



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 April 18, 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 4/11/22 and 4/18/22
 - b. Order for payroll period ending 4/13/22 bi-weekly #8
 - c. Order for supplemental payroll period ending 4/13/22 bi-weekly #8
 - d. Internal audit report of the Children's Center for period of 10/1/20 - 9/30/21 with response letter from Veronica Van Horn, Legal Services Coordinator, dated 3/29/2022
 - e. Quarterly audit report for Constable, Precinct 1 for period of Jan - March 2022
 - f. Quarterly audit report for Constable, Precinct 2 for period of Jan - March 2022
 - g. Quarterly audit report for Constable, Precinct 3 for period of Jan - March 2022
 - h. Quarterly audit report for Constable, Precinct 4 for period of Jan - March 2022

- i. Quarterly audit report for Court Collections for period of Jan - March 2022
- j. Quarterly audit report for Juvenile Justice for period of Jan - March 2022
- k. Internal audit report of the inventory of fixed assets of the Fleet Department for period of 3/3-3/21/2022 with response letter from Fleet Administrative Manager, Elizabeth Bryant dated 4/1/2022
- l. Monthly financial report for period ending 3/31/2022
- *2. Receive and file *refund check list from Odyssey* submitted by the District 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 #7, March 17 - 30, 2022* submitted by Human Resources
- *5. Consideration of *approval of personnel adjustment request as it relates to the Director of Government Relations* submitted by Human Resources
- *6. Receive and file *March 2022 collections and personal bond report* submitted by Personal Bond/Collections
- *7. Receive and file *monthly report (March 2022)* submitted by Personal Bond/Collections
- *8. Consideration of *approval of extension of Declaration of Local Disaster related to COVID-19* submitted by the County Judge
- *9. Consideration of *approval of a resolution supporting efforts to reduce property taxes; the enactment of appraisal caps; and review of the state-directed property appraisal system* submitted by County Judge
- *10. Consideration of a *resolution designating the week of April 24-May 1, 2022 as Soil and Water Stewardship Week* submitted by Commissioner, Precinct 4
- *11. Consideration of *approval of the Early Voting and Election Day polling locations for the May 24, 2022 Primary Runoff Election* submitted by the County Clerk
- *12. Consideration of *approval for Carolyn Adkins as a Reserve Investigator* submitted by the District Attorney
- *13. Consideration of *approval of a grant funded agreement with National Screening Center for the drug and alcohol testing program for the Galveston County Veterans Treatment Court* submitted by the County Judge

- *14. Consideration of *approval for roofing contractor F. W. Walton to provide labor and installation for roof repairs at Joe Max Taylor Law Enforcement Bldg., 601-54th Street, Galveston, TX* submitted by Facilities
- *15. Consideration of *approval for roofing contractor Brazos Commercial Roofing to provide labor and installation for roof repairs at 722 Moody* submitted by Facilities
- *16. Consideration of *approval of change request no. 4 with Tucon LLC for Mental Health build-out project for 722 Moody Courthouse, 6th floor* submitted by Facilities
- *17. Consideration of *approval of change order no. 00005 for O'Haver Contractors for the Road & Bridge Project Facility* submitted by Facilities
- *18. Consideration for *authorization to execute an agreement with Actsoft to upgrade the GPS software from Comet Tracker to Encore Fleet Software* submitted by Road & Bridge
- *19. Consideration of *approval of subscription renewal with Biddle Consulting Group, Inc. for Sheriff's office CritiCall, pre-employment dispatch testing software license* submitted by Sheriff's Office
- *20. Consideration of *acceptance of 2022 Body Worn Camera grant award from the Office of the Governor Public Safety Office* as submitted by Grants Administration
- *21. Consideration of *approval of a Fair Housing Month resolution set forth April 2022* submitted by Grants Administration
- *22. Consideration of *approving the following agreement(s) for residential elevation services for the Flood Mitigation Assistance Residential Elevation Construction Services, resultant contract(s) in RFQ No. B221006, and authorizing the County Judge to execute the same* submitted by Grants Administration:
 - a. Allied Foundation Specialist, Inc.
 - b. Arkitektura Development, Inc.
 - c. Brydson Services, LLC dba Excello Homes
 - d. Davie Shoring, Inc.
 - e. Planet Three Consulting Corp. dba Planet Three Elevation
- *23. Ratification of *submission of APRA Testing and Mitigation in Confinement Facilities grant application to the Texas Department of State Health Services* as submitted by Grants Administration

