



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

March 21, 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 Auditor's Office:
 - a. Approval of the accounts payable checks dated 3/14/22 and 3/21/22
 - b. Order for payroll period ending 3/16/22 bi-weekly #6
 - c. Order for supplemental payroll period ending 3/16/22 bi-weekly #6
 - d. Internal audit report of the District Clerk's Registry and Trust Audit for period of 1/1 - 12/31/2021 with response letter from Honorable John D. Kinard, dated 3/9/2022
 - e. Tobacco expenditure statement for 2022
 - f. Monthly financial report for period ending 2/28/2022
 - g. Receive and file the amended FY2022 budget for Fund 2111, Tax Assessor Special Inventory Tax
 - h. Receive and file the FY2022 budget for Fund 2240, Sheriff's Commissary

- *2. Receive and file *restitution check list from Odyssey* submitted by Personal Bond/Collections
- *3. Receive and file *refund check list from Odyssey* submitted by the County Clerk
- *4. Receive and file *summary of bi-weekly personnel movements pay period #5, February 17 - March 2, 2022* submitted by Human Resources
- *5. Consideration of *approval for CPS HR Consulting to provide executive recruitment services for the selecting and hiring of a new Human Resources Director, and authorize Human Resources to finalize a service agreement for Commissioners' Court approval at a fee not to exceed \$19,000 for such services* submitted by Human Resources
- *6. Consideration of *approval of extension of Declaration of Local Disaster related to COVID-19* submitted by the County Judge
- *7. Receive and file *FY 2022 first quarter investment report* submitted by the County Treasurer
- *8. Consideration of *authorization of broker dealer annual approval for 2022-2023* submitted by the County Treasurer
- *9. Consideration of a *resolution supporting the oyster industry in Galveston County, Texas* submitted by Director of Government Affairs
- *10. Consideration of *approval of (re)appointment(s) to the Harris-Galveston Subsidence District* submitted by the County Judge
- *11. Consideration of *approval of appointment to Galveston County Emergency Services District #1* submitted by Commissioner, Precinct 2
- *12. Receive and file *Clear Channel Outdoor, LLC no-cost contract* submitted by the County Judge
- *13. Consideration of *renewal of public official bond for Purchasing Agent Rufus Crowder* submitted by Legal Services Coordinator
- *14. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for Sisters Helping Sisters, for use of Bayshore Park for their 10th Annual Fishing Tournament on June 17th & 18th and dates TBD in 2023 & 2024*, submitted by the Parks & Cultural Services Department

- *15. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for League City Lions, for use of Walter Hall Park for their 65th Annual League City Music Festival on May 5th - 8th, 2022*, submitted by the Parks & Cultural Services Department
- *16. Consideration of *approval of revision of game room regulations in accordance with Chapter 234 of the Texas Local Government Code* submitted by Nuisance Abatement Office
- *17. Consideration to *authorize General and No Litigation Certificates of Galveston County associated with the issuance of the Southeast Texas Housing Finance Corporation's Multifamily Housing Revenue Bonds for the acquisition and rehabilitation of the Lakeside Pointe Apartments Pearland, Texas* submitted by Legal Services Coordinator
- *18. Consideration of *approval to waive toll bridge fees for law enforcement escorts and riders crossing over San Luis Bridge on Saturday, April 9th for annual WOWC 2022 Charity BikeRun Fundraiser* submitted by Facilities
- *19. Consideration of *approval of Page Southerland Page request to bill to the "0011 Allowance for Additional Services" line item in Purchase Order. This does not require change to contract since line item already exists for purpose of unforeseen services* submitted by Facilities
- *20. Consideration of *approval of Change Order No. 00004 for O'Haver Contractors to add \$3,828.00 per RFI #78 to adjust heights of (7) Phase I storm inlets, set per storm pipe plan, to align with grading plan for Road & Bridge project* submitted by Facilities
- *21. Consideration of *approval of professional services to upgrade VMWare infrastructure with NetSync Network Solutions* submitted by Information Technology
- *22. Consideration of *approval of support renewal for Lenel Badge Reader system with Knight Security Systems* submitted by Information Technology
- *23. Consideration of *renewing standing contracts for legal services with outside counsel for general legal advice and litigation matters* submitted by Legal Services Coordinator
 - a. Ready Law Firm, PLLC
 - b. Greer, Herz & Adams, L.L.P.
 - c. Lewis Brisbois Bisgaard & Smith LLP
 - d. McLeod, Alexander, Powel & Apffel, P.C.
 - e. Mills Shirley L.L.P.

