

Special Session, February 23, 2009

BE IT REMEMBERED that on **February 23, 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

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 23, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at 1:30 p.m., on the **23rd** 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: Mark L. Domingue, Commissioner, Precinct No. 2

PLEDGE OF ALLEGIANCE: Michael S. Sinegal, Commissioner, Precinct No. 3

PURCHASING:

1. Award RFP 09-033/TW, Café Services for Jefferson County to Maggie's Home Style Cafe.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

2. Execute, receive and file contract with. Maggie's Home Style Cafe for RFP 09-033/TW, Café Services for Jefferson County.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

SEE ATTACHED PAGES: 11 - 16

Note: Cafeteria to open March 9, 2009

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3. Discuss and possibly approve the Purchasing Agent to enter into contract negotiations for RFP 09-032/TE, Design and Build for the Southeast Texas Regional Airport Hanger #7.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

4. Consider and possibly approve transfer of 1998 Ford Pickup Truck (VIN#1FTJW35H9VEA71968) from Adult Probation to Sheriff Department.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

5. 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 B&G Chemical, for the period of February 27, 2009 to February 28, 2010.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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6. 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 ADAPCO, for the period of February 27, 2009 to February 28, 2010. Price increase on Item #10, Agnique Monomolecular Surface Film from \$21.92 per gallon to \$26.75 per gallon. These price increases are due to continued increased manufacturers costs.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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7. 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 Cheminova, for the period of February 27, 2009 to February 28, 2010. Price increases to \$25.50 per gallon.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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8. 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 Red River Specialties, for the period of February 27, 2009 to February 28, 2010.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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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, 2008 to February 28, 2010.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

Note: Townsend Chemical Division has changed company name. Agenda item to be resubmitted on March 9, 2009 with corrected name for accuracy.

10. 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 UNIVAR USA, for the period of February 27, 2009 to February 28, 2010

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

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11. 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 Alenza, for the period of February 27, 2009 to February 28, 2010.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

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12. Rescind Red River Specialties, IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District, for Item #1 MSMA Herbicide, and Item #5 Nalco II.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

13. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to, UAP Timberland now DBA, Crop Product Services for Item #1 MSMA Herbicide in the amount of, \$17.50/2.5 gallon container, and Item #5 Nalco II in the amount of \$15.70/2.5 gal Container.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

14. Rescind UAP Timberland now DBA, Crop Product Services, IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District, for Item #4 Rodeo Herbicide.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

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15. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Alenza, for Item #3 Roundup Herbicide in the amount of, \$34.00/2.5 gallon container, and Item #4 Rodeo Herbicide in the amount of \$18.50/2.5 gal Container.

Action: Removed

16. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Red River Specialties, for Item #2 Tordon 101 Herbicide in the amount of, \$32.94/2.5 gallon container.

Action: Removed

17. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Cheminova, Inc, for Item #7 Malathion Insecticide in the amount of, \$24.50/ gallon.

Action: Removed

18. Rescind Red River Specialties, IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District, for Item #1 MSMA Herbicide, and Item #5 Nalco II.

Action: Removed

19. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to, UAP Timberland now DBA, Crop Product Services for Item #1 MSMA Herbicide in the amount of, \$17.50/2.5 gallon container, and Item #5 Nalco II in the amount of \$15.70/2.5 gal Container.

Action: Removed

20. Rescind UAP Timberland now DBA, Crop Product Services, IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District, for Item #4 Rodeo Herbicide.

Action: Removed

21. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Alenza, for Item #3 Roundup Herbicide in the amount of, \$34.00/2.5 gallon container, and Item #4 Rodeo Herbicide in the amount of \$18.50/2.5 gal Container.

Action: Removed

22. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Red River Specialties, for Item #2 Tordon 101 Herbicide in the amount of, \$32.94/2.5 gallon container.

Action: Removed

23. Re-award IFB 06-011/DD, Term Contract for Insecticides, Herbicides and Spray Adjuvant for Jefferson County Mosquito Control District to Cheminova, Inc, for Item #7 Malathion Insecticide in the amount of, \$24.50/ gallon.

Action: Removed

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24. Consider and possibly approve professional contract (PROF 09-066/KJS) with Sixel Consulting Group, for Airline Service Development Services for Southeast Texas Regional Airport fees and expenses not to exceed \$5000.00.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

25. Consider and possibly approve Task Order #2 with Arceneaux & Gates, Inc., Step 2 of the Southeast Texas Regional Airport Drainage System Rehabilitation Project in the amount not to exceed \$62,000.00.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

26. Execute, receive and file Task Order #2 with Arceneaux & Gates, Inc., Step 2 of the Southeast Texas Regional Airport Drainage System Rehabilitation Project in the amount not to exceed \$62,000.00.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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27. Consider and possibly approve the application for the Texas Facilities Commission Federal Surplus Property Program to receive federal surplus property.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

COUNTY COMMISSIONERS:

28. 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.

Action: None

29. Receive and file 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 Domingue
Second: Commissioner Arnold
Action: Approved

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30. Consider and possible approve the reappointment of Ruth Boles as commissioner to the Jefferson County Emergency Services District #1 (J.C.E.S.D. #1) Board of Commissioners for a two year term.

Action: Tabled

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31. Consider and possibly approve the re-appointment of Mr. William F. Miranda to the Drainage District No. 6 Board of Directors.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

32. Consider and possibly approve reappointing Rev. Samuel LaDay and Judge James McNicholas to the positions of board members of the Drainage District # 6 Board.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

33. Approve, Receive and File Official Bond for Deborah L. Clark, Purchasing Agent.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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34. Receive and File Official Oath for Deborah L. Clark, Purchasing Agent.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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35. Consider authorizing the County Judge to execute a pipeline easement agreement with Denbury Green Pipeline- Texas LLC for the purposes of constructing a pipeline upon property in Jefferson County.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

36. Consider and possibly approve a Proclamation declaring the week of February 22-28, 2009 as Severe Weather Awareness Week.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

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COUNTY AUDITOR:

37. Regular County Bills – check #312261 through check #312546.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

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COUNTY ENGINEER:

38. Request approval to release retainage to Jamail & Smith Construction to remove and replace the carpet in the ~~Airport Manager's Office~~ Administrative Offices due to Hurricane Ike in the amount of \$567.98—Application No. 2.

Motion: Commissioner Domingue
Second: Commissioner Alfred
Action: Approved

HUMAN RESOURCES:

39. Consider and possibly approve and receive and file a revision to the “Personnel Policies Practices and Procedures Manual” for Section 11.6, Military Leave policy.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 43 - 44

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

Next Meeting date and time – March 9, 2009 @ 10:00am

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 **23rd** 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 :

40. Consider authorizing the County Judge to execute an amendment 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 Domingue
Second: Commissioner Arnold
Action: Approved

Ronald L. Walker
County Judge



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COUNTY COMMISSIONERS :

41. Consider and possibly approve the re-appointment of Joshua W. Allen, Sr. and Sam O. Smith to the Drainage District No. 6 Board of Directors.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

42. Consider authorizing the County Judge to send a letter in support of the application of the Labelle-Fannett Volunteer Fire Department to the Texas Facilities Commission to receive surplus property from the Federal Surplus Property Program.

Motion: Commissioner Domingue
Second: Commissioner Arnold
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 23, 2009.**