

Regular Session, April 13, 2009

BE IT REMEMBERED that on **April 13, 2009**, there was begun and holden a Regular 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
April 13, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **13th** day of **April 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:

10:00 a.m. – WORKSHOP- To consider details that would be attendant to the creation of a Hospital Tax District for indigent care and/or treatment of trauma patients.

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

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

PURCHASING:

1. Receive and file bids for IFB 09-081/KJS, Southeast Texas Regional Airport Parking Lot Hot Mix Asphalt Overlay.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

SEE ATTACHED PAGES: 08 - 98

2. Award IFB 09-081/KJS, Southeast Texas Regional Airport Parking Lot Hot Mix Asphalt Overlay to Hayden Paving, Inc. in the amount of \$151,419.00.

Action: Tabled

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3. Consider and possibly approve renewal of Contract 06-019/DD, Term Contract for Microfilm Supplies for Jefferson County, with Anacomp Inc. for the period of April 16, 2009 to April 15, 2010. Price increases as per Attachment "A" due to manufacturer's costs.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 99 - 102

4. Execute, receive and file renewal of Contract 06-019/DD, Term Contract for Microfilm Supplies for Jefferson County, with Anacomp Inc. for the period of April 16, 2009 to April 15, 2010.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 103 - 106

5. Consider and possibly approve renewal of Contract 06-019/DD, Term Contract for Microfilm Supplies for Jefferson County, with Lason Systems, Inc. for the period of April 16, 2009 to April 15, 2010. Price increases as per Attachment "A" due to manufacturer's costs.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 99 - 102

6. Execute, receive and file renewal of Contract 06-019/DD, Term Contract for Microfilm Supplies for Jefferson County, with Lason Systems, Inc. for the period of April 16, 2009 to April 15, 2010.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 107 - 110

7. Receive and file job order contract (JOC 09-089/KJS) with Jamail and Smith for Repairs at Walter Umphrey State Park in the amount of \$29,695.51 due to Hurricane IKE in accordance with TXMAS Contract#5-56060.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 111 - 112

8. Receive and file job order contract (JOC 09-092/KJS) with Weatherproofing Technologies for the Repairs to Ford Park Light Poles in the amount of \$22,376.94 due to Hurricane IKE in accordance with TCPN Contract#R4812.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 113 - 116

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9. Consider and possibly approve professional services agreement (PROF 09-090/KJS) with Jeffrey S. Ward & Associates, Inc. for Consulting Services for Grant Application Development (Hazard Mitigation Grant Program for Flood Control Measures to Preserve Storm Surge Dissipating Marsh at McFaddin Refuge), in the amount of \$15,000.00.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

10. Execute, receive and file professional services agreement (PROF 09-090/KJS) with Jeffrey S. Ward & Associates, Inc. for Consulting Services for Grant Application Development (Hazard Mitigation Grant Program for Flood Control Measures to Preserve Storm Surge Dissipating Marsh at McFaddin Refuge), in the amount of \$15,000.00.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 117 - 120

11. Consider and possibly approve professional service agree (PROF 09-091/KJS) with Leap Engineering LLC, Consulting Services to Preserve Storm Surge Dissipating Marsh at McFaddin Refuge (Hazard Mitigation Grant) in the amount of \$50,000.00.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

12. Execute, receive and file professional service agree (PROF 09-091/KJS) with Leap Engineering LLC, Consulting Services to Preserve Storm Surge Dissipating Marsh at McFaddin Refuge (Hazard Mitigation Grant) in the amount of \$50,000.00.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 121 - 122

13. Consider and possibly approve Addendum 1 for contract RFP 08-038/DC Emergency Disaster Assistance Recovery for Jefferson County with Garner Environmental for Private Hazardous Material's removal per Attachment "B".

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

SEE ATTACHED PAGES: 123 - 127

14. Execute, receive and file Addendum 1 for contract RFP 08-038/DC Emergency Disaster Assistance Recovery for Jefferson County with Garner Environmental for Private Hazardous Material's removal.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

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15. Consider and possibly approve adjusting the dollar limit to Job Order Contracts for emergency repairs of County Property. Dollar limit is set at \$300,000 per contract and expires on July 17, 2009. Commissioners' Court approved a 120 day extension on March 16, 2009.

Action: Tabled

16. Consider and possibly approve an auction of surplus property as authorized by Local Government Code §263.152(a) to Horn's Auction, Inc. The auction is scheduled for Saturday, May 2, 2009 at 9:00 A.M.

