

Special Session, February 17, 2009

BE IT REMEMBERED that on **February 17, 2009**, 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 X

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 MINUTES
OF COMMISSIONERS' COURT
OF JEFFERSON COUNTY, TEXAS
February 17, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at 1:30 p.m., on the 17th day of **February 2009** 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: ~~Eddie Arnold~~ **Everette D. Alfred, Commissioner, Precinct No. 4**

PLEDGE OF ALLEGIANCE: **Mark L. Domingue, Commissioner, Precinct No. 2**

PURCHASING:

1. Approve specifications for IFB 09-065/KJS, Demolition of Hanger 1/Office Building at the Southeast Regional Airport.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

2. Approve specifications for IFB 09-061/KJS, Automobile Rental Concession at the Southeast Texas Regional Airport.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

3. Consider and possibly approve professional contract (PROF 09-066/DC) with ICU Environmental Health & Safety for Consulting Services During Asbestos Removal Activities for the Mid County Offices and Library due to Hurricane IKE in the amount of \$4,100.00.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

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4. Consider and possibly approve professional contract (PROF 09-062/DC) with ICU Environmental Health & Safety for Lead Consulting Services for the Home Buyout Program due to Hurricane IKE in the amount of \$16,920.00 (72 residences at \$235.00/ea).

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

5. Consider and possibly approve professional contract (PROF 09-063/DC) with ICU Environmental Health & Safety for Asbestos Consulting Services for the Home Buyout Program due to Hurricane IKE in the amount of \$56,880.00 (144 residences at \$395.00/ea.).

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

6. Consider and possibly approve professional contract (PROF 09-064/DC) with ICU Environmental Health & Safety Consulting Services for Asbestos Removal Services for the Home Buyout Program due to Hurricane IKE in the amount of \$91,800.00 (108 residences which is 80% of 134 listed residences at 2 days each at \$425.00/day).

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

7. Consider and possibly approve Change Order #1, an increase of \$2,669.00, with Kellogg Brown & Root Services (JOC 09-008/DC), Repair of the Philpott Hanger due to Hurricane IKE for extra painting of the interior walls and ceilings. Bringing the total contract to \$101,229.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

8. Consider and possibly approve Change Order # ~~6~~ 7, an increase of \$283,061.00, to contract with SeTex Construction Corporation for IFB 08-046/DC, Renovations of Southeast Texas Regional Airport Re-Bid to include additions to the original contract that includes miscellaneous signage, landscaping, parking and modifications to the Airline and Rental Agency Tenant Spaces. The substantial completion time will remain April 19, 2009 and brings the total contract to \$4,509,653.65.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

9. Consider and possibly approve Task Order #7 with Schaumburg & Polk, Inc for Remarketing of Runway and Taxiways in the amount of \$30,700.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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10. Execute, receive and file Task Order #7 with Schaumburg & Polk, Inc for Remarketing of Runway and Taxiways in the amount of \$30,700.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 8 - 12

11. Consider and possibly approve Interlocal Agreement with Harris County Department (HCDE) of Education and Jefferson County to provide programs, services, labor and resources that HCDE has to offer.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

12. Consider and possibly approve resolution naming Deborah L. Clark, Purchasing Agent, as the agent of records for Jefferson County to execute all documentation with the Texas Building and Procurement Commission.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGE: 13

13. Consider and possibly approve an auction of surplus property as authorized by Local Government Code §263.152(a), to auction by Horn's Auction, Inc. The Auction is scheduled for Saturday, March 7, 2009 at 9:00 A.M.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

14. Consider and possibly approve inter-department transfer of county property as authorized by Local Government §Code 262.011(j).

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

COUNTY COMMISSIONERS:

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

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: No Action

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16. Receive and file contract Amendment to Southeast Texas Entertainment Complex Sponsorship Agreement.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

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17. Consider authorizing Tristem, Inc. to initiate litigation on behalf of Jefferson County against AT&T in the event over billing issues between the parties are not resolved by March 15, 2009.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

18. Consider and possibly approve a Resolution to support the application of Diamond Alternative Energy LLC to the United States Department of Energy Loan Guarantee Program Office to enable Diamond Alternative Energy LLC to underwrite construction of a new coke gasifier unit at the Valero Refinery in Port Arthur, Texas.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

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19. Consider and possibly approve the use of hanger # 4 for the Jefferson County Master Gardeners Spring Plant Sale April 11, 2009.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

COUNTY AUDITOR:

20. Consider and approve budget transfer – Road and Bridge Precinct 4 – replace gradall.

114-0409-431-6011	Road Machinery	\$ 150,000
114-0000-491-8006	Transfer Out – Capital Project	\$ 150,000

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

21. Consider and possibly approve utilizing Capital Project funds for construction of a parking lot between Annex I and Annex II. The work is to be performed by Road and Bridge Precinct 4. Cost is estimated at \$20,000.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

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22. Regular County Bills – check #311866 through check #312260.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

SEE ATTACHED PAGES: 16 - 28

COUNTY TREASURER:

23. Receive and File Investment Schedule for January, 2009, including the year to date total earnings on County funds.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGES: 29 - 31

HUMAN RESOURCES:

24. Consider and possibly approve granting up to a 90- day leave without pay for Vervie White, a District Attorney's Office employee.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

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 Special Meeting to Commissioners' Court of Jefferson County, Texas, on the 17th day of **February 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 COMMISSIONERS :

25. Consider authorizing the County Judge to execute a supplemental Lease Agreement between Jefferson County and the United States extending the lease of the Remote Encoding Center through March 31, 2009.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

COUNTY TREASURER:

26. Authorize release of pledged securities at Capital One Bank for the funds of Jefferson County.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

Ronald L. Walker
County Judge

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**There being no further business to come before the Court at this time,
same is now here adjourned on this date, February 17, 2009.**