



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 March 6, 2023 – 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 2/27/2023 and 3/6/2023
 - b. Order for payroll ending 3/1/2023 bi-weekly #5
 - c. Order for supplemental payroll period ending 3/1/2023 bi-weekly #5
 - d. Early check release dated 2/17/2023 to GIA Insurance Agency, LLC check number AP00460644
 - e. Internal audit report of the Alternative Dispute Resolution Fund for period of 10/1/2021 - 9/30/2022 with response letter from Thayer Evans, dated 2/9/2023
 - f. Internal audit report of the close out for Constable James Fullen, Precinct 2
 - g. Indemnification request from the Tax Assessor Collector's Office
 - h. Per Local Government Code 130.902 recommending a change fund for the District Clerk's League City office

- i. Tobacco expenditure statement for 2023
- *2. Receive and file *summary of bi-weekly personnel movements pay period #4, February 2-15, 2023* submitted by Human Resources
- *3. Receive and file *refund check list from Odyssey* submitted by the County Clerk
- *4. Receive and file *refund check list from Odyssey* submitted by the District Clerk
- *5. Receive and file *restitution check list from Odyssey* submitted by Personal Bond/Collections
- *6. Receive and file *January 2023 personal bond monthly report* submitted by Personal Bond/Collections
- *7. Receive and file *January 2023 collections and personal bond report* submitted by Personal Bond/Collections
- *8. Receive and file *MOU between Galveston County and National United States Armed Forces Museum (NUSAFM) for NUSAFM to provide, upon request from Galveston County, disaster response needs of persons affected by a storm or other disastrous emergency or catastrophic event in Galveston County* submitted by County Judge
- *9. Receive and file *notification of installed stop sign* submitted by Road & Bridge
- *10. Receive and file *Racial Profiling Report for 2022* submitted by Sheriff's office
- *11. Consideration of a *resolution in support of TX SB175* submitted by the County Judge
- *12. Consideration of *approval of (re)appointment to the Galveston County Emergency Services District No. 2* submitted by Commissioner, Precinct 2
- *13. Consideration of *approval of LULAC 151 request for Cinco de Mayo fiesta event on Saturday, May 6, 2023 on the grounds of 722 Moody Avenue, Galveston* submitted by the County Judge
- *14. Consideration of *authorization to close the boat ramp at Walter Hall Park on Thursday, May 4th thru Sunday, May 7th, 2023 for the League City Music Festival & BBQ Cook-off event with a 30-day advance notice posted*, submitted by Parks & Cultural Services
- *15. Consideration of *approval to renew the Bolivar Chamber of Commerce lease agreement for one year for the Joe Faggard Building* submitted by Parks & Cultural Services
- *16. Consideration of *approval of price increase for Waste Water Services for grease trap services at County Jail, Fire Station #5 and Juvenile Justice* submitted by Facilities

- *17. Consideration of *approval of change order #15 with O'Haver Contractors for Road & Bridge Project* submitted by Facilities
- *18. Consideration of *approving interlocal governmental agreement for administrative position for School Liaison Officer Program with Clear Creek Independent School District, Dickinson Independent School District, Texas City Independent School District and Galveston County* submitted by the Sheriff's office
- *19. Consideration of *approval of new ENS circuit at the new County Clerk location with Comcast Commercial Services LLC* submitted by Information Technology
- *20. Consideration of *approval of Gang and Intelligence Modules maintenance renewal with CentralSquare Technologies LLC* submitted by Information Technology
- *21. Consideration for *authorization to issue formal solicitations for the replacement of the Sheriff's Office RMS/CAD/JMS systems on behalf of Information Technology* submitted by the Purchasing Agent
- *22. Consideration for *authorization to not extend the contract for crushed limestone materials but to re-bid for these services on behalf of Road & Bridge* submitted by the Purchasing Agent
- *23. Consideration for *authorization to not extend the contract for lightweight aggregate but to re-bid for these services on behalf of the Road & Bridge* submitted by the Purchasing Agent
- *24. Consideration for *authorization to issue formal solicitations for De-Snag/Clear East Gum Bayou Tributary project on behalf of the Engineering* submitted by the Purchasing Agent
- *25. Consideration of *authorization for County Judge to sign CEO/Law Enforcement Certification and Assurances Form from the Office of the Governor - Public Safety Office* as submitted by Professional Services
- *26. Consideration for *ratification of acceptance of FEMA COVID-19-Related Death Expenses project award from the Federal Emergency Management Administration* as submitted by Professional Services
- *27. Consideration of *authorization for County Judge to sign contract extension for GLO grant-funded Frenchman's Creek Acquisition project #20-066-046-C455 with Tidal Basin Government Consulting, LLC* as submitted by Professional Services
- *28. Consideration of *approval of the following budget amendments* submitted by Professional Services:

- a. 23-90-0306-A
Sheriff's Office - Request transfer from Self Insurance Reserve - Unreserved Retained Earning to Sheriff Department - Administration - Vehicle Maintenance to fund vehicle repairs for unit involved in an accident
- b. 23-91-0306-B
Veteran's Treatment Court - Request transfer within Veteran's Treatment Court from Court Appointed Attorney to Business Mileage Reimbursement, Mobile Phone Expense, & Contract Medical Services to fund expenditures for FY 2023
- c. 23-92-0306-C
Professional Services - Request transfer within Constable Precinct 2 from Travel and Conference to Business Mileage Reimbursement to fund reclassification of expenditures
- d. 23-93-0306-D
Professional Services - Request transfer from General Fund - Budgeted Reserves to 405th District Court- Extraordinary Supplies to fund the purchase of furniture
- e. 23-94-0306-E
Road & Bridge - Request transfer from General Fund - Budgeted Reserves to FM & Lateral Road - Salaries and Various Benefits to fund position salary change
- f. 23-95-0306-F
Parks - Request transfer within Parks from Improvements Other than Buildings to Extraordinary Supplies to fund the purchase of a fridge as a non-capital expense
- g. 23-96-0306-G
District Clerk - Request transfer within District Clerk from Jury Expenditures to Postage to fund increase cost of postage for Fiscal Year 2023
- h. 23-97-0306-H
Professional Services - Request transfer within American Rescue Plan Stimulus GC Health District from Other Financial Assistance to Interlocal Agreement to fund public health project

*29. Consideration of *authorizing the County Judge to execute amendment no. 1 to the engineering agreement with DE Corp. for the Bacliff Drainage Improvements project* submitted by the County Engineer

- *30. Consideration of *approval to release bond no. 64976939 in the amount of \$100,000.00 in association with Galveston Seawall permit no. GALV-SW-20-208 issued to Sri Seawall Resorts LLC* submitted by the County Engineer
- *31. Consideration of *approval of an order of abandonment of an unopened right-of-way in High Island* submitted by Platting & Right-of-Way
- *32. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector

Action Agenda

33. **Right of Way**

- a. Marfil III replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
- b. Kena Estates II replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
- c. Blalock Subdivision, Section 2 replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
- d. Harper's Hideout replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat

34. **General Counsel**

- a. **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. Cause No. 22-40841; Kelly Stevenson-Cotton, and Estate of Ronald Glen Cotton vs. Galveston County et al, in the United States Court of Appeals for the Fifth Circuit
 3. Complaint regarding Arkitektura Development, Inc.
- b. **Reconvene into Regular Meeting**
- c. Consideration of release and settlement agreement relating to EEOC Charge 460-2022-05141 J.M. v Galveston County Sheriff's office
- d. Consideration of taking action on contracts currently in place with Arkitektura Development, Inc.

Adjourn

WORKSHOP AGENDA

1. Discussion of possible construction of an elevated heli-pad and a heavy helicopter pad at Crenshaw School on the Bolivar Peninsula submitted by Commissioner, Precinct 2
2. Discussion of the current status and future operation of the County's Health Clinics submitted by Human Resources
3. Discussion of American Rescue Plan Funding & Projects submitted by the County Judge

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.
