



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 April 28, 2015 – 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 4/21/15 and 4/28/15
 - b. Order for Payroll period ending 4/22/15 Bi-Weekly #9
 - c. Order for Supplemental Payroll period ending 4/22/15 Bi-Weekly #9
 - d. Order for approving monthly payments of Health Insurance Claims made by Boon Chapman for month ending 3/31/15
 - e. Order for approving monthly payments of Indigent Healthcare Fund made by Boon Chapman for month ending 3/31/15
 - f. FY2015 First Quarter Payroll Review Bi-Weekly 22-26, 2014
 - g. FY2015 Second Quarter Payroll Review Bi-Weekly 1-7, 2015
 - h. Monthly Financial Report for month ending 2/28/15

- i. Internal Audit report of the Housing Department - Severe Repetitive Loss Program for period 9/1/13 - 1/31/15 with response letter from Director of Housing and Economics, Mr. James Gentile, received 4/20/15
- j. Internal Audit report of the Housing Department - Community Development Block Grant Program Round 2. Audit covered period 4/1/14 - 2/28/15 with a response letter from the Director of Housing and Economics, Mr. James Gentile, received 4/20/15
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #8, March 26 - April 8, 2015* submitted by Human Resources.
- *3. Consideration of *approving request for promotion for Interim Director to Facilities Director* submitted by Human Resources.
- *4. Consideration of a *resolution proclaiming May 7, 2015 as National Day of Prayer* submitted by the County Judge.
- *5. Consideration of a *resolution authorizing the County Judge, as a director of the Corporation, to authorize the President of the Corporation to negotiate, execute and deliver the Second Amendment to the professional services agreement between Dannenbaum Engineering Corporation and Gulf Coast Community Protection and Recovery District, Inc. (GCCPRDI)* submitted by the County Judge.
- *6. Consideration of a *resolution honoring the retirement of Deputy Danny Sendejas from the Patrol Division of the Galveston County Sheriff's Office* submitted by County Legal.
- *7. Consideration of *resolution recognizing April 30 - May 3, 2015 as the 52nd Biennial National Convention of the Military Order of Foreign Wars* submitted by the County Judge.
- *8. Receive and file *Second Quarter Investment Report* submitted by the County Treasurer.
- *9. Receive and file *Bank Bid Committee Members* submitted by the County Treasurer.
- *10. Receive and file *acknowledgement of receipt of payment in the amount of \$5,000.00 from Reliant NRG Company for the Reliant Care Program* submitted by the Director of Contract Services.
- *11. Consideration of approval to submit *FY 2016 Vendor Application to the Houston-Galveston Area Council-Area Agency on Aging* and authorize County Judge to sign required documents submitted by the Grants Manager.
- *12. Consideration of approval to submit *FY 2016 Automobile Burglary & Theft Prevention Authority Grant Application* and authorize the County Judge's signature on required-

documents submitted by the Grants Manager.

- *13. Consideration for *authorization for the County Judge to sign Antiquities Permit Application Form and Governmental Agency Curation Agreement for Cowart Creek Tributary CDBG Round 2.2 Project* submitted by CDBG Project Coordinator.
- *14. Consideration of *approval of a resolution designating signators for Texas Department of Agriculture CDBG Program* presented by CDBG Project Coordinator.
- *15. Consideration of *approval of the Fleet Business Plan* submitted by Fleet Director.
- *16. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for the Bolivar Peninsula Cultural Foundation for use of Fort Travis Seashore Park for the Jane Long Festival on October 10, 2015* submitted by the Parks & Cultural Services Department.

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

a.	R142524	\$3,651.33	Duplicate Payment
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	R165666	\$3,072.90	Over Payment
	R144524	\$6,767.87	Duplicate Payment
	R158110	\$4,034.78	Posting Error
	R298299	\$3,812.80	Over Payment
	R375934	\$2,868.13	Duplicate Payment
	R375934	\$2,868.13	Duplicate Payment
	R377043	\$13,269.06	Over Payment
	R506076	\$4,016.99	Over Payment

- *18. Request for *Ratification of Denial of Request for Waiver or Refund of Penalty and Interest as Recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:

a.	R524204	Mowbray, James & Ashley	2014	\$17.67 / \$196.46
	R218500	Strom, David & Becky	2014	\$48.40
	R228639	Strom, David & Becky	2014	\$388.49
	R107281	Dean, William & Elizabeth	2014	\$262.31

