



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 November 8, 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 11/1/16 and 11/8/16
 - b. Order for Payroll period ending 11/2/16 Bi-Weekly #23
 - c. Order for Supplemental Payroll period ending 11/2/16 Bi-Weekly #23
 - d. Monthly Financial Report for period ending 10/31/16
 - e. Quarterly Audit Report for Constable 1 Bacliff for period July - Sept 2016
 - f. Quarterly Audit Report for Constable 1 Texas City for period of July - Sept 2016
 - g. Quarterly Audit Report for Constable 2 Santa Fe for period of July - Sept 2016
 - h. Quarterly Audit Report for Constable 2 Galveston for period of July - Sept 2016
 - i. Quarterly Audit Report for Constable 3 La Marque for period of July - Sept 2016
 - j. Quarterly Audit Report for Constable 3 Galveston for period of July - Sept 2016

- k. Quarterly Audit Report for Constable 4 League City for period of July - Sept 2016
 - l. Quarterly Audit Report for the Juvenile Justice Department for period of July - Sept 2016
 - m. Receive and file the Audit FY 2016 Chapter 59 Asset Forfeiture Report
 - n. Quarterly Audit Report for Justice of the Peace, Pct. 1 (Bacliff and Texas City) for period July - Sept 2016
 - o. Quarterly Audit Report for Justice of the Peace Pct. 2 Galveston & Santa Fe for period of July - Sept 2016
 - p. Quarterly Report for Justice of the Peace Pct. 3 Galveston, La Marque, and Crystal Beach for period of July - Sept 2016
 - q. Quarterly Audit Report for Justice of the Peace Pct. 4 for period of July - Sept 2016
 - r. Consideration of approval to renew contract with Morgan Kai Group, Inc. for software to automate and manage audit work papers.
- *2. Receive and file *restitution check list* 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 Biweekly Personnel Movements pay period #22, October 6-19, 2016* submitted by Human Resources
 - *6. Consideration of *extension of temporary staffing agreement with AI Best Staffing* submitted by Human Resources on behalf of Veterans Services
 - *7. Consideration of *approval of 2018 holiday schedule* submitted by the County Judge
 - *8. Consideration of *approval of appointment(s) to the Gulf Coast Workforce Board* submitted by the County Judge
 - *9. Consideration of *approval of allocation of vehicle from Fleet Department to Constable, Precinct 1 for Neighbors on Watch project* submitted by Fleet Director
 - *10. Consideration of *approval of a contract with Next Move Group, LLC for the economic development website* submitted by Economic Development

- *11. Consideration of *approval of an agreement between Galveston County and General Contractor Services, Inc. for 722 Moody renovations for ADA compliance* submitted by the County Architect
- *12. Consideration of *approval to enter into a contract with CenterPoint to install power poles for 64 Acre Park* submitted by the Parks & Cultural Services Department
- *13. Consideration of *approval of a renewal contract with Carolyn "Carrie" Zende Del for truancy prosecutor contract* submitted by the District Attorney
- *14. Consideration of *approval to revise the scope of services for the consulting services contract with The Goodman Corporation for the Pelican Island Vehicular Bridge* submitted by the County Engineer
- *15. Consideration of *approval of Crouch Environmental Services, Inc. as a sub-consultant to the consulting services contract with The Goodman Corporation for the Pelican Island Vehicular Bridge* submitted by the County Engineer
- *16. Consideration of *approval of amendment no.1 to the Costello engineering agreement for the San Leon Roads Reconstruction project* submitted by the County Engineer
- *17. Consideration of *permission for Casey Davis, Jason Lambright and Jennifer Lambright to convey portions of Lots 33, 40 and 41 of Noisy Waves subdivision by metes and bounds without revising the plat* submitted by the County Engineer
- *18. Consideration of *approval of an agreement with Galveston County and Bella Vista Productions for video filming for Economic Development website* submitted by Professional Services
- *19. Consideration of *approval of a contract with MGT Consulting Group for Galveston County Sheriff's Office compensation review* submitted by Professional Services
- *20. Consideration of *authorization for the County Contract Administrator to issue Request for Qualifications for professional services on the following approved FEMA SRIA projects*, submitted by Professional Services:
 - a. Bayshore Park Pavilion Repairs
 - b. Gregory Park Pavilion Repairs
 - c. North County (Calder Road) Annex Parking Expansion
 - d. Medical Examiner's Office Repairs
 - e. Juvenile Justice Center HVAC (AHU or Air Handling Unit)

