

Special Session, July 6, 2009

BE IT REMEMBERED that on **July 6, 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 AND AGENDA
OF COMMISSIONERS' COURT
OF JEFFERSON COUNTY, TEXAS
July 6, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **6th day of July 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:

Workshop: Please plan to attend a workshop immediately following commissioners' court on July 06, 2009 to discuss comprehensive community based energy management program and its potential impact on current courthouse restoration projects.

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

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

PURCHASING:

1. Approve specifications for IFB 09-116/KJS, Term Contract for Road Building Materials for Jefferson County.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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2. Award IFB 09-104/KJS, Construction of Softball Field Bathrooms and Storage Facility at Ford Park to McInnis Construction in the amount of \$484,000.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

3. Award IFB 09-099/KJS, HVAC and Capital Equipment, Services and Supplies for Jefferson County Disaster Relief to Gowan Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

4. Execute, receive and file Acceptance of Offer for IFB 09-099/KJS, HVAC and Capital Equipment, Services and Supplies for Jefferson County Disaster Relief to Gowan Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 09 - 10

5. Award IFB 09-095/KJS, Repair, Service and Installation of Electrical Systems for Jefferson County to Bridgefield Electrical Services Inc. and Ladet Electrical Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

6. Execute, receive and file Acceptance of Offer for IFB 09-095/KJS, Repair, Service and Installation of Electrical Systems for Jefferson County to Bridgefield Electrical Services Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 11 - 12

7. Execute, receive and file Acceptance of Offer for IFB 09-095/KJS, Repair, Service and Installation of Electrical Systems for Jefferson County to Ladet Electrical Inc.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 13 - 14

8. Consider and possibly approve Professional Service Agreement (PROF 09-115/KJS) with ICU Environmental, for Asbestos Consulting Services associated with Hurricane IKE Home Buyout Program, for samples of 39 homes at \$50.00/sample. Total cost \$1,950.00.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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9. Execute, receive and file Professional Service Agreement (PROF 09-115/KJS) with ICU Environmental, for Asbestos Consulting Services associated with Hurricane IKE Home Buyout Program, for samples of 39 homes at \$50.00/sample. Total cost \$1,950.00.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGES: 15 - 16

10. Consider and possibly approve Change Order # 11, a Decrease of the Contingency Balance by \$7,330.00, to contract with SeTex Construction Corporation for IFB 08-046/DC, Renovations of Southeast Texas Regional Airport Re-Bid for the plumbing fixture flush valve and auto-sensors and the removal and replacement of overhead sign above TSA Screening Area. The remaining Contingency Balance is \$27,609.80.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

11. Execute, receive and file Change Order # 11, a Decrease of the Contingency Balance by \$7,330.00, to contract with SeTex Construction Corporation for IFB 08-046/DC, Renovations of Southeast Texas Regional Airport Re-Bid for the plumbing fixture flush valve and auto-sensors and the removal and replacement of overhead sign above TSA Screening Area. The remaining Contingency Balance is \$27,609.80.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGES: 17 - 20

12. Consider and possibly approve Change Order # 12, a Decrease of the Contingency Balance by \$1,627.00, to contract with SeTex Construction Corporation for IFB 08-046/DC, Renovations of Southeast Texas Regional Airport Re-Bid for relay modules for the baggage equipment. The remaining Contingency Balance is \$25,982.80.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

13. Execute, receive and file Change Order # 12, a Decrease of the Contingency Balance by \$1,627.00, to contract with SeTex Construction Corporation for IFB 08-046/DC, Renovations of Southeast Texas Regional Airport Re-Bid for relay modules for the baggage equipment. The remaining Contingency Balance is \$25,982.80.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGES: 21 - 25

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14. Approve specifications for IFB 09-113/KJS, Bridge Replacement Projects: Hillebrandt Road at Hillebrandt Bayou.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

15. Consider and possibly approve Professional Service Agreement (PROF 09-117/KJS) with Carroll & Blackman, Inc. for Engineering and Scientific Consulting services for the implementation of portions of the regional Storm Water Management Program (SWMP) and permit compliance for the Texas Pollutant Discharge Elimination System (TPDES) Phase II Storm Water Discharge Permit.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

16. Execute, receive and file Professional Service Agreement (PROF 09-117/KJS) with Carroll & Blackman, Inc. for Engineering and Scientific Consulting services for the implementation of portions of the Regional Storm Water Management Program (SWMP) and permit compliance for the Texas Pollutant Discharge Elimination System (TPDES) Phase II Storm Water Discharge Permit.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 26 - 34

COUNTY COMMISSIONERS:

17. Consider authorizing the County Judge to enter a Burn Ban Order or to Rescind an existing Burn Ban Order regarding the danger of wildfire occurrence and drought indices.

