



# **GALVESTON COUNTY, TEXAS**

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

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

## **AGENDA February 16, 2016 – 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.

### **REGULARLY SCHEDULED MEETING**

#### **Call to Order**

#### **Invocation and Pledge of Allegiance**

#### **Consent Agenda**

- \*1. Submitted by the Auditor's Office:
  - a. Approval of the Accounts Payable Checks dated 2/9/16 and 2/16/16
  - b. Order for Payroll period ending 2/10/16 Bi-Weekly #4
  - c. Order for Supplemental Payroll period ending 2/10/16 Bi-Weekly #4
  - d. Internal Audit Report on the cash count of the Tax Office's Texas City, League City, Crystal Beach, Galveston, Friendswood, and Santa Fe branch locations with response letter from Honorable Cheryl E. Johnson dated 1/26/16
  - e. Internal Audit Report of Sheriff's Office Bond Division for period covered 11/1/14 - 10/31/15 with response letter from Honorable Henry A. Trochesset dated 1/25/16
  - f. Monthly Financial Report for month ending 11/30/15
  - g. Consideration of authorization to enter into a contract with Morgan Kai Group, Inc. for MKinsight software approved in the Auditor's Office Budget by the District Judges.

- h. Indemnification request from the Tax Office dated 2/5/16
- i. Receive and file the approval of early release of Accounts Payable Checks dated 1/26/16 and 2/2/16
- \*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 County Clerk.
- \*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 #3, January 14-27, 2016* submitted by Human Resources.
- \*6. Receive and file *notice pursuant to H.B. 3059, Section 366.005 of Texas-New Mexico Power Company providing utility service to Galveston County* submitted by the County Judge.
- \*7. Consideration of *approval of a resolution honoring the life of Mr. James Ray "Jim" Guidry* submitted by the County Judge.
- \*8. Consideration of a *resolution honoring the retirement of Linda D'Ambra* from the Galveston County Community Supervision and Corrections Department submitted by County Legal.
- \*9. Consideration of a *resolution honoring the retirement of Carl E. Kelly* from the Galveston County 122<sup>nd</sup> District Court submitted by County Legal.
- \*10. Consideration of a *resolution in appreciation of Galveston Regional Chamber of Commerce* submitted by the County Judge.
- \*11. Consideration of a *resolution in appreciation of Ambassadors Preparatory Academy* submitted by the County Judge.
- \*12. Consideration of *resolution calling for the approval of funding to support Galveston to Houston Connectivity* submitted by Commissioner, Precinct 3.
- \*13. Receive and file *FY2015 4th Quarter Investment Report* submitted by County Treasurer.
- \*14. Receive and file *FY2016 1st Quarter Investment Report* submitted by County Treasurer.
- \*15. Consideration of *approval of FY2016 Broker/Dealers* submitted by County Treasurer.
- \*16. Consideration of *adoption of FY2016 Investment Policy* submitted by County Treasurer.

