



# **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 25, 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 7/18/22 and 7/25/22
  - b. Order for payroll period ending 7/20/22 bi-weekly #15
  - c. Order for supplemental payroll for period ending 7/20/22 bi-weekly #15
  - d. Internal audit report of the County Clerk's Registry and Trust Fund for period of 6/1/21 - 5/31/22 with response letter from Honorable Dwight D. Sullivan dated 7/5/2022
  - e. Quarterly audit report for Constable, Precinct 1 for period of April - June 2022
  - f. Quarterly audit report for Constable, Precinct 2 for period of April - June 2022
  - g. Quarterly audit report for Constable, Precinct 3 for period of April - June 2022
  - h. Quarterly audit report for Constable, Precinct 4 for period of April - June 2022

- i. Quarterly audit report for Court Collections Office for period of April - June 2022
  - j. Quarterly audit report for Juvenile Justice Department for period of April - June 2022
  - k. Quarterly audit report for the Department of Mosquito Control for period of April - June 2022
  - l. Early check release for accounts payable dated 7/15/2022 for Sun View Software Inc. check number AP00454509
  - m. Pursuant to Local Government Code 111.0106 certification of revenue from Republic Services Inc. - Fund/Department: General Fund Nuisance Abatement
  - n. Pursuant to Local Government Code 111.0106 certification of revenue from Texas Auto Title Registration Consultants Inc. - Fund/Department: General Fund Sheriff Administration
  - o. Pursuant to Local Government Code 111.0106 certification of revenue from Texas Comptroller of Public Accounts - Fund/Department: General Fund Tax Assessor Collector TxDMV
  - p. Quarterly audit report of continuous monitoring for period of April - June 2022
- \*2. Receive and file *refund check list from Odyssey* submitted by the County Clerk
  - \*3. Receive and file *refund check list from Odyssey* submitted by the District Clerk
  - \*4. Receive and file *restitution check list from Odyssey* submitted by Personal Bond/Collections
  - \*5. Receive and file *summary of bi-weekly personnel movements pay period #14, June 23 - July 6, 2022* submitted by Human Resources
  - \*6. Consideration of a *resolution honoring the retirement of Dorcel Womack from the Galveston County Parks & Cultural Services* submitted by Commissioner, Precinct 3
  - \*7. Consideration of a *resolution honoring the retirement of Captain Josette Rivas from the Galveston County Sheriff's Office* submitted by Commissioner, Precinct 3
  - \*8. Consideration of a *resolution recognizing July as Watch Your Car Awareness Month* submitted by Commissioner, Precinct 3
  - \*9. Receive and file *June 2022 collections and personal bond report* submitted by Personal Bond/Collections

- \*10. Receive and file *FY2022 Budget Fund 2240, Sheriff's Commissary* submitted by the Sheriff's office
- \*11. Receive and file *Galveston County museum donation form to Bryan Museum for a wooden display platform in accordance with Article V. Deaccessioning Policy of Galveston County Museum Collection Policy* submitted by Legal Services Manager
- \*12. Receive and file *County Clerk's Records Preservation and Restoration Plan* submitted by the County Clerk
- \*13. Consideration of *setting a public hearing for August 08, 2022 on the County Clerk's proposed records archive fee established under §118.025 and §118.011(f) of the Texas Local Government Code* submitted by the County Clerk
- \*14. Receive and file *District Clerk's Records Preservation and Restoration Plan* submitted by the District Clerk
- \*15. Consideration of *setting a public hearing for August 08, 2022 on the District Clerk's proposed records archive fee established under §51.305 of the Texas Government Code* submitted by the District Clerk
- \*16. Consideration of *approval of extension of Declaration of Local Disaster related to COVID-19* submitted by the County Judge
- \*17. Consideration of *release of lien for nuisance abatement lien at 1040 Star Dr., San Leon, TX 77539 a/k/a Abst. 10 Amos Edwards Lot 6 Fiesta Estates Sec 4 Travel Trailer Serial #SO168 1961 Airstream 8x30 SLV MH 1977 TIMCO 12x46 WHT* submitted by Legal Services Manager and Nuisance Abatement
- \*18. Consideration of *approval of Reportal annual maintenance for technical support and product upgrades with Shahrabani & Associates, LLC* submitted by Information Technology
- \*19. Consideration of *approval of change order #5 with Sovereign dba Construction LTD for Galveston County Medical Examiner's Office* submitted by Facilities
- \*20. Consideration of *approval of change order #6 with Sovereign dba Construction LTD for Galveston County Medical Examiner's Office* submitted by Facilities
- \*21. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- \*22. Consideration for *authorization to re-solicit for vacuum services on behalf of Road and Bridge Department* submitted by the Purchasing Agent

