



# **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**

**January 24, 2022 – 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 1/14/22 and 1/24/22
  - b. Order for payroll period ending 1/19/22 bi-weekly #2
  - c. Order for supplemental payroll period ending 1/19/22 bi-weekly #2
  - d. Pursuant to Local Government Code 111.0106 certification of funds ARP Emergency Rental Assistance
  - e. Quarterly audit report for Constable, Precinct 1 for period of Oct - Dec 2021
  - f. Quarterly audit report for Constable, Precinct 2 for period of Oct - Dec 2021
  - g. Quarterly audit report for Constable, Precinct 3 for period of Oct - Dec 2021
  - h. Quarterly audit report for Constable, Precinct 4 for period of Oct - Dec 2021

- i. Quarterly audit report for Juvenile Justice Department for period of Oct - Dec 2021
  - j. Quarterly audit report of the continuous monitoring activities for period of Oct - Dec 2021
  - k. Quarterly audit report of the payroll audit for period of Oct - Dec 2021
  - l. Internal audit report of the agreement between Galveston County and Friends for Life relating to guardianship services for period of 10/1/2020 - 9/30/2021 with response letter from James Gentile, Director of Contract Services
- \*2. Receive and file *refund check list from Odyssey* submitted by the County Clerk
  - \*3. Receive and file *restitution check list from Odyssey* submitted by Personal Bond/Collections
  - \*4. Receive and file *summary of bi-weekly personnel movements pay period #26, December 9 - 22, 2021* submitted by Human Resources
  - \*5. Receive and file *summary of bi-weekly personnel movements pay period #1, December 23 - January 5, 2022* submitted by Human Resources
  - \*6. Receive and file *December 2021 collections and personal bond report* submitted by Personal Bond/Collections
  - \*7. Consideration of *approval of extension of Declaration of Local Disaster related to COVID-19* submitted by the County Judge
  - \*8. Consideration of a *resolution honoring Simon Urbanic and his military service* submitted by County Judge
  - \*9. Consideration of *approval of resolution and interlocal agreement with TxDOT to provide uniformed, armed peace officers and equipment for law enforcement general surveillance and traffic control for the Ferry Landings* submitted by Sheriff's Office
  - \*10. Consideration of *approval of an interlocal agreement to transfer ownership of Elva Lobit Park from Galveston County to City of League City* submitted by the County Judge
  - \*11. Consideration of *approving memorandum of understanding among the American Society for the Prevention of Cruelty to Animals, the Galveston County Health District, and the County of Galveston relating to domestic animals in times of a declared disaster, and authorizing the County Judge to execute* submitted by Emergency Management

- \*12. Consideration of *approval of Data Domain 6300 hardware maintenance renewal with Unique Digital Technology* submitted by Information Technology
- \*13. Consideration of *approval of implementation of Microsoft Endpoint Configuration Manager with Alchemy Tech Group* submitted by Information Technology
- \*14. Consideration for *authorization to issue formal solicitations for Lauderdale Ramp and Dock on behalf of the Galveston County Engineering Department* submitted by the Purchasing Agent
- \*15. Consideration for *authorization to cancel RFP #B221003A, Design and Printing of Emergency and Disaster Preparedness Guides on behalf of the Emergency Management Department* submitted by the Purchasing Agent
- \*16. Consideration for *authorization to extend the contract for RFP #B181009, Disaster Recovery Program Management on behalf of the Grants Department* submitted by the Purchasing Agent
- \*17. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- \*18. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding to procure building automation system replacement/upgrades in County buildings on behalf of the Galveston County Facilities Department* submitted by the Purchasing Agent
- \*19. Consideration of *acceptance of FY 2022 Regional Juvenile Mental Health Services sub-grant award from the Houston-Galveston Area Council and authorize County Judge to sign contract documents* as submitted by Grants Administration
- \*20. Consideration of *approval of the following budget amendments* submitted by the Auditor's Office:
  - a. 22-087-0124-A  
**Appellate Justice System Fees** - Request transfer from Appellate Justice System Fees Court of Appeals Expenditures to District Court Administration and County Court Administration Court of Appeals Expenditures in order to budget in proper cost centers in the new fund
  - b. 22-088-0124-B  
**North County Annex** - Request transfer from Limited Tax Building Bonds Series 2017A and Limited Tax County Building Bonds Series 2019 Designated for Capital Projects and Justice Center Expansion to North County Annex CIP Building Improvements. This is needed for the Durotech contract approved in court on August 23, 2021.