- \*17. Receive and file *County Treasurer 2015 Continuing Education Hours* submitted by County Treasurer.
- \*18. Receive and file *National Commission on Correctional Health Care Certificate of Accreditation* submitted by the Sheriff.
- \*19. Receive and file *letter reconciling items between budgetary salary items and Law Enforcement Career Ladder Policy* submitted by the Chief Financial Officer.
- \*20. Consideration of *approval of (re) appointments to the United Board of Health* submitted by Commissioner, Precinct 4.
- \*21. Consideration of *approval to submit a No-Cost Time Extension for the FY 2014 State Homeland Security Program Grant and authorize County Judge to sign required documents* as submitted by the Grants Manager.
- \*22. Consideration of *approval to submit FY 2017 Specialty Court – Commercially Sexually Exploited Persons Grant Application to the Office of the Governor – Criminal Justice Division* as submitted by the Grants Manager.
- \*23. Receive and file *FY 2016 Formula Grant Award from the Texas Indigent Defense Commission* as submitted by the Grants Manager.
- \*24. Receive and file *FY 2016 Local Initiative Project Grant Award from the Texas Commission on Environmental Quality and request for Disbursement Letter* as submitted by the Grant Manager.
- \*25. Consideration of *approval to submit the FY 2017 Violence Against Women Act Grant Application to the Office of the Governor - Criminal Justice Division* and authorize County Judge to sign required Resolution as submitted by the Grants Manager.
- \*26. Consideration of *approval to submit the FY 2017 Victims of Crime Act Grant Application to the Office of the Governor - Criminal Justice Division* and authorize County Judge to sign required Resolution as submitted by the Grants Manager.
- \*27. Consideration of *approval to submit FY 2017 Specialty Adult Drug Court Grant Applications to the Office of the Governor - Criminal Justice Division and authorize County Judge to sign required resolution* as submitted by the Grants Manager.
- \*28. Consideration of *approval to submit FY 2017 Specialty Veterans Court Grant Application to the Office of the Governor - Criminal Justice Division and authorize County Judge to sign required Resolution* as submitted by the Grants Manager.
- \*29. Consideration of *approval to submit FY 2017 Justice Assistance Grant Application to the Office of the Governor - Criminal Justice Division and authorize County Judge to sign required Resolution* as submitted by the Grants Manager.

- \*30. Consideration of *approval to submit FY 2017 Specialty Mental Health Court Grant Application to the Office and the Governor – Criminal Justice Division and authorize County Judge to sign required Resolution* as submitted by the Grant Manager.
- \*31. Receive and file *Performance Progress Report for FY 2016 Port Security Grant from the US Department of Homeland Security/Federal Emergency Management Administration (approved on 10/27/15)* submitted by the County Judge.
- \*32. Consideration of *authorization for the County Judge to execute Alternative Incentive Recipient Form (terms of agreement contract # CM15154 with GSV Sustainability Partners) to include having the CLEAResult incentives for the LED retrofit projects sent directly to GSV Sustainability Partners* submitted by the County Architect.
- \*33. Consideration of *approval of a contract with Setex for the High Island Shelter* submitted by the CDBG Coordinator.
- \*34. Consideration of *approval of amendment 6 from the Texas General Land Office for the Round 2 CDBG non-rental Housing Program* submitted by Housing Department.
- \*35. Consideration of *approval of amendment 2 from the Texas General Land Office for the Round 2 CDBG rental Housing Program* submitted by the Housing Department.
- \*36. Consideration of *approval for County Judge to sign the Request for Release of Funds and Certification* submitted by the Housing Department.
- \*37. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for Tracy Deem-McMeekin to host a prom event for students in the College of the Mainland High School Collegiate Program at the Wayne Johnson Community Center on Friday, May 6, 2016* submitted by the Parks & Cultural Services Department.
- \*38. Consideration of *approval of a donation of various plants and trees for Noble Carl Park from Keep Bolivar Beautiful* submitted by the Parks & Cultural Services Department.
- \*39. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the City of Dickinson to conduct their May 2016 entity elections* submitted by County Clerk.
- \*40. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the City of Bayou Vista to conduct their May 2016 entity elections* submitted by County Clerk.
- \*41. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the Galveston County W.C.I.D. #12 to conduct their May 2016 entity elections* submitted by County Clerk.

