



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

AMENDED AGENDA

AGENDA

January 5, 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 Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 12/29/15 and 1/5/16
 - b. Order for Payroll period ending 12/30/15 Bi-Weekly #1
 - c. Order for Supplemental Payroll period ending 12/30/15 Bi-Weekly #1
 - d. IRS Standard Mileage Rate for 2016
 - e. Monthly Financial Report for period ending 10/31/15
 - f. Internal Audit report of Justice of the Peace, Precinct 1 (Bacliff and Texas City locations) for period of 1/1/15 - 8/31/15 with response letter from Honorable Alison Cox dated 12/17/15
- *2. Receive and file *Refund Check List from Odyssey* submitted by the County Clerk.
- *3. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.

- *4. Receive and file *Restitution Check List from Odyssey* submitted by Collections Improvement Program.
- *5. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #26, December 3-16, 2015* submitted by Human Resources.
- *6. Consideration of *approval of a contract with Cobb Fendley & Associates, Inc. for civil engineering for 64-acre park in Bacliff* submitted by County Architect.
- *7. Consideration of *approval of appointment to the United Board of Health* submitted by Commissioner, Precinct 4.
- *8. Consideration of *approval for statement of work for Sharepoint support with Summit 7 Systems, Inc.* submitted by Information Technology.
- *9. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *10. Consideration for *authorization to demolish county property* submitted by the Purchasing Agent.
- *11. Consideration for *authorization to issue formal solicitations for the following bids* submitted by the Purchasing Agent:
 - a. Vehicles for the District Attorney's Office
 - b. CDBG Round 2-Real Property Sales-December 2015
- *12. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:

a.	R126196	\$21,295.06	Duplicate Payment
b.	P518092	\$5,604.40	SUPP Adjustment
	R126540	\$3,399.43	SUPP Adjustment
	R142302	\$5,506.41	SUPP Adjustment
	R504809	\$3,028.80	SUPP Adjustment
	R148422	\$4,161.04	SUPP Adjustment

Action Agenda

13. **County Judge**

- a. Consideration of authorizing the County Judge to take the following actions:

1. To restore the employment of the Justice Administration Director Bonnie Quiroga as an employee of Galveston County, under the same terms, judicial administrative organization, and salary scale of employment, as employed on July 23, 2014, to perform all administrative duties serving the courts of Galveston County as performed on July 23, 2014, which employment shall be supervised by the Galveston County Local Administrative Judge, but not to include Justice Administration or its Director performing any duties relating to the law library, pretrial release, or recovering costs.
2. To perform all necessary actions to carry out the reinstatement of Bonnie Quiroga to her position as Galveston County Justice Administrator, including, but not limited to:
 - a. issuing to Ms. Quiroga a key to her office in the Justice Center;
 - b. directing IT to provide a computer and access to Galveston County Employee e-mail and other systems necessary for the performance of her job duties;
 - c. providing Ms. Quiroga with a phone for her office;
 - d. directing Human Resources to allow Ms. Quiroga to complete all paperwork necessary for her to be reinstated, effective June 8, 2015, as a full time employee; and
 - e. directing the Treasurer to reinstate, effective June 8, 2015, and pay by the issuance of the appropriate check or direct deposit to Ms. Quiroga her same salary as was paid prior to July 24, 2014.
3. To restore the employment of the Justice Administration employee Officer Clint Purcell as an employee of Justice Administration, under the same terms, administrative organization, and salary scale of employment as employed on June 19, 2015, to perform all administrative duties serving the courts of Galveston County as performed on June 19, 2015, which employment shall be supervised by the Galveston County Administrative Judge and as directed by the Director of Justice Administration.
4.
 1. Not to bar entrance to the Galveston County Justice Center by Justice Administration personnel, including Bonnie Quiroga.
 2. Not to prevent or impede in any way the provision of, and the use of, computer, telephone, and utility services to Justice Administration personnel, including Bonnie Quiroga.
 3. Not to prevent or impede in any way the provision of, and the use of, county equipment and furnishings necessary to Justice Administration personnel, including Bonnie Quiroga, to perform their administrative duties.
 4. Not to instruct any Galveston County employees to disregard directives, instructions, or requests of Justice Administration, including Bonnie Quiroga, to perform the duties of Justice Administration.
 5. Not to appoint or employ any person other than Bonnie Quiroga to-

perform the duties of Director of Justice Administration as directed by the Hon. Lonnie Cox, Administrative Judge of Galveston County;

6. Not to reassign or relocate any employee who was an employee of Justice Administration on July 23, 2014, including but not limited to Bonnie Quiroga, Monica Gracia, and Deputy Clint Purcell.