- f. Texas City Annex (Air Handling Equipment, boilers, damaged foundation and walls)
 - g. Galveston Seawall Rip Rap Deficiencies West of 61st Street
 - h. 9th & 11th Avenue Drainage
 - i. 10th Street Reconstruction
 - j. Bacliff Villas Drainage Restoration
 - k. Gateway Sign
- *21. Consideration of *authorizing time extension and material testing change order for Round 2.2 CDBG Hurricane Ike Bayview MUD generator project* submitted by CDBG Project Coordinator
- *22. Consideration of *approval of agreement between Galveston County and Property Acquisition Services (PAS) for acquisition services relating to Hurricane Ike Round 2.2 I-45 Waterline Project* submitted by CDBG Project Coordinator
- *23. Consideration of *approval of the following budget amendments* submitted by Professional Services:
- a. 16-180-1108-A
Professional Services - Request transfer from General Fund Budgeted Reserves for the Grant Match - Discretionary Match in General Government
 - b. 16-181-1108-B
Professional Services - Request transfer from Various Fund Budgeted Reserves and departmental transfers for the transactions associated with FY 2016
 - c. 16-182-1108-C
Facilities Svcs & Maintenance - Request transfer from Building Maintenance to Furniture & Fixtures for a dishwasher for FY 2016
 - d. 17-022-1108-A
Parks Department Capital Projects - Request transfer from General Fund Budgeted Reserves for access road into 64 Acre Park
 - e. 17-023-1108-B
Sheriff's Department - Request transfer from General Government Salaries and Benefits to Sheriff's Department Salaries and Benefits for Sergeants pay increase for FY 2017

- f. 17-024-1108-C
Professional Services - Request transfer from Collections Contract Services to Information Technology Maintenance of Software for I-Plow for FY 2017
- g. 17-025-1108-D
Professional Services - Request transfer from General Government Contract Services to District Attorney Contract Services for Special Prosecutor - Truancy contract for FY 2017
- *24. Consideration for *authorization to rebid the following bid* submitted by the Purchasing Agent:
 - a. Bid #B122003 Trash Barrel Pickup on Bolivar Peninsula
- *25. Consideration for *authorization to issue a formal solicitation for the following RFP's* submitted by the Purchasing Agent:
 - a. Broadway & 54th Street Property
 - b. Removal and Reconstruction Services
- *26. Consideration for *authorization to extend the contracts on the following bids* submitted by the Purchasing Agent:
 - a. Bid #B152001 Transportation of Human Remains
 - b. Bid #B142021 Corrugated Polyethylene Pipe for Culverts
- *27. Consideration for *authorization to sell surplus vehicles and equipment to the Bayou Vista Police Department* submitted by the Purchasing Agent
- *28. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent
- *29. Consideration for *authorization to utilize cooperative purchasing program to procure one (1) beach tractor and one (1) vertical emulsion storage tank for the Road and Bridge Department* submitted by the Purchasing Agent
- *30. Consideration for *authorization to utilize cooperative purchasing program to purchase four (4) diesel mowers w/72 inch decks (incl. extended warranties) for the Parks Department* submitted by the Purchasing Agent
- *31. Consideration for *authorization for the City of Hitchcock to purchase one (1) Gradall Truck-Mounted Excavator from Galveston County* submitted by the Purchasing Agent

