



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

October 3, 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 accounts payable checks dated 9/26/22 and 10/3/22
 - b. Order for payroll period ending 9/28/22 bi-weekly #20
 - c. Order for supplemental payroll period ending 9/28/22 bi-weekly #20
 - d. Pursuant to Local Government Code 111.0106 certification of revenue City of Santa Fe Cemetery Road
 - e. Pursuant to Local Government Code 111.0106 certification of revenue City of Dickinson Cemetery Road
 - f. Pursuant to Local Government Code 111.0106 certification of revenue City of Hitchcock Mike St.
 - g. Pursuant to Local Government Code 111.0106 certification of revenue NRG 2022 Reliant CARE funds

- h. Internal audit report of the cash count of the Galveston County Senior Services Division on behalf of the Department of Parks & Cultural Services with response letter from Julie Diaz, Director of Parks and Cultural Services dated 9/21/22
 - i. Early check release dated 9/20/22 check number AP00456427 Lt. Kelly Freeman
 - j. Early check release dated 9/22/22 check number AP00456562 Burke Asset Partnership DBA DMP BPO
- *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 *summary of bi-weekly personnel movements pay period #19, September 1 - 14, 2022* submitted by Human Resources
 - *5. Consideration of *resolution honoring the retirement of Judge Michael W. "Mike" Nelson* submitted by Commissioner, Precinct 2
 - *6. Consideration of a *resolution honoring the retirement of Sergeant Patrick Lewis from the Galveston County Sheriff's office* submitted by Commissioner, Precinct 2
 - *7. Consideration of a *resolution recognizing October 2-8, 2022 as 4-H Week in Galveston County* submitted by Commissioner, Precinct 3
 - *8. Consideration of a *resolution acknowledging Texas border counties are suffering an invasion and those counties have called for further action and security on the southern Texas border* submitted by County Judge
 - *9. Consideration of *approval of appointment to the Gulf Coast Waste Disposal Authority* submitted by Commissioner, Precinct 4
 - *10. Receive and file *2021 annual report for Tax Increment Reinvestment Zone Number 1 Texas City, TX* submitted by Legal Services Manager
 - *11. Consideration of *termination of service agreement with Ameriflex for COBRA Administration Services effective January 1, 2023* submitted by Human Resources
 - *12. Consideration of *approval and execution of the letter agreement extending the terms and conditions of services for on-site medical services with Premise Health (CareHere) through December 31, 2022* submitted by Human Resources

- *13. Consideration of *approval of agreements and Plan Election Forms between Galveston County and The Texas Association of Counties effective January 1, 2023 and authorizing County Judge to sign the same* submitted by Human Resources
- *14. Consideration of *approval of a memorandum of understanding (MOU) between Gulf Coast Monitoring Specialists (GCMS) and Galveston County to provide various alcohol and drug monitoring services for participants in Galveston County Veterans Treatment Court (GCVTC) program* submitted by County Judge
- *15. Consideration of *approval of change order #1 with Cotton Commercial USA, Inc. for infrastructure increase funds for fire restoration at laundry room in the Galveston County Jail* submitted by Facilities
- *16. Consideration of *approval of change order #8 with Sovereign dba Construction LTD for Galveston County Medical Examiners office* submitted by Facilities
- *17. Consideration for *authorization not to extend but to re-solicit for ITB #B222005, Trap Rock on behalf of the Road & Bridge Department* submitted by the Purchasing Agent
- *18. Consideration for *authorization to extend the contract for ITB #B212028A, Vehicle Collision and Body Repair on behalf of the Sheriff's office* submitted by the Purchasing Agent
- *19. Consideration for *authorization to re-solicit for ITB #B222001A, Asphalt, Oils, and Emulsions on behalf of the Road and Bridge Department* submitted by the Purchasing Agent
- *20. Consideration for *authorization to issue formal solicitations for FY2023 vehicles for the Fleet Department* submitted by the Purchasing Agent
- *21. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *22. Consideration for *authorization to extend the contract for RFP #B202006, Vending Machine Services for Galveston County for the Facilities Department* submitted by the Purchasing Agent
- *23. Consideration for *authorization to issue formal solicitations for FY2023 vehicles for the Sheriff's office* submitted by the Purchasing Agent
- *24. Consideration for *authorization to issue formal solicitations for a slope mower for the Road & Bridge Department* submitted by the Purchasing Agent
- *25. Consideration for *authorization to issue formal solicitations for a forklift for the Fleet Department* submitted by the Purchasing Agent

