



# **GALVESTON COUNTY, TEXAS**

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

Mark Henry County Judge      Darrell Apffel Commissioner, Precinct 1      Joe Giusti Commissioner, Precinct 2      Stephen Holmes Commissioner, Precinct 3      Robin Armstrong, MD Commissioner, Precinct 4

## **AGENDA June 13, 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 6/6/22 and 6/13/22
  - b. Order for payroll period ending 6/8/22 bi-weekly #12
  - c. Order for supplemental payroll period ending 6/8/22 bi-weekly #12
  - d. Monthly financial report for period ending 5/31/2022
  - e. Internal audit report of Justice of the Peace, Precinct 1 for period of 4/1/2021 - 3/31/2022
  - f. Execution of IRS form 8038-CP Return for Credit Payments to Issuers of Qualified Bonds
  - g. Consideration of approval of a renewal contract for IDEA data analysis tool to conduct audits with Audimation Services Inc.
  
- \*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 #11, May 12 - 25, 2022* submitted by Human Resources
- \*5. Receive and file *notification of installed stop signs* submitted by Road & Bridge
- \*6. Receive and file *May 2022 collections and personal bond monthly report* submitted by Personal Bond/Collections
- \*7. Consideration of a *resolution honoring the retirement of Terrie L. Kahla from the Galveston County District Clerk's Office* submitted by Commissioner, Precinct 3
- \*8. Consideration of a *resolution honoring the 30th anniversary of the Independence Village in Texas City* submitted by Commissioner, Precinct 1
- \*9. Consideration of a *resolution recognizing June 2022 as Elder Abuse Prevention Month* submitted by Commissioner, Precinct 3
- \*10. Consideration of *approval of (re)appointment to the Gulf Coast Economic Development District (HGAC)* submitted by the County Judge
- \*11. Consideration of *approval of (re)appointment to the Regional Homeland Security Coordinating Council (HGAC)* submitted by the County Judge
- \*12. Consideration of *authorization to close the Lauderdale boat ramp on the Bolivar Peninsula beginning June 16, 2022 through June 30, 2023 for construction* submitted by the Parks & Cultural Services Department
- \*13. Consideration of *approval of a memorandum of understanding with the Galveston Bay Area Chapter Texas Master Naturalist to maintain one acre of land at Bayside Regional Park* submitted by the Parks & Cultural Services Department
- \*14. Consideration of *approval for the County Judge to sign the Coastal Easement No. 003-22 CE with Chambers-Liberty Counties Navigation District for Bayshore Boat Ramp* submitted by the Parks & Cultural Services Department
- \*15. Consideration of *approval of change order #7 with O'Haver Construction for Road & Bridge Facility* submitted by Facilities
- \*16. Consideration of *approval of agreement with iGET Services LLC for building automation systems replacement for buildings in legacy status* submitted by Facilities

- \*17. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements for NetSync to replace the current computer, storage, and data protection for County of Galveston on behalf of Information Technology* submitted by the Purchasing Agent
- \*18. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements for DataVox to procure services for wireless and switch upgrades to county facilities and authorize County Judge to sign an agreement on behalf of Information Technology* submitted by the Purchasing Agent:
  - a. Justice Center Law Enforcement
- \*19. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements for Datavox PSB & EMF 5-Year network replacement on behalf of Information Technology* submitted by the Purchasing Agent
- \*20. Consideration for *authorization to re-solicit for altosid liquid larvicide 5% and 20% on behalf of Mosquito Control* submitted by the Purchasing Agent
- \*21. Consideration for *authorization to re-solicit for road signs and materials on behalf of Road and Bridge* submitted by the Purchasing Agent
- \*22. Consideration for *authorization not to extend but to re-solicit for recycled crushed concrete/concrete flexible base on behalf of Road and Bridge* submitted by the Purchasing Agent
- \*23. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- \*24. Consideration for *authorization to extend the contract for ITB #B212022, Roadway Traffic Safety Services on behalf of Road & Bridge* submitted by the Purchasing Agent
- \*25. Consideration for *authorization to extend the contract for RFP #B202002, Dune Protection and Beach Access Plan Consultant* submitted by the Purchasing Agent
- \*26. Consideration for *authorization to extend the contract for ITB #B212009, Altosid Pellets (IGR) on behalf of Mosquito Control* submitted by the Purchasing Agent
- \*27. Consideration for *authorization to issue formal solicitations for levee road resurfacing and tide gate evaluation on behalf of Engineering* submitted by the Purchasing Agent
- \*28. Consideration for *authorization to re-solicit for heavy equipment rental on behalf of Road & Bridge* submitted by the Purchasing Agent

