

Special Session, August 31, 2009

BE IT REMEMBERED that on **August 31, 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 x

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
August 31, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **31st day of August 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: Everette D. Alfred, Commissioner, Precinct No. 4

PURCHASING:

1. Receive and file bids for IFB 09-119/KJS, Paper Stock and Envelopes for Jefferson County.

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGES: 11 - 34

2. Approve Specifications for IFB 09-136/KJS, Term Contract for Reinforced Concrete Pipe for Jefferson County. .

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

3. Approve Specifications for IFB 09-134/KJS, Sale of the Arena Deck Ice Cover at Ford Park.

Motion: Commissioner Alfred

Second: Commissioner Domingue

Action: Approved

Notice of Meeting and Agenda
August 31, 2009

4. Award IFB 09-118/KJS, Term Contract for Dirt for Jefferson County, to Advanced Asset Developments, LLC and Mid County Materials and Construction as shown on Attachment "B". .

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGE: 35

5. Execute, receive and file Acceptance of Offer for IFB 09-118/KJS, Term Contract for Dirt for Jefferson County with Advanced Asset Developments, LLC. .

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 36 - 38

6. Execute, receive and file Acceptance of Offer for 09-109/KJS, Term Contract for Dirt Control for Jefferson County with Mid County Materials and Construction. .

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 39 - 41

7. Consider and possibly approve contract amendment for RFP 08-038/DC Emergency Disaster Recovery for Jefferson County with DRC for the Demolition of eighty-eight (88) homes (referred to as remaining homes) for the Home Buyout Program in Jefferson County per Attachment "A". .

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 42 - 43

8. Consider and possibly approve Change Order #1, an increase of \$14,214.29, to the contract with Motorola for repairs to the Jefferson County Highway 73 Tower Site for Equipment ONLY Due to Hurricane IKE, to cover out scope costs incurred as a result mold discovery in the center wall between the equipment and generator rooms and the relocation of the equipment to the temporary shelter to facilitate the raising of the original building in place. Bringing the total contract to \$377,000.29. This in accordance with HGAC Pricing Contract # R901-08. .

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

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9. Consider and possibly approve Job Order Contract (JOC 09-0135/KJS) with Centerline Construction Services Inc. for the repairs to the Bookmobile Canopy, due to Hurricane IKE, in the amount of \$13,974.24. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

10. Receive and file Job Order Contract (JOC 09-0135/KJS) with Centerline Construction Services Inc. for the repairs to the Bookmobile Canopy, due to Hurricane IKE, in the amount of \$13,974.24. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 44 - 46

11. Consider and possibly approve Change Order #1 to contract 09-104/KJS for the Construction of the additional Ford Park Women's Toilet Facility. The Change Order is to build 590 square feet of concrete paving, relocate a water line, and uncover a high voltage line. The Change Order is an increase in the amount of \$5,400.00. The new total for the project is \$489,400.00.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

12. Execute, receive, and file Change Order #1 to contract 09-104/KJS for the Construction of the additional Ford Park Women's Toilet Facility. The Change Order is to build 590 square feet of concrete paving, relocate a water line, and uncover a high voltage line. The Change Order is an increase in the amount of \$5,400.00. The new total for the project is \$489,400.00.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 47 - 48

13. Consider and possibly approve Change Order #1 to IFB 09-077/KJS Bridge Replacement South Pine Island Road at Green Pond Gully with APAC Texas, Inc. for concrete pile cut-offs in accordance with plans and specifications. An increase of \$13,130.10 brings the contract price from \$401,737.76 to \$414,867.86.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

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14. Execute, ~~receive, and file~~ Change Order #1 to IFB 09-077/KJS Bridge Replacement South Pine Island Road at Green Pond Gully with APAC Texas, Inc. for concrete pile cut-offs in accordance with plans and specifications. An increase of \$13,130.10 brings the contract price from \$401,737.76 to \$414,867.86.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

15. Consider and possibly approve a sole source exemption pursuant to Local Government Code 262.024 (7)(D) to purchase Clarity SUPPORT and Clarity ENR election software and support for the Jefferson County Clerk's Office to SOE Software in the amount of \$84,461.00.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

