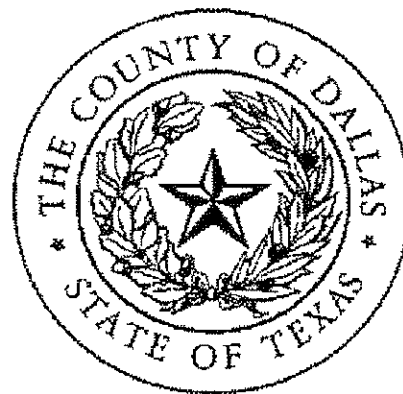


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, August 16, 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:**

**Brownie Troop 1798 and
Dr. Alía C. Norris, Troop Leader
DeSoto, 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 prohibe 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, August 16, 2011

7. RESOLUTION:

- A. CERT Training for Hearing Impaired Citizens
(Presented by Judge Clay Lewis Jenkins)

PRESENTATION:

- A. J.L. Turner Legal Association Foundation
(Presented by Commissioner John Wiley Price)

8. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF AUGUST 9-16, 2011:

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED AUGUST 22, 2011:

Bid No. 2011-094-5691 Request for Proposal to Provide Non-Residential Sex Offender Treatment Services for Dallas County Community Supervision and Corrections Department.

Bid No. 2011-098-5709 Contract for the Purchase and Installation of High Efficiency Gas/Electric Roof Top Package Units and Split Systems Units for the Dallas Life Foundation.

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

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated August 16, 2011.

Commissioners Court Agenda – Tuesday, August 16, 2011

8. CONSENT AGENDA: (Cont'd.)

E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- *Minister's Letter of Appreciation
- *Letter to Dallas Criminal Defense Lawyers Association
- *Letter to Annie Lehberg
- *Letter to Beverly Moore
- *Letter to Beverly Peyton
- *Letter to Candace Priest
- *Letter to J.L. Turner Legal Association Foundation
- *Letter to Dolena Westergard
- *Letter to Fleur Wiorkowski
- *Board Member Certificate of Appreciation for Candy Sheehan

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. COURT ORDER:

Accepting payment of \$2,391.95 from State National Insurance Company for their insured, Design Transportation Services, Inc., as settlement of property damage sustained by Dallas County on or about June 23, 2011, and authorizing the County Judge to execute any and all documents approved by the District Attorney's Civil Division to effectuate this settlement.

10. COURT ORDER:

Accepting payment of \$4,179.15 from Farmers Insurance Company for their insured, Paula Williams, as settlement of property damage sustained by Dallas County on or about June 8, 2011, and authorizing the County Judge to execute any and all documents approved by the District Attorney's Civil Division to effectuate this settlement.

Commissioners Court Agenda – Tuesday, August 16, 2011

11. COURT ORDER:

Authorizing Fredis Benitez-Villatole to be paid a total of \$850.00 as full and final settlement by the County of Dallas, Texas for property damage as a result of an accident on or about April 3, 2011, 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.

12. COURT ORDER:

Authorizing Allstate Insurance Company to be paid a total of \$3,531.16 and Progressive Insurance Company to be paid a total of \$6,768.30 as full and final settlement by the County of Dallas, Texas for subrogation demands for property damage as a result of an accident on or about April 18, 2011, and authorizing the County Treasurer to release said checks to an employee of the Civil Division of the Dallas County Criminal District Attorney's Office.

13. COURT ORDER:

Directing the Dallas County Treasurer to issue a check in the amount of \$100.00, payable to Dispute Mediation Service, Inc., in Cause No. DC-10-07672-G, styled *Hillvale Medical Group Association Educational Division vs. Dallas County, Texas*.

14. COURT ORDER:

Directing the Dallas County Treasurer to issue a check in the amount of \$100.00, payable to Dispute Mediation Service, Inc., in Cause No. cc-10-02825-E, styled *Joseph Pulliam vs. Dallas County, Texas*.

