#### Regular Session, September 12, 2011

**BE IT REMEMBERED that** on **September 12, 2011**, there was begun and holden a Regular 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

Commissioner Eddie Arnold, Commissioner Pct. No. 1

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 -Theresa Goodness, Chief Deputy Clerk present **ABSENT** 

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

\_\_\_\_\_

Jeff R. Branick, County Judge 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 September 12, 2011

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at 1:30 p.m., on the 12<sup>th</sup> day of September 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 **Regular 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: Eddie Arnold, Commissioner, Precinct No. 1

PLEDGE OF ALLEGIANCE: Brent A. Weaver, Commissioner, Precinct No. 2

#### **PURCHASING:**

1. No Proposals received for (RFP 11-032/KJS) Management of Ford Park.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

2. Receive and File Bids (IFB 11-045/W) Outboard Motors for Jefferson County Sheriff's Department. **SEE ATTACHED PAGES 18 - 32** 

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

3. Consider and possibly approve specifications for (IFB 11-050/KJS) Debris Cleanup at Hwy 73 Hamshire Dump.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

4. Consider and possibly approve specifications for (IFB 11-051/KJS) Cardinal Meadows Lift Station Repair (TDRA funded project).

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

Action: APPROVED

5. Consider and possibly approve specifications for (IFB 11-052/KJS) Boondocks Neighborhood Waterline (TDRA funded project).

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

6. Consider and possibly approve specifications for (RFQ 11-053/KJS) Grant Administration and Management for Jefferson County.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

Action: APPROVED

7. Reject all bids for (IFB 11-021/AW) Term Contract for Snack and Drink Vending for Jefferson County.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

8. Award, then execute, receive, and file Acceptance of Offer (IFB 11-045/KJS) Outboard Motors for Jefferson County Sheriff's Department to Pete Jorgensen Marine in the amount of \$79,698.00. **SEE ATTACHED PAGES 33 - 34** 

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

9. Execute, receive, and file Acceptance of Offer (IFB 11-030/AW) Term Contract for Correctional Facility (Jefferson County) Law Enforcement Equipment and Uniforms, to Lone Star Uniforms and Texas Code Blue, as shown on Attachment A.

#### **SEE ATTACHED PAGES 35 - 38**

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

10. Execute, receive and file lease agreements for (RFP 11-014/KJS) based on award of Lease of Properties Acquired as a Result of "Buy-Out", as shown on Attachment B.

#### **SEE ATTACHED PAGES 39 - 54**

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

Action: APPROVED

11. Consider and possibly approve, execute, receive and file renewal for (IFB 07-253/AW) Term Contract for Maintenance and Repair of Elevators for Jefferson County with Otis for the period of October 1, 2011 to September 30, 2012.

#### **SEE ATTACHED PAGE 55**

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

12. Consider and approve Amendment 1 to (RFP 09-161/KJS) Cafeteria Services for Jefferson County with John Paul's Food Service LLC, dba John Paul's to include snack and drink vending.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

13. Consider and possibly approve Change Order #3 to (IFB 10-054/KJS) Precinct 3 County Road Improvement. Due to heavy commercial traffic on Wilber Rd. it is desirable to place 3" Asphaltic Concrete instead of flexible base with a double surface treatment. This proposed Change Order also lengthens the project on Old Big Hill Rd to the intersection with Boondocks Rd so that the areas of recent deterioration can be repaired. This will be an increase of \$125,958.37, bringing the contract total up to \$2,944,370.29.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

14. Consider and approve a price increase for (IFB 11-015/AW) Term Contract for Microfilm Supplies for Jefferson County with Decision One for Item 10 (16mm x 30.5m Kodak film) to \$1,168.00. Price increase is due to documented increases in cost from vendor's supplier.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

15. Extend Bid pricing for (IFB 11-036/KJS) Access Road Improvements at Jack Brooks Regional Airport for an additional 31 days to October 17, 2011.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

16. Extend bid opening date for (RFP 11-044/KJS), Digital Conversion of Microfilm Images and Indexing of Official Public Records for the Jefferson County Clerk, from September 27, 2011 to October 26, 2011.

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

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

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

#### **COUNTY COMMISSIONERS:**

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

**Action: TABLED** 

19. Consider and possibly approve and authorize the County Judge to execute an Intergovernmental Contract between Jefferson County, Texas and the City of Port Neches, Texas.

Motion by: Commissioner Arnold Second by: Commissioner Weaver

**Action:** APPROVED

20. Receive and file executed Intergovernmental Contract between Jefferson County, Texas and the City of Port Neches, Texas. **SEE ATTACHED PAGES 56 - 64** 

Motion by: Commissioner Arnold Second by: Commissioner Weaver

Action: APPROVED

21. Consider and possibly approve and authorize the execution of an Inter- local Agreement between Jefferson County, the City of Port Arthur and the City of Port Neches regarding the repair of the Old Twin City Highway.

