

Regular Session, March 9, 2009

BE IT REMEMBERED that on **March 9, 2009**, there was begun and holden a Regular Session of the Commissioners Court of Jefferson County, Texas, with the following members and officers present and participating except those absent as indicated:

ABSENT:

Honorable Ronald L. Walker, County Judge -
Commissioner Eddie Arnold, Commissioner Pct. No. 1

Commissioner Mark L. Domingue, Commissioner Pct. No. 2

Commissioner Michael Shane Sinegal, Commissioner Pct. No. 3

Commissioner Everette D. Alfred, Commissioner Pct. No. 4

Honorable G. Mitch Woods, Sheriff
Honorable Carolyn L. Guidry, County Clerk-

-the following proceedings were had and orders made, to-wit:



**NOTICE OF MEETING, AGENDA AND MEETING
OF COMMISSIONERS' COURT
OF JEFFERSON COUNTY, TEXAS
March 9, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **10:00 a.m.**, on the **9th** day of **March 2009** at its regular meeting place in the Commissioners' Courtroom, Jefferson County Courthouse, 1149 Pearl Street, Beaumont, Texas.

Said meeting will be a Regular Meeting for the purpose of transacting the routine business of the County. Persons with disabilities requiring auxiliary aids for services who wish to attend this meeting should contact the County Judge's Office to arrange for assistance.

In addition to the routine business of the County, the subject of said meeting will be the following:

INVOCATION: Michael S. Sinegal, Commissioner, Precinct No. 3

PLEDGE OF ALLEGIANCE: Everett D. Alfred, Commissioner, Precinct No. 4

PURCHASING:

1. Receive and file job order contract (JOC 09-070/KJS) with Weatherproofing Technologies, Inc. for the Repairs of the Jefferson County Courthouse Annex Skylights due to Hurricane IKE in an amount not to exceed \$58,160.00. This is in accordance with TCPN Contract #R4812.
Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved
SEE ATTACHED PAGES: 09 - 15

2. Receive and file job order contract (JOC 09-069/KJS) with Weatherproofing Technologies, Inc. for the Repairs of the Jefferson County Ford Park Pavilion Metal Panels due to Hurricane IKE in the amount \$142,085.34. This is in accordance with TCPN Contract #R4812.
Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved
SEE ATTACHED PAGES: 16 - 18

3. Receive and file job order contract (JOC 09-074/KJS) with Weatherproofing Technologies, Inc. for the Replacement of Windows for the Jefferson County Clerk due to Hurricane IKE in the amount \$14,932.88. This is in accordance with TCPN Contract #R4812.
Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved
SEE ATTACHED PAGES: 19 - 21

4. Consider and possibly approve contract (PROF 09-071/KJS) with ICU Environmental, Health & Safety, for Lead Inspection of Southeast Texas Airport Hanger 1 due to Hurricane Rita damage, in the amount of \$735.00.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

5. Receive and file job order contract (JOC 09-072/KJS) with Centerline Construction Services Inc. for repairs to the Correctional Facility Lighting, due to Hurricane IKE in the amount not to exceed \$34,894.14. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 22 - 26

6. Receive and file job order contract (JOC 09-073/KJS) with Centerline Construction Services Inc. for repairs to the Hertz Crawfish Building, due to Hurricane IKE in the amount of \$2,794.01. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 27 - 32

7. Correct the name Townsend Chemical in agenda item (9 Purchasing Department) dated February 23, 2009 by replacing it with the name "UAP Timberland, now DBA Crop Product Services". Agenda item 9 Feb 23, 2009 reads: (9) Execute, receive and file renewal of IFB 06-011/DD, term contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District with Townsend Chemical Division, for the period of February 27, 2009 to February 28, 2010. Correction will read: Execute, receive and file renewal of IFB 06-011/DD, term contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County with UAP Timberland, now DBA Crop Product Services, for the period of February 27, 2008 to February 28, 2010.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGE: 33

8. Discuss and possibly approve the Purchasing Agent to enter into contract negotiations for RFP 09-034/DC, Records Archives Restoration and Preservation for the Jefferson County Clerk.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

9. Approve extension of bid opening date for RFP 09-061/KJS, Automobile Rental Car Concessions for Southeast Texas Regional Airport from 11:00 a.m., Monday, March 9, 2009, to 11:00 a.m., Monday, March 30, 2009.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

10. Consider and possibly approve Change Order #2 an increase of \$88,651.00, to the contract with Gulf Star Roofing and Sheetmetal for IFB 08-060/DC, Jefferson county Roof and Spire Restoration to clean and grout cavities at base of roof, gutter and provide 3" thick concrete topping over existing roof deck. Bringing the total contract to \$537,503.00 and increasing the days of completion by 65 days bringing the date to April 23, 2009.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

11. Consider and possibly approve disposition of salvage property as authorized by Local Government Code §263.152(a) (4), by donating it to a charitable organization, Goodwill Computer Depot.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

COUNTY COMMISSIONERS:

12. Consider authorizing the County Judge to enter a Burn Ban Order or to Approve a Burn Ban or to Rescind an existing Burn Ban Order in light of existing conditions regarding the danger of wildfire occurrence and drought indices.

