

Special Session, March 16, 2009

BE IT REMEMBERED that on **March 16, 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
March 16, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at 1:30 p.m., on the 16th 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:

11:00 a.m. – Workshop session: Presentation from KPMG for Sales Tax incentive agreement for pipeline company.

INVOCATION: Everett D. Alfred, Commissioner, Precinct No. 4

PLEDGE OF ALLEGIANCE: Eddie Arnold, Commissioner, Precinct No. 1

Note: Meeting conducted by Commissioner Domingue with Judge Walker's presence and approval.

PURCHASING:

1. Approve specifications for IFB 09-077/KJS, Bridge Replacement on S. Pine Island Road at Green Pond Gully.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

2. Approve specifications for IFB 09-076/KJS, Bridge Replacement on Gaulding Road at Bayou Din.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

3. Receive and file bids for IFB 09-065/KJS, Demolition of Hanger 1 at the Southeast Texas Regional Airport.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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4. Award IFB 09-065/KJS, Demolition of Hanger 1 at the Southeast Texas Regional Airport to Inland Environments, Inc. in the amount of \$21,422.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

5. Execute, receive and file Acceptance of Offer IFB 09-065/KJS, Demolition of Hanger 1 at the Southeast Texas Regional Airport from Inland Environments, Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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6. Award RFP 09-032/TE, Design Build for the Southeast Texas Regional Airport Hanger #7 to Bartlett Cocke, L.P. in the amount of \$2,679,039.00.

Action: Table

7. Execute, receive and file contract for RFP 09-032/TE, Design Build for the Southeast Texas Regional Airport Hanger #7 with Bartlett Cocke, L.P. in the amount of \$2,679,039.00.

Action: Table

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8. Consider and possibly approve Change Order # 8, an increase of \$297,280.00, 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 600 kw generator, replace and repair concrete joints, TAS/ADA modifications and door modification. The substantial completion time will increase by 82 days which brings the date from April 19, 2009 to July 10, 2009 and brings the total contract to \$4,806,933.65.

Action: Table

9. Consider and possibly approve extending the time period for the use of Job Order Contracts for emergency repairs for County Property with the dollar limit from \$0 to \$300,000. Ninety day (90) reissued by Commissioners' Court for December 17, 2008 expires on March 17, 2009.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

Note: Extended for 120 days

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

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

COUNTY COMMISSIONERS:

11. 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 Arnold

Second: Commissioner Alfred

Action: Approved

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Note: Order rescinded

12. Receive and file Certificate of Completion for Commissioner Eddie Arnold. Commissioner Arnold has successfully completed the continuing education provisions of Article 81.0025 of the Texas Local Government Code for 2008.

Motion: Commissioner Alfred

Second: Commissioner Sinegal

Action: Approved

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13. Consider and possibly approve resolution of claims of Jefferson County against AT&T growing out of an audit of previously paid phone line charges.

Motion: Commissioner Domingue

Second: Judge Walker

Action: Approved

Note: Continue mediation

14. Consider authorizing the County Judge to execute a general Services Administration Release of Claims form relating to FEMA'S occupancy of the former Postal Encoding Center.

Motion: Commissioner Alfred

Second: Commissioner Arnold

Action: Approved

15. Consider and possibly authorize the County Judge to execute a tax incentive agreement with KPMG pipeline company.

Action: Table

16. Receive and file tax incentive agreement executed between the County and KPMG pipeline company.

Action: Table

COUNTY AUDITOR:

17. Consider and approve budget transfer – Marine Division – rental fees on two (2) in-water docks.

120-3056-421-5077 Contractual Services \$ 3,000

120-3056-421-3052 Gas/Oil – Boat \$ 3,000

Motion: Commissioner Sinegal

Second: Commissioner Arnold

Action: Approved

18. Receive and file financial statement for the Texas Juvenile Probation Commission Grant Funds for the year ended August 31, 2008.

Motion: Commissioner Alfred

Second: Commissioner Sinegal

Action: Approved

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19. Regular County Bills – check #313198 through check #313602.

Motion: Commissioner Alfred

Second: Commissioner Sinegal

Action: Approved

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COUNTY CLERK:

20. Consider and possibly approve expenditures from the County Clerk's Records Management Fund as follows:

Nine Xerox (9) laser printers with annual maintenance contracts and eight (8) Ithaca 1500 receipt printers	\$ 24,393.95
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Four (4) Fujitsu 6670 scanners with annual maintenance contracts	\$ 25,583.08
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HP Designjet T1100 Plat Scanner/Printer with 3 year maintenance contract	\$ 21,286.00
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Alcatel 10/100/1000 Base T switches with 5 year warranty	\$ 9,885.60
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Manatron Hosted Internet Public Access Agreement Renewal for the period April 1, 2009 through March 31, 2012, billed monthly at \$4,608.00 per month	\$165,888.00
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Manatron Service Level Agreement Renewal for the County Clerk's imaging system for the period June 1, 2009, through May 31, 2012, billed monthly as follows:

June 2009 – May 2010 at \$6759.90 per month = \$81,118.80

June 2010 – May 2011 at \$7489.57 per month = \$89,874.78

June 2011 – May 2012 at \$7864.04 per month = \$94,368.48

Service Level Agreement three (3) year contract total	\$265,362.12
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Manatron Services for migration of production database from Oracle 10g to SQL Server 2005	\$ 27,900.00
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Manatron Services for addition of E-Recording Module to County Clerk's imaging and recording system	\$ 32,300.00
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TOTAL RECORDS MANAGEMENT EXPENDITURES	\$584,343.30
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Motion: Commissioner Alfred
Second: Commissioner Sinegal
Action: Approved

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21. Receive and file Certificate of Completion of Twenty (20) Continuing Education hours for Carolyn Guidry, County Clerk, for 2008.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

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HUMAN RESOURCES:

22. Presentation of the 2008 Employee Excellence Award.

Action: Presentation by Cary Erickson

Note: Employee of the year 2008 – David Pouncy, 1st runner-up – Martha Miller, 2nd runner-up – Harry Shoppe

23. Consider and possibly approve resolution for the 2008 Employee Excellence Award winner.

Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

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SHERIFF'S DEPARTMENT:

24. Consider and possibly approve Forensic Scientist Chris Fontenot's attendance at the Continuing Education for Forensic Professionals Program sponsored by the West Virginia University Forensic Science Initiative and the National Institute of Justice in Las Vegas, Nevada on June 15-20, 2009.

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

COUNTY TREASURER:

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

Motion: Commissioner Alfred

Second: Commissioner Arnold

Action: Approved

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DISTRICT ATTORNEY:

26. Announcement of an executive (closed) session as authorized by Section 551.071 of the Government Code to consider potential litigation in re (Jefferson County and AT&T).

***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 16th 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 HEALTH DEPARTMENT:

27. Consider and possibly authorize the County Health Authority to be allowed to reimburse Medical Consultants at the Medicare rates, where necessary.

Motion: Commissioner Alfred
Second: Commissioner Arnold
Action: Approved

PURCHASING:

28. Execute, receive and file Supplemental Agreement to the Manatron Records Management Master Agreement (formerly Hart Records/transfer of Contracts approved 09/10/07). Includes Service Level Agreement for period June 1, 2009 to May 31, 2012 and HIPA Renewal for period April 1, 2009 to March 31, 2012.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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29. Consider and possibly approve Change Order # 8, an increase of \$208,469.00, 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. The substantial completion time will increase by 82 days which brings the date from April 19, 2009 to July 10, 2009 and brings the total contract to \$4,718,122.65.

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, March 16, 2009.**