



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

CALDER MEETING LOCATION
174 Calder Rd., Building #3
League City, Texas 77573

SPECIAL MEETING-AGENDA
October 17, 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.

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 10/10/22 and 10/17/22
 - b. Order for payroll period ending 10/12/22 bi-weekly #21
 - c. Order for supplemental payroll period ending 10/12/22 bi-weekly #21
 - d. Pursuant to Local Government Code 111.0106 certification of funds received 9/26/2022 for FY22 reimbursement for auditable voting machines
 - e. Internal audit quarterly report of the payroll audit for period of 7/1/22-9/30/22
 - f. Monthly financial report for period ending 9/30/22
- *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 #20, September 15 – 28, 2022* submitted by Human Resources
- *5. Consideration of *execution of service agreement with Claims Administrative Services, Inc. for third party administration services for self-funded workers' compensation plan* submitted by Human Resources
- *6. Consideration of *approval of appointment of a Local Health Authority for Galveston County* submitted by the County Judge
- *7. Receive and file *September 2022 collections and personal bond monthly report* submitted by Personal Bond/Collections
- *8. Receive and file *September 2022 collections and personal bond report* submitted by Personal Bond/Collections
- *9. Receive and file *approved FY2023 Galveston County Purchasing Budget* submitted by the Purchasing Agent
- *10. Receive and file *FY2022 Budget Fund 2240, Sheriff's Commissary* submitted by the Sheriff's office
- *11. Receive and file *Galveston County Emergency Communication District proposed FY2023 budget* submitted by the County Judge
- *12. Receive and file *order dated October 11, 2022 prohibiting burning in all unincorporated areas of Galveston County, Texas (Outdoor Burn Ban)* submitted by Emergency Management
- *13. Consideration of *adopting order (dated October 17, 2022) 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
- *14. Receive and file *order of appointment of the Galveston County Purchasing Agent for a two-year term ending September 29, 2024, Oath of Office & Statement of Officer for Rufus G. Crowder* submitted by the Purchasing Agent
- *15. Consideration of a *resolution honoring the retirement of Corporal Avery Aanderud from the Galveston County Sheriff's office* submitted by Commissioner, Precinct 2

- *16. Consideration of approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) to Blue Skyes over Autism for use of the indoor banquet hall and BBQ Shed at Walter Hall Park for a Christmas event for autistic children on Sunday, December 4th, 2022 and a date TBD in 2023, presented by the Parks & Cultural Services Department
- *17. Consideration of approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) to Life Church for use of the indoor banquet hall and outdoor grounds at Walter Hall Park for their annual 5k & fundraising event on Saturday, April 1st, 2023 & a date TBD in 2024, presented by the Parks & Cultural Services Department
- *18. Consideration of approval of a maintenance agreement between Galveston County and Fidlar Technologies for a computer system and software license allowing searches of records maintained by the County Clerk's office submitted by County Clerk
- *19. Consideration of approval of a maintenance agreement between Galveston County and Fidlar Technologies to provide operation of a data processing computer system (disaster recovery) for replication of the County Clerk's real estate records submitted by the County Clerk
- *20. Consideration of approval of a renewal of maintenance and service agreement with 14 Oranges Software, Inc. for mobile elections app submitted by the County Clerk
- *21. Consideration of approval of an agreement with Infax, Inc. for electronic docket display system support submitted by the County Clerk
- *22. Consideration of approval of authorizing amendment for FY2023 to the interlocal governmental agreement for School Liaison Officer Program with Odyssey Academy and Galveston County submitted by Sheriff's office
- *23. Consideration of approval of agreement with Conference Technologies, Inc. for EOC enhancements submitted by Office of Emergency Management
- *24. Consideration of approval of renewal of annual maintenance support software with TT FASTER LLC for FASTER hosting and web support submitted by the Fleet Department
- *25. Consideration of execution of Joiner Architect's Substantial Completion Certificate for Bayshore Annex Project - 4500 - 10th Street - Bacliff TX submitted by Facilities
- *26. Consideration of approval of change order #9 with Sovereign dba Construction LTD for Galveston County Medical Examiners office submitted by Facilities
- *27. Consideration of approval of annual service contract with Apprise Insights, LLC for the Victims Information & Notification Everyday program submitted by the Sheriff's office

