



**COUNTY OF VICTORIA**  
**COMMISSIONERS COURT**  
**MINUTES • NOVEMBER 6, 2017**

**Special Term Meeting**

**Commissioners Court Room**

**10:00 AM**

115 N Bridge Street, 2nd Floor, Victoria, TX 77901

CALL TO ORDER:

1. November 6, 2017. Ben Zeller, County Judge, called to order the Commissioners Court Special Term for Monday, November 6, 2017, at 10:00 a.m.

**RESULT: NO ACTION TAKEN**

INVOCATION AND PLEDGES:

2. November 6, 2017. 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.

**RESULT: NO ACTION TAKEN**

MINUTES:

3. November 6, 2017. Moved by Kevin M. Janak and seconded by Danny Garcia, the Commissioners Court approved the minutes of the Commissioners Court meeting held on October 30, 2017. Motion adopted.

**RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Kevin M Janak, Commissioner Pct 2  
**SECONDER:** Danny Garcia, Commissioner Pct 1  
**AYES:** Zeller, Garcia, Janak, Burns, Ives

CITIZENS' COMMUNICATION:

4. November 6, 2017. Judge Ben Zeller opened the meeting to anyone wishing to address general County business which was not on the meeting agenda.

Commissioner Gary Burns discussed the debris pickup situations with the Court.

(18:00) Commissioner Kevin M. Janak explained the shredding of state and county right of ways.

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

<b>RESULT:</b>	<b>NO ACTION TAKEN</b>
----------------	------------------------

ACCOUNTS PAYABLE:

5. November 6, 2017. Moved by Clint C. Ives and seconded by Gary Burns, the Commissioners Court approved the accounts payable as presented by Judy McAdams, County Auditor.

Regular Accounts	11/6/2017	\$1,076,439.89
Supplemental Accounts 10/27 -11/02/2017		\$160,691.70

Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clint C Ives, Commissioner Pct 4
<b>SECONDER:</b>	Gary Burns, Commissioner Pct 3
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

REPORTS:

6. November 6, 2017. Moved by Clint C. Ives and seconded by Gary Burns, the Commissioners Court approved the monthly reports from the Sheriff; Fire Marshal/Fire Chief; Justices of the Peace, Precincts Nos. 2-4; and Constable, Precinct No. 3. Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clint C Ives, Commissioner Pct 4
<b>SECONDER:</b>	Gary Burns, Commissioner Pct 3
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

BOND FORFEITURE RELEASES:

7. November 6, 2017. Moved by Gary Burns and seconded by Clint C. Ives, the Commissioners Court approved the release of the following bond forfeiture judgments from the Court:

- a. Cause No. CIV1-18226: The State of Texas vs. Lawrence Caldera, Defendant and E.P. Salas and Ernest Guajardo, Sureties.
- b. Cause No. CIV1-18245: The State of Texas vs. Steven Allen Dixon, Defendant and Allegheny Casualty Company Agent Mark Tamez d/b/a Bail Bond Hotline of Texas, Surety.

Motion adopted.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Gary Burns, Commissioner Pct 3  
**SECONDER:** Clint C Ives, Commissioner Pct 4  
**AYES:** Zeller, Garcia, Janak, Burns, Ives

INTERIM VENDOR PAYMENTS - ACH REPORT - CITIZENS MEDICAL CENTER:

8. November 6, 2017. Moved by Kevin M. Janak and seconded by Danny Garcia, the Commissioners Court approved the interim vendor payments for Citizens Medical Center dated November 2, 2017, in the amount of \$824,966.84 and the ACH report dated November 2, 2017, in the amount of \$1,650,540.48. Motion adopted.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Kevin M Janak, Commissioner Pct 2  
**SECONDER:** Danny Garcia, Commissioner Pct 1  
**AYES:** Zeller, Garcia, Janak, Burns, Ives

RECEIVE - BOND RATING - S&P GLOBAL'S - VICTORIA COUNTY:

9. November 6, 2017. County Judge Ben Zeller provided the Court with information. Moved by Clint C. Ives and seconded by Gary Burns, the Commissioners Court received the S&P Global's Bond Rating for Victoria County. Motion adopted.

