

REGULAR Session, OCTOBER 17, 2011

BE IT REMEMBERED that on **OCTOBER 17, 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 - ABSENT

Theresa Goodness, Chief Deputy Clerk present

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
October 17, 2011**

Notice is hereby given that the Commissioners' Court of Jefferson County, Texas, will meet at **1:30 p.m.**, on the **17th** day of **October 2011** at its regular meeting place in the **Commissioners' Courtroom, 4th 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: Brent A. Weaver, Commissioner, Precinct No. 2

PLEDGE OF ALLEGIANCE: Michael S. Sinegal, Commissioner, Precinct No. 3

PURCHASING:

1. Receive and file bids for (IFB 11-051/KJS) Cardinal Meadows Lift Station Repair (TDRA-GLO funded project). **SEE ATTACHED PAGES 13-486**

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

2. Receive and file bids for (IFB 11-052/KJS) Boondocks Neighborhood Waterline (TDRA funded project). **SEE ATTACHED PAGES 487 – 1092**

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

3. Receive and file bids for (IFB 11-050/KJS) Debris Cleanup at Hwy 73 Hampshire Dump. **SEE ATTACHED PAGES 1093 - 1338**

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

4. Approve Specifications for (IFB 11-058/KJS) Drainage District 6 Pipeline Replacement – Materials. (TDRA-GLO funded project)

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

5. Approve Specifications for (IFB 11-059/KJS) Drainage District 6 Pipeline Replacement – Construction. (TDRA-GLO funded project)

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

6. Award Term Contract Airport (IFB 11-040/AW) for Herbicides for Jack Brooks Regional Airport as shown on Attachment A.

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

7. Execute, receive and file Acceptance of Offer for (IFB 11-040/AW) for Herbicides for Jack Brooks Regional Airport. **SEE ATTACHED PAGES 1339 - 1342**

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

8. Award (IFB 11-050/KJS) Debris Cleanup at Hwy 73 Hampshire Dump to Holliday Construction in the amount of \$229,450.00.

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

9. Execute, receive and file Acceptance of Offer for (IFB 11-050/KJS) Debris Cleanup at Hwy 73 Hampshire Dump from Holliday Construction in the amount of \$229,450.00. **SEE ATTACHED PAGES 1343 - 1344**

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

10. Consider and approve, execute, receive and file Change Order #4 to Contract (IFB 10-054/KJS) Road Reconstruction Precinct 3. This change order will decrease the contract amount by \$109,855.06 bringing the contract total down to \$2,834,515.23. This change order deletes 1000 feet from the Needmore project to avoid conflicting with an upcoming bridge project. The change order also removes the base repair items from Rollins/FM 124 intersection. This addition will better serve the configuration of the intersection and heavy turning traffic at this location. **SEE ATTACHED PAGES 1345 - 1348**

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

11. Consider and approve, execute, receive and file a Professional Services Agreement (PROF 11-060/KJS) with Garver, LLC for On Call Engineering Services with the Jack Brooks Regional Airport in an amount not to exceed \$20,000.00. This contract is funded 95% through FAA AIP Grant 28 and 5% through budgeted funds.
SEE ATTACHED PAGES 1349 - 1362

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

12. Consider and approve, execute, receive and file a Professional Services Agreement (PROF 11-061/KJS) with Garver, LLC for Environmental Services with the Jack Brooks Regional Airport Airfield Environmental Assessment in an amount not to exceed \$95,500.00. This contract is funded 95% through FAA AIP Grant 28 and 5% through budgeted funds. **SEE ATTACHED PAGES 1363 - 1384**

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

13. Consider and approve, execute, receive and file contract (IFB 11- 036 /KJS) Access Road Improvements for the Jack Brooks Regional Airport with Excavators and Constructors, Ltd. of Port Arthur Texas, in the amount of \$1,400,431.45.
SEE ATTACHED PAGES 1385 - 1422

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

14. 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

15. Consider and possibly approve an auction of surplus property as authorized by Local Government Code §263.152 (a) (1) to be auctioned by Horn's Auction, Inc. The auction is scheduled for Saturday November 5, 2011 at 9:00 A.M.

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

16. Consider and possibly approve disposal of scrap metal, iron, tin and street signs. Scrap materials to be transported to a metal salvage company and there sold for such price as it may command and return funds to the County.

Motion by: Commissioner Sinegal
Second by: Commissioner Weaver
Action: APPROVED

COUNTY COMMISSIONERS:

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

Action: TABLED

18. Receive and file executed letter of agreement with Lamar University for SETCAST for taping Commissioners' Court meetings. **SEE ATTACHED PAGES 1423 - 1425**

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

19. Consider and possibly authorize the County Judge to execute the management contract between Jefferson County and SMG. (Commissioners approved this renewal on September 19, 2011.)

Motion by: Commissioner Weaver
Second by: Commissioner Sinegal
Action: APPROVED with Commissioner Alfred voting "NO"

20. Consider authorizing the County Judge to execute a Commissioners' Court Certification of Asset Forfeiture Audit Reports.

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

21. Consider and possibly authorize the County Judge to execute the Operations and Management Contract between Jefferson County and Forensic Medical Management Services of Texas P.A. for operation of the Morgue.