- *26. Consideration for *authorization to extend the contract for RFP #B202018, Nuisance Abatement for the Nuisance Abatement and Game Room Administrator* submitted by the Purchasing Agent
- *27. Consideration for *authorization to cancel RFP #B221014, Consultant for Public Safety System Requirements on behalf of the Information Technology* submitted by the Purchasing Agent
- *28. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements for the overflow court buildout on behalf of the Facilities Department* submitted by the Purchasing Agent
- *29. Consideration of *approval of renewal contract with Southwest Solutions Group for maintenance of Spacesaver Systems* submitted by County Clerk
- *30. Consideration of *approval of a renewal for maintenance agreement for Datacard CD800 Duplex with IdentiSys Inc.* submitted by the County Clerk
- *31. Consideration of *approval of renewal contract between Galveston County and Hart Intercivic for annual software license and support for poll pads* submitted by County Clerk
- *32. Consideration of *approval for FY 2023 County grant to Bay Area Meals on Wheels and authorize County Judge to sign supporting resolution* as submitted by Professional Services
- *33. Consideration of *approval for FY 2023 County grant to Interfaith Ministries of Greater Houston and authorize County Judge to sign supporting resolution* as submitted by Professional Services
- *34. Consideration of *acceptance of FY 2023 Specialty Court Mental Health Court grant denial from the Office of the Governor - Criminal Justice Division* as submitted by Professional Services
- *35. Consideration of *acceptance of FY 2023 Juvenile Justice grant denial from the Office of the Governor - Criminal Justice Division* as submitted by Professional Services
- *36. Consideration of *approval of FY 2023 Auto Crimes Task Force interlocal agreement with the City of Galveston and the City of La Marque and authorize County Judge to sign agreements* as submitted by Professional Services
- *37. Consideration of *approval of the following budget amendments* submitted by Professional Services:

- a. 22-258-1003-A
Constable Pct. 2 - Request transfer from General Fund - Budgeted Reserves to Constable Precinct 2 - Travel and Conference to fund drone training for drone operations
- b. 22-259-1003-B
County Court Administration - Request transfer from County Court Administration - Family/Child Protection Expense to County Court Administration - Court of Appeals Expenditures to fund FY 2022 invoice for Court Appeals
- c. 22-260-1003-C
Facilities Services - Request transfer within American Rescue Plan Stimulus - North County Annex from Other Financial Assistance to CIP Building Improvements to fund building retrofits
- d. 22-261-1003-D
Information Technology - Request transfer within Information Technology from Technology Hardware to Equipment and Other Rentals to fund FY 2022 invoices for printer maintenance
- e. 22-262-1003-E
Information Technology - Request transfer within Information Technology from Technology Hardware to Equipment and Other Rentals to fund FY 2022 invoice for mailing machine lease
- f. 22-263-1003-F
Facilities Services - Request transfer from General Fund - Budgeted Reserves to Facilities Services and Maintenance - Cleaning & Household Supplies to fund FY 2022 invoices for janitorial services
- g. 23-01-1003-A
Professional Services - Requesting transfer from General Government - Various Line Items to Multiple Departments - Various Line Items to fund salary changes (effective 01/01/2023) for Family Associated Judge position for FY 2023
- h. 23-02-1003-B
Professional Services - Request transfer from General Fund - Budgeted Reserves to Parks - Other Contract Services to fund departmental contract for FY 2023
- i. 23-03-1003-C
Professional Services - Request transfer from Sheriff Criminal Investigation - Various Line Items to Identification Division - Various Line Items to fund salary changes for FY 2023

