



# **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      Ken Clark Commissioner, Precinct 4

## **AGENDA August 9, 2021 – 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 8/2/21 and 8/9/21
  - b. Order for payroll period ending 8/4/21 bi-weekly #16
  - c. Order for supplemental payroll period ending 8/4/21 bi-weekly #16
  - d. FY20 Galveston County financial trend analysis
  - e. Quarterly audit report for Constable, Precinct 1 for period of April - June 2021
  - f. Quarterly audit report for Constable, Precinct 2 for period of April - June 2021
  - g. Quarterly audit report for Constable, Precinct 3 for period of April - June 2021
  - h. Quarterly audit report for Constable, Precinct 4 for period of April - June 2021
  - i. Quarterly audit report for Court Collections Office for period of April - June 2021

- j. Quarterly audit report for Juvenile Justice Department for period of April - June 2021
  - k. Internal audit report of the Road & Bridge Department for period of 5/1/20 - 4/30/21 with response letter from Lee Crowder, Director of Road & Bridge, dated 7/28/21
  - l. Internal audit report of the cash count and inventory of Constable, Precinct 4
  - m. Quarterly audit report for Justice of the Peace, Precinct 1 for period of April - June 2021
  - n. Quarterly audit report for Justice of the Peace, Precinct 2 for period of April - June 2021
  - o. Quarterly audit report for Justice of the Peace, Precinct 3 for period of April - June 2021
  - p. Quarterly audit report for Justice of the Peace, Precinct 4 for period of April - June 2021
  - q. Quarterly audit report of the continuous monitoring activities for period of April - June 2021
  - r. Monthly financial report for period ending 7/31/2021
- \*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 Collections Improvement Program
  - \*4. Receive and file *refund check list from Odyssey* submitted by the District Clerk
  - \*5. Receive and file *summary of bi-weekly personnel movements pay period #15, July 8 - 21, 2021* submitted by Human Resources
  - \*6. Consideration of *approval of quote to add performance management to existing NEOGOV platform* submitted by Human Resources
  - \*7. Consideration of a *resolution in support for replacement of the Union Pacific Railroad bridge over Dickinson Bayou near State Highway 3* submitted by Commissioner Precinct 2
  - \*8. Receive and file *approved 2020 CAD audit* submitted by Galveston Central Appraisal District

- \*9. Receive and file *personal bond monthly report for July 2021* submitted by Personal Bond/Collections
- \*10. Consideration of *approval for the County Judge to sign an agreement with LJA Engineering and Surveying Inc. to provide inspection services for Jones Bay Boat Ramp pier and decking* submitted by the Parks & Cultural Services Department
- \*11. Consideration of *approval of an individual agreement for magistrate services with magistrate appointed under the interlocal agreement between Galveston County and City of Hitchcock for magistration services previously approved by Commissioners' Court on May 28, 2021* submitted by the County Judge
- \*12. Consideration of *service and repair order with Otis Elevator Company for water damage repairs at Galveston County Justice Center* submitted by Facilities
- \*13. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Port Bolivar Volunteer Fire Department* submitted by Professional Services
- \*14. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the League City Volunteer Fire Department* submitted by Professional Services
- \*15. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the San Leon Volunteer Fire Department* submitted by Professional Services
- \*16. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Jamaica Beach Volunteer Fire Department* submitted by Professional Services
- \*17. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the High Island Volunteer Fire Department* submitted by Professional Services
- \*18. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Santa Fe Volunteer Fire Department* submitted by Professional Services
- \*19. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Friendswood Volunteer Fire Department* submitted by Professional Services

- \*20. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Dickinson Volunteer Fire Department* submitted by Professional Services
- \*21. Consideration of *approval of renewal of a fire protection services contract between Galveston County and the Bacliff Volunteer Fire Department* submitted by Professional Services
- \*22. Consideration of *approval of the following budget amendments* submitted by Professional Services:
- a. 21-122-0809-A  
**District Court Indigent Defense** - Request transfer from General Fund District Court Indigent Defense Expert Witness account to Court Appointed Adult Misdemeanor account to cover the expenses of future cases
  - b. 21-123-0809-B  
**Beach & Parks** - Request transfer from Beach & Parks Fund Beach Maintenance Professional Services account to Other Contract Services account for an increase in price of trash barrel pick up on the beach
  - c. 21-124-0809-C  
**District Court Admin** - Request transfer from General Fund District Court Administration Books & Periodicals account to Other Litigation Expenditures account to cover the expenses of future cases
  - d. 21-125-0809-D  
**Medical Examiner - La Marque** - Request transfer from General Fund Budgeted Reserves to FEMA Ike Fund Medical Examiner La Marque CIP Buildings account for the Medical Examiners Rebuild which will be fully reimbursement by FEMA
  - e. 21-126-0809-E  
**Unlimited Tax Road Bonds Series 2017** - Request transfer from Unlimited Tax Road Bonds Series 2017 Santa Fe Various Roads Other Contract Services account to Tiki Island Road Projects Professional Services account for the Tiki Island Road Project
  - f. 21-127-0809-F  
**Various Funds** - Request transfer from Various Funds Budgeted Reserves to Various Funds Benefit accounts to account for additional benefits needed for the additional vacation/sick leave payout