15. COURT ORDER:

Approving adoption of the outlined Interlocal Agreement (ILA) for participation in the Urban Counties TechShare Program for the Planning Project for the Criminal Courts Module of the TechShare Justice Shared Resource; the outlined Interlocal Agreement (ILA) for participation in the Urban Counties TechShare Program for the Planning Project for the Prosecutor Module of the TechShare Justice Shared Resource; Dallas County agreeing to be a participant in the projects, as outlined in the Interlocal Agreements, at a cost not to exceed \$442,768; and appointing Commissioner Mike Cantrell as a member of the Oversight Board, as outlined, in the Interlocal Agreements.

Commissioners Court Agenda – Tuesday, August 16, 2011

16. COURT ORDER:

Appointing/Re-appointing Melinda Rios to the Dallas County Historical Foundation for an unexpired term, effective August 16, 2011 through January 31, 2013.

17. COURT ORDER:

Authorizing the County Judge to execute a new lease agreement for 10,854 square feet of office space for the City of Dallas' Department of Housing/Community Services Women, Infants and Children (WIC) Program for a ten (10) year period beginning September 1, 2011 through August 31, 2021.

18. COURT ORDER:

Proposing the FY 2012 tax rate for Dallas County be established at 24.31 cents per \$100 assessed valuation, and directing the Office of Budget and Evaluation to post the required notification of the public hearings.

19. COURT ORDER:

Proposing the FY 2012 tax rate for Dallas County Hospital District be established at 27.1 cents per \$100 assessed valuation, and directing the Office of Budget and Evaluation to post the required notification of the public hearings.

20. COURT ORDER:

Approving the purchase and implementation of Rapid 7 network scanning tools and conducting a Payment Card Industry (PCI) gap analysis study with Fishnet Security.

21. COURT ORDER:

Approving and authorizing the Office of Information Technology to use \$6,420.60 in funds from the Major Technology Fund for the purchase of ten (10) Microsoft Windows Server Licenses for OnBase Non-Production Environments.

Commissioners Court Agenda – Tuesday, August 16, 2011

22. COURT ORDER:

Approving the Personal Services Contract with ARC, Austin Ribbon + Computer for the services of Stuart Armstrong as Sr. Server Administrator, and authorizing the Dallas County Judge to sign the contract on behalf of Dallas County.

23. COURT ORDER:

Authorizing the Dallas County Office of Information Technology to approve the Justice Assistance Grant (JAG) funding for Craig Morrissey's Personal Services Agreement for RMS/DCIM Roll-out Support, and authorizing the County Judge to sign Amendment No. 3 on behalf of Dallas County.

24. COURT ORDER:

Authorizing the County Auditor and County Treasurer to process the necessary payments and transactions to clear the unresolved loss totaling \$76,632.30 from the District Clerk Errors and Omissions Fund (532.0000.21437).

25. COURT ORDER:

Approving the Social Security Administration's Cooperative Disability Investigations (CDI) Program contract amendment to add an administrative support services clerk, and authorizing the County Judge to sign all related documents.

26. COURT ORDER:

Approving the reimbursement of funds from the United States Marshal Service, and authorizing the County Judge to sign all related documents.

27. COURT ORDER:

Approving acceptance of a donation from Fleur Wiorowski of \$50.00, for deposit into the Heat Relief fund for the purchase and installation of air conditioning units to qualified households, and authorizing the discretionary exemption from competitive purchasing requirements as allowed by Local Government Code, Chapter 262.024(a)(2).

Commissioners Court Agenda – Tuesday, August 16, 2011

28. COURT ORDER:

Approving acceptance of a donation from Dolena Westergard of \$100.00, for deposit into the Heat Relief fund for the purchase and installation of air conditioning units to qualified households, and authorizing the discretionary exemption from competitive purchasing requirements as allowed by Local Government Code, Chapter 262.024(a)(2).

29. COURT ORDER:

Approving acceptance of a donation from the Dallas Criminal Defense Lawyers Association (DCDLA) in the amount of \$4,740.00, for deposit into the Heat Relief fund for the purchase and installation of air conditioning units to eligible households, and authorizing the discretionary exemption from competitive purchasing requirements as allowed by Local Government Code, Chapter 262.024(a)(2).

30. COURT ORDER:

Approving a donation from Beverly Peyton of five (5) air conditioning units for households qualified under the Heat Relief program.