- *38. Receive and file *notification for transfer of funds from Sheriff's Unreserved Fund Balance to Sheriff's Expenditure Account* submitted by Professional Services
- *39. Consideration of *approval of agreement with Reliant Energy Retail Services, LLC. to participate in the CARE Program* submitted by Professional Services
- *40. Consideration for *authorization to extend contract No. CM21365 for financial assistance with the Catholic Charities* submitted by Professional Services
- *41. Consideration for *authorization to extend contract No. CM21368 for financial assistance with the Salvation Army* submitted by Professional Services
- *42. Consideration for *authorization to extend contract No. CM21369 for financial assistance with the St. Vincent's House* submitted by Professional Services
- *43. Consideration of *authorizing the County Judge to execute change order no. 1 to the D. Wagner Construction Co., Inc. contract for the Highland Bayou Slope Stability project* submitted by the County Engineer
- *44. Consideration of *approval of an order of abandonment of an unopened portion of Ave A right-of-way in San Leon Townsite* submitted by Platting & Right-of-Way
- *45. Consideration of *approval of application from Alkesh Patel for a partial replat of San Leon Townsite subdivision* submitted by Platting & Right-of-Way
- *46. Consideration of *approval of application from GTA Real Estate Fund 1, LLC, a Delaware Limited Liability Company, Gerardo Lopez Serna, Areli Noemi Hernandez Paredes, Marleny Benavidez and Madison Nicole Moore for a partial replat of Cleveland Norman Subdivision replat no. 1* submitted by Platting & Right-of-Way
- *47. Consideration of *authorization for the County Judge to sign a certification of approval of public activity bonds issued by the Hilshire Village Cultural Education Facilities Finance Corporation for the Odyssey Academy* submitted by Legal Services Manager
- *48. Consideration to *ratify first amendment to master services agreement with Global Tel*Link Corporation originally executed on February 14, 2017* submitted by Legal Services Manager on behalf of Sheriff's office
- *49. Consideration of *approval of second amendment to master services agreement with Global Tel*Link Corporation originally executed on February 14, 2017* submitted by Legal Services Manager on behalf of Sheriff's office
- *50. Consideration of *an order designating that all monies that otherwise would be deposited in an Officers' Salary Fund be deposited in Galveston County's General Fund* submitted by Legal Services Manager

- *51. Consideration of *authorizing amendment to interlocal government agreement for Emergency 911 dispatch services between Galveston County, Galveston County Sheriff's office and the City of Hitchcock* submitted by Sheriff's office
- *52. Consideration of *approval of analyst agreement between Jeanne LaQue, the County of Galveston and the United States Drug Enforcement Administration to provide drug enforcement analyst services* submitted by the Sheriff's office
- *53. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
- *54. Consideration of *approval of a renewal contract between the Galveston County Tax Office and Data Business Equipment for annual software maintenance agreement #CM21640* submitted by the Tax Assessor/Collector

Action Agenda

55. Commissioner, Precinct 2

- a. Consideration of approval of naming the courtroom at the West County Building in honor of Judge Michael W. "Mike" Nelson

56. Purchasing

- a. Consideration for authorization to award the following:
 1. RFQ #B221020, Professional Engineering Services for Levee Road Rehabilitation Design & Administration
 2. RFQ #B221021, Professional Engineering Services for Tide Gate Evaluation

57. 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. 460-2022-05141 J.M. v Galveston County Sheriff's Office
 2. No. 3-13-cv-308; Petteway v. Galveston County, et al. in the United States District Court for the Southern District of Texas, Galveston Division
 3. 3:21-CV-00098; Kelly Stevenson-Cotton, and Estate of Ronald Glen Cotton vs. Galveston County et al, in the United States District Court for the Southern District of Texas, Galveston Division
 4. 22-CV-0068; Boon-Chapman Benefit Administrators, Inc vs County of Galveston in the 56th Judicial District Court
- c. **Executive Session:** Texas Government Code Section 551.074, Personnel Matters: 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 551.074 of the Texas Government Code, Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:
1. Road and Bridge Administrator
- d. **Reconvene into Regular Meeting**
- e. Consideration of authorizing the County Judge to execute a business associate agreement with Mills Shirley LLP

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.
