

**Special Session, January 3, 2011**

**BE IT REMEMBERED that** on **January 3, 2011**, 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 Jeff Branick, County Judge

Honorable Commissioner Eddie Arnold, Commissioner Pct. No. 1

Honorable Commissioner Brent Weaver, Commissioner Pct. No. 2

Honorable Commissioner Michael Sinegal, Commissioner Pct. No. 3

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

Honorable G. Mitch Woods, Sheriff

Honorable Carolyn L. Guidry, County Clerk -

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

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**NOTICE OF MEETING AND AGENDA  
OF COMMISSIONERS' COURT  
OF JEFFERSON COUNTY, TEXAS  
January 3, 2011**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **3<sup>rd</sup>** day of **January 2011** at its regular meeting place in the Commissioners' Courtroom, 4<sup>th</sup> Floor, 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:** Everett D. Alfred, Commissioner, Precinct No. 4

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

**COUNTY COMMISSIONERS:**

1. Consider authorizing the County Judge to enter/ terminate a Burn Ban Order.

**SEE ATTACHED PAGE 9**

<b>Motion to Terminate Burn Ban:</b>	<b>Commissioner Alfred</b>
<b>Second:</b>	<b>Commissioner Sinegal</b>
<b>Action:</b>	<b>APPROVED</b>

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2. Consider appointing Jeff Branick as a replacement for Ronald Walker to the Board of The Jefferson County Industrial Development Board.

<b>Motion :</b>	<b>Commissioner Sinegal</b>
<b>Second:</b>	<b>Commissioner Arnold</b>
<b>Action:</b>	<b>APPROVED</b>

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3. Consider approving a Resolution for voluntary acquisition of real property to be a site for the elevated water storage tank for West Jefferson Municipal Water District .This project is funded by Disaster grants. **SEE ATTACHED PAGES 10 - 12**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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4. Consider and possibly approve exempting the Jefferson County Historical Commission from paying for security during their scheduled events for the year 2011. The security expense will be paid via budgeted funds.

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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5. Receive and File Certificate of Completion for Commissioner Michael Shane Sinegal. Commissioner Sinegal has successfully completed the continuing education provisions of Article 81.0025 of the Texas Local Government Code. Total hours earned in 2010-16.00. A total of 8.00 credit hours were carried over into 2010 year.

**SEE ATTACHED PAGE 13**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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6. Consider and possibly adopt a Resolution recognizing the Honorable Ronald L. Walker for his years of dedicated service and leadership as the County Judge and to the citizens of Jefferson County and wishing him well in his retirement.

**SEE ATTACHED PAGE 14**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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7. Consider and possibly adopt a Resolution recognizing the Honorable Mark L. Domingue for his years of dedicated service and leadership as the County Commissioner of Pct.2 and to the citizens of Jefferson County and wishing him well in his retirement.

**SEE ATTACHED PAGE 15**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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8. Consider approving the Cheek Sewer Project application for Texas Community Development Block Grant Program (TxCDBG) under the 2011/ 2012 Community Development Fund.

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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9. Consider authorizing the County Judge to execute a Diabetes Education Grant renewal with Texas Department of State Health Services for the period March 30, 2011 through March 29, 2012.

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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10. Consider and possibly approve the appointment of Karl Holmes by Commissioner Bo Alfred, Miriam Johnson by Judge Jeff Branick, Denise Boutte by Commissioner Michael Sinegal and Mitch Woods by Commissioner Brent Weaver to the Southeast Texas Government Employee Benefits Pool Board of Trustees, effective January 1, 2011.

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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11. Consider and possibly approve appointing two trustees, from members of the Commissioners' Court, to the Southeast Texas Government Employee Benefits Pool Board effective January 1, 2011.

**Motion to appoint Judge Branick and Comm. Alfred: Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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12. Approve, receive and file executed Public Official Bonds for the following elected and appointed officials: Everette D. Alfred, Commissioner, Precinct 4; Nancy Beaulieu, Justice of the Peace, Precinct 1 Place 2; Jeff Branick, County Judge; James Brad Burnett, Justice of the Peace, Precinct 7; Ray S Chesson, Justice of the Peace, Precinct 4; Marc DeRouen, Justice of Peace, Precinct 2; Tim Funchess, County Treasurer; Tom Gilliam, III, Justice of the Peace, Precinct 8; Ransom W Jones, Justice of the Peace, Precinct 6; Tom Maness, District Attorney; Patrick Swain, County Auditor; and Brent Weaver, Commissioner, Precinct 2. **SEE ATTACHED PAGES 16 - 83**

