



GALVESTON COUNTY, TEXAS

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

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

AGENDA July 11, 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 7/1/22 and 7/11/22
 - b. Order for payroll period ending 7/6/22 bi-weekly #14
 - c. Order for supplemental payroll period ending 7/6/22 bi-weekly #14
 - d. Internal audit response letter from Honorable Gregory Rikard, Justice of the Peace, Precinct 1 dated 6/21/2022
 - e. Internal audit report of Justice of the Peace, Precinct 3 for period of 4/1/21 - 3/31/22 with response letter from Honorable Billy A. Williams dated 6/22/22
 - f. Internal audit quarterly audit report of the payroll audit for period of 4/1-6/30/22
 - g. Monthly financial report for period ending 6/30/22
- *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 #13, June 9 - 22, 2022* submitted by Human Resources
- *5. Receive and file *personal bond (June 2022) monthly report* submitted by Personal Bond/Collections
- *6. Receive and file *Galveston County Emergency Services District No. 2 annual financial report for fiscal year ended September 30, 2021* submitted by the County Judge
- *7. Receive and file *approved 2021 CAD audit* submitted by Galveston Central Appraisal District
- *8. Consideration of *resolution honoring the life of Carol Fulk* submitted by Commissioner, Precinct 4
- *9. Consideration of a *resolution recognizing Wheelchairs for Warriors* submitted by Commissioner, Precinct 2
- *10. Consideration of a *resolution recognizing July 17-23, 2022 as Pretrial, Probation, Parole Supervision Week* submitted by Commissioner, Precinct 3
- *11. Consideration of a *resolution recognizing July as Parks and Recreation Month* submitted by Commissioner, Precinct 3
- *12. Consideration of *approval of appointment of Zach Davidson as chair of the Galveston County United Board of Health* submitted by the County Judge
- *13. Consideration of *approval of appointment of Commissioner Robin Armstrong to the H-GAC Transportation Policy Council as the primary member and Commissioner Joe Giusti as the alternate member* submitted by the County Judge
- *14. Consideration of *approval of nomination of Scott Tafuri as primary representative for H-GAC Unified Area Coordinating Committee* submitted by the County Judge
- *15. Consideration of *lifting order prohibiting burning in all unincorporated areas of Galveston County, Texas (Outdoor Burn Ban), and authorizing the County Judge to execute same* submitted by Emergency Management
- *16. Consideration of *approval of chiller replacement for Juvenile Justice Center with Lange Mechanical Services L.P.* submitted by Facilities

- *17. Consideration for *approval of annual software maintenance contract with Environmental Systems Research Institute, Inc. (ESRI) for mosquito spray system equipment* submitted by Mosquito Control
- *18. Consideration of *approval of data export services from ChangeGear with SunView Software Inc.* submitted by Information Technology
- *19. Consideration of *approval of signature for Comcast additions and removals of services and equipment with Comcast* submitted by Information Technology
- *20. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to procure services from Datavox for wireless & switch upgrades for the Emergency Management Facility on behalf of Information Technology* submitted by the Purchasing Agent
- *21. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to procure services from Datavox for wireless & switch upgrades for the Justice Center Jail on behalf of Information Technology* submitted by the Purchasing Agent
- *22. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to procure services from Datavox for wireless & switch upgrades for the Justice Center Courthouse on behalf of Information Technology* submitted by the Purchasing Agent
- *23. Consideration for *authorization to use sole source exemption for the purchase of Fyfanon ULB mosquito insecticide from FMC Corporation on behalf of Mosquito Control* submitted by the Purchasing Agent
- *24. Consideration for *authorization to extend the contract for RFP #B212026, Alarm Services on behalf of Facilities* submitted by the Purchasing Agent
- *25. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirement to purchase industrial storage equipment on behalf of Fleet Department* submitted by the Purchasing Agent
- *26. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *27. Consideration for *authorization to issue formal solicitations for a yearly newsletter to Galveston County tax payers* submitted by the Purchasing Agent
- *28. Consideration of *approval of renewal for airtime and annual subscription with CovertTrack Group Inc.* submitted by Sheriff's Office