7. Not to take any action to prevent or impede access by Justice Administration personnel, including Bonnie Quiroga, Monica Gracia, and Deputy Clint Purcell, to the offices occupied by Justice Administration on July 23, 2014.

5. To restore Justice Administration under the same terms, judicial administrative organization, and salary scale of employment as existed on July 23, 2014, so that Justice Administration may perform all administrative duties serving the courts of Galveston County as performed on July 23, 2014, which duties shall be supervised by the Galveston County Administrative Judge.

- b. Consideration of granting authority to County Judge to sign Trustee's Deed on the following tax foreclosed properties:

1. **CAD#: 5317-0000-0016-002**
2. **CAD#: 2901-0001-0001-001** (for reconsideration from 12/22/15 agenda)

14. **Professional Services**

- a. Consideration of approval of the following Budget Amendments:

1. 16-046-0105-A
Information Technology - Request change in pay grade and salary for Law Enforcement Systems Lead Position
2. 16-047-0105-B
Justice Administration - Request transfer from General Fund Budgeted Reserves in compliance with the Order Granting Temporary Injunction in Cause No. 15-CV-0583, Hon. Lonnie Cox v. Hon. Mark Henry, in the 56th Judicial District Court of Galveston County, Texas.
3. 16-048-0105-C
Flood Control - Request a position with title of Regional Services Coordinator - Bolivar and a new step/pay grade

15. **Purchasing**

- a. Consideration for authorization of the following:

1. Bid #B152018 Inmate Clothing & Supplies

16. **Commissioner, Precinct 1**

- a. Consideration of authorizing County Judge to execute GLO Contract No. 16-209-000-9676, Community Development Block Grant Disaster Recovery Program Round 2.3 Non-Housing Grant Agreement.
- b. Consideration of authorizing County Judge to execute a Memorandum of Understanding Between the Texas General Land Office and Galveston County, GLO Contract No. 16-210-000-9678.
- c. Consideration of approval of personnel action relating to Regional Services Coordinator - Bolivar.
- d. Consideration of approval of law enforcement career ladder policy.
- e. Consideration of approval of budget amendments and personnel actions related to Deputy Constable Positions.
- f. Consideration of approval of personnel action(s) relating to Precinct 3, Deputy Constable.

17. **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 Cause No. 01-15-00583-CV, Hon. Mark Henry, v. Hon. Lonnie Cox , in the Court of Appeals for the First Court of Appeals District of Texas.
- 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 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.

- 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 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th 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 Project Civic Access Settlement Agreement with the United States of America, DJ #204-74-343.
- 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 claims on bonds in the County's Severe Repetitive Loss Elevation Program.
- 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 Homeowner Opportunity Program and HUD requirements in the County's CDBG-DRS Round 2 Housing Program.
- h. **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 Memorandum of Understanding Between the Texas General Land Office and Galveston County, GLO Contract No. 16-210-000-9678.

- i. **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 GLO Contract No. 16-209-000-9676, Community Development Block Grant Disaster Recovery Program Round 2.3 Non-Housing Grant Agreement.
- j. **Reconvene into Regular Meeting.**
- k. Consideration of authorizing a Contract with Knowbility to serve as the Independent Consultant for accessible website development as agreed under Project Civic Access Settlement Agreement with the United States of America, DJ #204-74-343.
- 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. Discussion of law enforcement career ladder policy and salary adjustments for Deputy Constables
2. Discussion of Regional Services Coordinator - Bolivar

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.