Action: TABLED

22. Conduct a public hearing and consider and possibly approve a Resolution opting out of the exemption from taxing goods in transit pursuant to Section 11.253, Texas Tax Code. **SEE ATTACHED PAGE 1426**

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

23. Consider sending notice to the Texas GLO of Jefferson County's willingness to accept funding for Walter Umphrey Park improvements from the owners/ insurers of the Eagle Otomie.

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

24. Consider and approve the Certified Roll Jurisdiction Summary Resolution for the tax roll for the tax year 2011 for Jefferson County.

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

25. Consider and possibly approve Jefferson County Tourism Committee Hotel Occupancy Tax allocation recommendation.

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

COUNTY AUDITOR:

26. Consider and approve FY 2011 budget transfer – payroll accrual items. **SEE ATTACHED SCHEDULE PAGE 1427**

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

27. Consider and approve FY 2011 budget transfer – Justice of the Peace, Precinct 1, Place 2 – additional cost.

120-2042-412-5077	Contractual Services	\$ 74	
120-2042-412-4052	Postage		\$ 74

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

28. Consider and approve FY 2011 budget transfer – Jury Fund – additional cost.

110-2027-412-3078	Office Supplies	\$ 5,500	
110-2027-412-5055	Petit Juror		\$ 5,500

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

29. Consider and approve FY 2011 budget transfer – County Clerk – additional cost.

120-1014-414-3026	Election Supplies	\$ 1,200	
120-1014-414-4058	P.O. Box Rental		\$ 1,200

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

30. Consider and approve FY 2011 budget transfer – Indigent Medical Services – additional cost.

120-5079-442-3049	Pharmaceutical Supplies	\$ 20,000	
120-5079-442-1005	Extra Help		\$ 20,000

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

31. Consider and approve FY 2012 budget amendment – Parks & Recreation – allocation of Road & Bridge, Precinct 3 labor cost.

116-0606-431-1028	Laborer	\$ 25,000	
116-0606-431-2001	FICA	\$ 2,000	
116-0606-431-2002	Employees' Retirement	\$ 3,700	
116-0606-431-2003	Employees' Insurance	\$ 5,700	
113-0302-431-1028	Laborer		\$ 25,000
113-0302-431-2001	FICA		\$ 2,000
113-0302-431-2002	Employees' Retirement		\$ 3,700
113-0302-431-2003	Employees' Insurance		\$ 5,700

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

32. Regular County Bills – check #359150 through check #359437.

SEE ATTACHED PAGES 1428 - 1437

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

COUNTY TREASURER:

33. Receive and File Investment Schedule for September, 2011, including the year to date total earnings on County funds. **SEE ATTACHED PAGES 1438 - 1440**

Motion by: Commissioner Arnold
Second by: Commissioner Weaver
Action: APPROVED

ENGINEERING DEPARTMENT:

34. Receive and file Amendment No 1 Project Cooperation Agreement between General Land Office (GLO) and Jefferson County in the amount of \$3,750,000.00 under the Coastal Erosion Planning and Response Act, GLO Contract No. 11-239-000-4825. This Amendment will reflect a revised termination date of August 31, 2013. Project is located in Precinct 3. **SEE ATTACHED PAGES 1441 - 1444**

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

DISTRICT ATTORNEY:

35. Announcement of an executive (closed) session as authorized by Government Code §551.071 (1) (A) to discuss with the County Attorney contemplated litigation by the County relating to the MERS electronic registry system.

OTHER BUSINESS:

Receive reports from Elected Officials and staff on matters of community interest without taking action.

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

**Jeff R. Branick
County Judge**

Attachment A

**IFB 11-040/AW
Term Contract for Herbicides for Jack Brooks Regional Airport
Awarded October 17, 2011**

2	Item	Description	Container Size	Brand bid	Vendor	Price per Container
1A		POLARIS	2.5 gal.	Imazapyrasl	Alligare	129.85
1B		POLARIS	5 gal. cube	Arsenal Herbicide	Red River	259.70
2		Tordon 101	2.5 gal	Picloram+D	Alligare	54.63
3A		Roundup	2.5 gal	Alecto 41S	Red River	24.85
3B		Roundup	5 gal. cube	No bid		
4		Nalco Trol II	Case	Poly Control 2	Red River	83.28
5		Krovar I DF	Case	Bromacil 40/40	Alligare	355.20
6		Oust Extra	4 lb.	Sulfomet Extra	Red River	111.00
7		Sufactant	2.5 gal.	Alligare 90	Alligare	16.88
8A		Plateau	2.5 gal	Plateau	Red River	138.00
8B		Plateau	5 gal. cube	Plateau	Red River	605.00
9A		24-D	2.5 gal	DMA 4 IVM	Red River	31.63
9B		24-D	5 gal. cube	No bid		
10A		Garlon 4	2.5 gal	Trichpour 4	Alligare	110.00
10B		Garlon 4	5 gal. cube	Garlon 4 Ultra	Red River	370.00
11A		Journey	2.5 gal	No bid		
11A		Journey	5 gal. cube	No bid		

Alligare, LLC
PO Box 931
Winnie, TX 77655
Attn: Royal M. Tyler, Jr.
Phone: 318-425-5944
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SPECIAL Session, OCTOBER 17, 2011

There being no further business to come before the Court at this time, same is
now here adjourned on this date, OCTOBER 17, 2011