- \*29. Consideration for *authorization to cancel and re-solicit RFP #B222003, Public Safety Emergency Post-Dispatch and Pre-Arrival Introduction Software on behalf of the Galveston County Sheriff's office* submitted by the Purchasing Agent
- \*30. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to replace the compressor in the chiller at the Mid-County Annex on behalf of Facilities* submitted by the Purchasing Agent
- \*31. Consideration for *authorization to issue formal solicitations for HVAC & refrigeration services on behalf of Facilities* submitted by the Purchasing Agent
- \*32. Consideration for *authorization to utilize purchasing agreement in lieu of competitive bidding requirements to Lange Mechanical for the replacement of the chiller at the Juvenile Justice Center on behalf of Facilities* submitted by the Purchasing Agent
- \*33. Consideration for *authorization to utilize an approved purchasing cooperative program in lieu of competitive bidding requirements to procure a tactical robot to assist the specialized tactical team on behalf of the Galveston County Sheriff's office* submitted by the Purchasing Agent
- \*34. Ratification of *submission of ARPA Court Backlog grant application to the Texas Department of Court Administration* as submitted by Professional Services
- \*35. Consideration of *authorization for County Judge to sign Designation of Subrecipient Agent form for submission to the Texas Department of Emergency Management* as submitted by Professional Services
- \*36. Consideration of *approval of budget summary amendment #1 for the FY 2022 Senior Meal grant from the Houston-Galveston Area Council and authorize County Judge to sign amendment* as submitted by Professional Services
- \*37. Ratification of *acceptance of FY 2022 Operation Slow Down grant award from the Texas Department of Transportation and authorize County Judge to sign required forms* as submitted by Professional Services
- \*38. Receive and file *no cost time extension for Community Development Block Grant (CDBG) grant #10-5052-000-5028 from the Texas General Land Office* as submitted by Professional Services
- \*39. Receive and file *denial of FY 2021 Emergency Management Performance Grant (EMPG) from the Texas Division of Emergency Management (TDEM)* as submitted by Professional Services
- \*40. Consideration of *approval of task order #1 under the Innovative Emergency Management, Inc. contract for technical grant writing services and authorize County Judge to sign documents* as submitted by Professional Services

- \*41. Consideration of *approval of signature required to transfer Lumen toll free numbers from old controller to new controller with Lumen Technologies* submitted by Information Technology
- \*42. Consideration of *approval of signature to update VAR of record with Lenel* submitted by Information Technology
- \*43. Consideration of *approval of Treesize software professional maintenance renewal to analyze space usage on the servers with SHI Government Solutions* submitted by Information Technology
- \*44. Consideration of *approval for the following budget amendments* submitted by Professional Services:
  - a. 22-157-0613-A  
**Facilities Services** - Request transfer from General Fund – Budgeted Reserves to Road & Bridge Facility- CIP Buildings to fund the soil and concrete project
  - b. 22-158-0613-B  
**Parks** - Request transfer from General Fund – Budgeted Reserves to Parks- Professional Services to fund the Jack Brooks park shooting range
  - c. 22-159-0613-C  
**Grant Administration** - Request transfer from General Fund – Budgeted Reserves to County Engineer - Other Contract Services to fund contract amendment with Huitt Zollars engineering services
  - d. 22-160-0613-D  
**Facilities Services** - Request transfer from General Fund- Budgeted Reserves to Facilities Services & Maintenance - Building Improvements to fund the replacement of a chiller at the Juvenile Justice Facility
  - e. 22-161-0613-E  
**General Government** - Request transfer from General Fund - Budgeted Reserves to General Government to fund the reclassification of Legal Services Coordinator to Legal Services Manager
  - f. 22-162-0613-F  
**Grants Administration** - Request transfer from General Fund - Budgeted Reserves to General Government to fund the reclassification of Grants Administrator to Grants Administration Manager
  - g. 22-163-0613- G  
**Sheriff's Department** - Request transfer from General Fund - Budgeted Reserves to Patrol Division for overtime work related to speeding violations