- *32. Consideration for *authorization for the acceptance of a donated 2017 Ford Explorer from the U.S. Marshal's Office to be used by the Galveston County Sheriff's Department* submitted by the Purchasing Agent
- *33. Receive and file *letters submitted by Perdue Brandon Fielder Collins & Mott LLP identifying biased and non-competitive process in RFQ #B161020 Delinquent Tax Contract issued by the Purchasing Agent* submitted by the County Judge
- *34. Cancellation of *RFQ #B161020 Delinquent Tax Contract issued by the Purchasing Agent* submitted by the County Judge
- *35. Consideration of *execution of an agreement with College of the Mainland to use their firing range for deputy sheriffs' firearms qualification training* submitted by the Sheriff
- *36. Consideration of *execution of an agreement with College of the Mainland for the use of their driving facility located at Gulf Greyhound Park for Sheriff deputies' professional police driving training purposes* submitted by the Sheriff
- *37. Consideration of *approval of a renewal contract with Susteen, Inc. for cell phone downloading program* submitted by the Sheriff's office
- *38. Consideration of *approval for Technique Data Contract Services* submitted by the Tax Assessor/Collector:
 - a. FORMXTR: Secure Remit Docs
 - b. 1 Canon DR-4010C Document Scanner
 - c. 2 Canon CR-190i Scanners
 - d. TDS Secure Remit, ACH, Deposit, CAR/LAR Software
- *39. Consideration of *request of tax refunds in excess of \$2,500.00* submitted by the Tax Assessor/Collector:

a.	P508694	\$7,209.28	Over Payment
	R159951	\$2,880.00	Over Payment
	R386936	\$4,161.18	Over Payment
	R520836	\$5,555.52	Over Payment
- *40. Consideration of *approval to adopt order authorizing the issuance of Galveston County, Texas Limited Tax Refunding Bonds; setting certain parameters for the Bonds; authorizing the County Judge to approve the terms thereof* submitted by Professional Services

Action Agenda

41. **Professional Services**

- a. Consideration of approval of engineering assignments for CDBG Hurricane Ike Round 1 replacement projects submitted by CDBG Project Coordinator

42. **Purchasing**

- a. Consideration of approval of awarding the following:
 - 1. Bid #B161021A CDBG Round 2-Real Property Sales-August 2016

43. **Road and Bridge**

- a. Consideration of approval of an interlocal agreement with the City of Kemah for drainage project

44. **Tax Assessor-Collector**

- a. Request for waiver or refund of penalty and interest by the property owner:

1.	R504476	Railey, Barbara	2007	\$2,402.13 (W)
	R504476	Railey, Barbara	2008	\$543.46 (W)
	R504476	Railey, Barbara	2008	\$1,809.07 (R)
2.	R116915	Railey, Barbara	2008	\$243.47 (W)
	R116915	Railey, Barbara	2008	\$299.29 (R)

45. **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 Federal and State requirements associated with grant No. 13AF00087 with the U.S. Department of Interior –Fish and Wildlife Service, through the Coastal Impact Assistance Program (which is the dune restoration and beach nourishment project on Bolivar Peninsula).

- 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 closure requirements of the Severe Repetitive Loss Elevation Grant Program, and relating to the Severe Repetitive Loss Elevation Projects at 1525 103rd Street, Galveston, and 715 Oak Road, Clear Lake Shores.
- 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 15-CV-1215, Wilford Lloyd Garvin v Charlene Adams as Representative of the Estate of Kert Butler Adams in the 10th Judicial District Court.
- 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 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.
- 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 Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.

- h. **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, or duties of a public employee, the Chief Human Resources Officer.
- i. **Reconvene into Regularly Scheduled Meeting**
- j. Consideration of adopting resolution making a finding of public purpose(s) and approving dune easement for CIAP Dune Restoration and Beach Nourishment Project on Bolivar Peninsula, CIAP Grant # 13AF00087
- k. Consideration of approving Dune Easement on each of the following properties and authorizing the County Judge to execute same:

Parcel No. R178161, street address 1682 Highway 87, Gilchrist;
Parcel No. R520896, street address 1682 ½ Highway 7, Gilchrist;
Parcel No. R520897, street address 1684 Highway 87, Gilchrist;
Parcel No. R520898, street address 1684 ½ Highway 87, Gilchrist;
Parcel No. R178142, street address 1720 Highway 87, Gilchrist; and
Parcel No. R421481, no street address, corresponds to Abst 64 E Frank Sur Tr 95-2, Acres 0.591 AKA West 1/3 of 1.774 AC

Adjourn

WORKSHOP AGENDA

- 1. Discussion and update on Indigent Healthcare waiver 1115 program submitted by Director of Contract Services

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.
