



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Darrell Apffel Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

October 4, 2021 – 9:30 AM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Public Comment

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the accounts payable checks dated 9/27/21 and 10/4/21
 - b. Order for payroll period ending 9/29/21 bi-weekly #20
 - c. Order for supplemental payroll period ending 9/29/21 bi-weekly #20
 - d. Early check release dated 9/20/2021 check no. AP00446498 Texas Division of Emergency Management
 - e. Early check release dated 9/20/2021 check no AP00446497 GIA Insurance Agency, LLC
 - f. Early check release dated 9/28/2021 check no.AP00446644 DMP BPO PBA Burke Asset
 - g. Internal audit report of the cash count of the Galveston County Senior Services Division on behalf of the Department of Parks & Cultural Services

- h. Internal audit report of the County Clerk Fee audit for period of 9/1/2020 - 7/31/2021 with response letter from Honorable Dwight D. Sullivan dated 9/22/2021
 - i. Per Local Government Code 130.902 recommending a change fund for the District Attorney's Office.
 - j. Internal audit report of the inventory of fixed assets of the Sheriff's department for period of 8/2/21 - 9/2/21 with response letter from Sheriff Henry Trochesset dated 9/27/21
- *2. Receive and file *refund check list from Odyssey* submitted by the District Clerk
 - *3. Receive and file *summary of bi-weekly personnel movements pay period #19, September 2-15, 2021* submitted by Human Resources
 - *4. Consideration of *approval of 2023 Galveston County Holiday Schedule* submitted by Human Resources
 - *5. Receive and file *August 2021 collections and personal bond report* submitted by Personal Bond/Collections Office
 - *6. Consideration of *approval of reappointment to the Gulf Coast Rail District* submitted by the County Judge
 - *7. Consideration of *approval of reappointment to the Gulf Coast Water Authority Board* submitted by the County Judge
 - *8. Consideration of *approval of nominations and resolution for the Galveston Central Appraisal District Board of Directors* submitted by the County Judge
 - *9. Consideration of *approval of reappointments to the Gulf Coast Center* submitted by the County Judge
 - *10. Consideration of a *resolution honoring the retirement of Deputy Holly Massa from the Galveston County Sheriff's Office* submitted by Commissioner, Precinct 2
 - *11. Consideration of a *resolution recognizing October 3-9, 2021 as 4-H Week in Galveston County* submitted by Commissioner, Precinct 4
 - *12. Consideration of a *resolution commemorating September 17-23 as Constitution Week* submitted by the County Judge
 - *13. Receive and file *order from Texas Commission on Environmental Quality approving the creation of Galveston County Municipal Utility District No. 81* submitted by the County Judge

- *14. Consideration of approval for an interlocal agreement with the City of Dickinson granting them access to Ray Holbrook Park in conjunction with their current drainage improvement project on West Gum Bayou submitted by the Parks & Cultural Services Department
- *15. Consideration of approval of an interlocal agreement with the City of League City - Congregate Meal Grant Program for fiscal year 2022, submitted by the Parks & Cultural Services Department
- *16. Consideration of approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) to Santa Fe Police Officers' Association for use of the community center & Quonset outdoor pavilion at Runge Park for their annual SFPD POA Cook-off held Friday - Sunday, February 4th - 6th, 2022 & a date TBD in 2023, submitted by the Parks and Cultural Services Department
- *17. Consideration of approval of a subscription for monthly airtime for satellite phones and broadband global area network with Mackay Communications submitted by Emergency Management
- *18. Consideration of approval of renewal for Millennium UPS (uninterrupted power supply) for emergency power services submitted by Facilities
- *19. Consideration of approval to waive San Luis Pass Bridge tolls for instructors, students and staff attending the TX-TFI Flood Water Training Oct 25-29, 2021 held at San Luis Pass County Park submitted by Facilities
- *20. Consideration of approval of Avtech (Room Alert) software maintenance renewal with SHI Govt Solutions submitted by Information Technology
- *21. Consideration of approval of an annual software maintenance renewal contract for Netmotion with Mobile Wireless LLC submitted by Information Technology
- *22. Consideration of approval of an annual software maintenance renewal for Archive Social with Archive Social Inc. submitted by Information Technology
- *23. Consideration of approval of a contract between Galveston County and R. Harrington, Inc. dba Bella Media for video production and photography work submitted by Emergency Management
- *24. Consideration of authorization for County Judge to sign disclosure of lobbying for submission under the FY 2020 Justice Assistance Grant award process as submitted by Grants Administration

