



GALVESTON COUNTY, TEXAS

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

Mark Henry Ryan Dennard Kevin O'Brien Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

June 24, 2014 – 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 Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 6/17/14 and 6/24/14
 - b. Order for Payroll period ending 6/18/14 Bi-Weekly #13
 - c. Order for Supplemental Payroll period ending 6/18/14 Bi-Weekly #13
 - d. Order for payments of monthly health insurance claims made by Boon Chapman for month end 5/31/14
 - e. Order for payment of monthly indigent healthcare fund made by Boon Chapman for month end 4/30/14 and 5/31/14
 - f. Order for payments of monthly workers' compensation claims made by The Littleton Group for month end 5/31/14
 - g. Internal Audit close out report for surprise cash count and inventory for County Parks and Senior Services for period of 3/18/14 - 5/30/14 with response letter from Interim Director Julie Diaz dated 6/2/14

- h. Internal Audit FY2014 First Quarter Payroll Review Bi-Weekly 21 - 26 2013
 - i. Indemnification request for Justice Administration dated 6/9/14
 - j. Monthly Financial Report for month ended 5/31/14
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #12, May 22 - June 4, 2014* submitted by Human Resources.
- *3. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Mechanic II (Psn #1721110003)* submitted by Human Resources on behalf of Fleet Management/Mosquito.
- *4. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Facilities Maintenance Mechanic I (Psn #19)* submitted by Human Resources on behalf of Facilities.
- *5. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Heavy Equipment Operator I (Psn #49)* submitted by Human Resources on behalf of Road and Bridge.
- *6. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Heavy Equipment Operator II (Psn #15)* submitted by Human Resources on behalf of Road and Bridge.
- *7. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Heavy Equipment Operator III (Psn #14)* submitted by Human Resources on behalf of Road and Bridge.
- *8. Receive and file *title change from Chief Administrator (Psn #1110000002 - County Judge) to Staff Assistant-Policy & Administration* submitted by Human Resources.
- *9. Consideration of *approval of the following Budget Amendment* submitted by Professional Services:
- a. 14-080-0624-A
County Judge
Request reclassification of position #2 from 15I to 12A in the County Judge's office.
- *10. 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.

- *11. Consideration of a *Resolution Recognizing Mr. Paul Baszile in honor of his 90th Birthday* submitted by the County Legal.
- *12. Consideration of *approving Memorandum of Understanding By and Between the County of Galveston, Texas and the Galveston County Health District Relating to Mobile Public Health Unit* and authorizing the County Judge to execute same submitted by County Legal.
- *13. Consideration of *approval for a yearly renewal of a construction agreement between Galveston County and its contractors* submitted by the Housing Department.
- *14. Consideration of *authorizing application for the Community Provider Grant to HGAC-Area Agency on Aging and authorize the County Judge to sign all required documnets* Submitted by the Grants Manager.
- *15. Consideration of *approval of a contract with Dell for Symantec Net Backup* submitted by the County Clerk
- *16. Consideration of *approval of a contract with Dell for VMware and Vsphere 5 Enterprise* submitted by the County Clerk.
- *17. Consideration of *approval of a contract with Southwest Solutions Group for Renewal of Space Saver Service Agreement* submitted by the County Clerk.
- *18. Consideration of *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *19. Consideration of *authorization to dispose of one (1) vehicle and also request funding be provided to replace in the fleet* submitted by the Purchasing Agent.
- *20. Consideration to *authorize an extension on the following bid* submitted by the Purchasing Agent:
 - a. Bid #B122026 Asphalt, Oils, and Emulsions
- *21. Consideration of *a price increase on the following bid* submitted by the Purchasing Agent:
 - a. Bid #B122024 Hot Mix Asphalt
- *22. Consideration to *cancel and authorize a rebid on the following bids* submitted by the Purchasing Agent:

- a. Bid #B142005 Nuisance Abatement Services
 - b. Bid #B142017 Crushed Limestone Material
- *23. Consideration of *approval for monthly iFAS Remote Service Processing by SunGard Public Sector* submitted by Information Technology.
- *24. Consideration of *approval of a contract with EDocument Resources, LLC for Master Software Service Maintenance* submitted by Information Technology.
- *25. Consideration of *approval of a renewal contract with Sungard Public Sector for Software Maintenance for IBM Informix* submitted by Information Technology.
- *26. Consideration of *approval of a renewal contract with Sungard Public Sector (2012-2013) for Microfocus Maintenance Dates* submitted by Information Technology.
- *27. Consideration of *approval of a renewal contract with Sungard Public Sector (2013-2014) for Microfocus Maintenance Dates* submitted by Information Technology.
- *28. Consideration of *approval of a renewal contract with Sungard Public Sector (2014-2015) for Microfocus Maintenance Dates* submitted by Information Tecnology.
- *29. Consideration of *approval of a renewal contract with Sungard Public Sector (2012-2013) for Microfocus Maintenance and Development* submitted by Information Technology.
- *30. Consideration of *approval to authorize the County Engineer to provide a letter of No Objection to the annexation of an unincorporated strip of land by the City of La Marque in order for the city limit to coincide with the boundary of the proposed Painted Meadows 4 Subdivision* submitted by the County Judge.
- *31. Consideration of *approval of Analyst Agreement between the County of Galveston and the United States Drug Enforcement Administration to provide drug enforcement analyst services* submitted by the Sheriff.
- *32. Consideration of *granting authority to County Judge to sign Trustee's Deed and Resale Deed on the following tax foreclosed properties* submitted by the County Judge:
- a. **CAD#: 6551-0007-0028-000**
 - b. **CAD#: 1160-0088-0009-004**
- *33. Consideration of *Request for Tax Refund in Excess of \$2500.00* submitted by the Tax Assessor/Collector:
- a. **R424973 \$2,790.16 Over Payment**