- \*42. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the City of Hitchcock to conduct their May 2016 entity elections* submitted by County Clerk.
- \*43. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the Galveston County W.C.I.D. #1 to conduct their May 2016 entity elections* submitted by County Clerk.
- \*44. Consideration of *authorizing the addition of alternate workers for the Primary Election Early Voting Ballot Board* submitted by the County Clerk on behalf of the Galveston County Republican Party Chairman.
- \*45. Consideration and possible *action regarding Primary Election Early Voting polling location (CCISD Admin and Seaside Baptist Church)* submitted by the County Clerk.
- \*46. Consideration for *authorization to approve an Interlocal contract between the Education Service Center Region 19 Allied States Cooperative and Galveston County* submitted by the Purchasing Agent.
- \*47. Consideration for *authorization to issue a formal solicitation for the Construction of the Community Center at 64 Acre Park, Bacliff, TX* submitted by the Purchasing Agent.
- \*48. Consideration for *authorization to cancel and re-bid the following RFP* submitted by the Purchasing Agent:
  - a. RFP #B162003 Aircraft Maintenance - Mosquito Control Dept.
- \*49. Consideration for *authorization to extend the contract on the following RFP* submitted by the Purchasing Agent:
  - a. RFP #B062010 Debris Management Services
- \*50. Consideration for *authorization to re-bid the following RFP/Bid* submitted by the Purchasing Agent:
  - a. RFP #B132007 Heavy Equipment Rental
  - b. Bid #B132008 Weed and Brush Control Chemicals
- \*51. Receive and file *Buyer Pacific Ridge GP I, LLC formal notice to Seller Galveston County of Buyer's election to exercise its second right under Section A.8 of the Contract to extend the expiration of the Due Diligence Period sixty (60) days* submitted by County Legal.

\*52. Consideration of *approval of right of way agreement to Praxair, Inc. for the installation of 2 pipelines* submitted by the County Engineer.

\*53. 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:

a.	<b>R397683</b>	Scott, Todd	2004	\$2,443.04 (W)	
			2005	\$2,072.05 (W)	\$327.60 (R)
			2006	\$2,170.27 (R)	

\*54. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:

a.	<b>R208627</b>	\$6,693.55	Over Payment
	<b>R412247</b>	\$4,697.25	Over Payment
	<b>R428928</b>	\$5,557.58	Over Payment
	<b>R509043</b>	\$2,792.33	Over Payment
	<b>R514431</b>	\$4,291.22	Over Payment

b.	<b>P240841</b>	\$3,279.15	Duplicate
	<b>P309828</b>	\$5,053.78	Overpay
	<b>P504938</b>	\$16,462.66	Duplicate
	<b>P517902</b>	\$13,434.85	Duplicate
	<b>R107069</b>	\$3,344.83	Duplicate
	<b>R110680</b>	\$3,261.77	Overpay
	<b>R112015</b>	\$5,324.59	Overpay
	<b>R115781</b>	\$2,699.74	Duplicate
	<b>R121085</b>	\$3,392.79	Duplicate
	<b>R122623</b>	\$5,208.66	Duplicate
	<b>R125727</b>	\$9,396.46	Overpay
	<b>R126477</b>	\$9,266.09	Overpay
	<b>R127855</b>	\$19,072.09	Overpay
	<b>R135673</b>	\$3,864.35	Overpay
	<b>R137169</b>	\$3,171.02	Overpay
	<b>R142276</b>	\$4,322.91	Duplicate
	<b>R143425</b>	\$6,517.57	Duplicate
	<b>R147949</b>	\$6,728.32	Duplicate
	<b>R152587</b>	\$4,144.47	Overpay
	<b>R153361</b>	\$3,472.97	Duplicate
	<b>R156587</b>	\$2,699.00	Duplicate
	<b>R162009</b>	\$3,992.40	Duplicate
	<b>R162380</b>	\$4,234.63	Duplicate
	<b>R163256</b>	\$2,888.35	Duplicate