**RESULT:** RECEIVED [UNANIMOUS]  
**MOVER:** Clint C Ives, Commissioner Pct 4  
**SECONDER:** Gary Burns, Commissioner Pct 3  
**AYES:** Zeller, Garcia, Janak, Burns, Ives

APPROVAL OF ELECTION - BOARD OF DIRECTORS - VICTORIA CENTRAL APPRAISAL DISTRICT:

10. November 6, 2017. Moved by Gary Burns and seconded by Clint C. Ives, the Commissioners Court approved the election of Victoria Central Appraisal District Board of Directors. Motion adopted.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Gary Burns, Commissioner Pct 3  
**SECONDER:** Clint C Ives, Commissioner Pct 4  
**AYES:** Zeller, Garcia, Janak, Burns, Ives

RECEIVE - NOTICE OF AWARD - 2017 BULLETPROOF VEST PARTNERSHIP (BVP) GRANT - BUREAU OF JUSTICE ASSISTANCE (BJA) - VICTORIA COUNTY SHERIFF'S OFFICE:

11. November 6, 2017. Moved by Danny Garcia and seconded by Kevin M. Janak, the Commissioners Court received the Notice of Award to Victoria County Sheriff's Office for the 2017 Bulletproof Vest Partnership (BVP) Grant from the Bureau of Justice Assistance (BJA). Motion adopted.

<b>RESULT:</b>	<b>RECEIVED [UNANIMOUS]</b>
<b>MOVER:</b>	Danny Garcia, Commissioner Pct 1
<b>SECONDER:</b>	Kevin M Janak, Commissioner Pct 2
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

a. Residential Contract with Dallas County

CONTRACT - RESIDENTIAL - DALLAS COUNTY - VICTORIA REGIONAL JUVENILE JUSTICE/DETENTION FACILITY:

12a. November 6, 2017. Moved by Gary Burns and seconded by Clint C. Ives, the Commissioners Court approved the Residential Contract between Dallas County and the Victoria Regional Juvenile Justice Center. Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gary Burns, Commissioner Pct 3
<b>SECONDER:</b>	Clint C Ives, Commissioner Pct 4
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

b. Detention & Residential Contract with Kleberg County

CONTRACTS - DETENTION AND RESIDENTIAL - KLEBERG COUNTY - VICTORIA REGIONAL JUVENILE JUSTICE/DETENTION FACILITY:

12b. November 6, 2017. Moved by Gary Burns and seconded by Clint C. Ives, the Commissioners Court approved the Detention and Residential Contracts between Kleberg County and the Victoria Regional Juvenile Justice Center. Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gary Burns, Commissioner Pct 3
<b>SECONDER:</b>	Clint C Ives, Commissioner Pct 4
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

RECEIVE - FULLY EXECUTED - CONSTRUCTION CONTRACT - CHANGE ORDER NO. 1 - MCCOY ROAD, CANAL ROAD AND OLD BLOOMINGTON ROAD RECONSTRUCTION PORT PROJECT - REXCO CONSTRUCTION SERVICES, INC. - VICTORIA COUNTY:

13. November 6, 2017. Commissioner Danny Garcia provided information to the Court. Moved by Danny Garcia and seconded by Kevin M. Janak, the Commissioners Court received the fully executed

construction contract change order no. 1 from Rexco Construction Services, Inc. in connection to McCoy Road, Canal Road and Old Bloomington Road Reconstruction Port Project. Motion adopted.

<b>RESULT:</b>	<b>RECEIVED [UNANIMOUS]</b>
<b>MOVER:</b>	Danny Garcia, Commissioner Pct 1
<b>SECONDER:</b>	Kevin M Janak, Commissioner Pct 2
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

PAYMENT - MCCOY ROAD, CANAL ROAD AND OLD BLOOMINGTON ROAD RECONSTRUCTION PORT PROJECT - REXCO CONSTRUCTION SERVICES - VICTORIA COUNTY:

14. November 6, 2017. Commissioner Danny Garcia provided the Court with information. Moved by Danny Garcia and seconded by Kevin M. Janak, the Commissioners Court approved the payment to Rexco Construction Services in connection to McCoy Road, Canal Road and Old Bloomington Road Reconstruction Port Project. Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Danny Garcia, Commissioner Pct 1
<b>SECONDER:</b>	Kevin M Janak, Commissioner Pct 2
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

BUDGET AMENDMENTS:

15. November 6, 2017. Moved by Clint C. Ives and seconded by Danny Garcia, the Commissioners Court approved the following budget amendments:

- a. General Fund, Various Departments, Expenditures - Line item transfer
- b. General Fund, Sheriff's Office, Expenditures - Line item transfer
- c. General Fund, Health Department, Expenditures - Line item transfer

Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clint C Ives, Commissioner Pct 4
<b>SECONDER:</b>	Danny Garcia, Commissioner Pct 1
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

- a. General Fund, Various Departments, Expenditures
- b. General Fund, Sheriff's Office, Expenditures
- c. General Fund, Health Department, Expenditures

RECEIVE FOR RECORD - BUDGET AMENDMENT - 2017 DISCRETIONARY FUND - CDA CONTRABAND FORFEITURE FUND - VICTORIA COUNTY:

16. November 6, 2017. Moved by Danny Garcia and seconded by Kevin M. Janak, the Commissioners Court received for the record the 2017 Discretionary Fund Budget Amendment for CDA Contraband Forfeiture Fund. Motion adopted.