- *25. Consideration of *approval to submit Improved Project request for Harvey repairs to the Justice Center Courts Building to the Federal Emergency Management Administration* as submitted by Grants Administration
- *26. Consideration of *authorization for the County Judge to sign addendum no. 1 to resultant contract RFP #B181009, Contract No. CM18064 GrantWorks, Inc. to add all applicable requirements of contract between Galveston County and the Texas Water Development Board, TWDB Contract No. 1900012535* submitted by Grants Administration
- *27. Consideration of *acceptance of FY 2022 Continued Multi-Year Improvement Grant award for the Mental Health Court from the Texas Indigent Defense Commission and authorize County Judge to sign required documents* as submitted by Grants Administration
- *28. Consideration of *approval to submit Cycle 27 Coastal Management Program (CMP) grant application to the Texas General Land Office (GLO) for Fort Travis Park* as submitted by Grants Administration
- *29. Consideration of *approval to submit FY 2022/2023 Solid Waste Implementation grant for Illegal Dumping Camera Project to the Texas Commission on Environmental Quality through the Houston-Galveston Area Council* as submitted by Grants Administration
- *30. Consideration of *approval to submit FY 2022/2023 Solid Waste Implementation grant application for the Vegetative Material Diversion Project to the Texas Commission on Environmental Quality through the Houston-Galveston Area Council* as submitted by Grants Administration
- *31. Consideration of *approval to submit FY 2022/2023 Solid Waste Implementation Grant application for the FY 2023 Household Hazardous Waste Event Project to the Texas Commission on Environmental Quality through the Houston-Galveston Area Council* as submitted by Grants Administration
- *32. Consideration of *approval of renewal contract with Gulf Coast Transit District for transportation services for Brazoria and Galveston County* submitted by Grants Administration
- *33. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the City of Texas City* submitted by Grants Administration
- *34. Consideration of *approval of renewal of a contract between Galveston County and Dickinson EMS for services in the unincorporated portions of Galveston County* submitted by Professional Services

- *35. Consideration for *authorization to issue a formal solicitation for design and pricing of emergency and disaster preparedness guides on behalf of the Emergency Management* submitted by the Purchasing Agent
- *36. Consideration for *authorization to utilize cooperative purchasing agreement program in lieu of formal bidding to purchase a Gradall XL3100 4x2 from ASCO Equipment on behalf of the Road and Bridge Department* submitted by the Purchasing Agent
- *37. Consideration for *authorization to extend the contracts on the following bids* submitted by the Purchasing Agent:
 - a. RFQ #B181048, Coastal Engineering Services for USACE Beach Maintenance Permit
 - b. ITB #B202012D, Recycled Crushed Concrete/Concrete Flexible Base
 - c. ITB #B202005, Cementitious Slurry Material
 - d. RFP #B212007, Transportation of Human Remains
- *38. Consideration for *authorization to cancel and re-bid RFP #B211028A, Justice Center Courts Building Improvements*
- *39. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *40. Consideration for *authorization to issue formal solicitations for engineering and construction management services for drainage project funded by the American Rescue Plan Act* submitted by the Purchasing Agent on behalf of Engineering
- *41. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of formal bidding to purchase replacement furniture and furnishings for the Galveston County Justice Center on behalf of the Galveston County Facilities Department* submitted by the Purchasing Agent
- *42. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of formal bidding to purchase a 2000 gallon water truck from Southwest International Truck on behalf of the Galveston County Road & Bridge Department* submitted by the Purchasing Agent
- *43. Consideration of *approval of an order designating that all monies that otherwise would be deposited in an Officers' Salary Fund be deposited in Galveston County's General Fund* submitted by Legal Services Coordinator