16. Receive and file contract between Department of State Health Services and Jefferson County for the purchase of antiviral for Jefferson County Health and Welfare in the amount of \$8,658.00.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 49 - 56

17. Amend contract RFO 05-044/DD, Photocopiers for Jefferson County, with OCE Better Business Machines for a copier scanner for Environmental Control at a cost of \$214.00 per month.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

18. Amend contract RFO 05-044/DD, Photocopiers for Jefferson County, with OCE Better Business Machines for three (3) copiers for County Clerk's, at a cost of \$567.00/each per month.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

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

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

COUNTY COMMISSIONERS:

20. 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

21. Hear presentation from YMBL relating to the 2009 YMBL State Fair results.

Note: The YMBL presented a check in the amount of \$140,308 in addition to the check already given to the county for \$25,00 for a grand total of \$165,308 for the year 2009.

22. Consider and possibly approve the reappointment of Ms. Rebecca Ford to the Spindletop MHMR Services Board of Trustees, this is a 2 year term.

Motion: Commissioner Arnold

Second: Commissioner Domingue

Action: Approved

23. Consider and possibly approve Resolution commending Larry Spears for 30 years of service to Jefferson County and wishing him well in his retirement.

Motion: Commissioner Arnold

Second: Commissioner Domingue

Action: Approved

SEE ATTACHED PAGE: 57

24. Consider and possibly approve a Proclamation proclaiming the month of September 2009 as National Prostate Cancer Awareness Month and Saturday, September 26, 2009 as Julie Rogers "Gift of Life" Prostate Cancer Awareness Day in Jefferson County.

Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

SEE ATTACHED PAGES: 58 - 59

COUNTY AUDITOR:

25. Consider and approve budget amendment – Justice of the Peace, Precinct 6 – additional extra help.

120-2047-412-1005	Extra Help	\$ 3,000
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120-1024-419-5040	Liability Insurance	\$ 3,000
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Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

Notice of Meeting and Agenda

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26. Consider and approve budget amendment – 317th District Court – additional indigent defense.

120-2039-412-5079	Juvenile Attorney Fees	\$ 30,000
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120-1024-419-5040	Liability Insurance	\$ 30,000
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Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

27. Consider and approve budget transfer – Juvenile Probation – additional cost.

120-3064-424-4009	Building & Grounds	\$ 8,000
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120-3064-424-6022	Capital	\$ 8,000
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Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

28. Regular County Bills – check #320598 through check #320882.

Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

Action: Approved

SEE ATTACHED PAGES: 60 - 70

COUNTY CLERK:

29. Public hearing on the County Clerk's Records Archive Plan for fiscal year 2009-2010.

Note: Public hearing opened and closed with no respondents.

DISTRICT CLERK:

30. Public hearing on the District Clerk's proposed Records Archive Plan for fiscal year 2009-2010.

Note: Public hearing opened and closed with no respondents.

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ENGINEERING:

31. Execute, receive and file Utility Permit 08-U-09 to Southwestern Bell Telephone for the distribution of buried communication cable beginning at the first curve of Hillebrandt Road along the South side of Hillebrandt Road for a distance of 250 feet to bore location. Project is located in Precinct No. 2.

Motion: Commissioner Domingue

Second: Commissioner Alfred

Action: Approved

Action: Approved

SEE ATTACHED PAGES: 71 - 78

**SET NEXT MEETING DATE,
SEPTEMBER 7, 2009 IS A COUNTY HOLIDAY
(LABOR DAY)**

Meeting Date: Tuesday, September 8, 2009

*****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 **31st** day of **August 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:

32. Consider and possibly approve Job Order Contract (JOC 09-137/KJS), with Centerline Construction for repairs to the Walter Umphrey State Park Fence due to Hurricane IKE, in the amount \$5,100.10. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

33. Receive and file Job Order Contract (JOC 09-137/KJS), with Centerline Construction for repairs to the Walter Umphrey State Park Fence due to Hurricane IKE, in the amount \$5,100.10. This is in accordance with Interlocal agreement with Harris County Department of Education (HCDE).

