



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 June 21, 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 6/14/16 and 6/21/16
 - b. Order for Payroll period ending 6/15/16 Bi-Weekly #13
 - c. Order for Supplemental Payroll period ending 6/15/16 Bi-Weekly #13
 - d. Monthly Financial Report for period ending 5/31/16
 - e. Internal Audit Report of the County Clerk's Registry and Trust Fund for period of 3/1/15 - 2/29/16 with response letter from Honorable Dwight D. Sullivan dated 6/2/16
 - f. Consideration of approval of IDEA software annual license renewal with Audimation Services, Inc.
 - g. Receive and file early release check for J. P. Morgan Chase Bank dated 6/9/16
 - h. Internal Audit report of the Galveston County Sheriff's Office Petty Cash Fund for period of 5/1/15 - 4/30/16 with response letter from Honorable Henry Trochesset dated 5/27/16

- *2. Receive and file *Restitution Check List from Odyssey* submitted by Collection Improvement Program.
- *3. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.
- *4. Receive and file *Summary of Biweekly Personnel Movements pay period #12, May 19 - June 1, 2016* submitted by Human Resources.
- *5. Consideration of *adoption of updates to HR Policy Manual (News and Media Outlets)* submitted by Human Resources.
- *6. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Collections Clerk (Psn #5)* submitted by Human Resources on behalf of Personal Bond/Collections Office.
- *7. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Deputy Constable (Psn #5)* submitted by Human Resources on behalf of Constable Jimmy Fullen.
- *8. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for a Facilities Technician (Psn #20)* submitted by Human Resources on behalf of Facilities Director Mike Bell.
- *9. 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.
- *10. Receive and file *Declaration of Local State of Disaster for Galveston County, Texas, issued by the County Judge on June 11, 2016 (due to threat to oyster/seafood industry from closures of oyster harvest areas)*, submitted by Emergency Management.
- *11. Consideration of a *resolution supporting the actions of Keep Bolivar Beautiful* submitted by Commissioner, Precinct 1.
- *12. Consideration of *approval of (re) appointment to the Gulf Coast Water Authority* submitted by County Judge.
- *13. Consideration of *approval of (re)appointments to United Board of Health* submitted by the County Judge.
- *14. Consideration of *authorizing Property Manager to sign documents allowing the release of utility data for the purpose of reviewing market pricing or energy saving projects* submitted by Facilities.
- *15. Consideration of *approval of Texas City Seawall Levee permit to GEL Texas Pipeline,-*

LLC to perform two geo-core borings near the Texas City Hurricane Levee northeast of SH 3 and SH 146 submitted by the County Engineer.

*16. Consideration of *approval for agreement for consulting services with Coastal Strategies Group, LLC.* as submitted by the Grants Manager.

*17. Consideration of *approval to authorize the closure of the FY 2014 Homeland Security Grant Program (HSGP) - State Homeland Security Program (SHSP) and authorize the County Judge to sign required documents* as submitted by the Grants Manager.

*18. Consideration of *resolution in support of 2017 Violence Against Women Act (VAWA) Grant Application with Updated Grant Match Requirements and authorize County Judge to sign Resolution* as submitted by the Grants Manager.

*19. 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:

a. **R231862** Clegg, Kirk 2015 \$69.61(W)

*20. 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. **R114017** Pitsenbarger, Jeffery 2015 \$287.17(W)
 R114017 Pitsenbarger, Jeffery 2015 \$150.97(R)

b. **R107268** Cohen, Clara Jo 2015 \$189.21 (R)

*21. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors for March 2016 forward and request for reconsideration of February 2016 Penalty and Interest as Recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:

a. **R120868** Merrell, Tom 2015(February) \$143.80(R)
 R120868 Merrell, Tom 2015(March forward) \$59.77(R)
 R120868 Merrell, Tom 2015(March forward) \$30.55(W)

*22. Consideration for *authorization to extend the contracts on the following RFPs/Bids* submitted by the Purchasing Agent:

a. RFP #B122025 Travel Management Services

b. Bid #B142005A Nuisance Abatement Services

- c. Bid #B152016 Asphalt, Oils, & Emulsions
 - d. Bid #B152021 Altosid Pellets (IGR)
 - e. Bid #B152017 Hot Mix Asphalt
 - f. RFP #B122032 Self-Funded Workers Compensation Administration
 - g. Bid #B142006 Trap Rock
- *23. Consideration for *authorization to issue a formal solicitation for one (1) Isilon X210 Production hardware and services and one (1) Isilon X210 DR hardware and services for the Information Technology Department* submitted by the Purchasing Agent.
 - *24. Consideration for *authorization to utilize cooperative purchases for one (1) Ford F-350 4x4 and one (1) Ford F-350 4x2 for the Road and Bridge Department* submitted by the Purchasing Agent.
 - *25. Consideration for *authorization to issue a formal solicitation for the development of a website to promote development within the county for the Galveston County Economic Development Department* submitted by the Purchasing Agent.
 - *26. 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.
 - *27. Consideration of *approval for the renewal of Basis Access Control System Support with Stanley Covergent Security Solutions Inc.* submitted by Information Technology.
 - *28. Consideration of *approval for Bomgar annual license renewal with Carahsoft* submitted by Information Technology.
 - *29. Consideration of *approval of SAN storage renewal with SHI Government Solutions* submitted by Information Technology.

Action Agenda

30. **Emergency Management**

- a. Consideration of approving Interlocal Cooperation Agreement between the City of Austin and Galveston County for short-term sheltering during a mandatory evacuation and authorizing the County Judge to execute same.

31. **Professional Services**

- a. Consideration of approval of the following budget amendments:

1. 16-104-0621-A
Juvenile Justice - Request transfer from Juvenile Justice Budgeted Reserves to Juvenile Justice Detention Extraordinary and Contract Services accounts for walk in freezer shelving and cable refresh
 2. 16-105-0621-B
Sheriff's Dept. - Request transfer of Task Force Forfeiture Pre 1989 fund balance to Sheriff Forfeitures 10/89 fund balance
 3. 16-106-0621-C
Sheriff's Dept. - Request transfer from Corrections Furniture and Fixtures account to Corrections Extraordinary Supplies for laptops, cameras & emergency medical records equipment
 4. 16-107-0621-D
Law Library - Transfer from Law Library Unreserved Fund Balance to Law Library Books, Periodicals & Subscriptions
 5. 16-108-0621-E
Information Technology - Request change in title from Application Support Specialist to Application Support Specialist II and change in step and grade from 21C to 18A
 6. 16-109-0621-F
Constable Precinct #3 - Request transfer from General Government Contract Services for certification pay for Deputy Constable position in Constable Precinct #3-A
- b. Public Hearing regarding the submission of an application to the U.S. Department of Justice under the Edward Byrne Memorial Justice Assistance Grant Program as submitted by the Grants Manager.
 - c. Consideration of approval to submit 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Allocation Grant application to the Department of Justice as submitted by the Grants Manager.
 - d. Consideration of granting a time extension change order to McDonald Electric for Hurricane Ike Round 2.2 Disaster Bolivar Special Utility District Generator project presented by the CDBG Project Coordinator.
 - e. Consideration of approval to execute a contract with Lucas Construction Company, Inc. regarding RFP #B161013 Freddiesville Area Water Line Replacement and Paving Improvements.

32. **Purchasing**

- a. Consideration of approval of accepting the following RFQ:
 - 1. RFQ #B161011A Appraisal and Acquisition Services
- b. Consideration of approval of awarding the following RFP:
 - 1. RFP #B162007 Weed & Brush Control Chemicals
- c. Consideration of approval of awarding the following RFP's and authorizing the County Judge to execute the contract for:
 - 1. RFP #B161009A Moore's Addition Water & Sewer Facilities
 - 2. RFP #B162010 Janitorial Services for Galveston County

33. **Sheriff**

- a. Consideration of authorizing Amendment 2016-02 to the 2015 Interlocal Governmental Agreement for School Liaison Officer Program between Texas City Independent School District and Galveston County submitted by County Legal on behalf of the Sheriff's Office.

34. **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 DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.
- 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 3:16-CV-00065, Diane Jacobs, et. al. v. Henry Trochesset, et. al. in the U.S. District Court for the Southern District of Texas, Galveston Division.

- 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 Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.
- 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 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- 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 the Texas General Land Office and Rollover Pass.
- 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 claims on bonds in the County's Severe Repetitive Loss Elevation Program.
- h. **Reconvene Into Regularly Scheduled Meeting.**
- i. Consideration of approval of agreements in each of the following 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 County Judge to-

execute such agreements: these remaining projects are at 7026 Terrasso Drive, Hitchcock.

- j. Consideration of approving appointment of Robert Lee Seymour, M.D. as a Deputy Medical Examiner in the Galveston County Medical Examiner's Office.
- k. Consideration of submitting a status report to Department of Justice relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.

Adjourn

WORKSHOP AGENDA

- 1. Budget workshop discussion
- 2. Discuss adding Fridays for the Associate Judge Baker to hear Family Law Matters including but not limited to Protective Orders and Hearings on Temporary Orders submitted by Commissioner, Precinct 2

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.