Motion: Commissioner Domingue

Second: Commissioner Sinegal

Action: Approved

COUNTY COMMISSIONERS:

17. 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: Tabled

18. Consider and select grant administrator and authorize the County Judge to execute Notice of Selection of Grant Administration Services for the 2008 Supplemental Disaster Recovery Fund. (Office of Rural Community Affairs has provided a Master List of Qualified Administrators).

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

Note: Grant Administrator appointed – David Waxman & Associates

19. Consider and possibly authorize out of state travel for Greg Fountain for April 21- April 23, 2009 to attend the Maryland Severe Weather Conference. Mr. Fountain has been invited to speak at the conference and share experiences Jefferson County has had as a result of Hurricane Ike.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

20. Consider authorizing the County Judge to execute a contract with the Texas Chapter of Eastern Star for their 2012 Convention to be held at Ford Park.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

21. Consider and possibly approve Jefferson County Tourism Commission Hotel Occupancy Tax allocation recommendation.

Action: Tabled

COUNTY AUDITOR:

22. Consider and approve budget transfer – Road and Bridge Precinct 4 – additional cost of grader.

114-0409-431-6011	Capital – Road Machinery	\$ 7,528
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114-0409-431-3080	Cover Stone	\$ 7,528
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Motion: Commissioner Arnold
Second: Commissioner Alfred
Action: Approved

23. Receive and file monthly financial and operating statement for the three month period ending December 31, 2008.

Motion: Commissioner Arnold
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 131 - 147

24. Regular County Bills - check #314569 – check #314935.

Motion: Commissioner Arnold
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 148 - 159

RISK MANAGEMENT

25. Consider and possibly approve renewal of Storage Tank Liability Insurance with ACE Environmental, effective 4/3/2009 at an annual premium of \$7,513.00.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

SHERIFF'S DEPARTMENT:

26. Consider and possibly approve a Proclamation proclaiming the week of April 12, 2009 through April 18, 2009 as National Public Safety Telecommunications Week in Jefferson County and urges all citizens to join the Sheriff's Office in making the community aware of the many fine employees within the Sheriff's Office who work tirelessly each day to provide protection and support to Jefferson County citizens.

Motion: Commissioner Domingue
Second: Commissioner Alfred
Action: Approved

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27. Please consider and approve the renewal of our Fuels Purchase Agreement (FPA) with the Defense Energy Support Center for the purchase of aviation fuel at government discount pricing under the Government 1122 Program.

Motion: Commissioner Domingue

Second: Commissioner Alfred

Action: Approved

28. Please consider and approve an Inter-local Agreement between Jefferson County, and the Cities of Beaumont, Port Arthur, Nederland, Groves, and Port Neches itemizing asset sharing to be received from the 2009 Byrne Justice Assistance Grant (JAG) Program Award. The Jefferson County Sheriff's Office will receive \$137,892 in grant funding from this program this year and will require no county matching funds.

Motion: Commissioner Domingue

Second: Commissioner Alfred

Action: Approved

COUNTY TREASURER:

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

Motion: Commissioner Sinegal

Second: Commissioner Arnold

Action: Approved

SEE ATTACHED PAGES: 161 - 163

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

Ronald L. Walker
County Judge

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Regular Session, April 13, 2009

**There being no further business to come before the Court at this time,
same is now here adjourned on this date, April 13, 2009.**

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IFB 06-019/DD
Term Contract for Microfilm Supplies for Jefferson County
2009 RENEWAL

Anacomp, Inc.
1491 Poinsettia Ave.
Vista, CA 92081
Attn:
Jan Marie Newenham
Phone: 800-920-7378
Fax: 800-920-7378

Lason Systems, Inc.
11850 Hempstead Hwy., Ste 270
Houston, Texas 77092
Attn: Amy Raines
Phone: 713-957-0800 x106
Fax: 713-957-4858

Item	Description	Unit of Measure		
1	Kodak Prostar Plus Developer - 4gal/case Cat No: 102-2490 Brand Name: Item No:	Case	\$86.00 To \$100.12 Kodak E022301	NO BID
2	Kodak Prostar Plus Fixer - 4 gal/case Cat No: 102-2656 Brand Name: Item No:	Case	\$54.12 To \$63.04 Kodak E022302	NO BID
3	Kodak Tape and Dispenser - processing tape Cat No: 199-0977 Brand Name: Item No:	Each	\$19.35 To \$22.55 Kodak E022125	NO BID
4	Kodak Prostar 16MM Dual Strand Self-Threader - 3/box Cat No: 146-5194 Brand Name: Item No:	Box	\$36.93 To \$43.00 Kodak E022127	NO BID
5	3M Brand Cartridges for Microfilm - 100/case Cat No: 78-6969-7542-0 Brand Name: Item No:	Case	NO BID	\$54.00 To 225.00 Now Includes Leader and Trailer Zeta- M5BG
6	3M Cartridge Leader - transparent - 100/case Cat No: 78-8000-2580-7 Brand Name: Item No:	Case	\$45.00 To \$65.00 Zeta Z044103	NO BID
7	Print Film – Kodak Direct	Case	\$358.60	NO BID