c.	<b>R164414</b>	\$4,380.15	Duplicate
	<b>R178262</b>	\$4,769.87	Overpay
	<b>R180432</b>	\$4,944.52	Duplicate
	<b>R180922</b>	\$4,467.94	Duplicate
	<b>R208627</b>	\$6,693.55	Overpay
	<b>R216417</b>	\$10,653.78	Overpay
	<b>R225800</b>	\$2,752.02	Duplicate
	<b>R228401</b>	\$5,652.74	Duplicate
	<b>R369198</b>	\$12,256.15	Overpay
	<b>R370497</b>	\$6,630.46	Duplicate
	<b>R376881</b>	\$5,485.00	Overpay
	<b>R376973</b>	\$3,682.54	Duplicate
	<b>R377471</b>	\$4,139.07	Duplicate
	<b>R393054</b>	\$21,906.62	Duplicate
	<b>R394965</b>	\$2,983.38	Duplicate
	<b>R407663</b>	\$2,543.06	Duplicate
	<b>R407689</b>	\$3,286.98	Overpay
	<b>R417549</b>	\$4,139.26	Duplicate
	<b>R420044</b>	\$5,897.68	Duplicate
	<b>R420476</b>	\$2,878.70	Duplicate
	<b>R421806</b>	\$2,674.27	Duplicate
	<b>R427897</b>	\$3,853.57	Overpay
	<b>R429818</b>	\$6,750.87	Duplicate
	<b>R430370</b>	\$5,909.66	Duplicate
	<b>R430969</b>	\$16,045.13	Duplicate
	<b>R431062</b>	\$3,030.56	Duplicate
	<b>R433671</b>	\$4,991.13	Duplicate
	<b>R434236</b>	\$2,558.25	Duplicate
	<b>R437142</b>	\$3,171.02	Duplicate
	<b>R440733</b>	\$5,216.07	Duplicate
	<b>R503855</b>	\$2,767.43	Duplicate
	<b>R506059</b>	\$2,997.03	Overpay
	<b>R509042</b>	\$2,692.36	Duplicate
	<b>R510632</b>	\$5,464.88	Duplicate
	<b>R511898</b>	\$4,215.98	Duplicate
	<b>R512468</b>	\$4,878.15	Duplicate
	<b>R512988</b>	\$3,983.68	Duplicate
	<b>R515988</b>	\$2,535.42	Duplicate
	<b>R516328</b>	\$4,390.80	Duplicate
	<b>R517153</b>	\$9,335.64	Duplicate
	<b>R601615</b>	\$2,780.92	Duplicate

## Action Agenda

55. **Commissioner, Precinct 1**

- a. Consideration of approval of agreement with Bayshore Youth Sports Association regarding La Salle Park in San Leon.

56. **County Engineer**

- a. Consideration of authorization to improve 19th Street in San Leon, Texas by constructing, paving, and drainage from Avenue C to approximately 400 feet south of Avenue C and accepting this portion of 19th Street into the County Road Maintenance System.
- b. Consideration of approval of change order no. 1 to the Lucas Construction contract for the Galveston Seawall Endcap Repair and Replacement project.

57. **Parks & Senior Services**

- a. Consideration of approval to execute a specialty area user group contract/agreement with the Jack Brooks Park Disc Golf Club.
- b. Consideration of approval to execute an athletic field user group contract/agreement with Dickinson Girls Softball for use of Ray Holbrook Park.
- c. Consideration of entering into a Memorandum of Understanding between Galveston County, Texas and Bolivar Peninsula AARP Chapter 1591 regarding activities and services to be provided at the Joe Faggard Building located at 1750 SH 87 on Bolivar Peninsula submitted by County Legal.

58. **Professional Services**

- a. Consideration of approval of the following budget amendments:
  1. 16-058-0216-A  
**Sheriff's Department** - Request transfer from General Fund Budgeted Reserves for Sheriff's Department Vehicle Make-Ready Account
  2. 16-059-0216-B  
**Sheriff's Department** - Request transfer from Contract Services to Travel and Education for outside instructors for educational purposes.
  3. 16-060-0216-C  
**Human Resources** - Request transfer from Travel and Education to Membership and Dues to cover the cost of membership dues to HR People + Strategy (HRPS)