- *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.	R120058	Ruttiger, Margaret & William	2014	\$75.69
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- *20. Request for *Ratification of Denial of Request for Waiver or Refund of Penalty and Interest as recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:
- a. **R221781** Clark, Charles B III & Mary 2014 \$50.38 / \$508.32
- *21. Request for *Ratification of Denial of Request for Waiver or Refund of Penalty and Interest as Recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:
- a. **R508742** Rumbo, Mark 2014 \$507.04
- *22. Consideration of *authorizing Judge Henry to execute Order of Abandonment for 2nd Street between Lot 23, Blk. 24 & Lot 7, Blk. 25 and unopened alley lying north of 2nd Street and north of Lot 23, Blk. 24, Live Oak Ridge subdivision* submitted by Right of Way.
- *23. Consideration for *authorization to issue a formal solicitation for the following RFPs* submitted by the Purchasing Agent:
- a. Justice Center Courts Audio Visual Refresh Project
- b. Galveston County Lawrence Road Area Streets Improvements
- *24. Consideration for *authorization to extend the following bid* submitted by the Purchasing Agent:
- a. Bid #B142009 Altosid Liquid Larvicide 5% & 20%
- *25. Consideration for *authorization to rebid the following bids* submitted by the Purchasing Agent:
- a. Bid #B122024 Hot Mix Asphalt
- b. Bid #B122027 Inmate Clothing & Supplies
- *26. Consideration for *authorization to dispose of seized vehicles by the Galveston County Sheriff's Department* submitted by the Purchasing Agent.
- *27. Consideration of *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *28. Consideration of *approval for a Federal Mitigation Assistance (FMA) grant application for continued elevation project funding* submitted by the Housing Department.

- *29. Consideration of *approval of agreement for Commercial Sanitary Sewer Service with Bolivar Utility Services, LLC for the Crystal Beach Road and Bridge Facility* submitted by the County Architect.
- *30. Consideration of *approval for Comcast Enterprise Internet service at the Galveston County Public Service building provided by Comcast* submitted by Information Technology.
- *31. Consideration of *approval for Comcast Enterprise Master service agreement for the County of Galveston with Comcast* submitted by Information Technology.
- *32. Consideration of *approval to distribute three tablets to district Judges for Blood Draw Program* submitted by Information Technology.

Action Agenda

33. Commissioner, Precinct 2

- a. Consideration of approval for Galveston County to extend its participation in League City TIRZ No. 4 to coincide with the term of the TIRZ at 72% of the County tax rate and extend the term for an additional 10 years to December 31, 2028.

34. County Judge

- a. Consideration of granting authority to the County Judge to sign a Resale Deed on the following tax foreclosed property:
 - 1. **CAD#: 1100-0040-0023-003**

35. 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 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, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney 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 No. 01-14-00820-CV; In re Galveston County Judge Mark Henry et al, in Their Official Capacities, in the First Court of Appeals, Houston.
- 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 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-0031, Triple B Services, LLP v. Galveston County in the 122nd Judicial District Court.
- e. **Reconvene into Regularly Scheduled Session.**

36. **Professional Services**

- a. Consideration of approval of the following Budget Amendments:
 - 1. 15-081-0428-A
Professional Services - Request to budget donation for Summer Relief Program.
 - 2. 15-082-0428-B
County Architect - Request to transfer budget to correct expense account for moving expenses related to Records Storage.
 - 3. 15-083-0428-C
Road District #1 - Request budget transfer for purchase of cash drawers at the toll bridge.
 - 4. 15-084-0428-D
Flood Control - Request transfer from Flood Control Budgeted Reserves for engineering services related to FEMA certification.

37. **Purchasing**

- a. Consideration to award properties associated with the following bid:

1. Bid #B151016 CDBG Round 2-Real Property Sales-March 2015

38. **Road and Bridge**

- a. Public hearing on proposed change in speed limit on Algoa-Friendswood Road as required by Texas Transportation Code, Sections 251.152 and 251.159 (d) and (e).
- b. Consideration of adoption of proposed change in the speed limit on Algoa-Friendswood Road, established under Texas Transportation Code, Sections 251.152 and 251.159 (d) and (e).

Adjourn

WORKSHOP AGENDA

1. Update on Hurricane Ike FEMA Project Worksheet Status by the Grants Manager.

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.