31. COURT ORDER:

Approving the Lease Agreement with Towne Square Market, LP, and authorizing the County Judge to sign the Agreement and all related documents on behalf of Dallas County.

32. COURT ORDER:

Approving the award of FY 2011 Ryan White Part B Formula funds in the amount of \$7,681, to service providers outlined in Attachment "A", and authorizing the County Judge to sign the contract amendments with the service providers on behalf of Dallas County.

33. COURT ORDER:

Approving the award of FY 2011 Ryan White Part A Formula funds in the amount of \$2,746,048, to service providers outlined in Attachment "A", and authorizing the County Judge to sign the contract amendments with the service providers on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, August 16, 2011

34. COURT ORDER:

Approving the request of the Dallas County Juvenile Department to enter a contract with Functional Family Therapy (FFT) LLC, for Phase III consultation and supervisory training to maintain the Juvenile Department's designation as a licensed Functional Family Therapy site and to ensure integrity to the model for replication of the outcomes-based measures associated with FFT for FY 2012.

35. COURT ORDER:

Approving the request of the Dallas County Juvenile Department to renew the inter-local agreement with Victoria County to provide gender specific services for females in the Victoria Regional Juvenile Justice Center, Female Post-Adjudication Program in Victoria, Texas for FY 2012.

36. COURT ORDER:

Approving and authorizing: the Juvenile Department's participation in the sixth year implementation of the Annie E. Casey Foundation (AECF) grant and acceptance of related funds; a stipend for Joe Sims and Vernetta Kinnard, and compensation for the full-time staff to assist the Juvenile Department's Statistics and Research Manager; reimbursement of approved travel related to Juvenile Detention Alternatives Initiative (JDAI) for stakeholders and approved committee members, operation related expenses to include the cost of food for AECF events and meetings, and training cost associated with JDAI; the contract for professional services with Dr. Michael Lindsey DBA Nestor Consultants payable at the outlined rate; appointing Virginia Porter, County Auditor, as the "Authorized Financial Personnel", and authorizing the County Auditor to sign AECF grant related financial documents.

37. COURT ORDER:

Authorizing the County Judge to execute the Project Addendum for Operation of the Juvenile Case Management System (JCMS) on behalf of Dallas County, and authorizing payment in the amount of \$214,064 to Texas Conference of Urban Counties for Dallas County's portion of the cost of operations for the JCMS through September 30, 2011.

Commissioners Court Agenda – Tuesday, August 16, 2011

38. COURT ORDER:

Authorizing the final twelve (12) month extension of (RFP No. 2009-071-4358 – Request for Proposal Residential Mechanical Services) as awarded to Alaniz Complete Service, LLC. and Integrity Texas Construction for the period of September 1, 2011 through August 31, 2012, and authorizing all County documents/payments to reflect accordingly.

39. COURT ORDER:

Authorizing the final twelve (12) month extension of (Bid No. 2009-080-4419 – Annual Contract for Forensic DNA Testing and Analysis Services) as awarded to Orchid Cellmark, Inc., for the period of September 15, 2011 through September 14, 2012, and authorizing all County documents/payments to reflect accordingly.

40. COURT ORDER:

Authorizing the final twelve (12) month extension of (Bid No. 2009-094-4445 – Annual Contract for Liquid Waste and Grease/Sand Traps Treatment, Collection and Disposal Services) as awarded to South Waste Disposal LLC, for the period of September 1, 2011 through August 31, 2012, and authorizing all County documents/payments to reflect accordingly.

41. COURT ORDER:

Authorizing the final twelve (12) month extension of (Bid No. 2009-095-4446 – Annual Contract for Commercial Window Cleaning and Washing Services for Single and Multi-Story Buildings) (Interior and Exterior), as awarded to D&A Building Services, Inc., for the period of September 1, 2011 through August 31, 2012, and authorizing all County documents/payments to reflect accordingly.