**Motion : Commissioner Arnold**  
**Second: Commissioner Alfred**  
**Action: APPROVED**

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13. Receive and file official oath for the following appointed and elected officials: Everette D. Alfred, Commissioner, Precinct 4; Nancy Beaulieu, Justice of the Peace, Precinct 1 Place 2; Jeff Branick, County Judge; James Brad Burnett, Justice of the Peace, Precinct 7; Ray S Chesson, Justice of the Peace, Precinct 4; Marc DeRouen, Justice of Peace, Precinct 2; Tim Funchess, County Treasurer; Tom Gilliam, III, Justice of the Peace, Precinct 8; Ransom W Jones, Justice of the Peace, Precinct 6; Tom Maness, District Attorney; Patrick Swain, County Auditor; and Brent Weaver, Commissioner, Precinct 2.

**SEE ATTACHED PAGES 84 - 106**

**Motion : Commissioner Arnold**  
**Second: Commissioner Alfred**  
**Action: APPROVED**

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14. Consider and possibly approve waiving the requirements of the County Judge's approval of requisitions as provided for in the Local Government Code 113.901(c).

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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15. Receive and File Official Oath for Patrick Swain, County Auditor.

**Action: TABLED**                      **Clerk's note: item included in agenda item 13**

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16. Receive and File Official Oath for Deborah L. Clark, Purchasing Agent.

**SEE ATTACHED PAGE 107 - 108**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Arnold**  
**Action: APPROVED**

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**COUNTY AUDITOR:**

17. Consider and possibly approve FY 2010 budget transfer – Road & Bridge Pct 4 – year end accruals.

114-0402-431-3080	Cover Stone	\$56,000	
114-0402-431-1005	Extra Help		\$25,000
114-0402-431-1028	Laborers		\$31,000

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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18. Consider and possibly approve FY 2010 budget transfer – Indigent Medical Services - year end accruals.

120-5079-442-3049	Pharmaceutical Supplies	\$25,559	
120-5079-442-5032	Hospital Services		\$25,559

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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19. Consider and possibly approve FY 2011 budget transfer – Road & Bridge Pct 4 – additional cost.

114-0405-431-4008	Automobiles & Trucks	\$5,000	
114-0402-431-3079	Crushed Stone		\$5,000

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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20. Regular County Bills Check #347970 through Check #348176. (12/27/10)

**SEE ATTACHED PAGES 109 -116**

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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21. Regular County Bills Check #348177 through Check #348322. (01/03/11)

**SEE ATTACHED PAGES 117 - 124**

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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22. Receive and file order for re-appointment of Patrick Swain as County Auditor for a two-year term beginning January 1, 2011 through December 31, 2012.

**SEE ATTACHED PAGES 125 - 126**

**Motion : Commissioner Alfred**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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## **COUNTY TREASURER:**

23. Execute Pledge Agreement Form from the Federal Reserve Bank of Boston for the funds of Jefferson County.

**Motion : Commissioner Arnold**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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24. Execute Pledge Agreement Form from the Federal Reserve Bank of Boston for the Jefferson County District and County Clerk's Trust Funds.

**Motion : Commissioner Arnold**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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25. Execute Pledge Agreement Form from the Federal Reserve Bank of San Francisco for the funds of Jefferson County Industrial Development Corporation.

**Motion : Commissioner Arnold**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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26. Execute Depository Pledge Agreement Form from Wells Fargo Bank, National Association for the funds of Jefferson County Industrial Development Corporation.

**Motion : Commissioner Arnold**  
**Second: Commissioner Sinegal**  
**Action: APPROVED**

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**ENGINEERING DEPARTMENT:**

27. Receive and file an Order entered December 20, 2010 directing the depositing \$147,778.00 into the registry of the County Court Clerk in Cause No. 117170, The County of Jefferson v. J. Adams, LLC. pending final judgment. (The Court previously authorized these funds for negotiation of settlement.)

**SEE ATTACHED PAGE 127**

**Motion : Commissioner Sinegal**  
**Second: Commissioner Alfred**  
**Action: APPROVED**

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

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**Jeff Branick**  
**County Judge**



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**Special Session, January 3, 2011**

There being no further business to come before the Court at this time, same is now here adjourned on this date, January 3, 2011.