

Special Session, April 27, 2009

BE IT REMEMBERED that on **April 27, 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:

Honorable Ronald L. Walker, County Judge

Commissioner Eddie Arnold, Commissioner Pct. No. 1

Commissioner Mark L. Domingue, Commissioner Pct. No. 2

Commissioner Michael Sinegal, Commissioner Pct. No. 3

Commissioner Everette D. Alfred, Commissioner Pct. No. 4

ABSENT at
Conference in Austin

Honorable G. Mitch Woods, Sheriff

Honorable Carolyn L. Guidry, County Clerk -

Absent at
Conference in Austin

Theresa Goodness, Chief Deputy present

when the following proceedings were had and orders made, to-wit:

- - - - -



**NOTICE OF MEETING AND AGENDA AND MINUTES
OF COMMISSIONERS' COURT
OF JEFFERSON COUNTY, TEXAS
April 27, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **27th** 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 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 09-095/KJS, Repair, Service and Installation of Electrical Systems for Jefferson County.

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

2. Award IFB 09-078/KJS, Term Contract for Legal Notices for Jefferson County to Port Arthur News, in the amount of \$1.44 per line daily rate and \$1.44 per line Sunday rate.

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

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3. Execute, receive and file Offer of Acceptance IFB 09-078/KJS, Term Contract for Legal Notices for Jefferson County to Port Arthur News, in the amount of \$1.44 per line daily rate and \$1.44 per line Sunday rate. **SEE ATTACHED PAGES 11 - 12**

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

4. Award IFB 09-078/KJS, Term Contract for Legal Notices for Jefferson County to The Beaumont Enterprise, in the amount of \$2.15 per line daily rate and \$2.59 per line Sunday rate.

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

5. Execute, receive and file Offer of Acceptance IFB 09-078/KJS, Term Contract for Legal Notices for Jefferson County to The Beaumont Enterprise, in the amount of \$2.15 per line daily rate and \$2.59 per line Sunday rate. **SEE ATTACHED PAGES 13 - 14**

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

6. Award IFB 09-086/KJS, Surveillance System for Jefferson County Correctional Facility, to Advantage Security Integration in the amount of \$22,709.00.

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

7. Execute, receive and file Offer of Acceptance for IFB 09-086/KJS, Surveillance System for Jefferson County Correctional Facility, to Advantage Security Integration in the amount of \$22,709.00. **SEE ATTACHED PAGES 15 - 16**

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

8. Consider and possibly approve agreement with Monument Constructors/Duro Last (Agreement 09-097/KJS) for roofing at Jefferson County Library located at 7933 Viterbo Road, Beaumont, TX, in the amount of \$65,923.00 due to Hurricane Rita. This is in accordance with the Region 5 ESC Contract EIN#76-067022.

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

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9. Execute, receive and file agreement with Monument Constructors/Duro Last (Agreement 09-097/KJS) for roofing at Jefferson County Library located at 7933 Viterbo Road, Beaumont, TX, in the amount of \$65,923.00 due to Hurricane Rita. This in accordance with the Region 5 ESC Contract EIN#76-067022.

SEE ATTACHED PAGES 17 - 20

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

10. Consider and possibly approve contract (JOC 09-096/KJS) with Centerline Construction Services, Inc. for Sheriff's Hangers Repairs (Kennels) due to Hurricane IKE in the amount of \$5,394.97. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

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

11. Receive and file contract (JOC 09-096/KJS) with Centerline Construction Services, Inc. for Sheriff's Hangers Repairs (Kennels) due to Hurricane IKE in the amount of \$5,394.97. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE). **SEE ATTACHED PAGES 21 - 24**

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

12. Consider and possibly approve Change Order #1, an increase of \$208.00, to the contract with Diamond K Equipment for IFB 09-011/JN, Bridge Replacement Projects: McDermand Road, Thompson Road, Green Pond Road and South China Road to delete CMP Aluminum Coat STL 36"- 26 LF and Increase Quantity of CMP Aluminum Coat STL 48" from 46LF to 72LF. Bringing the total contract to \$1,127,836.62 and the days of completion will remain the same.

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

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13. Execute, receive and file Change Order #1, an increase of \$208.00, to the contract with Diamond K Equipment for IFB 09-011/JN, Bridge Replacement Projects: McDermand Road, Thompson Road, Green Pond Road and South China Road. to delete CMP Aluminum Coat STL 36"- 26 LF and Increase Quantity of CMP Aluminum Coat STL 48" from 46LF to 72LF. Bringing the total contract to \$1,127,836.62 and the days of completion will remain the same.