R412673 \$3,363.57 Over Payment

b. **R144401** \$5,512.76 Over Payment

*34. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors as Recommended by Penalty and Interest Review Committee* submitted by the Tax Assessor/Collector:

a. **P404338** Marlin Leasing 2012 \$233.16
P501375 Marlin Leasing 2012 \$61.83
P404339 Marlin Leasing 2012 \$75.26
P404342 Marlin Leasing 2012 \$93.50
P404343 Marlin Leasing 2012 \$86.83
P415904 Marlin Leasing 2012 \$47.57
P423242 Marlin Leasing 2012 \$358.45
P501367 Marlin Leasing 2012 \$145.99
P501370 Marlin Leasing 2012 \$310.72
P501374 Marlin Leasing 2012 \$442.62
P501376 Marlin Leasing 2012 \$212.91
P503443 Marlin Leasing 2012 \$223.53
P503444 Marlin Leasing 2012 \$8.66
P505775 Marlin Leasing 2012 \$112.80
P505777 Marlin Leasing 2012 \$26.96
P509237 Marlin Leasing 2012 \$15.12
P509238 Marlin Leasing 2012 \$26.36
P510692 Marlin Leasing 2012 \$33.58
P397717 Marlin Leasing 2012 \$152.73

b. **R227151** Secretary of Veterans Affairs 2013 \$42.10
R291185 Lopez, Anita 2012 \$3.68

*35. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors by the USPS as Recommended by the Penalty and Interest review Committee In Accordance with County Policy* submitted by the Tax Assessor/Collector:

a. **R125951** Bernd, Mary Linden 2013 \$81.01
R128802 Bernd, Mary Linden 2013 \$433.18
R128804 Bernd, Mary Linden 2013 \$41.92
R510622 Jahnke, Harry & Renate 2013 \$365.75
R136188 Viscariello, Anthony 2013 \$400.99

b. **R434060** Barker, Joyce 2013 \$186.64
R380693 Barker, Joyce 2013 \$43.38
R380688 Barker, Joyce 2013 \$324.77

- c. **R129471** Trimble, Dale L. 2013 \$171.90

Action Agenda

36. Community Services

- a. Consideration of approving Agreement for Consulting Services by and between the County of Galveston and Coastal Strategies Group, LLC for project implementation, oversight and management for: (1) FY07, FY08, FY09 and FY10 Coast Impact Assistance (CIAP) projects, and (2) Coastal Erosion Planning Response Act (CERPA) program, and authorizing the County Judge to execute same.

37. 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, 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 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 pending claim with The Hartford due to employee theft in Galveston County Justice of the Peace Court, Precinct No. 8-2.
- 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 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 3:12-CV-00215, Robert Powell, et al v. Galveston County, 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, 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 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 3:14-CV-00186, Tomasa Duran v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.

- e. **Reconvene into Regularly Scheduled Meeting.**
- f. Consideration of approving and authorizing submission of Amended Proof of Loss to The Hartford, also known as Hartford Casualty Insurance Company, on loss due to Employee Theft in Justice of the Peace, Precinct No. 8-2 and execution of Full Release and Assignment for The Hartford/Hartford Casualty Insurance Company attributable to such loss.
- g. Consideration of entering into an engagement letter retaining outside counsel, Mize, Minces & Clark, P.C., to assist Galveston County in the legal defense of Galveston County in case number 3:14-CV-00186, Tomasa Duran v. Galveston County.

38. **Housing Department**

- a. Consideration of approval for a budget adjustment request for additional benefit cost analysis and outreach on alternate SRL projects.
- b. Consideration of approval to release and remove contractor T & M Elevation from the Galveston County Severe Repetitive Loss Program (SRL).
- c. Consideration of approval for the General Land Office's Amendment #2 to Galveston County's Round 2 CDBG Housing program.

39. **Professional Services**

- a. Consideration of approval of the following Budget Amendments:
 - 1. 14-081-0624-B
District Clerk
Request transfer and promotion of an employee in the District Clerk's office.
 - 2. 14-082-0624-C
County Engineer
Request to budget revenues and increase in expenditures for Amendment #2 for Calder Road Project.
 - 3. 14-083-0624-D
Tax Assessor Collector
Request additional funds to cover supplies through the end of the fiscal

year 2014.

4. 14-084-0624-E
Professional Services
Professional Services Information request - Overtime - June 6, 2014.
5. 14-085-0624-F
Various Departments
Request additional funds to cover overtime and fringe benefits through the end of the fiscal year 2014.
6. 14-086-0624-G
Professional Services
Request additional funds to cover paying agent fees through the end of the fiscal year 2014.

40. **Purchasing**

- a. Consideration for authorization of the following bids:
 1. Bid #B142009 Altosid Liquid Larvicide 5% & 20%
 2. Bid #B142010 Altosid Pellets (IGR)
 3. Bid #B142013 Chlorpyifos 1.5 LB/Gal Insecticide
- b. Consideration to authorize the use of DIR pricing to procure items for Information Technology's use.

Adjourn

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.
