



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 January 20, 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 Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 1/13/15 and 1/20/15
 - b. Order for Payroll period ending 1/14/15 Bi-Weekly #2
 - c. Order for Supplemental Payroll period ending 1/14/15 Bi-Weekly #2
 - d. Monthly Financial Report for month ending 10/31/2014
 - e. Monthly Financial Report for month ending 11/30/2014
 - f. Internal Audit Report of the Juvenile Justice Department for period 10/1/13 - 9/31/14 with a response letter from Brent Norris, Juvenile Justice Dept. Director dated 12/29/14
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #26, December 18-31, 2014* submitted by Human Resources.
- *3. Receive and file *Appointment & Oath of Office for Reserve Deputy Constable* submitted by Human Resources on behalf of Constable Pct. 5.

- *4. Consideration of *approval for NetData to Odyssey conversion consulting services with Tyler Technologies* submitted by Information Technology.
- *5. Consideration of *approval for annual software support for Case Catalyst renewal with Stenograph* submitted by Information Technology.
- *6. Consideration of *approval for One Solution annual software support renewal with Sungard Public Sector* submitted by Information Technology.
- *7. Consideration of *approval for annual software support maintenance for the IFAS Database with Sungard Public Sector* submitted by Information Technology.
- *8. Consideration of *approval for semi-annual consulting contract for the Odyssey upgrade and migration services with Charlotte Nichols* submitted by Information Technology.
- *9. Consideration of *accepting deed for Parcel 150B required for the FM 646 Project* submitted by Right of Way.
- *10. Consideration for *authorization to rebid the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B102008 Laser Printing of County Tax Statements
- *11. Consideration for *authorization to issue a formal solicitation for the following bid* submitted by the Purchasing Agent:
 - a. CDBG Round 2-Real Property Sales-January 2015
- *12. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *13. Consideration of authorizing *County Judge to sign following insurance applications* submitted by Professional Services:
 - a. County Crime Shield
 - b. District Clerk
 - c. County Clerk
- *14. Consideration of authorization of application to the *Texas Department of Emergency Management* for the *FY 2015 Emergency Management Performance Grant* and authorize the County Judge to sign required documents submitted by the Grant Manager.

- *15. Consideration of *approval of the Aggregate Medical Insurance Rider with Aetna (Boon-Chapman Administrator)* submitted by Human Resources.
- *16. Consideration of *approval of Letter of Support for North Landing Boulevard/NASA Road 1 Bypass Extension Project* submitted by Commissioner, Precinct 4.

Action Agenda

17. **Commissioner, Precinct 1**

- a. Consideration of approval of amendment of County policy regarding indemnification of Elected Officials.
- b. Consideration of approval of amendment of policy regarding painting of certain County offices.

18. **County Legal**

- a. Consideration of entering into an engagement letter retaining outside counsel, Minces PLLC formerly 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.
- b. Consideration of entering into an engagement letter retaining outside counsel, Minces PLLC to assist Galveston County in the legal defense of Galveston County in general employment law matters.
- c. **Break into Executive Session.**
- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice 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 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.
- e. **Executive Session:** 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 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.

- 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 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 Galveston County Medical Examiner's Office and to Deputies within that Office.
- g. **Executive Session:** 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 Civil Action No. 3:14-CV-406; Raymond Benoist vs Galveston County and Henry Trochesset, Individually and in his Official Capacity.
- h. **Executive Session:** 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 Civil Action No. 14-CV-1112; Kimberly Sullivan, Judge, Probate Court of Galveston County vs Galveston County Commissioners Court, in the 212th Judicial District Court.
- 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, 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 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- j. **Reconvene into Regularly Scheduled Session.**

19. **Housing Department**

- a. Consideration for approval of the following contractor for County's pool of eligible builders to be utilized in the Round 2 Housing Program:

1. American HomeStar (Mobile Home Units)

20. **Professional Services**

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

1. 14-05-0120-A
County Auditor - Request approval of FY 2014 year end County-wide budget amendments, transfers, and receive/file budgets.

2. 15-032-0120-A
Constable Precincts - Request transferring funds from General Fund Budgeted Reserves for car allowances in various Constable precincts.

3. 15-033-0120-B
County Clerk Records Mgmt & Pres - Request transferring funds from County Clerk Records Mgmt & Pres Budgeted Reserves for Iron Mountain shredding project.

4. 15-034-0120-C
Justice Administration - Request transferring Associate Family Judge position from Justice Administration to (3) County Courts and the 306th District Court.

21. **Purchasing**

- a. Consideration to award a contract for the following bid:

1. Bid #B152003 Cementitious Slurry Material

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.

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.