- *28. Consideration for *authorization to re-solicit for cementitious slurry material on behalf of the Road and Bridge Department* submitted by the Purchasing Agent
- *29. Consideration for *authorization to extend the contract for RFP #B222004, Automotive Parts & Supplies on behalf of the Road & Bridge Department* submitted by the Purchasing Agent
- *30. Consideration for *authorization to issue formal solicitations for a road widener and a vibratory roller on behalf of the Road & Bridge Department* submitted by the Purchasing Agent
- *31. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase a replacement DX recorder on behalf of the Sheriff's office* submitted by the Purchasing Agent
- *32. Consideration for *authorization to issue formal solicitations for Community Preparedness Program Administration on behalf of the Emergency Management* submitted by the Purchasing Agent
- *33. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *34. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase one (1) Bomag RS460 reclaimer/stabilizer on behalf of the Road & Bridge Department* submitted by the Purchasing Agent
- *35. Consideration of approval to *purchase four (4) properties utilizing Community Development Block Grant Disaster Recovery grant funding from the Texas General Land Office and authorize County Judge to sign sales contracts* as submitted by Professional Services:
 - a. 131 Moss Point Drive, Friendswood, Texas
 - b. 132 Moss Point Drive, Friendswood, Texas
 - c. 133 Moss Point Drive, Friendswood, Texas
 - d. 134 Moss Point Drive, Friendswood, Texas
- *36. Consideration of *acceptance of FY 2023 Beach Cleaning and Maintenance Formula Reimbursement grant award from the Texas General Land Office* as submitted by Professional Services

- *37. Consideration of *approval of grant-funded contract with Appriss Insights for the Victims Information and Notification Everyday (VINE) and authorize County Judge to sign contract* as submitted by Professional Services
- *38. Consideration of *acceptance of Winter Storm Uri Project Worksheet for 722 Moody Courthouse Central Plant Building repairs from the Federal Emergency Management Administration (FEMA)* as submitted by Professional Services
- *39. Consideration of *approval to authorize personnel access to Hurricane Harvey files in the Texas Division of Emergency Management and authorize County Judge to sign Designation of Sub-Recipient Agent form* as submitted by Professional Services
- *40. Consideration of *acceptance of FEMA Harvey Project Worksheet Cost Increase award for the Walter Hall Park Decks Repair and Mitigation project from the Federal Emergency Management Administration* as submitted by Professional Services
- *41. Consideration of *approval to submit FY 2023 Formula Grant application to the Texas Indigent Defense Commission and authorize County Judge to sign supporting resolution* as submitted by Professional Services
- *42. Consideration of *acceptance of FY 2023 Multi-Year Improvement Grant Continuation award from the Texas Indigent Defense Commission and authorize County Judge to sign supporting resolution* as submitted by Professional Services
- *43. Consideration of *acceptance of FY 2022 Justice Assistance Grant (JAG) allocation grant award from the U.S. Department of Justice and authorize County Judge to sign required documents* as submitted by Professional Services
- *44. Consideration of *acceptance of FY 2023 Urban Area Security Initiative (UASI) Regional Planner grant award from the Office of the Governor Homeland Security Division* as submitted by Professional Services
- *45. Consideration of *acceptance of FY 2023 Urban Area Security Initiative (UASI) Community Preparedness grant award from the Office of the Governor Homeland Security Division* as submitted by Professional Services
- *46. Consideration of *approval to submit FY 2023 Strategic Traffic Enforcement Program - Impaired Driving Mobilization (STEP-IDM) grant application to the Texas Department of Transportation* as submitted by Professional Services
- *47. Consideration of *acceptance of FY 2023 Urban Area Security Initiative (UASI) Maintenance & Administration grant award from the Office of the Governor Homeland Security Division* as submitted by Professional Services

- *48. Consideration of *acceptance of FY 2023 Specialty Court - Adult Drug Court grant award from the Office of the Governor - Criminal Justice Division* as submitted by Professional Services
- *49. Consideration for *authorization to extend contract with the M.I. Lewis for financial assistance program* submitted by Professional Services
- *50. Consideration of *approval to execute the FY 2023 adopted COLA and Merit Program increases effective Thursday, September 29, 2022, to facilitate the payroll process for pay period #21* submitted by Professional Services
- *51. Consideration of *approval of the following budget amendments* submitted by Professional Services:
 - a. 22-264-1017-A
Road and Bridge - Request transfer from Road and Bridge Fund - Interlocal Agreement- Cities to General Fund - Budgeted Reserves for county reimbursement for FY 2022
 - b. 23-04-1017-A
Facilities Services - Request transfer from General Fund - Budgeted Reserves to Medical Examiner - La Marque - CIP Buildings to fund change order for FY 2022
 - c. 23-06-1017-C
Facilities Services - Request transfer from General Fund - Budgeted Reserves to Facilities Services & Maintenance - Various Line Items to fund various projects previously approved in FY22
 - d. 23-07-1017-D
Sheriff's Office - Request transfer from General Fund - Budgeted Reserves to Communications- Sheriff's Department & Administrative Sheriff's Department - Various Line items to fund projects approved in FY 22
 - e. 23-08-1017-E
Information Technology - Request transfer from General Fund - Budgeted Reserves to Information Technology - Various Line Items to fund multiple projects previously approved in FY 22
 - f. 23-09-1017-F
Professional Services - Request transfer from Tax Assessor Collector Chapter 19 - Various Line Items to Election Code Chapter 19 Fund - Unreserved Fund Balance to inappropriate funds erroneously budgeted