- *29. Consideration of *authorizing resultant contract for B221017 Maintenance Overlay of Cemetery Rd from State Hwy 6 to FM 517 with Texas Material Group* submitted by Road & Bridge
- *30. Consideration of *authorizing resultant contract for B221016 Maintenance Mill of Cemetery Rd from State Hwy 6 to FM 517 with Lucas Construction Company* submitted by Road & Bridge
- *31. Consideration of *approval for the following budget amendments* submitted by Professional Services:
 - a. 22-189-0711-A
Constable Precinct 4 - Request transfer from General Fund Budgeted Reserves to Constable Pct 4 Vehicle Make Ready to fund the purchase and installation of equipment for recently acquired vehicles
 - b. 22-190-0711-B
Information Technology - Request transfer within American Rescue Plan Stimulus fund from Fund Balance Reserves to Cybersecurity to fund infrastructure modernization at various county buildings
 - c. 22-191-0711-C
County Engineer - Request transfer from within 23rd St Galveston Fund from Interlocal Agreement-Cities, Professional Services, & Marketing and Advertising to Other Contract Services & Budgeted Reserves to fund 23rd Street Project
 - d. 22-192-0711-D
Information Technology - Request transfer within Information Technology fund Software Licensing and Maintenance to Other Contract Services to fund Data Export Services from Change Gear
 - e. 22-193-0711-E
Sheriff Department - Request transfer within American Rescue Plan Stimulus Fund from Extraordinary Supplies to Equipment to purchase a camera for a previously acquired drone
 - f. 22-194-0711-F
District Clerk - Request transfer from General Fund Budgeted Reserves to District Clerk Travel and Conference to fund the cost of in-person conferences for FY 2022
 - g. 22-195-0711-G
Professional Services - Request transfer within Professional Services Extraordinary Supplies to Cloud Subscription Services to purchase Smartsheet licenses

- h. 22-196-0711-H
Grant Administration - Request transfer within Grant Administration Administrative Supplies to Cloud Subscription Services to purchase Smartsheet license
- i. 22-197-0711-I
Fleet Services - Request transfer from General Fund Budgeted Reserves to Fleet Mgmt- Galveston Vehicles to purchase new police vehicles for FY 2022
- j. 22-198-0711-J
Road and Bridge - Request transfer from General Fund Budgeted Reserves to FM & Lateral Road, Road and Bridge Maintenance to fund the Cemetery Rd Project
- k. 22-199-0711-K
Information Technology - Request transfer within Information Technology Internet/Data Services to Telephone Expense to fund monthly telephone service invoices
- l. 22-200-0711-L
Information Technology - Request transfer within Information Technology from Maintenance & Repairs Equipment to Postage to fund monthly postages invoices for Pitney Bowes
- m. 22-201-0711-M
Information Technology - Request transfer within Information Technology Software Licensing and Maintenance to Air Cards to fund remaining monthly invoices for AT&T and FirstNet
- n. 22-202-0711-N
Information Technology - Request transfer within Information Technology Software Licensing and Maintenance to Telephone Expense to fund remaining invoices from Lumen
- o. 22-203-0711-O
Facilities Services - Request transfer from General Fund Budgeted Reserves to Facilities Services & Maintenance Building Improvements to fund change order request for tile install at the Justice Center
- p. 22-204-0711-P
County Engineer - Request transfer within County Engineer Professional Services to Marketing and Advertising to fund additional replat advertising costs

- *32. Consideration of *approval of FMA 2015 Elevation grant program tri-party agreement for 9814 Airway Lane in Galveston and authorize County Judge to sign required documents* as submitted by Professional Services
- *33. Consideration of *approval of FMA 2015 Elevation grant program tri-party agreement for 207 Winding Road in Friendswood and authorize County Judge to sign required documents* as submitted by Professional Services
- *34. Consideration of *approval of amendment #1 to the Community Development Block Grant-Disaster Related (CDBG-DR) #20-066-046-C455 from the Texas General Land Office and authorize County Judge to sign required documents* as submitted by Professional Services
- *35. Consideration of *authorization to submit FY 2023 Congregate and Transportation Senior Meal grant application to the Houston-Galveston Area Council (HGAC) and authorize County Judge to sign required documents* as submitted by Professional Services
- *36. Consideration of *authorizing the County Judge to execute a contract with Tandem Services, LLC for the 23rd Street Paving, Drainage & Utility Rehabilitation project* submitted by the County Engineer
- *37. Consideration of *approval of change order no. 1 to the Jackson Ave Drainage Improvements project with Mar-Con Services, LLC* submitted by the County Engineer
- *38. Consideration of *approval of an order of abandonment of unopened street right-of-ways in Bayou Inn Subdivision and an unopened street right-of-way just west of the subdivision* submitted by Platting & Right-of-Way
- *39. Consideration of *approval of Eagle's Nest subdivision plat* submitted by Platting & Right-of-Way
- *40. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector

Action Agenda

41. **County Engineer**

- a. Sand Pit Permit Application for 665 Hwy 87, Crystal Beach
 - 1. Receive public comments
 - 2. Consideration of approval of permit

42. **Human Resources**

- a. Discussion and selection of a financial/pension consulting firm to review all aspects of the County's current Social Security Alternative Plan (AUL) and the proposed change to a new investment account

43. **Purchasing**

- a. Consideration for approval of awarding the following bid and authorizing the County Judge to execute the contract for the following:
 - 1. ITB #B222023, Precoat Topping Rock

44. **Right of Way**

- a. Barrett's Beach Escape replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat

45. **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. 19-40395, Aaron Booth v. Galveston County, et al. in the United States Court of Appeals for the 5th Circuit
 - 2. No. 14-20-00660-CV, Jacqueline Marine Burns and Steven Burns v. Galveston County in the 14th Court of Appeals
 - 3. 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 Meeting**

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.