- *44. Consideration of *approval of authorizing amendment to interlocal government agreement for Emergency 911 dispatch services between Galveston County, Galveston County Sheriff's Office and the City of Hitchcock* submitted by Sheriff's Office
- *45. Consideration of *approval of authorizing amendment for FY2022 to the interlocal governmental agreement for School Liaison Officer Program with Odyssey Academy and Galveston County* submitted by Sheriff's Office
- *46. Request for *ratification of denial of request for waiver or refund of penalty and interest as recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector
- *47. Consideration of *approval of a renewal contract between the Galveston County Tax Office and Technique Data Systems for annual (software) maintenance agreement #2480* submitted by the Tax Assessor/Collector
- *48. Consideration of *approval of a renewal contract between the Galveston County Tax Office and Technique Data Systems for annual (software) maintenance agreement #1528* submitted by the Tax Assessor/Collector
- *49. Consideration of *approval of a renewal contract between the Galveston County Tax Office and Technique Data Systems for annual (software) maintenance agreement #2485* submitted by the Tax Assessor/Collector
- *50. Consideration of *approval of a renewal contract between the Galveston County Tax Office and Technique Data Systems for annual (software) maintenance agreement #3501* submitted by the Tax Assessor/Collector
- *51. Consideration of *approval of Texas City Hurricane Levee permit to Air Products and Chemicals to install a 16" pipeline above the hurricane levee* submitted by the County Engineer
- *52. Consideration of *approval of the following budget amendments* submitted by the Auditor's Office:
 - a. 21-156-1004-A
General Government - Request transfer from General Fund Budgeted Reserves to General Government in order to fully fund the relocation assistance expenditures for new CIO. The "gross up" of the relocation expense reimbursement to cover the costs of the deductions was approved by Court on September 7, 2021
 - b. 21-157-1004-B
Road and Bridge - Request reclassification of 3 positions in Road & Bridge FM Lateral Road account. No increase to budget needed. Difference will go back to Budgeted Reserves

- c. 21-158-1004-C
American Rescue Plan - To set up budget for American Rescue Plan Other Financial Assistance and Budgeted Reserves for FY2021 funding received. This will be used to fund various projects, as approved by Commissioners Court
- d. 22-005-1004-A
Facilities - Request transfer from General Fund Budgeted Reserves to Facilities Building Improvements for elevator repairs needed due to water damage caused by the fire at the Justice Center on July 10, 2021. Contract approved on 8/9/2021
CC
- e. 22-006-1004-B
General Government - Request transfer from General Fund Budgeted Reserves to General Government Marketing and Advertising for annual contract with Bella Media. RFP #B212035, Video Production Services was awarded to R. Harrington, Inc. dba Bella Media, during Court on 9/20/21
- f. 22-007-1004-C
County Clerk - Request transfer from County Clerk Records Management & Preservation Budgeted Reserves to County Clerk Records Management Extraordinary Supplies for laptops budgeted for and ordered in FY2021, but not available by September 30, 2021
- g. 22-008-1004-D
Grants Administration - Request transfer from General Fund Budgeted Reserves to Grants Administration Extraordinary Supplies for defibrillator batteries and tasers budgeted for and ordered in FY2021, but not available by September 30, 2021
- h. 22-009-1004-E
Employee Benefits - Request transfer from General Fund Budgeted Reserves to Transfer from General Fund to fund Wellbeing Management Fee and MDLive in the Employees Benefits Fund not budgeted for in the adopted FY22 budget. Additional adjustments are to align the budget in the proper cost center and/or object code

Action Agenda

53. **County Judge**

- a. Consideration and approval of allocating the following distributions under Galveston County's portion of American Rescue Plan funds to the following categories:

Public Health/COVID Response - \$16M
Building/Facilities - \$15M
Sewer & Storm Water Infrastructure Improvements - \$26.5M
Parks - \$500K
Essential Worker Pay/Stipends - \$2,810,885
Administrative - \$486,360
Economic Development - \$1.5M
Non-Profit Grants - \$1.25M
Emergency Management - \$500K

- b. Consideration and approval of allocating the following distribution from Galveston County's portion of American Rescue Plan funds to the following category:

Public Safety/Border Security - \$1.8M

54. **Right of Way**

- a. C & C Estates replat
1. Receive public comments
 2. Consideration of approval of replat
- b. Orchard Place First Addition to Hitchcock Lot 5 replat
1. Receive public comments
 2. Consideration of approval of replat
- c. G.W. L'Hommedieu Survey Lot 76 replat
1. Receive public comments
 2. Consideration of approval of replat

55. **General Counsel**

- a. **Break into Executive Session:**
- b. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas-

Government Code, pursuant to Section 551.071 of the Government Code to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to each of the following items:

1. Brent Cooley v. Galveston County Sheriff's Office, Cause No. 3:21-cv-00151 in the United States District Court for the Southern District of Texas
2. In re Leif James Putnam, No. 14-21-00528-CV in the Court of Appeals for the 14th District of Texas
3. File No. 22-0112 before the Texas Medical Board

c. **Reconvene into Regular Meeting**

Adjourn

WORKSHOP AGENDA

1. Discuss the Galveston County Justice Center needs assessment conducted by iGet Services submitted by Facilities
2. Discuss body cameras for the Sheriff's Office submitted by the County Judge

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