- g. 23-10-1017-G
Professional Services - Request transfer from General Fund - County Court at Law # 2 - various line items to Fund Balance Reserves - Budgeted Reserves to align judicial compensation to HB 2384 (86 Legislature) salary structure
 - h. 23-11-1017-H
Information Technology - Request transfer within American Rescue Plan Stimulus from Budgeted Reserves to Cybersecurity - Other Contract Services to fund Koa Hills Consulting for FY 2023
 - i. 23-13-1017-J
Facilities Services - Request transfer from General Fund - Budgeted Reserves to Medical Examiner - La Marque - CIP Buildings to fund change order for FY 2023
- *52. Consideration of *approval for authorization for County Judge to sign the Appointment of Section 3 Coordinator Form and the Appointment of Civil Rights Officer Forms for contract #10-5052-000-5028 and contract #16-209-000-9676 with the Texas General Land Office* submitted by Professional Services
 - *53. Consideration of *approval of Avtech Room Alert temperature monitoring renewal with SHI Govt Solutions* submitted by Information Technology.
 - *54. Consideration of *approval of Granicus GovAccess (Public Web) annual maintenance renewal with Granicus LLC* submitted by Information Technology
 - *55. Consideration of *approval of DocuSign Enterprise Pro subscription renewal with Carahsoft Technology Corporation* submitted by Information Technology
 - *56. Consideration of *approval of OneSolution Employee Online and Finance maintenance with CentralSquare Technologies* submitted by Information Technology
 - *57. Consideration of *approval of BGP routing information at EMF and PSB with Comcast* submitted by Information Technology
 - *58. Consideration of *approval of application from John W. Cherry and Cynthia Cherry for a partial replat of Angell-Runge Addition* submitted by Platting & Right-of-Way
 - *59. Consideration of *approval of application from Rebecca Marie Ostermayer, Individually and as Independent Co-Executor of the Estate of Shirley Lynette Ostermayer and Carol Janine Cmaidalka and Cynthia Denise Stephenson as Independent Co-Executrices of the Estate of Shirley Lynette Ostermayer for a partial replat of Alta Loma Outlots* submitted by Platting & Right-of-Way
 - *60. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector

- *61. Request for *waiver or refund of penalty and interest due to clerical errors* submitted by the Tax Assessor/Collector
- *62. 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

Action Agenda

- 63. Commissioner, Precinct 2
 - a. Consideration of approval of naming the courtroom at the West County Building in honor of Judge Michael W. "Mike" Nelson
- 64. County Engineer
 - a. Sand Pit Permit Application for 687 Hwy 87, Crystal Beach
 - 1. Receive public comment
 - 2. Consideration of approval of permit
- 65. Purchasing
 - a. Consideration for authorization to award the following:
 - 1. RFP #B222021, Property & Casualty Insurance
- 66. 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. 21-0032; Galveston County Mark Henry et al Petitioners v. Kimberly Sullivan, Judge, Probate Court of Galveston County, Respondent in the Texas Supreme Court

2. 19-CV-0551; Kylee Woytek v. Galveston County in the District Court of Galveston County, in the 10th Judicial District
- c. **Executive Session:** Texas Government Code Section 551.0725, Deliberation Regarding Contract Being Negotiated; Closed Meeting: 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 551.0725 of the Texas Government Code, Deliberation Regarding Contract Being Negotiated, to deliberate business and financial issues relating to the following, because deliberation in an open meeting would have a detrimental effect on the position of the Commissioners Court in negotiations with a third person:
 1. Pelican Island Bridge advanced funding agreement
 2. Grand Parkway primacy agreement
- d. **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. Property located at 54th & Broadway
- e. **Reconvene into Special Meeting**
- f. Consideration of authorizing execution of a settlement and release agreement in Cause No. 19-CV-0551; Kylee Woytek v. Galveston County in the 10th Judicial District Court, Galveston County, Texas
- g. Consideration of a resolution authorizing Hopkins Properties, Inc. to list approximately 10 acres of land located at 54th Street and Broadway Blvd. in the City of Galveston Texas for sale pursuant to Texas Local Government Code § 263.008
- h. Consideration of an addendum to the existing broker agreement with Hopkins Properties, Inc. authorizing the listing of approximately 10 acres of land located at 54th Street and Broadway Blvd. in the City of Galveston Texas

Adjourn

WORKSHOP AGENDA

1. Discuss naming the courtroom at the West County Building in honor of Judge Michael W. "Mike" Nelson submitted by Commissioner, Precinct 2
2. TIRZ discussion with Megatel Homes, LLC regarding their potential development in Santa Fe submitted by the Economic Development Director
3. Discussion of facility partnership with the Salvation Army presented by the Parks & Cultural Services Department
4. Discuss League City Annex additional paving cost estimates 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.
