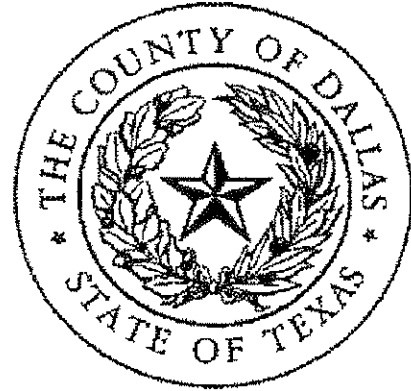


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, April 26, 2011

9:00 A.M.

- 1. Call Court To Order:**
- 2. Declare A Quorum Present:**
- 3. Declare Legal Notices Posted And Court Duly Called:**
- 4. Motion To Open Court:**
- 5. Bailiff To Open Court:**
- 6. Invocation:**

**Dr. Frederick D. Haynes, III
Friendship-West Baptist Church
Dallas, Texas**

Dallas County Code Sec. 74-71. Meetings.

- Citizens and other visitors attending commissioners court meetings shall preserve order and decorum and shall neither, by conversation or otherwise, delay or interrupt the proceedings nor refuse to obey the orders of the presiding officer or rules of the commissioners court. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing and/or attending the commissioners court meeting shall be removed from the commissioners' courtroom if security is so directed by the presiding officer. If the presiding officer fails to act, any member of the commissioners court may move to require enforcement of the rules, and the affirmative vote of a majority of the commissioners court shall require the presiding officer to act.
- Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations shall not be permitted. The presiding officer may direct security to remove offenders from the courtroom. If the presiding officer fails to act, any member of the commissioners court may move to require enforcement of the rules, and the affirmative vote of a majority of the commissioners court shall require the presiding officer to act.
- No placards, banners, or signs will be permitted in the commissioners' courtroom or in any other room in which the commissioners court is meeting. This does not prohibit displays and visual aids used in connection with a presentation to the commissioners court.
- Any person ordered to be removed from a commissioners court meeting under the provisions of this section shall be barred from further attendance of that session of the commissioners court meeting. Any person ordered to be removed from any commissioners court meeting may be barred from addressing and/or attending any commissioners court meeting for up to a six-month period. Any second violation within a year of the first shall result in a one-year suspension from attendance.
- A person that is found to be in violation of these rules by order of the presiding officer or an affirmative vote of the commissioners court may be held in contempt as allowed by V.T.C.A., Local Government Code, § 81.023. The punishment for contempt is a \$25.00 fine or 24 hours in jail. For an individual's first time to be held in contempt they shall be fined and for all additional times they will be subject to confinement in jail.
- Persons removed from a commissioners court meeting for failure to adhere to these rules shall be subject to arrest and prosecution for violation of the V.T.C.A., Penal Code §§ 38.13, 42.01 or 42.05.

(Admin. Policy Manual, § E(1.00--1.08); Ord. No. 98-2334, 12-8-1998; Ord. No. 2003-552, 4-1-2003; Ord. No. 2008-1336, 7-22-2008)

Código del Condado de Dallas Sec. 74-71. Reuniones.