Motion by: Commissioner Arnold Second by: Commissioner Weaver

**Action:** APPROVED

22. Consider and possibly approve and authorize the execution of and receive and file the Jefferson County Contractor Local Opportunity Plan.

#### **SEE ATTACHED PAGE 65**

Motion by: Commissioner Arnold Second by: Commissioner Weaver

23. Consider and possibly approve and authorize the County Judge to execute a Notice of Intent to participate in the Hog Out County Grants Program.

Motion by: Commissioner Arnold Second by: Commissioner Weaver

**Action:** APPROVED

24. Consider and possibly approve the re-appointment of A. C. Walkes, MD as the Local Health Authority for Jefferson County.

Motion by: Commissioner Arnold Second by: Commissioner Weaver

**Action:** APPROVED

25. Appoint negotiation Committee to meet with Jefferson County Deputy Constables Association.

Motion by: Commissioner Arnold to appoint Patrick Swain, Cary Erickson, Tom

Rugg, and one elected Constable to be chosen by the elected

constables

**Second by:** Commissioner Weaver

**Action:** APPROVED

#### **COUNTY AUDITOR:**

26. Consider and approve budget transfer – Road & Bridge, Precinct 2 – repair of Gradall.

112-0205-431-4018	Road Machinery	\$ 7,800	
	Maintenance		
112-0202-431-5053	Equipment Rental		\$ 1,000
112-0205-431-3054	Welding Supplies		\$ 800
112-0205-431-4011	Equipment		\$ 400
	Maintenance		
112-0206-431-3019	Culverts & Pipes		\$ 3,000
112-0207-431-5027	Architects &		\$ 2,000
	Engineers		
112-0207-431-5077	Contractual Services		\$ 600

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

27. Consider and approve budget transfer – County Clerk – contract renewal for election equipment.

Ī	120-1014-414-5077	Contractual Services	\$ 41,759			
	120-1014-414-1002	Assistants & Clerks		\$	41,759	

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

28. Consider and approve budget transfer – County Treasurer – additional travel.

120-1017-415-5062	Travel & School	\$ 600	
120-1017-415-4052	Postage		\$ 600

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

29. Consider and approve budget transfer – MIS – additional cost for software.

120-1025-415-6053	Capital – AS/400	\$ 2,800	
	Computer Software		
120-1025-415-6002	Capital – Computer		\$ 2,800
	Equipment		

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

30. Consider and approve budget transfer  $-58^{th}$  District Court - replacement of computer.

120-2033-412-6002	Capital – Computer	\$ 3,377	
	Equipment		
120-2033-412-5062	Travel & School		\$ 3,377

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

31. Consider and approve budget amendment – 279<sup>th</sup> District Court – additional indigent defense.

120	0-2038-412-5079	Juvenile Attorney	\$ 25,000	
		Fees		
120	0-1024-419-5040	Liability Insurance		\$ 25,000

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

32. Consider and approve budget amendment – Court Master – additional cost.

120-2055-412-5077	Contractual Services	\$ 11,000	
120-1024-419-5077	Contractual Services		\$ 11,000

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

33. Consider and approve budget transfer – Agriculture Extension – replacement of computer.

120-4071-461-6002	Capital – Computer	\$ 933		
	Equipment			
120-4071-461-3090	Educational		\$	187
	Demonstration			
120-4071-461-5005	Mileage		\$	746

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

34. Consider and approve budget transfer – Health & Welfare, Unit I – additional cost for burials.

120-5074-441-5006	Burials	\$ 25,000	
120-5074-441-1002	Assistants & Clerks		\$ 15,000
120-5074-441-2003	Employees' Insurance		\$ 10,000

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

Action: APPROVED

35. Consider and approve budget transfer – Indigent Medical Services – additional cost.

120-5079-442-3049	Pharmaceutical	\$ 25,000	
	Supplies		
120-5079-442-1005	Extra Help		\$ 25,000

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

Action: APPROVED

36. Consider and approve budget transfer – Port Arthur Maintenance – additional cost.

120-6084-416-3044	Janitorial Supplies	\$ 500			
120-6084-416-5077	Contractual Services		\$	500	

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

37. Consider and approve budget transfer – Mid County Maintenance – additional cost.

120-6085-416-4056	Electricity	\$ 4,800	
120-6085-416-5077	Contractual Services		\$ 4,800

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

38. Consider and approve budget transfer – Service Center – additional cost.

120-8095-417-3083	Tires & Tubes	\$ 4,000	
120-8095-417-4008	Maintenance – Auto		\$ 4,000
	& Truck Repair		

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

39. Consider and approve budget transfer – Veterans' Services – additional cost.

120-8096-419-5062	Travel & School	\$ 770	
120-8096-419-1005	Extra Help		\$ 770

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

40. Consider and approve budget transfer – Veterans' Services – additional cost.

120-8096-419-4052	Postage	\$ 125	
120-8096-419-2003	Employees' Insurance		\$ 125

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

41. Receive and file the Passenger Facility Charge Audit Guide for Public Agencies for the year ended September 30, 2010. **SEE ATTACHED PAGES 66 - 75** 

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

42. Consider and approve Intergovernmental Agreement between Jefferson County and the City of Orange, Texas related to the 2007 Supplemental Port Security Grant Program. Jefferson County is the fiduciary agent for this grant.