Action: Tabled

18. Consider authorizing the County Judge to execute a power of attorney authorizing UCeXpress to represent the County in unemployment compensation claims before the Texas Workforce Commission.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

19. Consider and possibly approve an application for grant funds by the Jefferson County Drug Intervention Court for the period of September 1, 2009 until August 31, 2010. (No Matching funds by the County are required)

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

SEE ATTACHED PAGE: 35

- 20.** Receive and file executed inter-governmental agreement between Jefferson County and the following entities in connection with Office of Rural Community Affairs Round 1 Disaster grant funding: (1) Sabine- Neches Navigation District; (2) Lower Neches Valley Authority; (3) Sabine Pass Port Authority; (4) West Jefferson County Municipal Water District; (5) Jefferson County Drainage District No. 7; (6) Jefferson County Water Control and Improvement District # 10; (7) LaBelle/ Fannett VFD; (8) Drainage District # 6; (9) Cardinal Meadows Improvement District ; (10) Cheek Volunteer Fire Department; and (11) China Volunteer Fire Department.

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

SEE ATTACHED PAGES: 36 - 68

- 21.** Consider authorizing the County Judge to execute an assignment of Easement from Jefferson County to Jefferson County Drainage District # 7 for purposes of flood control and improving drainage in the Central Gardens area. (attachment)

Motion: Commissioner Domingue

Second: Commissioner Arnold

Action: Approved

SEE ATTACHED PAGES: 69 – 71

COUNTY AIRPORT:

- 22.** Consider and possibly authorize a Lamar University project to design and install for the Southeast Texas Regional Airport a wall mural depicting various elements of the Southeast Texas Region. This project will be coordinated by Lamar University with the participation of other local business and/or civic organizations, will be submitted to Commissioners Court for approval prior to finalization, and is not anticipated to result in any cost to SETRA."

Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

COUNTY AUDITOR:

- 23.** Consider and approve budget transfer – Treasurer – scanning copier lease.

120-1017-415-5077	Contractual Services	\$ 594
120-1017-415-3011	Computer Software	\$ 344
120-1017-415-6002	Capital – Computer Hardware	\$ 250

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

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24. Consider and approve budget amendment – Road and Bridge Precinct 2 – additional cost.

112-0205-431-4018 Maintenance of \$ 10,000

Equipment

112-0202-431-3079 Crushed Stone \$ 10,000

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

25. Receive and file monthly financial and operating statement for the month ending April 30, 2009.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 72 - 86

26. Regular County bills – check #318344 through check #318591.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 87 - 94

ENGINEERING DEPARTMENT:

27. Request approval to release retainage to ThyssenKrupp Airport Systems, Inc. for the boarding bridge refurbishment on the Main Terminal Jet Boarding Bridges in the amount of \$24,294.70—Application No. 5.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

28. Consider and possibly approve modification to existing Interlocal Agreement to implement portions of a regional Storm Water Management Program (SWMP) and permit compliance for the Texas Pollutant Discharge Elimination System (TPDES) Phase II Storm Water Discharge Permit. This agreement forms a coalition between six (6) entities (Nederland, Port Neches, Groves, Port Arthur, Jefferson County, and Drainage District No. 7.

DISTRICT ATTORNEY:

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29. Announcement of an executive (closed) session as authorized by Section 551.071 of the Government Code to receive advice from our attorney concerning pending litigation. (Jefferson County Sheriffs Association – Arbitration of pay issues during Hurricane Ike. Advice concerning final arbitration award and implementation or appeal.)

WORKSHOP:

Please plan to attend a workshop immediately following commissioners' court on July 06, 2009 to discuss comprehensive community based energy management program and its potential impact on current courthouse restoration projects.

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

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, July 6, 2009.**