- f. Minces Rankin PLLC
- g. Olson & Olson LLP
- *24. Consideration of *approval for renewal contract between Galveston County and Hart Intercivic for annual software license and support for poll pads* submitted by County Clerk
- *25. Consideration of *approval of the early voting and Election Day polling locations for the May 7, 2022 Constitutional & Entity Elections* submitted by the County Clerk
- *26. Consideration of *authorization for the County Judge to sign contracts between the following entities and the County Elections Division* submitted by the County Clerk:
 - a. City of Santa Fe
 - b. Santa Fe ISD
 - c. City of Bayou Vista
 - d. Bacliff MUD
 - e. City of Dickinson
 - f. City of Friendswood
 - g. City of Galveston
 - h. City of Hitchcock
 - i. City of Kemah
 - j. City of La Marque
 - k. City of Texas City
 - l. Galveston Cty Cons Drainage District
 - m. Galveston Co WCID 12
 - n. Galveston Cty Drainage District 1
 - o. Galveston Cty Drainage District 2
 - p. Galveston Cty WCID 1

- q. Galveston ISD
 - r. Hitchcock ISD
 - s. Texas City ISD
 - t. San Leon MUD
 - u. Village of Tiki Island
- *27. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *28. Consideration for *authorization to extend the contract for RFP #B212010, Electrical Parts & Supplies* submitted by the Purchasing Agent
- *29. Consideration for *authorization to cancel the contract for RFP #B202015, Weed & Brush Control Chemicals and re-solicit for these services* submitted by the Purchasing Agent
- *30. Consideration for *authorization to accept a price increase for RFP #B192006, Food Service for Galveston County Jail* submitted by the Purchasing Agent
- *31. Consideration of *approval of inmate housing interlocal cooperation agreement between Galveston County and Newton County* submitted by Sheriff's Office
- *32. Consideration of *approval of inmate housing interlocal cooperation agreement between Galveston County and Chambers County* submitted by Sheriff's Office
- *33. Consideration of *approval for the following budget amendments* submitted by the Auditor's Office:
- a. 22-116-0321-A
District Court Indigent Defense - Request transfer from District Court Indigent Defense Court Appointed Adult Felony Appeal to Court Appointed Juvenile to cover voucher received
 - b. 22-117-0321-B
122nd District Court - Request transfer from 122nd District Court Travel and Conference account to Administrative Supplies to cover remaining supplies needed for the current fiscal year
 - c. 22-118-0321-C
Facilities - Request transfer from Self Insurance Fund to the General Fund Building Improvements to fund the remediation costs of the Justice Center fire

- d. 22-119-0321-D
Legal Department - Request transfer from Legal Department Contract Legal Services to Other Litigation Expenditures for payment of settlements
 - e. 22-120-0321-E
Facilities - Request transfer from General Fund Budgeted Reserves to Facilities Building Maintenance for roof repairs at 722 Moody to be provided by Brazos Community Roofing
 - f. 22-121-0321-F
Facilities - Request transfer from General Fund Budgeted Reserves to Facilities Building Maintenance for Joe Max Taylor roof repairs to be provided by FW Walton
 - g. 22-122-0321-G
General Government - Request transfer from General Fund Budgeted Reserves account to General Fund General Government Grant Match Mandatory account for Juvenile Justice Center Roof & Waterproofing Project
 - h. 22-123-0321-H
Information Technology - Request transfer from Self Insurance Fund to the General Fund Information Technology Extraordinary Supplies account to purchase equipment lost in the Justice Center fire
- *34. Consideration of *approval of application from Charles Steven Godbey for abandonment of unopened right-of-way and a partial replat of Algoa Suburbs, I.G.N.R.R. Survey and Graham Tolar Davis-Uzell Subdivision* submitted by Platting & Right-of-Way
 - *35. Consideration of *approval of application from Alkesh Patel, owner of Kena Realty for a partial replat of Clifton By The Sea* submitted by Platting & Right-of-Way
 - *36. Consideration of *approval of application from Donna G. Wilkerson and Marshall W. Wilkerson for a partial replat of Alta Loma Outlots* submitted by Platting & Right-of-Way
 - *37. Consideration of *approval of execution and acceptance of an encroachment agreement on the 1st Street right-of-way in San Leon* submitted by Platting & Right-of-Way
 - *38. Consideration of *request of tax refunds in excess of \$2,500.00 due to Change in Appraisal Roll* submitted by the Tax Assessor/Collector

Action Agenda

- 39. **Engineering**

a. Dune mitigation permit for 3904 Biscayne Beach, Port Bolivar:

1. Receive public comments
2. Consideration of approval of permit

40. **Purchasing**

a.

Consideration of approval of awarding the following bids and authorizing the County Judge to execute the contracts for the following:

1. RFP #B222004, Automotive Parts & Supplies
2. ITB #B222012, Lightweight Aggregate

b. Consideration of authorization to award the following:

1. RFQ #B222010, Clay Shooting Range

41. **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. 20-CV-1501; Joe Ann Thompson-Johnson, Individually and as Representative of the Estate of William Johnson v County of Galveston in the 122nd Judicial District Court of Galveston County, Texas
2. 14-CV-1289; Bonnie Quiroga v. Galveston County, Texas in the 212th Judicial District Court of Galveston County, Texas
3. 2022-13275; Matthew Baker v. Galveston County, Texas in the 333rd Judicial District Court of Harris County, Texas

c. **Reconvene into Regular Meeting**

- d. Consideration of authorizing execution of a settlement and release agreement in Cause No. 20-CV-1501; Joe Ann Thompson-Johnson, Individually and as Representative of the Estate of William Johnson v. County of Galveston in the 122nd Judicial District Court of Galveston County, Texas
- e. Consideration of authorizing execution of a settlement and release agreement in Cause No. 14-CV-1289; Bonnie Quiroga v. Galveston County, Texas, in the 212th Judicial District Court of Galveston County, Texas

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.