Motion by: Commissioner Sinegal
Second By: Commissioner Domingue
Action: Tabled

14. Consider and possibly approve Change Order #1, an increase of \$4,058.19 to the contract with Weatherproofing Technologies, Inc. (JOC 09-069/KJS), Metal Panel Repair at Ford Park to add the Demolition of Two (2) 20'X15' Projection Screens and the Reattachment of Four (4) Metal Panels to the Front of the Stage Area and Repaint all Stage Panels Flat Black to Match. Bringing the total contract to \$146,143.53.

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

15. Execute, receive and file Change Order #1, an increase of \$4,058.19 to the contract with Weatherproofing Technologies, Inc. (JOC 09-069/KJS), Metal Panel Repair at Ford Park to add the Demolition of Two (2) 20'X15' Projection Screens and the Reattachment of Four (4) Metal Panels to the Front of the Stage Area and Repaint all Stage Panels Flat Black to Match. Bringing the total contract to \$146,143.53.

SEE ATTACHED PAGE 25

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

16. Amend contract RFO 05-044/DD, Photocopiers for Jefferson County, with OCE Better Business Machines for a copier scanner for Treasurer, a change of \$189.00 per month.

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

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17. Approve Amendment to Contract with ES&S Election Systems & Software in accordance with RFP 05-026/DS, Electronic Voting System for Jefferson County for the Exchange of 108 Model 100 Scanners with Ballot Box and Carrying Case for 130 iVotronic ADA Terminal and 70 PS100 e-Pollbooks, including Accessories. Cost to Jefferson County is \$40,500.00.

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

18. Execute, receive and file Amendment to Contract with ES&S Election Systems & Software in accordance with RFP 05-026/DS, Electronic Voting System for Jefferson County for the Exchange of 108 Model 100 Scanners with Ballot Box and Carrying Case for 130 iVotronic ADA Terminal and 70 PS100 e-Pollbooks, including Accessories. Cost to Jefferson County is \$40,500.00. **SEE ATTACHED PAGES 26 - 33**

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

COUNTY COMMISSIONERS:

19. 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 by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Tabled

20. Consider and possibly approve a Proclamation designating the week of April 26-May 2, 2009 as Crime Victim's Rights Week. **SEE ATTACHED PAGES 34 - 35**

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

21. Consider and possibly approve exempting the following group from paying for security during their scheduled events for the year 2009, Texas Parks and Wildlife Department. The security expense will be paid via budgeted funds.

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

22. Consider approving Texas Disaster Relief Fund allocations totaling \$800,000.00.

SEE ATTACHED PAGE 38

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

23. Consider authorizing the following individuals to execute Hazard Mitigation Grant Program buyout closing documents on behalf of Jefferson County: Ronald L. Walker, Mark L. Domingue, Patrick Swain, and Jeff Branick.

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

24. Consider and possibly authorize County Judge to execute a Professional Service Agreement with Boon- Chapman for development of an Indigent Health Care Provider Referral Network.

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

25. Consider approving ORCA Disaster funding projects for Round One allocations.

SEE ATTACHED PAGES 36 - 37

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

26. Consider approving Governor's Disaster Relief Fund allocations.

Clerk's Note: This is the same item as item No. 22.

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

COUNTY AUDITOR:

27. Consider and approve budget transfer – Road and Bridge Precinct 4 – additional cost.

114-0405-431-4057	Water and Sewer	\$ 1,500	
114-0402-431-3080	Cover Stone		\$ 1,500

Motion by: Commissioner Arnold
Second By: Commissioner Domingue
Action: Approved

28. Regular County Bills - check #315191 – check #315505.

SEE ATTACHED PAGES 39 - 50

Motion by: Commissioner Arnold
Second By: Commissioner Domingue
Action: Approved

COUNTY ENGINEERING:

29. Consider authorizing the application of 2008 Coastal Impact Assistance Program funding to beach dune restoration projects. This is an amendment of prior court action which directed CIAP funding to Pleasure Island Shoreline projects.

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

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



**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 **27th** day of **April 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:

30. Consider and possibly approve a Proclamation recognizing May 3, 2009 as the 170th Anniversary of Sabine Pass. **SEE ATTACHED PAGE 51**

Motion by: Commissioner Domingue
Second By: Commissioner Arnold
Action: Approved

COUNTY ENGINEERING:

31. Execute, receive and file Pipeline Permit No. 01-P-09 to Denbury Green Pipeline-Texas, LLC for the distribution of carbon dioxide (CO₂) from a point south of the City of Beaumont, from the northeast to the southwest approximately 27 miles to a point southeast of the City of Winnie in Chambers County. Project is located in Precincts 2, 3. & 4. **SEE ATTACHED PAGES 52 -70**

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

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32. Consider and possibly approve the Construction Plans for Gilbert Lake Estates Phase X and XI, a subdivision out of the Levi Hillebrandt Survey, Abstract No. 135 in Jefferson County. Project is located in Precinct No. 4.

Motion by: Commissioner Sinegal
Second By: 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, April 27, 2009.