

**Special Session, January 24, 2011**

**BE IT REMEMBERED** that on **January 24, 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 ABSENT

Commissioner Eddie Arnold, Commissioner Pct. No. 1 ABSENT

Commissioner Brent Weaver, Commissioner Pct. No. 2

Commissioner Michael Sinegal, Commissioner Pct. No. 3

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

Honorable G. Mitch Woods, Sheriff

Honorable Carolyn L. Guidry, County Clerk - ABSENT  
Theresa Goodness, Chief Deputy Clerk present

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

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Eddie Arnold, Commissioner, Precinct One  
Brent A. Weaver, Commissioner, Precinct Two  
Michael S. Sinegal, Commissioner, Precinct Three  
Everette "Bo" Alfred, Commissioner, Precinct Four



**NOTICE OF MEETING AND AGENDA AND MINUTES  
OF COMMISSIONERS' COURT  
OF JEFFERSON COUNTY, TEXAS  
January 24, 2011**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **24<sup>th</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:** Michael S. Sinegal, Commissioner, Precinct No. 3

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

**PURCHASING:**

1. Consider and possibly approve plans and specifications invitation for bid (IFB 11-007/KJS) the Drainage Improvements to the South Central Gardens Area of Jefferson County. Project is located in Precinct 2. Round 1 Disaster funds through Texas Department of Rural Affairs (TDRA).

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** **APPROVED**

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2. Consider and possibly approve Change Order #3- Professional Services Agreement (PROF 10-030/KJS) South Central Gardens Area with Bob Shaw to add permit application with KCS Railroad to dry bore and jack beneath the railroad in the amount of \$9,375.00. This is a reimbursable item with TDRA. Project is located in Precinct No. 2.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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3. Consider and possibly approve Change Order #2- Job Order Contract (JOC 10-028/KJS) Walter Umphrey Park Maintenance Building with Centerline Construction for additional water and sewer lines in the amount of \$5,817.51. This brings the contract total to \$158,601.05.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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4. Execute, receive, and file renewal of (IFB 09-170/KJS), Term Contract for Snack & Drink Vending Machines for Jefferson County, with Southern Coastal Vending for the period of January 11, 2011 to January 10, 2012. **SEE ATTACHED PAGE 10**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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5. Consider and possibly approve, execute, receive, and file Professional Services Agreement (PROF 11-008/KJS) Engineering Services with Garver Engineering pursuant to Request for Qualifications (RFQ 09-159/KJS) West Ditch Environmental Assessment - AIP Grant 27 – 95% - NTE \$ 22,500.00. **SEE ATTACHED PAGES 11 - 29**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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6. Consider and possibly approve, execute, receive, and file Professional Services Agreement (PROF 11-009/KJS) Engineering Services with Garver Engineering pursuant to Request for Qualifications (RFQ 09-159/KJS) West Ditch Environmental Assessment- AOA Security System – PFC Application 7 -100% - NTE \$ 29,300.00.

**SEE ATTACHED PAGES 30 - 50**

**Motion By: Commissioner Sinegal**  
**Second By: Commissioner Weaver**  
**Action: APPROVED**

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7. Consider and possibly approve, execute, receive, and file Professional Services Agreement (PROF 11-010/KJS) Engineering Services with Garver Engineering pursuant to Request for Qualifications (RFQ 09-159/KJS) West Ditch Environmental Assessment- PFC Application 7 – 100% - NTE \$ 16,200.00. **SEE ATTACHED PAGES 51 -71**

**Motion By: Commissioner Sinegal**  
**Second By: Commissioner Weaver**  
**Action: APPROVED**

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8. Approve, execute, receive, and file renewal of (IFB 09-161/KJS), Term Contract for Cafeteria Service for Jefferson County Courthouse, with John Paul's for the period of January 25, 2011 to January 24, 2012. **SEE ATTACHED PAGE 72**

**Motion By: Commissioner Sinegal**  
**Second By: Commissioner Weaver**  
**Action: APPROVED**

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9. Consider and possibly approve the method of disposition of surplus property (The Jefferson County Book Mobile) as authorized by Local Government Code §263.151, either by auction, sealed bid, or donation.

**Motion By: Commissioner Sinegal to dispose of surplus property by auction**  
**Second By: Commissioner Weaver**  
**Action: APPROVED**

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**COUNTY COMMISSIONERS:**

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

**Action: TABLED**

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11. Consider and possibly approve appointing Shane Howard as a trustee to the Southeast Texas Government Employees Benefits Pool Board by Commissioner Eddie Arnold, effective January 24, 2011.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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12. Receive and file Certificate for Credit of Completion of 20 hours Brent Weaver, Commissioner, Precinct 2 for 2011 continuing education from the Seminar for Newly Elected Judges and Commissioners January 11<sup>th</sup> – 14<sup>th</sup> in cooperation with the LBJ School of Public Affairs, University of Texas, Austin and Texas Association of Counties.