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

43. Regular County Bills – check #357346 through check #357589 (9/5/2011).

#### **SEE ATTACHED PAGES 76-85**

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

44. Regular County Bills – check #357590 through check #357859 (9/12/2011).

#### **SEE ATTACHED PAGES 86-95**

Motion by: Commissioner Alfred Second by: Commissioner Sinegal

**Action:** APPROVED

#### **COUNTY CLERK:**

45. Receive and file Submission to Department of Justice under Section 5, Voting Rights Act for Pre-clearance of Polling Location Changes for the November 8, 2011, Constitutional Amendment Election and Emergency Services District No. 3 Election.

#### **SEE ATTACHED PAGES 96-111**

Motion by: Commissioner Arnold Second by: Commissioner Weaver

**Action:** APPROVED

#### **COUNTY TREASURER:**

46. Receive and file Investment Schedule for August, 2011, including the year to date total earnings on County funds. **SEE ATTACHED PAGES 112 - 114** 

Motion by: Commissioner Sinegal Second by: Commissioner Alfred

#### **DISTRICT CLERK:**

47. Consider and possibly approve and authorize the pay for juror service in accordance with Senate Bill 1. **SEE ATTACHED ORDER ON PAGE 115** 

Motion by: Commissioner Alfred to pay \$34.00 per day after first day

**Second by:** Commissioner Sinegal

**Action:** APPROVED

48. Receive and file the District Clerk's Records Archive Plan for fiscal year 2011-2012.

#### **SEE ATTACHED PAGES 116 - 119**

Motion by: Commissioner Alfred Second by: Commissioner Arnold

**Action:** APPROVED

#### **ENGINEERING DEPARTMENT:**

49. Execute, receive and file Pipeline Permit 02-P-11 to Goldston Oil Corporation for the installation of a salt water line crossing under Brush Island Road. Project is located in Precinct No. 3. **SEE ATTACHED PAGES 120 - 132** 

Motion by: Commissioner Sinegal Second by: Commissioner Weaver

**Action:** APPROVED

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

 Jeff R. Branick	
County Judge	

IFB 11-030/AW
Term Contract for Correctional Facility (Jefferson County) Law Enforcement Equipment and
Uniforms

Awarded July 18, 2011 Item Description Vendor Price Ea. Elbeco Tex-Trop w/ zip - F - LS (Elbeco 9814) Lone Star Uniform 1 33.00 2 Elbeco Tex-Trop w/ zip - F - SS (Elbeco 9814) Lone Star Uniform 30.00 3 Elbeco Tex-Trop w/ zip – M – LS (Elbeco Z3314) Lone Star Uniform 33.00 4 Elbeco Tex-Trop w/ zip - M - SS (Elbeco Z3314) 30.00 Lone Star Uniform 5 Male Tex-Trop Trouser (Elbeco E314) Lone Star Uniform 33.95 Elbeco Tex-Trop - F - LS (Elbeco 9814) 6 Lone Star Uniform 33.00 Elbeco Tex-Trop – F – SS (Elbeco 9814) Lone Star Uniform 30.00 Elbeco Tex-Trop – M – LS (Elbeco 2314) 8 Lone Star Uniform 33.00 9 Elbeco Tex-Trop – M – SS (Elbeco Z3314) Lone Star Uniform 30.00 10 Female Tex-Trop Trouser (Elbeco E9314) Lone Star Uniform 33.95 11 Duty Jacket (Blauer 6030) Lone Star Uniform 62.95 12 Coach's Windbreaker (Liberty 560MBK) Lone Star Uniform 17.90 Raincoat w/ emblem (Gerber 70CL (w/ ID) Lone Star Uniform 89.00 13 Lone Star Uniform 14 Raincoat w/o emblem (Gerber 70CL (w/o ID) 85.00 15 Polo Shirt (Ash City) Lone Star Uniform 22.95 Dutyman Garrison Belt (Dutyman 1511V) Lone Star Uniform 14.95 16 Kevlar Gloves (Damascus DSX100) 17 **Texas Code Blue** 28.05 18 Name Badge (Blackinton J2) Lone Star Uniform 9.95 Cuff Case (Safariland 190) 19 Lone Star Uniform 28.95 20 Handcuffs, Nickel (Peerless 4710) Lone Star Uniform 26.50 21 Handcuffs, color-plated (Peerless 4712P) Lone Star Uniform 29.50 Leg irons, standard (Peerless 4740) 22 Lone Star Uniform 45.00 23 One-man restraint chain (Peerless 4764 w/ cuff) Lone Star Uniform 67.50 Additional percent off other items Texas Code Blue 36%

Vendor shall comply with 15-day delivery whenever possible and shall notify the department in the event that the order will take longer.