- c. 22-089-0124-C  
**Bacliff Annex** - Request transfer from Limited Tax Building Bonds Series 2017A Designated for Capital Projects to Bacliff Annex CIP Buildings. This is needed for the Durotech contract approved in court on August 23, 2021.
  - d. 22-090-0124-D  
**Sheriff-Corrections** - Request transfer from General Fund Budgeted Reserves to Corrections Maintenance & Repairs-Equipment for County Security Cameras
  - e. 22-091-0124-E  
**Employee Benefits** - Request transfer between various expense accounts in Employee Benefits in order to correct portion of BA 22-018-1018-I approved in court on October 18, 2021
  - f. 22-092-0124-F  
**Galveston County Museum** - Request transfer from Galveston County Museum Contract Services-GalCoMuseum to various salary/benefit expenditures to cover salary for County employee through 12/31/21, per agreement
  - g. 22-093-0124-G  
**Parks** - Request transfer from General Fund Budgeted Reserves to Parks Interlocal Agreement line item for relinquishing ownership of Elva Lobit Park from Galveston County to the City of League City, per interlocal agreement
  - h. 22-094-0124-H  
**Information Technology** - Request transfer from Information Technology Software Licensing & Maintenance to Furniture and Fixtures for restructuring work performed in the IT offices
  - i. 22-095-0124-I  
**District Attorney** - Request transfer from General Fund Budgeted Reserves to District Attorney Civil Services to fund expenditures related to outside counties' constables serving subpoenas for Galveston County
  - j. 22-096-0124-J  
**Facilities Srvs & Maintenance** - Request transfer from Facilities Salaries and Related Benefits to General Fund Budgeted Reserves due to a reclassification in a position from a Tech III to a Tech II. With this change, the original budget for this position can be reduced.
- \*21. Consideration of *execution of an encroachment & indemnity agreement with Paul R. Smith, Bay Vista LLC for encroachments at the northern end of 22nd Street and Ave A in San Leon* submitted by Platting & Right-of-Way
- \*22. Consideration of *approval of Pasta Beach Subdivision* submitted by Platting & Right-of-Way

- \*23. Consideration of *approval of Cory Morehead Subdivision Number 24* submitted by Platting & Right-of-Way
- \*24. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
- \*25. 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

### **Action Agenda**

#### 26. **Commissioner, Precinct 1**

- a. Consideration of approval for a contract between the County of Galveston and Coastal Windstorm Insurance Coalition (aka Galveston Windstorm Action Committee, Inc.) submitted by Grants Administration

#### 27. **Purchasing**

- a. Consideration of approval of awarding the following bids and authorizing the County Judge to execute the contracts for the following:
  - 1. ITB #B222001A, Asphalt Oils & Emulsions
  - 2. ITB #B222006A, Reinforced Concrete Pipe for Culverts
- b. Consideration for authorization to award the following:
  - 1. RFP #B222003, Public Safety Emergency Post-Dispatch and Pre-Arrival Instruction Software

#### 28. **Right of Way**

- a. Whitaker Subdivision replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat
- b. KN Brand Estates replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat

- c. Halili on the Bay replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat

29. **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. 3:21-CV-00256; Estate of Jeffrey Peters, Et al. v Galveston County, et al in the United States District Court for the Southern District of Texas, Galveston Division
  - 2. 3:13-CV-00308; Terry Petteway, Et Al v. Galveston County et al in the United States District Court for the Southern District of Texas, Galveston Division
  - 3. FMA-PJ-06-TX-2014-011 TWDB appeal for 7506 Meadowlark Lane, Texas City, TX
  - 4. 22-CV-0068 Boon-Chapman Benefit Administrators, Inc. v. County of Galveston, in the 56th Judicial District Court of Galveston County, Texas
  - 5. 22-CV-0083 Galveston County, Texas v. Boon-Chapman Benefit Administrators, Inc., et al in the 56th Judicial District Court of Galveston County, Texas
- c. **Reconvene into Regular Meeting**
- d. Consideration of approval of joint representation agreement for Galveston County and Sheriff Henry Trochesset with Germer PLLC for Civil Action 3:21-CV-00256; Estate of Jeffrey Peters, Et al. v Galveston County, et al in the United States District Court for the Southern District of Texas, Galveston Division

## **Adjourn**

### **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.

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