



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Darrell Apffel Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

SPECIAL MEETING-AGENDA July 27, 2021 – 1:30 PM

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. Pursuant to Local Government Code 111.0106 certification of reimbursement of costs related to implementing new insurance plan
 - b. Pursuant to Local Government Code 111.0106 certification of funds sale of Capital Assets through GovDeals Auction
 - c. Pursuant to Local Government Code 111.0106 certification of funds sale of Capital Assets through GovDeals Auction
 - d. Pursuant to Local Government Code 111.0106 certification of funds sale of Capital Assets through GovDeals Auction
 - e. Internal audit report of the County Engineering Department for period of 6/1/20 - 5/31/21 with response letter from Michael Shannon, County Engineer, dated 7/6/21
 - f. Quarterly audit report of the payroll audit for period of 4/1-6/30/21

- *2. Receive and file *restitution check List from Odyssey* submitted by Collections Improvement Program

- *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 #14, June 24 - July 7, 2021* submitted by Human Resources
- *5. Receive and file *June 2021 collections and personal bond report* submitted by Personal Bond/Collections
- *6. Receive and file *personal bond monthly report for June 2021* submitted by Personal Bond/Collections
- *7. Consideration of *approval of extension of Declaration of Local Disaster related to COVID-19* submitted by the County Judge
- *8. Consideration of *approval of board appointment to the Gulf Coast Protection District* submitted by Commissioner, Precinct 2
- *9. Consideration of a *resolution honoring the retirement of Gwendolyn McLaren from the Galveston County Purchasing Office* submitted by Legal Services Coordinator
- *10. Consideration of a *resolution commemorating the 75th wedding anniversary of Robert "Bob" and Ruby Allen* submitted by Commissioner, Precinct 4
- *11. Consideration of a *resolution supporting the North Houston Highway Improvement Project (NHHIP)* submitted by Commissioner, Precinct 4
- *12. Consideration of *approval of a first renewal to the current agreement with Interfaith Ministries of Greater Houston for Home Delivered Meals Program* submitted by the Parks & Cultural Services Department
- *13. Consideration of *approval of change order no. 1 with Sovereign Builders Inc. dba Construction LTD for Galveston County Medical Examiner's Office at 1205 South Oak Street, La Marque* submitted by Facilities
- *14. Consideration of *approval for PerfectDisk software maintenance renewal with Zones LLC* submitted by Information Technology
- *15. Consideration of *approval for DELL Compellent hardware maintenance renewal with Dell Marketing LP* submitted by Information Technology
- *16. Consideration of *approval for Time Clock Plus software maintenance renewal with Data Management* submitted by Information Technology
- *17. Consideration of *approval for Overland NEOXL80 Tape Drive software maintenance renewal with NetSync Network Solutions* submitted by Information Technology

- *18. Receive and file *the County Clerk's Records Preservation and Restoration Plan* submitted by the County Clerk
- *19. Consideration of *setting a public hearing for August 09, 2021 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
- *20. Receive and file *the District Clerk's Records Preservation and Restoration Plan* submitted by the District Clerk
- *21. Consideration of *setting a public hearing for August 09, 2021 on the District Clerk's Proposed Records Archive Fee Established under §51.305 of the Texas Government Code* submitted by the District Clerk
- *22. Consideration of *appointing a special commissioner for the sale of county road right-of-way described as Abst 78 R Hall NW 56.1 ft & NE 72 ft Blk 73 & NW 73.5 ft & NE 80 ft Blk 74 being part Lot 1 thru 12 Nicholstone Subdivision* submitted by Legal Services Coordinator
- *23. Consideration for *authorization to issue formal solicitations for the projects listed below on behalf of the Galveston County Grants Department* submitted by the Purchasing Agent:
 - a. Professional Residential Elevation Construction Services of the Texas Division Emergency Management (TDEM) Hazard Mitigation Grant Program (HMGP) Projects
 - b. Professional Services for Residential Elevation Structural Inspections of the Texas Division Emergency Management (TDEM) Hazard Mitigation Grant Program (MHGP) Projects
- *24. Consideration for *authorization for the County Judge to execute the contract for ITB #B212009, Altoside Pellets (IGR)* submitted by the Purchasing Agent
- *25. Consideration for *authorization to extend the contracts for the following bids* submitted by the Purchasing Agent:
 - a. RFP #B182019, Grounds Maintenance for Galveston County
 - b. RFP #B202018, Nuisance Abatement Services
 - c. ITB #B192014, Crushed Limestone Material
- *26. Receive and file *RFP #B212015, Food Service for Jerry J. Esmond Juvenile Justice Center* submitted by the Purchasing Agent