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	Duplication Microfilm - E-Star Base - 10 rolls/case Cat No: 810-5652 Brand Name: Item No:		To \$430.00 Kodak E000894	
			Anacomp, Inc.	Lason Systems, Inc.
Item	Description	Unit of Measure		
8	Kodak Archive Storage Media - 20 rolls/case Cat No: 844-9449 Brand Name: Item No:	Case	\$352.00 To \$371.00 Kodak E021746	NO BID
9	Kodak ImageLink HQ SP615 - 16mm x 215 ft. - 20 rolls/case Cat No: 845-1502 Brand Name: Item No:	Case	\$197.00 To \$230.00 Kodak E000983	NO BID
10	Kodak Film - 16mm x 30.5 m. – 20 rolls/case Cat No: 833-0896 Brand Name: Item No:	Roll	\$9.21 To \$10.60 Kodak E021505	NO BID
11	Chem-Pak – Docucopy - 10 packs/case Cat No: E-62006105 Brand Name: Item No:	Case	NO BID	NO BID
12	Kodak 16mm Film Box with labeling space - white - 1000/case Cat No: I-535 Brand Name: Item No:	Case	\$130.00 To \$170.35 Microfilm Products M202120	NO BID
13	NRX Duplicating Film - white stripe- 1000 sheets/box Cat No: 78-6178-8030-0 Brand Name: Item No:	Box	NO BID	NO BID
14	Clear Tab Jackets – Rib - 1000/box Cat No: TA-243 Brand Name: Item No:	Box	\$83.30 To \$88.95 Eurosystems ES00001	NO BID
15	Methylene Blue Testing -strips and envelopes for Archival Film Testing Cat No: 134-4951 Brand Name: Item No:	Each	NO BID	NO BID
16	Kodak Microfilm Press - 16mm -not perforated - 500 splices Cat No: 149-0481 Brand Name: Item No:	Box	NO BID	\$75.00 To \$50.00 (Substitute) Zeta C16 (NO Longer Available) Kodak 149-0481

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			Anacomp, Inc.	Lason Systems, Inc.
Item	Description	Unit of Measure		
17	Kodak System Cleaner - for Developer – 3 5-liter bottle/case Cat No: 843-4615 Brand Name: Item No:	Case	\$69.61 To \$81.05 Kodak E021566	NO BID
18	Kodak System Cleaner - for Fixer – 10 pack/case Cat No: 139-5110 Brand Name: Item No:	Case	\$7.80 To \$9.07 Kodak E022321	NO BID
19	MP-10 Negative Cartridges - for Roll Film Machines Cat No: M-95-0271-010 Brand Name: Item No:	Each	NO BID	\$150.00 To \$175.00 Canon M95-0271-010
20	MP-20 Negative Cartridges - for Roll Film Machines Cat No: M-95-0411-019 Brand Name: Item No:	Each	NO BID	\$150.00 To \$175.00 Canon MA95-0411-010
21	Minolta MT Toner - for Minolta Viewer Cat No: 8910-404 Brand Name: Item No:	Each	NO BID	\$53.00 Minolta 8910-404
22	Toner Cartridge for Kodak ImageLink Retrieval Cat No: 863-2150 Brand Name: Item No: Workstation 1000	Each	\$254.00 To \$297.00 Kodak E021622	NO BID
23	Kodak 16mm Film – w/o processing - 20 rolls/case Cat No: 822-3232 Brand Name: Item No:	Case	\$114.80 Kodak E000898	NO BID
24	Kodak 16mm Solid Flange Return Reels - 300/case Cat No: 873-0714 Brand Name: Item No:	Case	NO BID	\$96.00 To \$175.00 Kodak 873-0715
25	Fuji Microfilm System Cleaner Cat No: #141 Brand Name: Item No:	Case	NO BID	\$50.00 Fuji 141
26	24 X CDR Media – 650 MB with Jewel Case – 600/pack Brand Name: Item No:	Each	NO BID	\$1.20 NO LONGER AVAILABLE TDK TDK47260

