

**Special Session, September 22, 2008**

**BE IT REMEMBERED** that on **September 22, 2008**, there was begun and holden a Special 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 Waymon D. Hallmark, Commissioner Pct. No. 3

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

Honorable G. Mitch Woods, Sheriff

Absent

Honorable Carolyn L. Guidry, County Clerk -

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



**NOTICE OF MEETING AND AGENDA  
OF COMMISSIONERS' COURT  
OF JEFFERSON COUNTY, TEXAS  
September 22, 2008**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at 1:30 p.m., on the **22<sup>nd</sup>** day of **September 2008** at its regular meeting place in the Commissioners' Courtroom, Jefferson County Courthouse, 1149 Pearl Street, Beaumont, Texas.

Said meeting will be a Special 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: Mark L. Domingue, Commissioner, Precinct No. 2**

**PLEDGE OF ALLEGIANCE: Waymon D. Hallmark, Commissioner, Precinct No. 3**

**PURCHASING:**

1. Receive and file bids for 08-095/JN Term Contract for Gray Limestone (Commonly referred as 610- Base) for Jefferson County.

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

**SEE ATTACHED PAGES: 09 - 20**

2. Execute, receive and file Acceptance of Offer for IFB 08-094/JN, Used Portable Basketball Floor and Score Board Accessories Package to Robins Sport Surfaces in the amount of \$ 63,600.00 and Basketball Products International, LLC in the amount of \$20,000.00.

Action: Tabled

3. Consider and possibly approve agreement with Local Government Solutions (LGS) for the browser-based indigent healthcare software in accordance with the DIR Contract # DIR-SDD-627. The cost for five (5) concurrent users is \$2867.00 per month to be used by Health and Welfare.

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

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4. Consider and possibly approve a discretionary exemption as authorized by Local Government §Code 262.02(a)(7)(D) for items that can be obtained from only one source, due to captive replacement parts or components for equipment, for the refurbishment of two (2) ThyssenKrupp Passenger Loading Bridges to ThyssenKrupp Airport Systems, Inc. in the amount of \$242,947.00. These Passenger Bridges were purchased from ThyssenKrupp in 2001.

Motion: Commissioner Alfred  
Second: Commissioner Domingue  
Action: Approved

5. Consider and possibly approve job order contract (JOC 08-100/DC) with JAMAIL Construction for Ford Park Arena East Hall Roof Leaks in the amount of \$3,128.49.

Action: Tabled

6. Consider and possibly approve disposition of salvage property as authorized by Local Government §Code 263.151 (1) for broken or obsolete items.

Motion: Commissioner Alfred  
Second: Commissioner Domingue  
Action: Approved

**COUNTY COMMISSIONERS:**

7. Hold public hearing for property tax increase for 2008/2009 budget year. The proposed tax rate is .365, which is .006573 above the effective rate.

**Note: Hearing opened to the public – NO SPEAKERS.**

**Vote on tax rate will be taken on September 29, 2008 in the scheduled meeting for Commissioners' Court.**

8. Consider and possibly approve Constables' and Sheriff's fees to go into effect January 1, 2009. No changes are recommended to the current fees. (see attachment)

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGE: 21**

9. Consider and possibly approve a Proclamation for the week of October 13-17, 2008 as Italian History Week in Jefferson County.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**Note: Per Fred Jackson to be redone in October.**

10. Consider and possibly approve a Proclamation of September 14-21, 2008 as Eloise Milam-Melody Maid week in Jefferson County.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGES: 22 - 23**

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11. Consider and possibly approve a Proclamation of the month of September 2008 as Suicide Prevention and Awareness month in Jefferson County.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGES: 24 - 25**

12. Consider and possibly approve Jefferson County Tourism Commission Hotel Occupancy Tax allocation recommendation of \$11,620.00 for the Mardi Gras Southeast Texas.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGES:**

13. Consider and approve renewing the Declaration of Disaster entered on the 8<sup>th</sup> day of September, 2008.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: **REMOVED**

14. Consider and possibly approve an extension of the order entered on September 15, 2008 restricting burning in unincorporated areas.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGE: 26**

**Note: Motion amended to terminate the Burn Ban**

15. Consider and possibly adopt an order levying taxes for Port of Port Arthur Navigation District of Jefferson County, Texas Unlimited Tax Port Refunding Bonds, Series 2008A and Unlimited Tax Port Improvement Bonds, Series 2008B.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

16. Consider authorizing the County Judge to enter an agreement between Jefferson County and the Natural Resource's Conservation Service (NRCS) for removal of farm animal carcasses created by hurricane Ike.

