



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., Rm. 100** **League City, Texas 77573**

SPECIAL MEETING-AGENDA **May 15, 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.

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 5/8/2023 and 5/15/2023
 - b. Order for payroll ending 5/10/2023 bi-weekly #10
 - c. Order for supplemental payroll period ending 5/10/2023 bi-weekly #10
 - d. Internal audit report of the Friends for Life guardianship program for period of 10/1/2021 - 9/30/2022 with response letter from Sergio Cruz, Chief Financial Officer
 - e. Internal audit quarterly audit report for the Sheriff's Office Tax Sale Division for period of 1/1/2023 - 3/31/2023
 - f. Pursuant to Local Government Code 111.0106 certification of funds from TechShare Local Government Corporation

- g. Consideration for action to be taken with the Texas Comptroller of Public Accounts - Unclaimed Property Capital Credits for Counties
- h. Receive and file the FY2023 budget for Fund 2250, Law Enforcement Officer Standards and Education (LEOSE) Fund
- *2. Receive and file *refund check list from Odyssey* submitted by the County 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 #9, April 13 - 26, 2023* submitted by Human Resources
- *5. Receive and file *Galveston County Community Supervision and Corrections Department financial statements and supplementary information with independent financial audit report for the year ended August 31, 2022* submitted by Adult Probation
- *6. Receive and file *April 2023 personal bond monthly report* submitted by Personal Bond/Collections
- *7. Consideration of *approval of amendment to the interlocal agreement with the City of League City to provide congregate meal services* submitted by Parks and Cultural Services
- *8. Consideration of *approval of software maintenance for SSL Wildcard plus certificate for Galvestoncountytexas.gov with SHI Govt Solutions* submitted by Information Technology
- *9. Consideration of *approval of DigiCert SSL multi-domain renewal with SHI Govt Solutions* submitted by Information Technology
- *10. Consideration of *approval of Cisco professional service to audit and configure ISE with Datavox* submitted by Information Technology
- *11. Consideration of *approval of change order #16 for O'Haver Contractors for Road & Bridge Project - 5115 Hwy 3 - Dickinson TX* submitted by Facilities Department
- *12. Consideration of *approval of change order #17 for O'Haver Contractors for Road & Bridge Project - 5115 Hwy 3 - Dickinson TX* submitted by Facilities Department
- *13. Consideration of *approval for acquisition of an additional spare vehicle* submitted by the District Attorney

- *14. Consideration for *authorization to cancel and re-solicit for RFP #B231012, HVAC & Refrigeration Services on behalf of the Facilities Department* submitted by the Purchasing Agent
- *15. Consideration for *authorization to issue formal solicitations for parking lot paint striping services and miscellaneous concrete services on behalf of Road and Bridge Department* submitted by the Purchasing Agent
- *16. Consideration for *authorization to issue formal solicitations for Algoa/Alta Loma culvert replacements on behalf of Engineering* submitted by the Purchasing Agent
- *17. 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
- *18. Consideration for *authorization to extend the contract for RFP #B202004, Inmate Health Care Medical Services on behalf of the Sheriff's office* submitted by the Purchasing Agent
- *19. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase Telematics software on behalf of the Fleet/Road and Bridge Department* submitted by the Purchasing Agent
- *20. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase an application delivery controller F5 load balancer 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 purchase F5 professional services for installation, configuration, and knowledge transfer 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 replace the generator at the Eddie Barr Annex in Crystal Beach on behalf of the Facilities Department* submitted by the Purchasing Agent
- *23. Consideration for *authorization to utilize cooperative purchasing agreement in lieu of competitive bidding requirements to purchase 2WD Chevrolet Tahoes - marked on behalf of the Sheriff's office* submitted by the Purchasing Agent
- *24. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *25. Consideration of *authorization for escrow agreement between JMK Mall of the Mainland, LLC and Galveston County* submitted by County Clerk

- *26. Consideration to *authorize exclusive access easement between JMK5 Mall of the Mainland, LLC and Galveston County* submitted by County Clerk
- *27. Consideration of *authorization for reverse tax proration agreement between JMK5 Mall of the Mainland, LLC and Galveston County for County Clerk property located at Mall of the Mainland* submitted by County Clerk
- *28. Consideration of *authorization for affiliated business arrangement disclosure statement for purchase of County Clerk property located at Mall of the Mainland* submitted by County Clerk
- *29. Consideration of *approval of an interlocal agreement for transfer of health care supplies between Galveston County Health District and Galveston County* submitted by Legal Services Manager
- *30. Consideration of *approval of an exclusive broker agreement between Hopkins Properties, Inc. and Galveston County* submitted by Legal Services Manager
- *31. Consideration of *renewal of public official bond for Galveston County Auditor, Paul Randall Rice* submitted by Legal Services Manager
- *32. Consideration of *terminating Texas Association of Counties Risk Management Pool interlocal participation agreement* submitted by Legal Services Manager
- *33. Consideration of *release of lien for nuisance abatement lien at 3510 Tower Rd., Santa Fe, Texas, 77517 a/k/a Abst 613 I&G N RR SUR Sec 19 Lot 7, 8 & 9 (7-1) Beaver Unrecorded SUB* submitted by Legal Services Manager and Nuisance Abatement
- *34. Consideration of *authorization for County Judge to sign COVID-19 Testing & Mitigation Support for Confinement Facilities Program interlocal agreement through grant funds from the Texas Department of State Health Services* as submitted by Professional Services
- *35. Consideration of *approval for FY 2023 amendment #1 with Catholic Charities for the financial assistance contract* submitted by Professional Services
- *36. Consideration of *approval of the following budget amendments* submitted by Professional Services:
 - a. 23-134-0515-A
General Government - Request transfer from General Fund - Budgeted Reserves to General Government - Contract Legal Services to fund redistricting litigations

