victoria County Regional Emergency Operation Complex and take appropriate action.**

(13-20:39)

13. August 5, 2024. Emergency Management Coordinator Rick McBrayer mentioned the site reviews from site surveys will be reviewed and a timeline and budget will be set for the Victoria County Regional Emergency Operation Complex. County Judge Ben Zeller spoke about the locations for the Mental Health Facility and the Victoria County Regional Emergency Operation Complex. No action taken.

- 14. Consider approval of the following items regarding the Victoria County Treasurer and take appropriate action:**

a. Resolution No. 2024-0055 adopting the 2024 Victoria County Investment Policy and appointing an Investment Officer.

(14a-25:26)

14a. August 5, 2024. County Treasurer Paige Foster provided information to the Court. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved Resolution No. 2024-0055 adopting the 2024 Victoria County Investment Policy and appointing the Victoria County Treasurer, Paige Foster, as the Victoria County Investment Officer. Motion adopted.

Consider approval of the following items regarding the Victoria County Treasurer and take appropriate action:

b. Resolution No. 2024-0056 adopting a list of authorized brokers/dealers

(14b-25:26)

14b. August 5, 2024. Paige Foster, County Treasurer, provided the Court with information. Moved by Danny Garcia and seconded by Kenneth Sexton, the Commissioners Court approved Resolution No. 2024-0056 adopting a list of authorized brokers/dealers regarding the Victoria County Treasurer. Motion adopted.

15. Receive a certificate of the 2024 anticipated tax collection percentage rate as provided by the Tax Assessor-Collector and take appropriate action.

(15-27:53)

15. August 5, 2024. Moved by Danny Garcia and seconded by Jason Ohrt, the Commissioners Court received a certificate of the 2024 anticipated tax collection percentage rate as provided by the Tax Assessor-Collector. Motion adopted.

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

a. Kaufman County.

(16a-28:44)

16a. August 5, 2024. Moved by Jason Ohrt and seconded by Gary Burns, the Commissioners Court approved the Residential contract between Victoria Regional Juvenile Justice Center and Kaufman County. Motion adopted.

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

b. Madison County.

(16b-28:44)

16b. August 5, 2024. Moved by Jason Ohrt and seconded by Gary Burns, the Commissioners Court approved the Detention contract between Victoria Regional Juvenile Justice Center and Madison County. Motion adopted.

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

c. Bell County

(16c-28:44)

16c. August 5, 2024. Moved by Jason Ohrt and seconded by Gary Burns, the Commissioners Court approved the Residential contract between Victoria Regional Juvenile Justice Center and Bell County. Motion adopted.

17. Consider approval of the following 2024 budget amendments and take appropriate action:

(17-29:10)

17. August 5, 2024. Moved by Gary Burns and seconded by Kenneth Sexton, the Commissioners Court approved the 2024 budget amendments for:

- a. General Fund, Various Departments, Expenditures - Line item transfer
- b. Emergency Management, Expenditures – Line item transfer
- c. Health Department, Expenditures - Line item transfer

Motion adopted.

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

(18-29:36)

18. August 5, 2024. Moved by Jason Ohrt and seconded by Danny Garcia, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Kenneth Sexton, Commissioner, Precinct No. 4 - Road and Bridge, Precinct No. 4:
 - 1. Certificate of Completion from the V.G. Young Institute of County Government for completing 10.00 hours of educational training during the South Texas County Judges and Commissioners Annual Conference for Kenneth Sexton, Commissioner, Precinct No. 4.
- b. Pama Hencerling, Chief Probation Officer - Juvenile Probation:
 - 1. Resignation of George Michael Ortiz, JSO, with 80.0 PTO and 20.26 Compensatory hours due, effective July 30, 2024.
 - 2. Resignation of Paul James Tyson Nunez, JSO, with 80.0 PTO and 19.15 Compensatory hours due, effective July 30, 2024.
- c. Justin Marr, Sheriff - Sheriff's Office:
 - 1. VCSO Salary Adjustment Certification for Patrick Osborn, to be paid Advanced Certificate Pay of \$46.15 per pay period, effective August 16, 2024. Certification date for Patrick Osborn is July 22, 2024. Budget Coding: Detention Certificate Pay 100-565-1137. Remarks: Deputy Osborn earned his Advanced Jailer's Certificate on 07/22/2024.
 - 2. Employment of Bryson Knudsen, Detention Officer, at a rate of \$20.76 per hour, Budget Codes 100-565-1116-\$18.74 and 288-565-1116-\$2.02, effective August 13, 2024. Grade 5 Plan Law Enforcement Tier 1.
 - 3. Position/Other Code Change for Jacob Ordonez, from Detention Deputy, at a rate of \$25.31 per hour, Budget Codes 100-565-1114-\$24.29 and 288-565-1114-\$1.02 to Courts/Extradition, Budget Code 100-565-1110-\$25.31, effective August 10, 2024. Grade 7 Plan Law Enforcement Tier 1.
 - 4. Position/Other Code Change for Jacob Lopez, from Interdiction Corporal, at a rate of \$26.60 per hour, Budget Codes 100-564-1111-26.60 and 100-564-1137-23.08 Cert Pay to Interdiction Deputy, Budget Codes 100-564-1112-26.60 and 100-564-1137-23.08 Cert Pay, effective August 10, 2024. Grade 8 Plan Law Enforcement Tier 4.

5. Position/Other Code Change for Jacob Valdez, from Investigator, at a rate of \$31.16 per hour, Budget Codes 100-563-1106-\$31.16 and 100-563-1137-\$46.15-Cert Pay to Lieutenant, SCU, at a rate of \$36.87 per hour, Budget Codes 100-564-1105-\$36.87 and 100-564-1137-\$46.15-Cert Pay, effective August 10, 2024. Grade 10.
- d. Heidi Easley, County Clerk - County Clerk's Office:
 1. Correction (Salary Change) for Belinda Sepulveda, Chief Deputy Clerk, from a rate of \$29.70 per hour, Budget Codes 100-403-1103 \$27.62, 120-403-1105 \$1.33, and 124-403-1105 \$0.75 to a rate of \$29.90 per hour, Budget Codes 100-403-1103 \$27.62, 120-403-1105 \$1.33, and 124-403-1105 \$0.95, effective July 27, 2024. Remarks: Correction to amount from Fund 124 per Heidi.
 2. Salary change for Ronnie Orsak, Deputy Clerk, from a rate of \$20.22 per hour, Budget Codes 100-403-1105 \$19.47 and 120-403-1105 \$0.75 to a rate of \$20.97 per hour, Budget Codes 100-403-1105 \$19.47 and 120-403-1105 \$1.50, effective July 27, 2024. Other Remarks: e-File Clerk. Grade 4 Plan General Tier n/a.
- e. Ashley Hernandez, Tax Assessor Collector - County Tax Office:
 1. Correction G/L Code and Salary change for Kelly Bayardo, Deputy Clerk I, from a rate of \$18.00 per hour, Budget Code 100-499-1106 to a rate of \$19.00 per hour, Budget Code 100-499-1106, effective July 27, 2024.

Motion adopted.

19. Adjourn.

(19-32:13)

19. August 5, 2024. The Commissioners Court adjourned the meeting of August 5, 2024.