4. 16-061-0216-D  
**Road and Bridge** - Request transfer from Capitalized Furniture, Fixtures, & Equipment account to Furniture and Fixtures account
5. 16-062-0216-E  
**Beach Maintenance** - Request transfer from Beach and Parks Fund Budgeted Reserves for the purchase of (4) UTVs for beach safety patrol
6. 16-063-0216-F  
**Human Resources** - Request transfer from General Fund Budgeted reserves for Temporary Help for substitute Court Coordinators
7. 16-064-0216-G  
**Mosquito Control District** - Request transfer from Mosquito Control Fund Budgeted Reserves for pay oversight for a Mosquito Control Supervisor
8. 16-065-0216-H  
**County Clerk Record Mgmt. & Preservation Fund** - Request transfer from Furniture and Fixtures account to Dept. Supplies Non Capital account for scanners
9. 16-066-0216-I  
**Professional Services** - Request transfer from General Fund Budgeted Reserves to cover the negative balance in the Unemployment Fund for FY 2015
10. 16-067-0216-J  
**Economic Development** - Request transfer from General Fund Budgeted Reserves for Coordinator of Research and Communication position for the remainder of the fiscal year
11. 16-068-0216-K  
**Professional Services** - Request transfer from General Government Contract Services to Professional Services Public Communication account

59. **County Legal**

- 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 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 civil action H-I3-469 Joshua Bledsoe v Galveston County District Attorney's Office et al in the U.S. District Court.

- 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 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 the Texas General Land Office and Rollover Pass.
- d. **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 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 claims on bonds in the County's Severe Repetitive Loss Elevation Program.
- e. **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 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 Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.
- f. **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 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 Cause No. 01-15-00797-CV, Hon. Lonnie Cox v. Hon. Mark Henry, et. al., in the Court of Appeals for the First Court of Appeals District of Texas.
- g. **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 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 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.

- h. **Reconvene Into Regularly Scheduled Meeting.**
- i. Consideration of authorizing an Interlocal Governmental Agreement for School Liaison Officer Program between La Marque Independent School District and Galveston County submitted by County Legal on behalf of the Sheriff's Office.
- j. Consideration of authorizing a Vehicle Use Agreement between the National Insurance Crime Bureau, Galveston County, and Galveston County Auto Crime Task Force submitted by County Legal on behalf of the Sheriff's Office.
- k. Consideration of authorizing the County Judge to sign a Resolution approving the financing by New Hope Cultural Education Facilities Finance Corporation of Health Facilities located within Galveston County, Texas for Cardinal Bay, Inc. to comply with the requirements of 147(f) of the Internal Revenue Code of 1986.
- l. Consideration of approval of agreements in each of the thirteen homes in the Severe Repetitive Loss Elevation Program for which Expert House Movers served as the Elevation Contractor and in which claims on performance bonds have been made to complete each project and authorizing the County Judge to execute each agreement; such projects are at: 20 Edgewater Street, Hitchcock; 53 Lakeside Drive, Hitchcock; 58 Lakeside Drive, Hitchcock; 79 Bayou Vista Drive, Hitchcock; 320 Empress Lane, League City; 616 Bel Road, Kemah; 631 Clear Lake Road, Clear Lake Shores; 1010 Rosewood Drive, Dickinson; 1036 E. Canal Street, Crystal Beach; 1629 Dick Bay Drive, San Leon; 1653 Dick Bay Drive, San Leon; 7026 Terrasso Drive, Hitchcock; and 16511 Jamaica Beach Road, Jamaica Beach.

## **Adjourn**

## **WORKSHOP AGENDA**

- 1. Discuss new Fleet Policy submitted by the Chief Financial Officer
- 2. Discussion of current Rodeo Arena Permitting Policy and possible changes and new Rodeo Arena Rules presented by the Parks & Cultural Services Department
- 3. Discuss Data Center improvements at the Emergency Management Facility submitted by Information Technology

### **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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