- Ciudadanos y otros visitantes asistiendo la Corte de Comisionados preservarán el orden y decoro y ni por conversación o de otra manera, demorarán o interrumpirán los actos, ni se negarán a obedecer las órdenes del oficial dirigiendo la corte o reglas de la Corte de Comisionados. Cualquier persona que haga comentarios personales, impertinentes, profanos, difamatorios, o se agite mientras se dirige o asiste a la Corte de Comisionados sera retirada de la corte con la asistencia de seguridad por orden del oficial dirigiendo la corte. Si el oficial dirigiendo la corte falla en actuar, cualquier miembro de la Corte de Comisionados puede requerir un voto para ejecutar las reglas. El voto afirmativo de la mayoría de la Corte de Comisionados requerira al oficial dirigiendo la corte a actuar.
- Declaraciones hecha sin autorización por el publico, pisoteos fuertes, silbatos, gritos o cualquier otra demostración similar no seran permitidos. El oficial dirigiendo la corte le dara la orden al oficial de seguridad de retirar de la corte a cualquier ofensor. Si el oficial dirigiendo la corte falla en actuar cualquier miembro de la Corte de Comisionados puede requerir un voto para ejecutar las reglas. El voto afirmativo de la mayoría de la Corte de Comisionados requerira al oficial dirigiendo la corte a actuar.
- Nigun letrero, bandera, o pancarta sera permitido dentro de la Corte de Comisionados o cualquier otro cuarto donde los comisionados se juntan. Esto no prohíbe demostraciones o ayuda visual en presentaciones a la Corte de Comisionados.
- Cualquier persona que sea retirada de cualquier Corte de Comisionados segun las provisiones de esta sección sera prohibida en continuar asistiendo esa session. Cualquier persona que sea retirada de cualquier Corte de Comisionados se le prohibira dirigirse o asistir cualquier corte por un periodo de hasta seis meses. Cualquier violación, dentro de un año de la primera violacion resultara en un año de suspension en poder dirigirse o asistir a la corte.
- Cualquier persona que se encuentra en violacion de las reglas por orden del oficial que dirige la corte o por voto afirmativo de los comisionados puede ser detenido por desacato, como lo permite el V.T.C.A codigo de gobierno local §81.023. El castigo por desacato es una multa de \$25.00 o 24 horas de carcel. Cualquier individuo que se haye culpable sera sometido a una multa a la primera ofensa, para todas violaciones adicionales el individuo sera sometido y procesado a la carcel.
- Personas retiradas de la Corte de Comisionados por falta de obedecer las reglas seran detenidas por violacion de el V.T.C.A. codigo penal §§38.13, 42.01 or 42.05.

(Admin. Policy Manual, § E(1.00--1.08); Ord. No. 98-2334, 12-8-1998; Ord. No. 2003-552, 4-1-2003; Ord. No. 2008-1336, 7-22-2008)

Commissioners Court Agenda – Tuesday, April 26, 2011

7. RESOLUTIONS:

- A. Hector D. Lopez
(Presented by Commissioner Dr. Elba Garcia)

- B. Vidas Sanas / Healthy South Dallas 2020
(Presented by Commissioner Dr. Elba Garcia)

- C. Paul Quinn College
(Presented by Judge Clay Lewis Jenkins)

8. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF APRIL 19-26, 2011:

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED APRIL 28, 2011:

Bid No. 2011-064-5543 Annual Contract for Commercial and Industrial Solid Waste / Refuse Collection and Disposal Services. (CONTRACT DATA PROVIDED APRIL 26, 2011)

THE FOLLOWING BIDS/RFP'S TO BE OPENED MAY 2, 2011:

Bid No. 2011-066-5547 Annual Contract for Infectious Medical Waste Removal and Disposal Services. (CONTRACT DATA PROVIDED APRIL 26, 2011)

- C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS:

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated April 26, 2011.

Commissioners Court Agenda – Tuesday, April 26, 2011

8. CONSENT AGENDA: (Cont'd.)

E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

F. TRANSFER OF FUNDS:

G. APPROVAL OF PLACEMENT OR SUBSTITUTION OF COLLATERAL FOR DALLAS COUNTY FUNDS:

H. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

9. AWARD BIDS/RFP'S:

Bid No. 2011-052-5496 Annual Contract for Pest Control Services awarded to: Protex Service, Inc. (CONTRACT DATA PROVIDED MARCH 22, 2011)

Bid No. 2011-054-5502 Annual Contract for Delivery and Courier Service awarded to: Guaranteed Express. (CONTRACT DATA PROVIDED MARCH 29, 2011)

10. COURT ORDER:

Authorizing the County Treasurer to transfer funds and/or issue described Dallas County checks or authorized Payroll Direct Deposits for the period of May 1 through May 31, 2011.

11. COURT ORDER:

Approving and accepting the Report of the County Treasurer for the month of March, 2011.