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGES: 34 - 35

13. Receive and file Executed Amendment No.1 to Office of Rural Community Affairs grant Contract No. DRS0704 which will increase the number of bridges replaced under disaster recovery grant funding to a total of ten (10).

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGES: 36 - 38

14. Receive and file executed pipeline easement agreement with Denbury Green Pipeline- Texas LLC for the purposes of constructing a pipeline upon property in Jefferson County.

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGES: 39 - 50

15. Consider authorizing the County Judge to execute a contract Amendment of Office of Rural Community Affairs grant contract No. 723419.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
16. Approve, Receive and File self- insuring any loss above the \$5,000.00 minimum public official's bond amount for Carolyn Guidry, County Clerk.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
Note: No documentation per Kim Isaacs in Risk Management
17. Approve, Receive and File self- insuring any loss above the \$64,000.00 public official's bond amount for Lolita Ramos, District Clerk.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
Note: No documentation per Kim Isaacs in Risk Management
18. Consider and possibly approve allowing the City of Beaumont to use the atrium lobby of the new courthouse for a joint City, BISD, Port of Beaumont Precinct 011 voting location. This election is scheduled for Saturday, May 9, 2009 from 6:00 a.m. to 8:00 p.m. The recommendation is to provide the facility with our necessary security personnel free of charge to the City of Beaumont.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
19. Receive and file a Donation Deed for Nolia Lane in the Noleana Acres Subdivision to Jefferson County. Property is located in Precinct No. 4.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
SEE ATTACHED PAGES: 51 - 52
20. Request approval for incorporation of Nolia Lane, a 60 foot Private Street with a 50 foot radius cul-de-sac in the Noleana Acres Subdivision, into the County Road System as recorded in the subdivision plat records File No. 94-9434667. The property is located in Precinct No. 4.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved
21. Receive and consider the report and presentation by Mr. Ron Ellington, Chairman of the Jefferson County Historical Commission (JCHC) of the JCHC 2008 Annual Report.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

22. Receive and file the JCHC 2008 Annual Report.

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGES: 53 - 57

23. Consider and possibly approve appointees to the Jefferson County Historical Commission for the year of 2009-2010. (List of proposed appointees is attached).

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGES: 58 - 61

24. Consider and possibly approve the appointment of Zane Bledsoe as commissioner to the Jefferson County Emergency Services District #1 (J.C.E.S.D. #1) Board of Commissioners for a two year term.

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

COUNTY AUDITOR:

25. Consider and approve out of state travel for Anita Becker to attend National Court Reporters Association's Midyear Seminar in New Orleans, Louisiana. Estimated cost is \$1,500.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

26. Regular County Bills – check #312547 through check #312881 (3/2/2009).

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 62 - 73

27. Regular County Bills – check #312882 through check #313197 (3/9/2009).

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 74 - 84

COUNTY ENGINEER:

28. Consider and possibly approve the revised Flood Damage Prevention Order for Jefferson County.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

29. Execute, receive and file the revised Flood Damage Prevention Order for Jefferson County.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

Note: Approved with amendments to original order

SEE ATTACHED PAGES: 85 - 120

30. Request approval to release retainage to Jamail & Smith Construction for repairs to the flooring for the Mid-County offices and Library due to Hurricane Ike in the amount of \$2,893.13 – Application No. 2.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

31. Request approval to release retainage to Jamail & Smith Construction for repairs to the Jefferson County Correctional Facility fence due to Hurricane Ike in the amount of \$1,044.51 – Application No. 2.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

COUNTY TREASURER:

32. Approve Bid Proposals for Depository Bank for the funds of Jefferson County and the District and County Clerk's Trust Funds.

Motion: Commissioner Alfred

Second: Commissioner Arnold

Action: Approved

*****DISCUSSION ON ANY OTHER ITEM NOT ON AGENDA WITHOUT TAKING ACTION.**

Ronald L. Walker
County Judge



**ADDENDUM TO
NOTICE OF MEETING AND MINUTES
OF COMMISSIONERS' COURT
OF JEFFERSON COUNTY, TEXAS**

Notice having been heretofore posted of a **Regular Meeting** to Commissioners' Court of Jefferson County, Texas, on the **9th** day of **March 2009** in the Commissioners' Courtroom, Jefferson County Courthouse, 1149 Pearl Street, Beaumont, Texas, notice is hereby given of the following additional subject to be considered:

COUNTY COMMISSIONER:

33. Consider approving an assignment of the HF Aircraft ,LLC Private Hangar Development Land Lease to the William F. Scott 1991 Trust.
Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

COUNTY AUDITOR :

34. Consider and possibly approve budget amendment – Beaumont Maintenance – replace steam table.
- | | | | |
|-------------------|--------------------------------|---------|---------|
| 120-6083-416-6022 | Capital – Furniture & Fixtures | \$5,476 | |
| 120-1024-419-6099 | Capital Contingency | | \$5,476 |
- Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

Ronald L. Walker
County Judge

Regular Session, March 9, 2009

There being no further business to come before the Court at this time, same is now here adjourned on this date, March 9, 2009.