**SEE ATTACHED PAGE 73**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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13. Consider and possibly approve a resolution regarding HJR 56 in the 82<sup>nd</sup> Legislature.

**SEE ATTACHED PAGE 74**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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14. Consider and possibly approve a Resolution granting the Port Economic Development Corporation permission, pursuant to Section 23(a)(1) of the Development Corporation Act, to conduct business with a company that will be locating in the old Fluor Daniels Building at 3734 Hwy 69 N., Beaumont, Texas 77705.

**Action:** TABLED

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15. Receive and file executed Mutual Aid Agreement with the City of China.

**SEE ATTACHED PAGES 75 -78**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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16. Consider and approve order authorizing the issuance, sale and award of Jefferson County, Texas, General Obligation Refunding Bonds, Series 2011; authorizing the redemption and advance refunding of certain Certificates of Obligation and the execution and delivery of an escrow agreement and the subscription for and purchase of certain escrowed securities; and containing other matters related thereto.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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17. Consideration and possible action in accordance with §1207.007, Texas Government Code, as amended to delegate to a designated pricing officer (the "Pricing Officer") the authority to determine the principal amount of the Bonds to be issued and negotiate the terms of the sale thereof, and to select the specific maturities, in whole or in part, of the Refunded Obligations to be refunded and to achieve a present value debt service savings to be included in a pricing certificate (the "Pricing Certificate") to be executed by the Pricing Officer.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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18. Consider authorizing the County Judge to execute a Renewal of the Real Estate listing agreement for 4575 Jerry Ware Dr. with Coldwell Banker Commercial, Arnold and Associates

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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**COUNTY AUDITOR:**

19. Regular County Bills – check #348816 through check # ~~349058~~ 349061.

**SEE ATTACHED PAGES 79 - 87**

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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## **COUNTY TAX ASSESSOR-COLLECTOR:**

20. Consider approval of ad hoc committee to study and develop comprehensive evacuation plan for Jefferson County Courthouse. The Courthouse Safety Planning Committee shall initially consist of eight (8) individuals with initial participants as follows:

- Tax Assessor- Collector- J. Shane Howard (Chairman)
- Precinct 1 Commissioner- Eddie Arnold (Vice- Chairman)
- County Clerk- Carolyn Guidry
- Representative from the Sheriff's Office
- Representative from Risk Management
- Representative from Beaumont Maintenance
- Representative from MIS
- Representative from Emergency Management

**Action:                   TABLED**

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## **ENGINEERING DEPARTMENT:**

21. Consider and possibly approve a final offer to purchase property from Judd Adams, Parcel 27- LaBelle Road, in the amount of \$21,100.00. This property is located in Precinct No. 4.

**Motion By:           Commissioner Sinegal**  
**Second By:         Commissioner Weaver**  
**Action:               APPROVED**

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

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**Jeff R. Branick**  
**County Judge**



**ADDENDUM TO  
NOTICE OF MEETING  
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 **24<sup>th</sup>** of **January 2011** in the Commissioners' Courtroom, 4<sup>TH</sup> Floor, Jefferson County Courthouse, 1149 Pearl Street, Beaumont, Texas, notice is hereby given of the following additional subject to be considered:

**PURCHASING:**

22. Consider and possibly approve Equipment Lease Purchase Agreement (11-011/KJS) with DLL Public Finance LLC for the Lease Purchase of 88 copiers in accordance with TX BuyBoard Contract #299-08.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** **APPROVED**

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23. Consider and possibly approve a Service Agreement (11-012/KJS) with Star Graphics to cover all B&W Sharp & Oce' MFP's owned or leased within Jefferson County in accordance with Texas BuyBoard Contract #299-08.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** **APPROVED**

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**ENGINEERING DEPARTMENT:**

24. Consider and possibly approve a Replat of Lot 5 of the replat of DuPont Beaumont Industrial Site No. 1, as recorded in CF No. 2007031934 official public records, into Lots 5A-5D DuPont Beaumont Industrial Site No. 1, Pelham Humphries Survey, Abstract No.32, J.S. Johnston Survey, Jefferson County. This property is located along State Highway No. 347 in Precinct No. 2.

**Motion By:** Commissioner Sinegal  
**Second By:** Commissioner Weaver  
**Action:** APPROVED

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**Jeff R. Branick**  
**County Judge**

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**Special Session, January 24, 2011**

There being no further business to come before the Court at this time, same is now here adjourned on this date, January 24, 2011.