<b>RESULT:</b>	<b>RECEIVED [UNANIMOUS]</b>
<b>MOVER:</b>	Danny Garcia, Commissioner Pct 1
<b>SECONDER:</b>	Kevin M Janak, Commissioner Pct 2
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

PERSONNEL:

17. November 6, 2017. Moved by Clint C. Ives and seconded by Gary Burns, the Commissioners Court approved that payroll be processed in compliance with policy and personnel changes:

- a. Robert Whitaker, Justice of the Peace, Precinct No. 3 - Justice of the Peace, Precinct No. 3:
  1. Employment of Esperanza Valderrama, Clerk III, at a rate of \$14.00 per hour, Budget Code 100-457-1105, effective November 20, 2017.
- b. Stephen B. Tyler, Criminal District Attorney - District Attorney's Office:
  1. Resignation of Veronica L. Jones, Felony Assistant CDA, with 80.0 PTO and 125.19 Compensatory hours due, effective November 9, 2017.
- c. Derrick Neal, Public Health Director - Victoria County Public Health Department::
  1. Resignation of Macy Schroeder, Assistant Supervisor, with 53.08 PTO and 70.20 Compensatory hours due, effective November 10, 2017.
- d. Susan Longoria - Adult Probation:
  1. Retirement of Janelle Zamarripa, Supervision Officer, effective October 31, 2017 at 5:00 p.m. Other Due: Vacation hours - 91.75.

Motion adopted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clint C Ives, Commissioner Pct 4
<b>SECONDER:</b>	Gary Burns, Commissioner Pct 3
<b>AYES:</b>	Zeller, Garcia, Janak, Burns, Ives

DISCUSSION - POTENTIAL ACTION - BENEFICIAL LAND MANAGEMENT, L.L.C.'S APPLICATION - PRELIMINARY DECISION - TCEQ - LAND APPLICATION PERMIT OF SEWAGE SLUDGE RENEWAL - PERMIT NO. WQ0004666000 - VICTORIA COUNTY:

18. November 6, 2017. Pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney), the Commissioners Court discussed the Beneficial Land Management, L.L.C.'s Application and the Preliminary Decision by TCEQ for Land Application Permit of Sewage Sludge Renewal, Permit No. WQ0004666000 in Executive Session and no action was taken.

**RESULT: NO ACTION TAKEN**

DISCUSSION - POTENTIAL ACTION - SOLID WASTE ORDINANCE - PROPOSED - NOTICE OF HEARING - VICTORIA COUNTY:

19. November 6, 2017. Pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney), the Commissioners Court discussed the Solid Waste Ordinance (an Ordinance Prohibiting Solid Waste Disposal in Victoria County) and the Notice of Hearing on the Proposed Solid Waste Ordinance in Executive Session and no action was taken.

**RESULT: NO ACTION TAKEN**

CLOSED MEETING:

20. November 6, 2017. The Commissioners Court went into closed session at 10:30 a.m., pursuant to V.T.C.A. Government Code §551.076 to discuss security matters and closed meeting pursuant to V.T.C.A. Government code §551.071 to conduct private consultation with the County’s attorney regarding matters protected by the Attorney-Client privilege.

**RESULT: NO ACTION TAKEN**

OPEN MEETING:

21. November 6, 2017. The Commissioners Court returned to open meeting at 11:31 a.m., pursuant to V.T.C.A. Government Code §551.102 with no action taken.

**RESULT: NO ACTION TAKEN**

ADJOURN:

22. November 6, 2017. The Commissioners Court adjourned the meeting of November 6, 2017.

**RESULT: NO ACTION TAKEN**

Attendee Name	Title	Status	Arrived
Ben Zeller	County Judge	Present	

		t	
Danny Garcia	Commissioner Pct 1	Present	
Kevin M Janak	Commissioner Pct 2	Present	
Gary Burns	Commissioner Pct 3	Present	
Clint C Ives	Commissioner Pct 4	Present	