- *24. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *25. Consideration for *authorization to issue formal solicitations for California Ave Improvements on behalf of Engineering* submitted by the Purchasing Agent
- *26. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase a DSL Line for cyber security services on behalf of the Information Technology Department* submitted by the Purchasing Agent
- *27. Consideration for *authorization for a price increase for Cleveland Asphalt Products for ITB #B222001A, Asphalt, Oils & Emulsions on behalf of the Road & Bridge Department* submitted by the Purchasing Agent
- *28. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding to procure ammunition for the Galveston County Sheriff's office* submitted by the Purchasing Agent
- *29. Consideration of *approval of application from Correct Inc. Investments, LLC for a partial replat of San Leon Farm Home Tracts* submitted by Platting & Right-of-Way
- *30. Consideration to *rescind Commissioners' Court order item 41, March 7, 2022 which abandoned an alley between 11th St. and 12th St. in Port Bolivar, TX* submitted by Platting & Right-of-Way
- *31. Consideration of *approval for the following budget amendments* submitted by the Auditor's Office:
 - a. 22-131-0418-A
District Court Indigent Defense - Request transfer from District Court Indigent Defense Court appointed Adult Felony Appeal to Court Appointed Juvenile expenditures to amend FY22 adopted budget to required amount to cover services through the end of the fiscal year
 - b. 22-132-0418-B
Tax Assessor Collector - Request transfer from Tax Assessor Collector Admin Salaries and Benefits to Tax Assessor TxDMV Salaries and Benefits to cover mid-year increases. The increases are covered by budget from a vacant position no longer needed.
 - c. 22-133-0418-C
Constable Precinct 4 - Request transfer from Constable Precinct 4 Administrative Supplies to Constable Precinct 4 Extraordinary Supplies to fund the purchase of storage equipment needed

- d. 22-134-0418-D
District Court Administration - Request transfer from General Fund Budgeted Reserves to District Court Administration Family/Child Protection Expenses to cover expenses projected through the end of the year
 - e. 22-135-0418-E
Mental Health Public Defender - Request transfer from General Fund Budgeted Reserves to Mental Health Public Defender Building Improvement to cover costs associates with door hardware changes (CP4)
 - f. 22-136-0418-F
Facilities Srvs & Maintenance - Request transfer from General Fund Budgeted Reserves to Facilities Building Improvements for the final fire mitigation clean-up invoice from Cotton related to the July 2021 fire
 - g. 22-137-0418-G
Border Security Response Team - Request transfer from Border Security Response Team Travel and Conference to Equipment for the purchase of a drone
- *32. Consideration of *request of tax refunds in excess of \$2,500.00 due to change in appraisal roll* submitted by the Tax Assessor/Collector
 - *33. 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
 - *34. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
 - *35. Consideration of *authorization of the abatement of six (6) public nuisances* submitted by Nuisance Abatement:
 - a. 6895 Schlitz Lot 13 Hitchcock
 - b. 6800 Blk Schlitz Lot 14 Hitchcock
 - c. 211 Jackson Bacliff
 - d. 2009 7th St High Island
 - e. 3510 Tower Rd Santa Fe
 - f. 9008 Elm Hitchcock (tax foreclosed property, no liens will be attached as costs will be forwarded to LGBS and may be recouped after the property is sold)

Action Agenda

36. **Commissioner, Precinct 1**

- a. Consideration of granting the request of the District, County and Probate Judges of Galveston County, Texas to designate the hallways of the Galveston County Justice Center as offices utilized by the courts

37. **County Judge**

- a. Consideration of granting authority to the County Judge to sign Trustee's Deed on the following tax foreclosed property:
 1. 1405-0000-0134-000

38. **Right of Way**

- a. Magdalena Subdivision replat
 1. Receive public comments
 2. Consideration of approval of replat

39. **Tax Assessor-Collector**

- a. Consideration and approval to delete a vacant Administrative Assistant position (PSN15) from the TAC-151500 budget as requested by the Tax Assessor Collector and to re-grade the following positions (as reviewed and recommended by Human Resources Department and Department of Professional Services): Branch Manager, from Grade 114 to Grade 115 and Branch Supervisor, from Grade 113 to Grade 114 (effective next pay period - pay period #9)

40. **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. 3:22-CV-00061; Rodrigo Ledezma Perales, individually and as the representative of the estate of Efrian Ledezma Perales, deceased v. Sergeant Jonathan Wuneburger, in his individual capacity, and John Doe Nos. 1-10, in their individual capacities, in the United States District Court for the Southern District of Texas, Galveston Division
- c. **Executive Session:** Texas Government Code, Section 551.072, Deliberation Regarding Real Property: the Commissioners Court will enter into executive session as permitted under the Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.072 of the Texas Government Code, Deliberation Regarding Real Property: to deliberate the purchase, exchange, lease or value of real property because deliberation in an open meeting would have a detrimental effect on the position of Galveston County in negotiations with a third person relating to each of the following items:
1. ABST 3 S F Austin Sur pt of lot 10 (10-2) blk 6 Galveston County Farms
 2. ABST 3 S F Austin Sur pt of Lot 11 & adj tract (11-1) blk 6 Galveston County Farms
- d. **Reconvene into Regular Meeting**
- e. Consideration of joint representation agreement for Galveston County, Sheriff Henry Trochesset and Deputy Matthew McInnis 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
- f. Discuss Pelican Island Bridge

Adjourn

WORKSHOP AGENDA

1. First Financial discussion of the AUL plan submitted by Human Resources

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.