- b. 23-135-0515-B
Professional Services - Request transfer from Self Insurance Fund - Unreserved Retained Earning to Facilities Services & Maintenance - Building Maintenance to fund repairs to the gate and fence damaged by a vehicle collision
 - c. 23-136-0515-C
Information Technology - Request transfer within Information Technology from Technology Hardware to Subscription-Based IT Agreement to fund Carahsoft Technology professional services
 - d. 23-137-0515-D
Professional Services - Request transfer from Self Insurance Fund - Claims Paid-Liability to Legal Department - Other Litigation Expenditures to fund settlement payment 19-CV-0027
 - e. 23-138-0515-E
Professional Services - Request transfer within Self Insurance Reserve Fund from General Self Insurance - Claims Paid Liability & All Other Bonds to Public Official Bonds & Insurance to fund self insurance expenses for the remainder of FY 2023
 - f. 23-139-0515-F
Professional Services - Request transfer from General Fund - Budgeted Reserves to Sheriff's Department - Administration - Vehicles & Vehicle Make Ready to fund vehicle purchases and modifications for Fiscal Year 2023
- *37. Consideration of *authorizing the County Judge to execute the RESTORE Texas City Hurricane Protection Levee Repair Environmental Compliance Verification letter* submitted by the County Engineer
- *38. Consideration of *authorizing the County Judge to execute the Certificate of Construction Completion for the CDBG Jackson Ave Drainage Improvements project* submitted by the County Engineer
- *39. Consideration of *authorizing the County Judge to execute change order no. 3 to the Lucas Construction Co., Inc. contract for the Daniel Dror Avenue project* submitted by the County Engineer
- *40. Consideration of *authorizing the County Judge to execute change order no. 2 to the Lucas Construction Co., Inc. contract for the Jamaica Beach Street Improvements project* submitted by the County Engineer
- *41. Consideration of *amending plat "Gulf Shore Estates"* submitted by Platting & Right-of-Way

- *42. Consideration of *approval of Sea Joy subdivision plat* submitted by Platting & Right-of-Way
- *43. Consideration of *approval of application from J.B. Evans, Jr and Marilyn Evans for a partial replat of Bar-E-Bar Estates* submitted by Platting & Right-of-Way
- *44. Consideration of *approval of application from Troy LeBlanc and LeBlanc Investment Company, LLC for a partial replat of Emerald Beach Section Two (2)* submitted by Platting & Right-of-Way
- *45. Consideration of *approval of application from Marvin Gibbs and Blake Painter for a partial replat of Alta Loma Outlots* submitted by Platting & Right-of-Way
- *46. Consideration of *approval of application from Bunnie Meyer, Manager of Lazy Pelican RV Park, LLC for a partial replat of Bouse Addition 2 subdivision* submitted by Platting & Right-of-Way
- *47. Consideration of *approval of application from Carol L. Litchhult, Manager of CTL Solutions, LLC for a partial replat of Blue Water Addition Two (2) subdivision* submitted by Platting & Right-of-Way
- *48. Consideration of *approval of a purchase between the Galveston County Tax Office and Appraisal & Collection Technologies for Truth-in -Taxation 2023 software* submitted by the Tax Assessor/Collector

Action Agenda

- 49. Purchasing
 - a. Consideration for authorization to award the following:
 - 1. RFP #B231014, Video Conferencing Portion of the COVID-19 Confinement Facilities
 - b. Consideration of approval of awarding the following bid and authorizing the County Judge to execute the contract for the following:
 - 1. ITB #B232013, Electrical Services for Galveston County
- 50. Right of Way
 - a. High Island Subdivision Section 3 replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat

- b. Lot 6 Speed Road Addition replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
 - c. Luna's Landing replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
 - d. Driftwood Addition replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
 - e. Garnett Estates replat
 - 1. Receive public comments
 - 2. Consideration of approval of replat
51. 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. Cause No. 14-cv-1112; Kimberly Sullivan vs. Galveston County Judge Mark Henry, et al., in the 212th Judicial District Court
 - 2. Cause No. 22-cv-61; Ledezma v. Wuneburger, et al., in the United States District Court for the Southern District of Texas

3. Cause No. 3:23-cv-119; Alghuti v. United States Department of Justice, et al., in the United States District Court for the Southern District of Texas
 4. Cause No. 3:21-cv-98; Stevenson-Cotton et al. v. Galveston County, et al., in the United States District Court for the Southern District of Texas
 5. Cause No. 23-EV02-0281; Galveston County v. The Children's Center Inc., in the Justice Court of Galveston County, Texas Precinct 2
- c. **Reconvene into Special Meeting**
- d. Consideration of authorizing the County Judge to execute a waiver of conflicts in Cause No. 3:23-cv-119; Alghuti v. United States Department of Justice, et al., in the United States District Court for the Southern District of Texas

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.
