

Special Session, November 2, 2009

BE IT REMEMBERED that on **November 2, 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
November 2, 2009**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **2nd day of November 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: Michael S. Sinegal, Commissioner, Precinct No. 3

PLEDGE OF ALLEGIANCE: Everette D. Alfred, Commissioner, Precinct No. 4

PURCHASING:

1. Approve specifications for RFQ 09-159/KJS, Engineering Services for Planning, Airport Development and Special Services for the Southeast Texas Regional Airport.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

:

2. Consider and possibly approve renewal contract for 2009-2010 Printer Maintenance for Jefferson County with Sirius for the period of November 19, 2009 to November 18, 2010 in the amount of \$28,654.81. This is in accordance with TXMAS Contract# 4-70080.

Motion: Commissioner Sinegal

Second: Commissioner Domingue

Action: Approved

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3. Execute, receive and file renewal contract for 2009-2010 Printer Maintenance for Jefferson County with Sirius for the period of November 19, 2009 to November 18, 2010 in the amount of \$28,654.81. This is in accordance with TXMAS Contract# 4-70080.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 08 - 10

4. Consider and possibly approve contract renewal for RFP 07-245/AW, Health Services Agreement with NaphCare, Inc. for the three (3) year period of December 1, 2009 to November 30, 2012.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

5. Execute, receive and file contract renewal for RFP 07-245/AW, Health Services Agreement with NaphCare, Inc. for the three (3) year period of December 1, 2009 to November 30, 2012.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGE: 11

6. Award IFB 09-143/KJS Term Contract for Crushed Slag-Item 24, Gr. 1, Type D, Class 2 and Asphalt Products for Jefferson County, to Kat Excavation & Construction, Inc. and Martin Asphalt Company. Attachment A.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 12 - 13

7. Execute, receive and file Acceptance of Offer for IFB 09-143/KJS Term Contract for Crushed Slag-Item 24, Gr. 1, Type D, Class 2 and Asphalt Products for Jefferson County with Martin Asphalt Company. Contract term is if for one year from November 2, 2009 through November 1, 2010 with an option to renew for four (4) additional years.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGES: 14 - 15

8. Execute, receive and file Acceptance of Offer for IFB 09-143/KJS Term Contract for Crushed Slag-Item 24, Gr. 1, Type D, Class 2 and Asphalt Products for Jefferson County with KAT Excavation & Construction, Inc. Contract term is if for one year from November 2, 2009 through November 1, 2010 with an option to renew for four (4) additional years.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

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9. Consider and possibly approve Change Order #1 to Professional Service Agreement (PROF 08-036/DC) with Leap Engineering to provide grant administration, design and construction management services related to the execution of the ARRA Port Security Grant.

Compensation for Change Order #1 is 9 % of construction cost or \$234,000.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

10. Receive and file Change Order #1 to Professional Service Agreement (PROF 08-036/DC) with Leap Engineering to provide grant administration, design and construction management services related to the execution of the ARRA Port Security Grant. Compensation for Change Order #1 is 9 % of construction cost or \$234,000.

Motion: Commissioner Sinegal
Second: Commissioner Domingue
Action: Approved

SEE ATTACHED PAGE: 18

COUNTY COMMISSIONERS:

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

Action: Tabled

12. Consider and possibly authorize a Proclamation designating November 7, 2009 as the Kickoff of The ARC of Beaumont Holiday Card Sale in Jefferson County.

Motion: Commissioner Arnold
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGE: 19

13. Consider and possibly approve a Proclamation proclaiming November 20, 2009 as National Adoption Day in Jefferson County.

Motion: Commissioner Arnold
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGE: 20

14. Consider and possibly authorize the County Judge to execute an Interlocal Agreement with the City of Port Arthur, Jefferson County Drainage No. 7, the Sabine-Neches Navigation District, the Port of Port Arthur and Port Arthur Independent School District for the resale of Tax Foreclosed Property for the Purpose of Urban Development in the City of Port Arthur.

Action: Tabled

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15. Receive and file Certified Roll Jurisdiction Summary Resolution for the tax roll for the tax year 2009 for Jefferson County.

Motion: Commissioner Arnold

Second: Commissioner Alfred

Action: Approved

SEE ATTACHED PAGES: 21 - 22

COUNTY AUDITOR:

16. Consider and possibly approve FY 2009 budget amendment – General Service – move funding for telephone project.

120-0000-491-8006	Transfer Out – Capital Projects	\$700,000	
120-1024-419-6035	Capital – Communication Equip		\$700,000

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

17. Consider and possibly approve FY 2009 budget amendment – year end accruals.

120-5079-442-5032	Hospital Services	\$110,000	
120-1024-491-5097	Participation	509,476	
120-3062-423-1044	Detention Officers		\$240,000
120-3062-423-1098	Overtime		325,000
120-3062-423-1097	Holiday Pay		54,476

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

18. Consider and possibly approve FY 2010 budget amendment – Parks & Recreation – allocation of Road & Bridge Pct 3 labor cost.