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 79 - 82

COUNTY CLERK:

34. Consider and possibly approve the County Clerk's proposed Records Archive Plan for fiscal year 2009-2010. (attachment)

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGE: 83

DISTRICT CLERK:

35. Consider and possibly approve the District Clerk's proposed Records Archive Plan for the fiscal year 2009-2010.

Motion: Commissioner Alfred
Second: Commissioner Domingue
Action: Approved

Ronald L. Walker
County Judge

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Special Session, August 31, 2009

**There being no further business to come before the Court at this time,
same is now here adjourned on this date, August 31, 2009.**

Notice of Meeting and Agenda
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Attachment A

#	Street	City	Zip	DRC BID PRICE
11422	COUNTRY LANE RD	BEAUMONT, TX	77705	\$5,750.00
11210	COUNTRY LANE RD	BEAUMONT, TX	77705	\$6,425.00
11135	KENNER RD	BEAUMONT, TX	77705	\$5,975.00
11197	KENNER RD	BEAUMONT, TX	77705	\$5,750.00
11126	HICKORY LN	BEAUMONT, TX	77705	\$7,400.00
11309	KENNER RD	BEAUMONT, TX	77705	\$5,750.00
11519	SWEETGUM LN	BEAUMONT, TX	77705	\$6,350.00
443	ORANGE FARM	BEAUMONT, TX	77705	\$6,800.00
769	LITTLE ACRES RD	BEAUMONT, TX	77705	\$5,750.00
1517	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,800.00
1341	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$7,400.00
1179 A	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,425.00
1155	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,750.00
881	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,750.00
10249	BARTON RD	BEAUMONT, TX	77705	\$5,750.00
1989 B	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,750.00
2065	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,350.00
21443	ENGLIN RD	BEAUMONT, TX	77705	\$5,750.00
7406	BAYOU TRACE	BEAUMONT, TX	77705	\$7,400.00
613	LOMBARDO	BEAUMONT, TX	77705	\$5,750.00
10234	BALTIMORE	BEAUMONT, TX	77705	\$5,975.00
1068	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,975.00
3577	DOUCET	BEAUMONT, TX	77705	\$5,750.00
18084	AZALEA DR	BEAUMONT, TX	77705	\$5,750.00
492	LENE LN	BEAUMONT, TX	77705	\$6,350.00
438	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,800.00
11456	DAVIDSON RD	BEAUMONT, TX	77705	\$7,400.00
8629	HILLEBRANDT RD	BEAUMONT, TX	77705	\$6,800.00
524	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,200.00
7522	HILLEBRANDT	BEAUMONT, TX	77705	\$5,200.00
391	LENE LN	BEAUMONT, TX	77705	\$6,800.00
993	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,350.00
897	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,975.00
18034	AZALEA DR	BEAUMONT, TX	77705	\$6,350.00
3645	EAGLESON RD	BEAUMONT, TX	77705	\$6,350.00
15106	LABELLE	BEAUMONT, TX	77705	\$6,425.00
2040	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,750.00
10140	BALTIMORE	BEAUMONT, TX	77705	\$5,750.00
23859	VINCENT RD	BEAUMONT, TX	77705	\$5,975.00
7303	BACKRIDGE RD	BEAUMONT, TX	77705	\$5,200.00
1305	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,200.00
893	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,350.00
3496	BURRELL	BEAUMONT, TX	77705	\$5,200.00
3452	BALLARD RD	BEAUMONT, TX	77705	\$6,425.00
1551	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,800.00
11546	DAVIDSON RD	BEAUMONT, TX	77705	\$5,975.00
1420	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,800.00
18233	BIG HILL RD	WINNIE, TX	77655	\$5,750.00
18235	HWY 73	BEAUMONT, TX	77705	\$6,350.00
15091	BOONDOCKS	BEAUMONT, TX	77705	\$6,350.00
1179	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,200.00
10191	BALTIMORE	BEAUMONT, TX	77705	\$5,975.00
11369	COUNTRY LANE RD	BEAUMONT, TX	77705	\$7,400.00
6743	WILFORD RD	BEAUMONT, TX	77655	\$6,800.00
17567	BOONDOCKS	BEAUMONT, TX	77705	\$5,200.00
10155	BALTIMORE	BEAUMONT, TX	77705	\$5,750.00
1409	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,975.00
8725	HILLEBRANDT RD	BEAUMONT, TX	77705	\$6,350.00
6823	CYPRESS LN	BEAUMONT, TX	77705	\$5,750.00
11433	DAVIDSON RD	BEAUMONT, TX	77705	\$6,350.00
611	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$6,350.00