Commissioners Court Agenda – Tuesday, April 26, 2011

12. COURT ORDER:

Receiving and approving the Quarterly Investment Report of Dallas County Funds for the period from January 1, 2011 through March 31, 2011, as provided by the County Treasurer.

13. COURT ORDER:

Authorizing the County Treasurer to make such transfers as necessary to carry out the instructions of this Court Order for stale dated checks for the period from January 1, 2009 through June 30, 2009, as well as any and all other eligible unclaimed funds prior to July 1, 2009, and authorizing future legitimate claims against such outstanding checks to be processed as payments by Dallas County, in accordance with Dallas County Policy and Procedure.

14. COURT ORDER:

Accepting payment of \$1,404.10 from Maria Arvizo and Maria Guillen as settlement of property damage sustained by Dallas County on or about July 10, 2010, and authorizing the County Judge to execute any and all documents approved by the District Attorney's Civil Division to effectuate this settlement.

15. COURT ORDER:

Approving Lamont Bell's request that Dallas County reduce the amount of its healthcare subrogation lien to \$13,000.00.

16. COURT ORDER:

Authorizing Renaldo Morante to be paid a total of \$484.50 as full and final settlement by the County of Dallas, Texas, and authorizing the County Treasurer to release said check to an employee of the Civil Division of the Dallas County Criminal District Attorney's Office.

17. COURT ORDER:

Authorizing the Civil Division of the Dallas County Criminal District Attorney's Office to retain Dr. Marven Van Hal as an expert witness at the rate of \$350 per hour to review records and draft a report, \$350 per hour for consultation, \$995 per hour for deposition testimony, and \$1,250 per hour for trial testimony in Cause No. 09-14916, styled *Deborah McAlister-Holland v. County of Dallas, Texas*.

Commissioners Court Agenda – Tuesday, April 26, 2011

18. COURT ORDER:

Appointing Jane Hamilton as Chair and Betty Vondracek as Vice Chair of the Citizen Election Advisory Committee for a two (2) year term, effective April 26, 2011 through January 31, 2013.

19. COURT ORDER:

Rescinding Court Order No. 2011-651 (4/5/11) extending Dispute Mediation Services contract for six (6) months, and approving the outlined contract to provide Alternative Dispute Resolution (ADR) Services by and between Dallas County on behalf of the District Court Administration and Dispute Mediation Services, Inc., (DMS).

20. COURT ORDER:

Adopting the outlined criteria and that it shall guide Dallas County's 2011 Commissioners Precinct and Constable/Justice of the Peace redistricting process.

21. COURT ORDER:

Approving the revisions to various sections of Chapter 86 to incorporate the words "transgender, gender identity, and gender expression" non-discrimination, for immediate inclusion in the Dallas County Code.

22. COURT ORDER:

Rescinding Court Order No. 2011-656 (4/5/11), and approving the County Treasurer / County Auditor restructure to (1) delete two (2) County Treasurer positions; (2) emphasize full deployment of ESS; (3) investigate imaging options; (4) delete one (1) Audit Supervisor position and add one (1) Assistant Manager – payroll; and authorizing that the Commissioners Court request Human Resources/Civil Service to review and classify the proposed Assistant Payroll Manager position as appropriate.

23. COURT ORDER:

Authorizing Amendment 3 to the Interlocal Agreement extending the current Courtesy Patrol contract with Texas Department of Transportation from May 7, 2011 to August 31, 2011, and authorizing the County Judge to sign contracts and all related documents.

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24. COURT ORDER:

Approving submission of the North Texas Auto Theft Task Force's (NTATTF) grant application to the Texas Automobile Burglary and Theft Prevention Authority (ABTPA) for \$1,283,177, and authorizing the County Judge to sign all related documents.

25. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending April 26, 2011, in amounts over \$5,000.00 for erroneous or excessive tax payments.

26. COURT ORDER:

Approving Amendment Number 2 to the Texas Department of Housing and Community Affairs (TDHCA) DOE American Recovery and Reinvestment Act (ARRA) Weatherization Assistance Program Contract with the City of Dallas, Contract No. 16090001150, as outlined, and authorizing the County Judge to electronically sign the Contract Amendment on behalf of Dallas County.