- g. 21-128-0809-G  
**Contract Services** - Request transfer from General Fund Budgeted Reserves to Contract Services Salaries & Benefit accounts to eliminate Director of Risk Management & General Insurance position and recreate the Deputy Chief Financial Officer position
- h. 21-129-0809-H  
**Various Funds** - Request transfer from Various Funds Budgeted Reserves accounts to Various Funds & Departments Vehicle accounts to purchase vehicles for FY 2022 due to supply chain delays with auto manufacturers
- \*23. Consideration for *authorization to dispose of salvage or surplus property* submitted by the Purchasing Agent
- \*24. Consideration for *authorization to issue a formal solicitation for video services* submitted by the Purchasing Agent
- \*25. Consideration for *authorization to issue a formal solicitation for architectural design services for the Juvenile Justice remodel/expansion* submitted by the Purchasing Agent
- \*26. Consideration for *authorization to extend the contract for RFP #B182027, Property & Casualty Insurance* submitted by the Purchasing Agent
- \*27. Consideration for *authorization to issue formal solicitations for children's shelter services* submitted by the Purchasing Agent
- \*28. Receive and file *letter from FEMA documenting the successful conclusion of their Community Assistance Visit (CAV)* submitted by the County Engineer
- \*29. Consideration of *approval of an application from Edward Louis Toohey, Karlene Toohey and TMF Waterways, Inc for a partial replat of Waterways Section 3* submitted by Platting & Right-of-Way
- \*30. Consideration of an *interlocal agreement between Regional Public Defender Office Local Government Corporation (RPDO-LGC) and Galveston County to provide defense services to indigent defendants effective October 1, 2021* submitted by Legal Services Coordinator
- \*31. Consideration of *authorizing consent to assignment from Century Asphalt, LTD (Assignor) to Texas Materials Group, Inc. for B212013 Recycled Precoat Topping Rock contract CM21210* submitted by Legal Services Coordinator
- \*32. Consideration of *removing the appointment of Dr. Satish Chundru, D.O., as a Deputy Medical Examiner for the Galveston County Medical Examiner's Office* submitted by Legal Services Coordinator

- \*33. Consideration of *approving the appointment of Dr. Monica Patel as a Deputy Medical Examiner in the Galveston County Medical Examiner's Office* submitted by Legal Services Coordinator
- \*34. Consideration of *terminating district office lease agreement with Congressman Randy Weber effective January 1, 2022* submitted by Legal Services Coordinator
- \*35. Consideration of *terminating district office lease agreement with Honorable Greg Bonnen effective August 1, 2021* submitted by Legal Services Coordinator
- \*36. Consideration of *terminating district office lease agreement with Senator Larry Taylor effective January 1, 2022* submitted by Legal Services Coordinator
- \*37. Receive and file *Completion of 2021 Professional County Collector educational requirements for LaTonya Dominick and Completion of 2021 County Tax Office Professionals educational requirements for Kathleen Moreno and Cheryl E. Johnson* submitted by the Tax Assessor/Collector
- \*38. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector

#### **Action Agenda**

##### 39. **County Clerk**

- a. Public hearing on the County Clerk's Proposed Records Archive Fee established under §118.025 and §118.011(f) of the Texas Local Government Code
- b. Consideration of adoption of the County Clerk's Proposed Records Archive Fee established under §118.025 and §118.011(f) of the Texas Local Government Code

##### 40. **District Clerk**

- a. Public hearing on the District Clerk's Proposed Records Archive Fee established under §51.305 of the Texas Government Code
- b. Consideration of adoption of the District Clerk's Proposed Records Archive Fee established under §51.305 of the Texas Government Code

##### 41. **Professional Services**

- a. Public hearing regarding submission of FY 2021 Justice Assistance Grant to the U.S. Department of Justice
  - 1. Consideration of approval to submit FY 2021 Justice Assistance Grant (JAG) application to the U.S. Department of Justice
- b. Consideration for Commissioners' Court to propose a tax rate as required by Senate Bill 2

42. **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
- b. Consideration of approval of awarding the following:
  - 1. ITB #B211036, Texas City Annex
  - 2. RFP #B212011A, Tree Trimming & Landscaping Services
- c. Consideration of approval of exemption to County Purchasing Policy to allow for the purchase of vehicles through a buy board

43. **Right of Way**

- a. La Vida Replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat
- b. Swanson's at Holiday Beach replat
  - 1. Receive public comments
  - 2. Consideration of approval of replat

44. **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. No. 20-CV-1340; Mary Taylan individually and representative of the Estate of Marshall Taylan, et al vs Galveston County
  - 2. 3:20-CV-00338; Mission Indev, LLC, et al vs Galveston County in the U.S. District Court for the Southern District of Texas Galveston Division
  - 3. Pelican Island Bridge advanced funding agreement
  - 4. Grand Parkway primacy agreement
- c. **Reconvene into Regular Scheduled Meeting**
- d. Discussion of Pelican Island Bridge

## **Adjourn**

## **WORKSHOP AGENDA**

- 1. Discussion of the Hwy 3 Boat Ramp grant presented by the Parks & Cultural Services Department
- 2. 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.

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