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17653	BOONDOCKS	BEAUMONT, TX	77705	\$5,975.00
1513	HILLEBRANDT ACRES	BEAUMONT, TX	77655	\$5,200.00
17677	BOONDOCKS	BEAUMONT, TX	77705	\$5,975.00
241	LENE LN	BEAUMONT, TX	77705	\$5,750.00
227	LENE LN	BEAUMONT, TX	77705	\$5,750.00
5354	FM 365	BEAUMONT, TX	77705	\$5,975.00
7686	FM 365	BEAUMONT, TX	77705	\$6,350.00
3481	BALLARD RD	BEAUMONT, TX	77705	\$7,400.00
14760	DUBOIS	BEAUMONT, TX	77705	\$6,350.00
477	HILLEBRANDT ACRES	BEAUMONT, TX	77705	\$5,975.00
7818	FM 365	BEAUMONT, TX	77705	\$5,750.00
5312	FM 365	BEAUMONT, TX	77705	\$7,400.00
2599	HILLEBRANDT RD	BEAUMONT, TX	77705	\$5,200.00
7806	HWY 365	BEAUMONT, TX	77705	\$5,750.00
9716	WEBB RD	WINNIE, TX	77665	\$5,750.00
20615	HIGHWAY 73	HAMSHIRE, TX	77622	\$5,750.00
11393	DAVIDSON RD	BEAUMONT, TX	77705	\$5,975.00
17363	BOONDOCKS	BEAUMONT, TX	77705	\$4,000.00
2180	Humble Camp Rd	BEAUMONT, TX	77655	\$5,200.00
11524	DAVIDSON RD	BEAUMONT, TX	77705	\$5,975.00
7340	HILLEBRANDT	BEAUMONT, TX	77705	\$5,200.00
3590	Doucet	BEAUMONT, TX	77705	\$5,200.00
17886	AZALEA DR	BEAUMONT, TX	77705	\$5,200.00
19268	BIG HILL RD	BEAUMONT, TX	77705	\$5,750.00
7496	HILLEBRANDT	BEAUMONT, TX	77705	\$5,750.00
390	LENE LN	BEAUMONT, TX	77705	\$5,750.00

\$525,325.00



JEFFERSON COUNTY PURCHASING DEPARTMENT

Deborah L. Clark, Purchasing Agent

1149 Pearl Street, Beaumont, TX 77701 409-835-8593 Fax 409-835-8456

AUGUST 31, 2009 ATTACHMENT B

AWARD IFB 09-118/KJS AS FOLLOWS:

**ADVANCED ASSET
DEVELOPMENTS, LLC
7941 TOM DRIVE
PORT ARTHUR, TEXAS 77642
ATTN: ESTHER BENOIT
PHONE: 409-722-3724
FAX: 409-722-7786**

**ITEM 1: 60/40
\$2.00/CUBIC YARD
\$1.25/PER MILE DELIVERY**

**ITEM 2: TOP SOIL
\$7.00/CUBIC YARD
\$1.25/PER MILE DELIVERY**

**ITEM 3: FILL DIRT EMBANKMENT
\$1.50/CUBIC YARD
\$1.25/PER MILE DELIVERY**

**ITEM 4: GREY BASE 610
\$384.00/12 TONS
\$1.25/PER MILE DELIVERY**

**ITEM 8: SAND
\$2.00/CUBIC YARD
\$1.25/PER MILE DELIVERY**

**MID COUNTY MATERIALS AND CONSTRUCTION
8700 INDUSTRIAL CIRCLE
PORT ARTHUR, TEXAS 77640
ATTN: MARK VERNON
PHONE: 409-781-5555
FAX: 409-727-3559**

**ITEM 5: SANDY LOAM
\$3.00/CUBIC YARD
\$2.25/PER MILE DELIVERY**

ITEM 6: CHIP SEAL ROCK GRADE 1- NO BIDS

ITEM 7: CHIP SEAL ROCK GRADE 2- NO BIDS