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Attachment B			
Addendum 1 To Contract for RFP 08-038/DC			
Commissioners Court April 13, 2009			
Jefferson County			
Private Land Hazardous Materials Removal			
30-Mar-09			
Operations			
Collect and remove household hazardous debris for final disposition			
	Hazardous materials to be placed in boxes for delivery or disposal		
			Cost per day/unit
Equipment required to support operations			
Track Hoes			\$1,200.00
Dozers			\$850.00
Marsh Buggies			\$850.00
Tracked Loader			\$850.00
Mechanic Truck			\$400.00
Haul Truck (as needed)			\$600.00
Water Truck			\$400.00
4 Wheeler w/ Trailer			\$ 100.00
Gator Type w/ Trailer			\$ 145.00
Fuel Truck			
Fuel			
Portable Toilets			
Personnel			

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Project Manager - Straight Time			\$ 125.00
Project Manager - Over Time			\$ 187.50
Hazardous Material Supervisor (Supt., Ops., Techs) - Straight Time			\$ 75.00
Hazardous Material Supervisor (Supt., Ops., Techs) - Over Time			\$ 112.00
Hazardous Material Technicians - Straight time			\$ 45.00
Hazardous Material Technicians - Over Time			\$ 67.50
Site Safety Officer - Straight Time			\$ 60.00
Site Safety Officer - Over time			\$ 90.00
Ordinance Technician (As needed) - Straight Time			\$ 125.00
Ordinance Technician (As needed) - Over Time			\$ 187.50
Field Clerk - Straight Time			\$ 45.00
FieldClerk - Overtime			\$ 67.50
Resource Technician - Straight Time			\$ 45.00
Resource Technician - Over Time			\$ 67.50
Equipment Operator - Straight Time			\$ 20.00
Equipment Operator - Over Time			\$ 30.00
Vehicles & Equipment			
Project Manager - 1 Ton or smaller pickup			\$ 115.00
Hazardous Material Specialist - 1 Ton or smaller pickup			\$ 115.00
Hazardous Material Technicians - 1 Ton or smaller pickup			\$ 115.00
Site Safety Officer - 1 Ton or smaller pickup			\$ 115.00
Resource Technician - 1 Ton or smaller pickup			\$ 115.00
Operations Supervisor - 1 Ton or smaller pickup			\$

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			115.00
Spill Trailer			\$ 225.00
Cage Trailer			\$ 75.00
Fuel Trailer			\$ 75.00
Tractor			\$ 225.00
Chainsaw			\$ 25.00
PPE			
PPE- Level D (Coveralls, gloves, safety shoes/boots,	safety glasses or goggles, hard hat)		\$ 5.00
PPE - Level C (same as "D" plus hooded chemical-resistant	clothing, chemical resistant boots and gloves,		\$ 40.00
	full face or half mask air purifying respirator		
PPE - Level B (same as "C" plus full-face self contained	breathing apparatus (SCBA)		\$ 225.00
PPE - Level A (same as "B" plus SCBA or positive pressure	supplied air respirator with escape SCBA,		\$ 900.00
	totally encapsulated chemical protective suit)		
Decontamination Kit (Pool, Brush, Bucket, Soap)			\$ 10.00
Micro-Blaze (5 Gallon Pail) Spill Control			\$ 132.50

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Transportation of items to Designated landfill			
Operated Roll Off Truck			\$ 97.50
Rolloff boxes with liner and roll tarp			\$ 24.50
Recovery Charge for Hazardous Materials			
Petroleum Based household hazardous waste			\$ 10.00
Reactive household hazardous waste			\$ 10.00
Gas cylinder < 10 gallon			\$ 10.00
Gas cylinder >10 gallon < 50 gallon			\$ 20.00
Qualifying white goods (refrigerators & freezers)			\$ 25.00
55 gallon and smaller drums			\$ 20.00
> 55 gallon drums and totes			\$ 35.00
PAYMENT TERMS - within 15 days of receipt of invoice			
Failure to pay Contractor within 15 days of receipt of invoice shall be grounds for immediate termin			
Note 1			

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Inclement weather - Should weather force Garner to cease daily operations the cost/day will be appropriately actual hours worked			
Note 2			
The recovery and transportation of material to the designated landfill/storage facility will be performed under			
29 CFR 1910 General Industry Standards,			
29 CFR 1910.120 Hazardous Waste Operations and Emergency Response,			
49 CFR 1910 Federal Motor Carrier,			
RCRA,			
DOT 126F,			
other regulations as required by industry standard practices (if applicable).			

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