- *27. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- *28. Consideration of *approval to authorize the County Engineer to issue sand pit permits to the following* submitted by the County Engineer:
 - a. Sidney Bouse
 - b. John (JC) Bouse
- *29. Consideration of *approval of R.W. Denham subdivision plat* submitted by Platting & Right-of-Way
- *30. Consideration of *approval of Cedar Jackson subdivision plat* submitted by Platting & Right-of-Way
- *31. Consideration of *approval of application from Charles C Jardina for a setback variance for Lot 2 of Broadway Breeze subdivision* submitted by Platting & Right-of-Way
- *32. Consideration of *approval of application from Benjamin Michael Miller and Meagan Michelle Miller for a partial replat of San Leon Farm Home Tracts* submitted by Platting & Right-of-Way
- *33. Consideration of *approval of application from John Dafonte (General Partner of Waterways on the Intercoastal LTD) for a partial replat of Port Bolivar Townsite* submitted by Platting & Right-of-Way
- *34. Consideration of *approval of application from Bryan E Casey, Katie A Casey, Chantay M Poulsen, Walter Licon, Patricia Licon, Carlos Rivas, Carla Rivas, Sharon Dupree, Clifford Dupree and Joseph Walters for a partial replat of Highland Farms subdivision* submitted by Platting & Right-of-Way
- *35. Consideration of *approval to authorize the County Judge to sign request for CDBG contract extension, contract #20-065-0006-C004 (Harvey)* submitted by County Engineer
- *36. Consideration of *authorization for County Judge to sign Designation of Account Approval Form for submission to the Texas Division of Emergency Management* as submitted by Grants Administration
- *37. Consideration of *approval to submit FY 2021 Port Infrastructure Development Grant to the U.S. Department of Transportation - Maritime Administration and authorize County Judge to sign required documents* as submitted by Grants Administration

- *38. Consideration of *authorizing County Judge to sign acknowledgement and acceptance of Merchants Bonding Company Bond renewals for: Constable Precincts 1-4, Sheriff Officers, and Lee Crowder*, submitted by Professional Services
- *39. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector
- *40. Request for *waiver or refund of penalty and interest due to clerical errors as recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector
- *41. 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

Action Agenda

- 42. 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
- 43. Professional Services
 - a. Consideration of approval of the following budget amendments:
 - 1. 21-116-0727-B
Sheriff Patrol - Request transfer from General Fund Budgeted Reserves to Sheriff Patrol Maintenance & Repairs Equipment account to repair Live Stock Pens at Jack Brooks Park
 - 2. 21-117-0727-C
Various Funds - Request transfer from Various Funds Budgeted Reserves to Various Funds Vacation/Sick Leave Payout accounts to cover increase in payout for retirees
 - 3. 21-118-0727-D
Limited Tax Bldg Bds Sr 2017A - Request transfer from Limited Tax Bldg Bonds Sr 2017A Fund Medical Examiner-La Marque CIP Buildings account to Road & Bridge Facility CIP Buildings account to cover soil and concrete testing

4. 21-119-0727-E
Employee Benefits - Request transfer from General Fund Budgeted Reserves to Employee Benefits Fund Medical Claims Paid account to adjust the Employee Benefits budget to cover estimated benefit expenses for the remainder of FY 2021 not otherwise covered by revenues in Fund 6123
5. 21-120-0727-F
Employee Benefits - Request transfer to and from Employee Benefits Fund Various accounts to adjust the Employee Benefit budget to cover estimated benefit expenses for the remainder of FY 2021
6. 21-121-0727-G
Employee Benefits - Request transfer to and from Employee Benefits Fund Various Revenue accounts to adjust Employee Benefit revenue budgets between Boon Chapman and TAC, Guardian and Aetna due to additional actuals that posted after initial reallocation

44. Purchasing

- a. Consideration of approval of awarding the following proposal and authorizing the County Judge to execute the contract for the following
 1. RFP #B212012A, Trash Barrel Pickup for Bolivar Peninsula

45. Right of Way

- a. Kettle Estates replat
 1. Received public comments
 2. Consideration of approval of replat

46. General Counsel

- a. **Break into Executive Session:**
- b. **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. Director of Risk Management & General Insurance

- c. **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. No. 4:21-cv-00809; Joe Miranda v Henry A. Trochesset, Galveston County Sheriff, in the United States District Court for the Southern District of Texas, Galveston Division
 2. No. 3:21-CV-00081; Richard Blake Bradley v Sheriff Henry A. Trochesset, in the United States District Court for the Southern District of Texas, Galveston Division
 3. No. 3:18-cv-77 County of Galveston, Texas v. Purdue Pharma LP, et al. in the U.S. District Court for the Northern District of Ohio MDL 1:17-MD-2804
 4. In Re: Texas Opioid Litigation, MDL No. 2018-63587, in the 152nd District Court of Harris County, Texas
 5. 21-CV-0986; Dennis Reynard Benson vs County of Galveston et al in the 122nd District Court of Galveston County
 6. Demand to Boon Chapman
- d. **Reconvene into Special Meeting**
- e. Consideration of approving first amendment to interlocal cooperation agreement by and between The University of Texas Medical Branch at Galveston and the County of Galveston relating to the Galveston County Medical Examiner's Office for additional funding for FY2021
- f. Consideration of approval of the following budget amendment:
1. 21-115-0727-A
Contract Services - Request transfer from General Fund Budgeted Reserves to Contract Services Medical Examiner account to increase UTMB Medical Examiner's Contract

Adjourn

WORKSHOP AGENDA

1. Budget workshop discussion

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.