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: **REMOVED**

17. Consider and possibly approve renewing and extending the Declaration of Disaster entered on the 8<sup>th</sup> day of September, 2008 and which was renewed and extended on the 15<sup>th</sup> day of September, 2008. Note: Extended for 7 days til September 29, 2008

Motion: Commissioner Domingue  
Second: Commissioner Arnold  
Action: Approved

**SEE ATTACHED PAGES: 27 - 28**

**COUNTY AUDITOR:**

17. Consider and possibly approve budget transfer – County Court at Law II – replace computer.

120-2052-412-6002	Capital – Computer Equipment	\$1,247	
120-2052-412-5014	Mental Examination		\$1,247
Motion:	Commissioner Domingue		
Second:	Commissioner Alfred		
Action:	Approved		

18. Consider and possibly approve budget transfer – Justice of the Peace Precinct 6 – additional cost.

120-2047-412-3078	Office Supplies	\$890	
120-2047-412-6022	Capital – Furniture & Fixtures		\$890
Motion:	Commissioner Domingue		
Second:	Commissioner Alfred		
Action:	Approved		

19. Consider and possibly approve budget transfer – Veterans' Services – additional cost.

120-8096-419-5062	Travel	\$300	
120-8096-419-1005	Extra Help		\$300
Motion:	Commissioner Domingue		
Second:	Commissioner Alfred		
Action:	Approved		

20. Consider and possibly approve budget transfer – County Court at Law III – additional cost.

120-2053-412-3078	Office Supplies	\$600	
120-2053-412-5062	Travel		\$600
Motion:	Commissioner Domingue		
Second:	Commissioner Alfred		
Action:	Approved		

21. Consider and possibly approve budget transfer - Jail – purchase fire panels.

120-3062-423-6014	Capital – Buildings & Grounds	\$3,274	
120-3062-423-4009	Buildings & Grounds		\$3,274
Motion:	Commissioner Domingue		
Second:	Commissioner Alfred		
Action:	Approved		

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22. Consider and possibly approve budget transfer – Emergency Management – additional cost.

120-5080-429-3084	Minor Equipment	\$2,258	
120-5080-429-4052	Postage	\$	421
120-5080-429-5062	Travel	\$	597
120-5080-429-5077	Contractual Services	\$	855
120-5080-429-6022	Capital – Furniture & Fixtures	\$	385

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

23. Consider and possibly approve budget transfer – 136<sup>th</sup> District Court – additional cost.

120-2035-412-3010	Books	\$1,427	
120-2035-412-6002	Capital – Computer Equipment	\$	89
120-2035-412-6022	Capital – Furniture & Fixtures	\$	409
120-2035-412-5062	Travel	\$	300
120-2035-412-5045	Notary	\$	100
120-2035-412-5040	Liability Insurance	\$	116
120-2035-412-5021	Dues & Subscriptions	\$	283
120-2035-412-4011	Equipment Maintenance	\$	130

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

24. Consider and possibly approve budget amendment – payroll.

120-2034-412-2002	Employees Retirement	\$472	
120-2034-412-2003	Employees Insurance	\$25	
120-2036-412-2002	Employees Retirement	\$325	
120-8095-417-2001	FICA	\$52	
120-8095-417-2002	Employees Retirement	\$488	
120-8095-417-2003	Employees Insurance	\$36	
120-1024-419-2002	Employees Retirement		\$1,398

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

25. Consider and possibly approve budget amendment – 317<sup>th</sup> District Court – additional cost.

120-2039-412-5079	Juvenile Attorneys	\$10,000	
120-1024-419-5040	Liability Insurance		\$10,000

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

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26. Consider and possibly approve budget amendment – County Court at Law II – additional cost.

120-2052-412-5072	Pauper Attorney Fees	\$8,000	
120-1024-419-5040	Liability Insurance		\$8,000

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

27. Consider and possibly approve budget amendment – Port Arthur Maintenance – additional cost.

120-6084-416-4056	Telephone	\$11,000	
120-6084-416-5077	Contractual Services	\$1,000	
120-1024-419-5040	Liability Insurance		\$12,000

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

28. Regular County Bills Check #304424 through Check #304756. (09/15/2008)

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

**SEE ATTACHED PAGES: 29 - 39**

29. Regular County Bills Check #304757 through Check #304903. (09/22/2008)

Motion: Commissioner Domingue  
Second: Commissioner Alfred  
Action: Approved

**SEE ATTACHED PAGES: 40 - 46**

**ENVIRONMENTAL CONTROL:**

30. Consider authorizing the County Judge to execute an Interlocal Cooperation Agreement between Jefferson County and the City of Bevil Oaks for the provision of food service establishment inspections.

Motion: Commissioner Arnold  
Second: Commissioner Alfred  
Action: Approved

**SEE ATTACHED PAGES: 47 - 56**

**SHERIFF'S DEPARTMENT:**

31. Receive and file fully executed Interlocal Contract between local agencies participating in the Southeast Texas Auto Theft Task Force for Fiscal Year 2009. Grant application was originally approved by Commissioners Court on July 28, 2008.

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

**SEE ATTACHED PAGES: 57 - 137**

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

**\*\*COURTHOUSE WILL REOPEN ON WEDNESDAY, SEPTEMBER 24, 2008\*\***

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Ronald L. Walker  
County Judge



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**Special Session, September 22, 2008**

**There being no further business to come before the Court at this time,  
same is now here adjourned on this date, September 22, 2008.**