27. COURT ORDER:

Approving the Memorandum of Understanding (MOU) between Parkland Health and Hospital System and Dallas County Health and Human Services (DCHHS), for processing specimens detecting chlamydia amplified probes and gonorrhea.

28. COURT ORDER:

Authorizing the cancellation and termination of services with respect to (Bid No. 2008-038-3305 – Annual Contract for Janitorial Services for the Institute of Forensic Sciences) as awarded to Mendoza Maintenance Group, Inc., effective April 7, 2011, 11:59 p.m., and authorizing all County documents/payments to reflect accordingly.

29. COURT ORDER:

Authorizing the first extension of (RFP No. 2010-022-4859 for Pre-Employment Background Services) with Quick Search for the period of June 6, 2011 through June 5, 2012, and authorizing all County documents/payments to reflect accordingly.

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30. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031 "Changes in Plans and Specifications", (1) the modification of (Bid No. 2010-045-5009 – Annual Contract for Janitorial Services for the Institute of Forensic Sciences/Medical Examiner Facility) as awarded to James Enterprise to reflect the start date of the contract as September 20, 2010; (2) a decrease in evening/nightly janitorial services only to 3 days per week based on a monthly billable rate \$855.45, effective April 3, 2011; and (3) all County documents/payments to reflect accordingly.

31. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031(a) "Changes in Plans and Specifications", (1) the modification of (Bid No. 2010-075-5177 - Contract for the Purchase and Installation of a New Industrial/Commercial Grade Gas Water Heater) as awarded to Denali Services to include the addition of an expansion tank at a cost of \$755.00, and authorizing all County documents/payments to reflect accordingly.

32. COURT ORDER:

Rendering Granicus, Provox Systems and Sire Technology as susceptible firms to proceed to step two of the approved process, as outlined in RFP No. 2011-037-5428, Request for Proposals for an Agenda Management System.

33. CALLED BRIEFING SESSION:

See Briefing Agenda.

34. CALL EXECUTIVE SESSION:

For purposes permitted by Chapter 551, Open Meetings, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.075 and 551.076. The Commissioners Court reserves the right to exercise its discretion and may convene in closed/executive session as authorized by the Texas Government Code §§ 551.071, *et seq.* on any of the items listed on its Formal or Briefing agendas.

Subjects: *Appointments

-2011-2013 County Board and Committee Appointments

Commissioners Court Agenda – Tuesday, April 26, 2011

34. CALL EXECUTIVE SESSION: (Cont'd.)

Subjects: *Pending or Contemplated Litigation and Attorney-Client Information

- Milad Nasrallah, Sr. et al. vs. Jim Foster; 191st Judicial District Court of Dallas County, Texas; 09-16681
- Mark Duvall vs. Dallas County, Fifth Circuit No. 09-10660; No. 3:07-CV-0929-L
- Matthew Rollins vs. Dallas County; No. 3:08-CV-1235-G
- Jose Serratos, Individually and as Next Friend of Miguel Serratos and Evelyn Serratos, Minors, and Antonio Serratos vs. Dallas County, Texas, et al.; DC-10-09263-J
- Deborah McAlister-Holland vs. County of Dallas, Texas; DC-09-14916-D

*Personnel

- Administrative Leave with Pay for Florretta Hampton, Records, Supervisor I, Position #4966 – Pending Outcome of an Investigation

*Claims

- Claudia Luna vs. Dallas County; TW #11-000159

*Consultation with Attorney/Legal Advice

- Constable Bond
- Redistricting

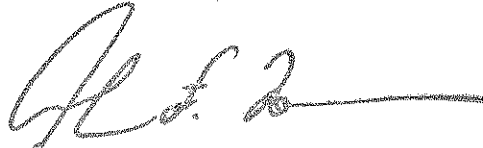
*Security

- Deliberations Regarding Security Devices or Security Audits

35. RECESS:

36. RECONVENE IF REQUIRED:

37. ADJOURN:



John F. Warren, County Clerk