Lone Star Uniforms Inc. PO Box 692348 Houston, TX 77269-2348 Texas Code Blue 5550 Eastex Freeway, Suite L Beaumont, Texas 77708

Jefferson County Commissioners' Court Minutes Jefferson County, Texas Attn: David Mitrani Attn: Todd Methvin Phone: 832-237-8000 Phone: 409-892-7836

**Attachment B** 

## RFP 11-014/KJS Lease of Properties Acquired as a Result of "Buy-Out" Awarded – July 11, 2011 Execute, Receive & File – September 12, 2011

Item No.	ID No.	Address and Legal Description	Lat.	Long.	Mo. Lease (\$)	Awarded to
6	150	453 Hillebrandt Acres, Beaumont, TX 77705 Hillebrandt Acres L16 B6 .480Ac Abstract 029250	29.93375	-94.10803	\$6.00	Ronald R. Walston
9	128	477 Hillebrandt Acres, Beaumont, TX 77705 Hillebrandt Acres E15' Lot 14 Block 6 Lot 15 B6 .508 Acres Abstract 029250	29.93119	-94.11267	\$5.00	Ronald R. Walston
16	147	1291 Hillebrandt, Beaumont, TX 77705 Lot 38, Block 1, Hillebrandt Acres Abstract 26 Tract 119 M Grange Abstract 029250	29.93041	-94.11799	\$15.00	Dewisa C. Derese
34	95	10140 Baltimore, Beaumont, TX 77705 Hillebrandt Acres Lot 8 Block 4 Abstract 029250	29.93415	-94.11255	\$10.00	Anna Bourque
75	58	11422 Country Lane Rd, Bmt, TX 77705 Lot 4, Block 1 Lot 5, Block 1 Tract 1 Country Road Estates Section 1 Abstract 014852	29.91573	-94.0962	\$5.00	Carla Mason



# ADDENDUM TO NOTICE OF MEETING OF COMMISSIONERS' COURT OF JEFFERSON COUNTY, TEXAS

Notice having been heretofore posted of a **Regular Meeting** to Commissioners' Court of Jefferson County, Texas, on the **12**<sup>th</sup> of **September 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:

#### **COUNTY AIRPORT:**

50. Consider, possibly approve, and execute TxDOT Routine Airport Maintenance Program (RAMP) Grant – M220BMPTA for the Jack Brooks Regional Airport in the amount of \$82,400.00 The Grant will be used for the rehab of an Airport Utility Service Road, purchase of pavement marking materials, airfield lighting, and airfield herbicides. "

Motion by: Commissioner Weaver Second by: Commissioner Sinegal

**Action:** APPROVED

Jeff R. Branick County Judge



### ADDENDUM TO NOTICE OF EMERGENCYMEETING OF COMMISSIONERS' COURT OF JEFFERSON COUNTY, TEXAS

Notice having been heretofore posted of An Emergency Meeting to Commissioners' Court of Jefferson County, Texas, on the 12<sup>th</sup> **day of September 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:

#### **COUNTY AIRPORT:**

51. Consider and possibly approve, and execute FAA AIP Grant 28 for the Jack Brooks Regional Airport in the amount of \$2,110,948. This grant is a 5% local match and consists of projects for Airfield Pavement Analysis, Airfield Aerial and Topography Obstruction Survey, Airfield Conceptual Design, and Terminal Access Road Construction."

Motion by: Commissioner Weaver Second by: Commissioner Sinegal

**Action:** APPROVED

Jeff R. Branick
County Judge

551.045

Pursuant to Texas Government Code 551.045(b) (2) and (c) Jefferson County gives notice of an Emergency Supplemental Agenda item to be added to the agenda for the 1:30 p.m. Commissioners' Court meeting scheduled for Monday, September 12, 2011. The reason for the emergency Item is that Jefferson County was notified this morning for the first time that it had been awarded a grant by the FAA for Airport improvements projects. However, the FAA also notified agents of the County that the grant must be accepted and executed by Wednesday, September 14, 2011. The short notice provided by the FAA does not allow the Commissioners' Court to post notice of this item 72 hours in advance.

Jefferson County Commissioners' Court Minutes Jefferson County, Texas

#### Regular Session, September 12, 2011

There being no further business to come before the Court at this time, same is now here adjourned on this date, September 12, 2011