116-0603-431-1028	Laborers	\$4,000	
116-0603-431-2001	FICA	500	
116-0603-431-2002	Employees' Retirement	700	
116-0603-431-2003	Employees' Insurance	1,000	
116-0606-431-1028	Laborers	25,000	
116-0606-431-2001	FICA	2,000	
116-0606-431-2002	Employees' Retirement	3,700	
116-0606-431-2003	Employees' Insurance	6,000	
113-0302-431-1028	Laborers		\$29,000
113-0302-431-2001	FICA		2,500
113-0302-431-2002	Employees' Retirement		4,400
113-0302-431-2003	Employees' Insurance		7,000

Motion: Commissioner Sinegal

Second: Commissioner Alfred

Action: Approved

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19. Consider and possibly approve FY 2010 budget transfer – County Court at Law III – purchase computer.

120-2053-412-6002	Capital – Computer Hardware	\$1,267	
120-2053-412-3084	Minor Equipment		\$1,267

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

20. Receive and file monthly Financial & Operating Statement for the month ending August 31, 2009.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 23 - 37

21. Consider and possibly approve out of state travel to Washington DC for Patrick Swain to attend the Fiduciary Agent Training conference for the Port Security Grant Program from November 16 through November 18, 2009. Cost of trip will be paid by the Port Security Grant.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

22. Regular County Bills Check #331617 through Check #3331861.

Motion: Commissioner Sinegal
Second: Commissioner Alfred
Action: Approved

SEE ATTACHED PAGES: 38 - 47

COUNTY TREASURER:

23. Review, approve, and execute the 2009-2010 Jefferson County Investment Policy, and the list of approved broker/ dealers.

Motion: Commissioner Arnold
Second: Commissioner Domingue
Action: Approved

24. Receive and file executed 2009-2010 Jefferson County Investment Policy.

Motion: Commissioner Arnold
Second: Commissioner Domingue
Action: Approved

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25. Execute release of pledge collateral for Wells Fargo Bank for the funds of the Jefferson County.

Motion: Commissioner Arnold
Second: Commissioner Domingue
Action: Approved

ENGINEERING:

26. Request approval to reschedule public hearing date from November 19, 2009 to November 16, 2009 at 1:30 p.m., in the Jefferson County Commissioners' Courtroom, 1149 Pearl Street, 4th Floor, to consider the establishment and implementation of a "No Parking Zone" along the North side of Burrell Wingate Road at the Hampshire Fannett School in Fannett. This project is located in Precinct No. 2.

Motion: Commissioner Domingue
Second: Commissioner Arnold
Action: Approved

SHERIFF'S DEPARTMENT:

27. Consider and possibly approve Regional Crime Laboratory employees Charles Fancey and Brandy Henley's travel to Georgia and Ohio as part of their firearms examiner training on November 29- December 3, 2009. The cost of this trip is covered by the 2009 Coverdell Grant, so there will be no cost to Jefferson County.

Motion: Commissioner Domingue
Second: Commissioner Sinegal
Action: Approved

*****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, November 2, 2009.**

Attachment A

<p align="center">IFB 09-143/KJS, Re-bid Term Contract for Crushed Slag & Asphalt Products for Jefferson County Final Tabulation Wednesday, October 28, 2009</p>		
<p>I. Crushed Slag – Item 247, Gr 1, Type D, Class 2: NO BID</p>		
A.	Truck Delivery – Prices F.O.B. Delivered with Freight Prepaid and Allowed by Type of Equipment Indicated	
	<p>KAT Excavation & Construction, Inc. 18788 Hwy 105 Sour Lake, Texas 77659 Attn: Kerry Trest Phone: 409-287-3455 Fax: 409-287-2600 krest@katconstruction.net</p>	
	Price per Ton, Tandem Dump	Price per Ton, Trailer
Crushed Slag – Price Per Ton Delivered from Vendor's Hopper to Job Site – Bidder shall supply material from location closest to the County project site.		
1. 1 – 10 Miles	\$ 20.70	\$ 20.35
2. 11 – 20 Miles	\$ 21.70	\$ 21.00
3. 21 – 30 Miles	\$ 23.30	\$ 21.95
4. 31+ Miles	\$ 26.00	\$ 24.00
B. Hopper Pick-Up		
Location	Address	Price Per Ton F.O.B. Truck Shipping Point
1. Beaumont		\$
2. Port Neches		\$
3. Port Arthur		\$
4. Other	16531 Hwy 105, Sour Lake TX 77659	\$18.50
5. Other		\$
Hours of Hopper Operation:		7:00a.m. - 3:00p.m. Mon-Fri

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II. Asphalt Products – Hopper Pick-Up		
A. Anionic – Hopper Must Be Within Jefferson County		
	Martin Asphalt Company Three Riverway, Suite 400 Houston, Texas 77056 Attn: Jack Nimmo Phone: 713-350-6849 Fax: 713-350-2849 jnimmo@martinmlp.com	
	Price Per Gallon F.O.B. Truck	
1. Item 300, Grade RS-2 (HVRs)	\$ 1.85	
2. Item 300, Grade SS-1	\$ 1.90	
B. Cationic Emulsions		
1. Item 300, Grade AE-P	\$ 2.25	
Hours of Hopper Operations:	6:00a.m -5:00p.m.	
Vendor's Shipping Point Address:	Port Neches, Texas 77561	