42. COURT ORDER:

Authorizing the final twelve (12) month extension of (Bid No. 2009-096-4459 – Annual Contract for Hazardous Material Consultant Services) as awarded to EDI Environmental Technology Inc., for the period of September 1, 2011 through August 31, 2012, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, August 16, 2011

43. COURT ORDER:

Authorizing the final twelve (12) month extension of (Bid No. 2009-118-4633 – Annual Contract for the Purchase of SCBA Cylinder/MSA Equipment) as awarded to Casco Industries, Inc., for the period of September 29, 2011 through September 28, 2012, and authorizing all County documents/payments to reflect accordingly.

44. COURT ORDER:

Authorizing the first twelve (12) month extension 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, for the period of September 20, 2011 through September 19, 2012, and authorizing all County documents/payments to reflect accordingly.

45. COURT ORDER:

Authorizing the first twelve (12) month extension of (Bid No. 2010-086-5203 – Annual Contract for Maintenance of Microfilm Equipment and Consumables) as awarded to HOV Services, Inc., for the period of October 1, 2011 through September 30, 2012, and authorizing all County documents/payments to reflect accordingly.

46. COURT ORDER:

Authorizing the Purchasing Department to solicit Request for Proposal for Laboratory Analysis and Drug Testing Services of Urine and Blood Specimens in accordance with State and Local Government Codes.

47. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Consultant Engineering Services Contract with Lina T. Ramey & Associates, Inc., for the preliminary engineering design of Merrifield Road MCIP Project 40210 in an amount not to exceed \$292,425.60, to be paid from MCIP Fund 196, Project 8201.

48. CALLED BRIEFING SESSION:

See Briefing Agenda.

Commissioners Court Agenda – Tuesday, August 16, 2011

49. 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

*Pending or Contemplated Litigation and Attorney-Client Information

-Michele Marvin vs. Dallas County; DC-10-16333

-Arthur Morrison vs. Cloris Lark; CC-11-02058-D

-Alicia Cason vs. Dallas County; DC-10-01480-F

-Dallas County Schools vs. Dallas County and Dorris Moning;
DC-10-06585

-Kingvision Pay-Per-View, Ltd., Garden City Boxing Club, Inc.,
and Entertainment by J&J Inc. vs. Dallas County, Texas;
07-11471-K

-Hillvale Medical Group Association Educational Division vs.
Dallas County; DC-10-07672-G

-Hillvale Medical Group Association Educational Division vs.
Dallas County; DC-09-02369-J

-Dallas County vs. Hillvale Medical Group Association
Educational Division; DC-07-11086-G

-Arnulfo Aleman, et al. vs. Dallas County, et al.; DC-11-09339

-Joseph Pulliam vs. Dallas County; CC-10-02825-E

-Lisa Teague vs. City of Dallas, et al.; DC-11-0457

-Dallas County vs. Selina Zavala and Gerardo Ramirez;
CC-11-02376-B

*Claims

-Dallas County vs. Jimmy Smith; TW #11-000322

*Deliberations about Real Estate: Tex. Gov. Code Section 551.072

-Property Acquisition – Climate Control Facility

*Consultation with Attorney/Legal Advice

-Redistricting

-Attorney-Client Privilege Matter Concerning Audit of Service of
Civil Process and Constable Duties

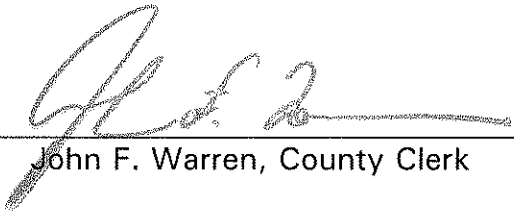
-Contract Compliance Review

Commissioners Court Agenda – Tuesday, August 16, 2011

50. RECESS:

51. RECONVENE IF REQUIRED:

52. ADJOURN:



John F. Warren, County Clerk

DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA

ADDENDUM

August 16, 2011

LEGAL MATTERS / LEGAL ADVICE

Consultation with Legal Counsel:

Discussion of the Dallas County Hospital District Board of Managers and
the Dallas County Commissioners Court regarding CMS SurveyN/A

DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA

ADDENDUM

August 16, 2011

LEGAL MATTERS / LEGAL ADVICE

Consultation with Legal Counsel:

Discussion of the Dallas County Hospital District Board of Managers and
the Dallas County Commissioners Court regarding CMS SurveyN/A