

Special Session, March 30, 2009

BE IT REMEMBERED that on **March 30, 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 30, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **30th** 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 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. Approve specifications for IFB 09-086/KJS, Surveillance System for Jefferson County Correctional Facility.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

2. Approve specifications for RFQ 09-083/KJS, Professional Engineering Design Services for Jefferson County.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

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3. Award RFP 09-032/TE, Design Build for the Southeast Texas Regional Airport Hanger #7 to Bartlett Cocke, L.P. in the amount of \$2,840,180.00.

Action: Tabled

4. 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 \$2,840,180.00.

Action: Tabled

5. Approve extension of bid opening date for IFB 09-077/KJS, Bridge Replacement on S. Pine Island Road at Green Pond Gully from Monday, April 6, 2009 at 11:00 AM to Monday, May 4, 2009 at 11:00 AM.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

6. Approve extension of bid opening date for IFB 09-076/KJS, Bridge Replacement on Gaulding Road at Bayou Din from Monday, April 6, 2009 at 11:00 AM to Monday, May 4, 2009 at 11:00 AM.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

7. Execute, receive and file renewal of contract IFB 06-023/TI, Term Contract for Fire Sprinkler for Jefferson County, with S&S Sprinkler Co., for period of April 2, 2009 to April 1, 2010.

Action: Tabled

8. Receive and file Change Order #1 to JOC 09-072/KJS, with Centerline Construction Service for the Correctional Facility Lightning Repair Due to Hurricane IKE to replace (32) 1000w High Pressure Sodium Shoebox Pole Mounted Fixtures. This increase in the amount of \$9,987.78 bringing the total contract price to \$44,881.92.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 08 - 18

9. Consider and possibly approve (PROF 09-084/KJS), with The LaBiche Architectural Group, Inc., for architectural services for Water proofing of the Jefferson County Sub-Courthouse, damages due to Hurricane RITA in the amount of \$8,000.00.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

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10. Consider and possibly approve (PROF 09-085/KJS), with Fitz and Shipman Inc., for structural engineering services – Sub-Courthouse Maintenance Barn (Port Arthur, Texas) damage due to Hurricane IKE in the amount \$500.00.

Motion: Commissioner Domingue
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 Domingue
Second: Commissioner Sinegal
Action: Approved

COUNTY COMMISSIONERS:

12. 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

13. Receive and file executed order directing the County Clerk to assess additional court costs and reasonable expenses, allowed by the Texas Mental Health Code, for mental health proceedings for out-of-county patients. These additional costs would be to now charge \$50.00 for the County Judge per Sec. 574.031 (j); \$50.00 for prosecuting attorney per 574.031 (k); and \$50.00 for the Master's fee per 571.017

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGE: 19

14. Consider and possibly approve Jefferson County Tourism Committee Hotel Occupancy Tax Spring 2009 allocation recommendations.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

15. 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 Alfred
Second: Commissioner Arnold
Action: Approved

Note: Agreed to settle per resolution of claims

COUNTY AUDITOR:

16. Consider and approve budget transfer – 279th District Court – television cart.

120-2038-412-3084	Minor Equipment	\$ 529	
120-2038-412-5079	Juvenile Attorney Fees		\$ 529

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

17. Consider and approve budget transfer – County Clerk – additional cost on roll top cover.

120-1014-414-6042	Capital – Trucks & Trailers	\$ 500	
120-1014-414-3026	Election Supplies		\$ 500

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

18. Receive and file the Jefferson County Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2008.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 20 - 217

19. Receive and file the Management Letter from Gayle W. Botley & Associates for the fiscal year ended September 30, 2008.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 218 - 220

20. Receive and file Single Audit for Jefferson County, Texas for fiscal year ended September 30, 2008.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 221 - 234

21. Receive and file SMG Operations – Ford Park Audited Financial Statements for the period ending September 30, 2008.

Motion: Commissioner Arnold
Second: Commissioner Sinegal
Action: Approved

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22. Receive and file the Management Letter from Gayle W. Botley & Associates for SMG Operations – Ford Park for the fiscal year ended September 30, 2008.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 243 - 245

23. Regular County Bills - check #313931 – check #314235.

Motion: Commissioner Arnold

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 246 - 255

COUNTY TAX ASSESSOR-COLLECTOR:

24. Consider and possibly approve the extension of a contract with Linebarger, Goggan, Blair, & Sampson, LLP for the collection of delinquent property taxes to the year 2014.

Action: Tabled

RISK MANAGEMENT:

25. Consider and possibly approve renewal of Brokerage Service Agreement with McGriff, Seibels & Williams effective February 24, 2009 at a flat annual renewal rate of \$25,000.00.

Motion: Commissioner Alfred

Second: Commissioner Arnold

Action: Approved

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 **Special Meeting** to Commissioners' Court of Jefferson County, Texas, on the **30th** 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:

PURCHASING:

27. Consider and possibly approve Change Order # 9, an increase of \$235,215.00, 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 include new light poles and fixtures. The substantial completion time will remain July 10, 2009 and brings the total contract to \$4,953,337.65.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
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 30, 2009.**