- h. 22-164-0613-H  
**Information Technology** - Request transfer within American Rescue Plan Stimulus fund from Fund Balance Reserves to Cybersecurity to fund infrastructure refresh at various county buildings
  - i. 22-165-0613-I  
**Facilities Services** - Request transfer from General Fund- Budgeted Reserves to Facilities Services & Maintenance- Other Contract Services for developing RFP for building automation systems
  - j. 22-166-0613-J  
**Information Technology** - Request transfer within General Fund - Information Technology from Technology Hardware to Extraordinary Supplies - Administrative Supplies - Equipment and Other Rentals to fund various projects
  - k. 22-168-0613-L  
**Information Technology** - Request transfer from General Fund - Budgeted Reserves to Information Technology - to fund infrastructure refresh at various county buildings
  - l. 22-169-0613-M  
**County Engineer** - Request transfer within Flood Control - Professional Services to General Fund - Extraordinary Supplies for the purchase of a new plotter
- \*45. 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 Gateway at Lake Jackson Apartments Lake Jackson, Texas* submitted by Legal Services Coordinator
  - \*46. Consideration of *release of lien for nuisance abatement lien at 1801 Front Ave., Bolivar, TX 77650 a/k/a Abst. 162 S Parr, Lots 1 & 2 Block 451 PT Bolivar* submitted by Legal Services Coordinator and Nuisance Abatement
  - \*47. Consideration of *authorizing the County Judge to execute the revised CDBG Round 2.2 Project Completion Report for contract number 13-465-000-7974* submitted by the County Engineer
  - \*48. Consideration of *authorizing the County Judge to execute a Texas City Hurricane Levee permit to Eastman Chemical Texas City for the Eastman Dock #2 Cathode Protection Project at the Eastman Facility near the Levee* submitted by the County Engineer

- \*49. Consideration of *authorizing the County Judge to execute a Highland Bayou right-of-way permit to Want More Bait Bar & Grill to install a floating dock in the right-of-way* submitted by the County Engineer
- \*50. Consideration of *approval to authorize the County Engineer to issue a sand pit permit to Stuart Standley* submitted by the County Engineer
- \*51. Consideration of *authorizing the County Judge to execute an antiquities permit application to allow manual excavating shovel testing by digging on parcel IDs 171507, 176669, 176782, 177782, 177155 and 177928 on Bolivar Peninsula* submitted by Platting & Right-of-Way
- \*52. Consideration of *approval of Crystal Beach Palms subdivision plat* submitted by Platting & Right-of-Way
- \*53. Consideration of *approval of Ross Property subdivision plat* submitted by Platting & Right-of-Way
- \*54. Consideration of *approval of application from George Scruggs and Valinda Scruggs for a partial replat of Byrom Addition subdivision* submitted by Platting & Right-of-Way
- \*55. Consideration of *approval of application from Daniel Applegarth and Lisa Marie Applegarth for a partial replat of Alta Loma Outlots* submitted by Platting & Right-of-Way
- \*56. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
- \*57. 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
- \*58. Consideration of *approval of position change from permanent to temporary for remaining months of Fiscal Year 2022* submitted by the Tax Assessor/Collector

## **Action Agenda**

### **59. Commissioner, Precinct 1**

- a. Consideration of approval of the following budget amendment:
  - 1. 22-167-0613-K  
**Court Reporter** - Request transfer within Court Reporter Fund Balance Reserves & Court Reporter to Court Reporter to fund the purchase of new court reporter machines

60. **Professional Services**

- a. Consideration of approval of an order granting various residence homestead exemptions from the 2022 Tax Levy pursuant to V.T.C.A., Tax Code §11.13 and §11.131 submitted by Legal Services Coordinator
- b. Consideration of approval of an order authorizing the split payment of 2022 ad valorem taxes pursuant to V.T.C.A, tax code §31.03 submitted by Legal Services Coordinator

61. **Purchasing**

- a. Consideration of approval of awarding the following bids and authorizing the County Judge to execute the contracts for the following:
  - 1. RFP#B222017 Weed and Brush Control Chemicals
  - 2. ITB #B222016, Motor Fuels
- b. Consideration of authorization to award the following:
  - 1. ITB #B221010, 23rd Street Paving, Drainage & Utility Rehabilitation

62. **Right of Way**

- a. San Leon Estates Replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat

63. **Sheriff**

- a. Consideration of approval of an interlocal agreement for inmates with Chambers County

64. **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. No. 14-19-00774-CV; Gilchrist Community Association v. County of Galveston, Texas in the Court of Appeals for the 14th District of Texas at Houston
  2. Charge No. 460-2019-00601 L.E. v Galveston County Sheriff's Office
- 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 the following item:
1. Approximately 100 acres located north of the dead end of Tower Rd. and south of FM517 along Dickinson Bayou
- d. **Reconvene into Regular Scheduled Meeting**

## **Adjourn**

## **WORKSHOP AGENDA**

1. Discuss sewer utilities and septic systems on Bolivar Peninsula submitted by Commissioner, Precinct 2
2. Discuss ARPA projects submitted by Professional Services
3. Discuss Primal Industries laser scanning for 3D building modeling submitted by Facilities

### **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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