- \*23. Consideration for *authorization to extend the contract for RFP #B182019, Grounds Maintenance for Galveston County on behalf of Facilities* submitted by the Purchasing Agent
- \*24. Consideration for *authorization to extend the contract for ITB #B212027, Abatement of Junked Vehicles on behalf of the Sheriff's office* submitted by the Purchasing Agent
- \*25. Consideration for *authorization to receive and file RFP #B222015 Food Service for Jerry J. Esmond Juvenile Justice Center* submitted by the Purchasing Agent
- \*26. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements for Carahsoft Technology to procure services for agenda management for Galveston County on behalf of Information Technology* submitted by the Purchasing Agent
- \*27. Consideration for *authorization to use sole source exemption for the purchase of Dibrom Concentrate and Trumpet EC Insecticide on behalf of Mosquito Control Department* submitted by the Purchasing Agent
- \*28. Consideration of *acceptance of FY 2023 Motor Vehicle Crime Prevention Authority grant award from the Texas Department of Motor Vehicles* as submitted by Professional Services
- \*29. Consideration of *acceptance of amendment #4 to grant award contract #16-379-000-9966 and authorize County Judge to electronically sign required documents* as submitted by Professional Services
- \*30. Consideration of *approval to submit 2022 Justice Assistance Grant (JAG) application to the U.S. Department of Justice for criminal justice system funds and authorize County Judge to sign required forms* as submitted by Professional Services
- \*31. Request for *waiver or refund of penalty and interest due to clerical errors by the USPS as recommended by Penalty & Interest Review Committee in accordance with County Policy* submitted by the Tax Assessor/Collector
- \*32. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
- \*33. Consideration of *approval of the following budget amendments* submitted by Professional Services:
  - a. 22-205-0725-A  
**Information Technology** - Request transfer within Information Technology from Technology Hardware to Cloud Subscription Services to fund the purchase of new agenda management system

- b. 22-206-0725-B  
**Information Technology** - Request transfer within Information Technology from Technology Hardware to Equipment and Other Rentals to pay quarterly invoices for rental/leases
  - c. 22-207-0725-C  
**Information Technology** - Request transfer within Information Technology from Technology Hardware to Administrative Supplies to purchase toner and supplies
  - d. 22-208-0725-D  
**Facilities Services** - Request transfer from Capital Replenishment - Budgeted Reserves to Facilities Services & Maintenance - Building Improvements to fund the purchase of two air conditioners for IT Server Room at 722 Moody
  - e. 22-209-0725-E  
**Grant Administration** - Request transfer from General Fund - Budgeted Reserves to 2014 FMA Elevation Project (Fund 2983) to fund grant close out request for repayment
- \*34. Consideration of *approval of change order no. 1 to the Lucas Construction contract for the La Marque Various Roads project* submitted by the County Engineer
  - \*35. Consideration of *approval of amendment no. 1 to the engineering agreement with Schaumburg & Polk, Inc. for the Algoa/Alta Loma Culvert Replacement project* submitted by the County Engineer
  - \*36. Consideration of *approval of execution and acceptance of an encroachment agreement on the Revia Street right-of-way in High Island* submitted by Platting & Right-of-Way
  - \*37. Consideration of *authorizing the County Judge to execute a pipeline easement agreement to Texas International Pipeline System LLC near the Texas City Hurricane Levee* submitted by Platting & Right-of-Way
  - \*38. Consideration of *approval of The Shores subdivision plat* submitted by Platting & Right-of-Way
  - \*39. Consideration of *approval of application from Charles G. Dusold & Barbara J. Dusold for a partial replat of San Leon Farm Home Tracts* submitted by Platting & Right-of-Way

## **Action Agenda**

- 40. **County Judge**
  - a. Selection of 9 public members and 31 alternates to serve on the Galveston-

County Salary Grievance Committee pursuant to section 152.015 of the Texas Local Government Code

41. **Purchasing**

- a. Consideration of approval of awarding the following bids and authorizing the County Judge to execute the contracts for the following:
  1. ITB #B222026 Crushed Limestone Materials
  2. ITB #B222028, Recycled Crushed Concrete/Concrete Flexible Base
- b. Consideration of authorization to award the following:
  1. RFP #B222020 Debris Management Services
  2. RFP #B222019 Aerial Adulticide Application Services

42. **Right of Way**

- a. Mombo Place replat
  1. Receive public comments
  2. Consideration of approval of replat
- b. Coyote Run South replat
  1. Receive public comments
  2. Consideration of approval of replat

43. **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. Charge No. 460-2019-00601 L.E. v Galveston County Sheriff's Office
  2. No. 19-40395, Aaron Booth v. Galveston County, et al. in the United States Court of Appeals for the 5th Circuit
- c. **Executive Session:** Texas Government Code Section 551.074, Personnel Matters: the Commissioners Court will enter into an executive session as permitted under the Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.074 of the Government Code, Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or a charge against an officer or employee relating to:
1. Human Resources Director
- d. **Reconvene into Regular Meeting**
- e. Consideration of settlement and release agreement for Charge No. 460-2019-00601 L.E. v Galveston County Sheriff's Office

## **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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