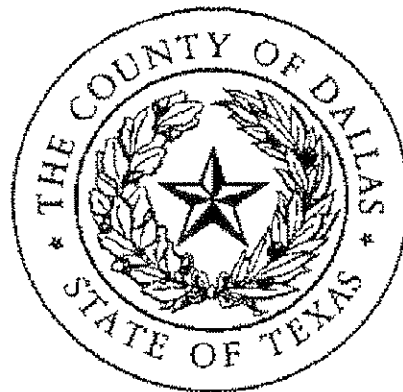


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, December 13, 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:**

**Mr. Stanley Victrum
Dallas County Chief Information Officer
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 los 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, December 13, 2011

7. RESOLUTIONS:

- A. Michelle Robinson
(Presented by Commissioner Mike Cantrell)
- B. Juanita Salazar
(Presented by Commissioner Mike Cantrell)
- C. Juvenile Mental Health Court
(Presented by Commissioner John Wiley Price)
- D. Kathryn Kessler
(Presented by Commissioner John Wiley Price)
- E. Garrett Adcock, Wendy's High School Heisman Finalist
(Presented by Judge Clay Lewis Jenkins)
- F. Dr. Charles Ku/Taiwanese Chamber of Commerce
(Presented by Judge Clay Lewis Jenkins)
- G. Dallas Mavericks, 2011 NBA Champions
(Presented by Judge Clay Lewis Jenkins)

PRESENTATION:

- A. Dallas Metroplex Foster Parent Association
(Presented by Judge Clay Lewis Jenkins and County Treasurer Joe Wells)

8. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF DECEMBER 6-13, 2011:
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED DECEMBER 19, 2011:

Bid No. 2012-027-5854 Sale of County Owned Property @ 899 N. Stemmons Freeway, Dallas, TX.

Commissioners Court Agenda – Tuesday, December 13, 2011

8. CONSENT AGENDA: (Cont'd.)

C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS:

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated December 13, 2011.

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. 2012-004-5768 Annual Contract for Telecommunication Parts/Equipment awarded to: AT&T, Argent Associates, Call One, Inc., GN Hello Direct, Hi-Line Supply, Inc., Snergy Telcom, Technology Resource Center of America, LLD, 3-C Technology, LLC and Kymber Technologies. (CONTRACT DATA PROVIDED SEPTEMBER 27, 2011) BIDS FOR ITEMS 55, 63 AND 80 RESULTED IN A TIE, THE WINNER WILL BE DETERMINED BY ENVELOPE PULL.

Commissioners Court Agenda – Tuesday, December 13, 2011

9. AWARD BIDS/RFP'S: (Cont'd.)

Bid No. 2012-015-5804 Annual Contract for Food Service Utensils and Related Supplies awarded to: American Tex Chem, Calico Industries, Inc., Cook's Direct, Inc., Design Specialties, Inc., Oliver Packaging, Pasco Brokerage, Inc. and Sam Tell & Son, Inc. (CONTRACT DATA PROVIDED OCTOBER 25, 2011)

10. COURT ORDER:

Authorizing Philip Haigh to be paid a total of \$104.00 as full and final settlement by the County of Dallas, Texas for rental reimbursement, 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.

11. COURT ORDER:

Authorizing Onesmus Kamu to be paid a total of \$817.05 as full and final settlement by the County of Dallas, Texas for property damage and rental reimbursement, 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 Jessica Sims, (A Minor) to be paid a total of \$343.00 as full and final settlement by the County of Dallas, Texas for medical expenses and pain and suffering, the County Treasurer is to make this check payable to Jennifer Sims, (Mother of Jessica Sims); State Farm Insurance is to be paid a total of \$2,268.49 as full and final settlement for subrogation demand, 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.

13. COURT ORDER:

Ratifying the proposed settlement signed by the County's representative at mediation with Ms. Woertendyke in the amount of \$115,000.00, and directing the Dallas County Treasurer to prepare a check immediately for delivery within ten (10) days and made payable to Nancy J. Woertendyke and John Weddle.

Commissioners Court Agenda – Tuesday, December 13, 2011

14. COURT ORDER:

Appointing Matrice Ellis Kirk to the North Texas Tollway Board of Directors for a two (2) year term, effective December 13, 2011.

15. COURT ORDER:

Approving the projects, as listed in Table II, for the FY 2012 Permanent Improvement Fund (Fund 126) allocation and that the necessary budgetary transfers be completed to the categories as listed.

16. COURT ORDER:

Authorizing the outlined contract between Dallas County and Schneider Electric Buildings Americas, Inc., for energy performance services, and authorizing the County Judge to execute the contract on behalf of Dallas County.

17. COURT ORDER:

Authorizing payment of outstanding invoices to HHS Applications, LLC for professional services rendered in association with the Institute of Forensic Sciences project.

18. COURT ORDER:

Authorizing the solicitation of the outlined Request for Statement of Qualifications (SOQ) for a Construction Manager at Risk (CMR) for Dallas County Jail Medical Modifications in accordance with Government Code 2267.251 and Dallas County's established policy and procedures.

19. COURT ORDER:

Approving the contract renewal between Dallas County and the Texas Commission on Environmental Quality (TCEQ) to provide funding for the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program, and authorizing the County Judge to sign the contract on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, December 13, 2011

20. COURT ORDER:

Approving acceptance of the contract between Dallas County and the Family Place for services outlined in the contract and as required by the regulations outlined in the Office of Justice Programs Financial Guide, and authorizing the County Judge to sign on behalf of Dallas County.

21. COURT ORDER:

Authorizing the restoration of position #6617 and the downgrade of two (2) positions #6642 and #7377 to salary grade NM and that the Human Resources/Civil Service Department review the positions for proper classification.

22. COURT ORDER:

Authorizing the County Judge to execute the Memorandums of Understanding with the eighteen (18) listed municipalities for intercity inmate transport.

23. COURT ORDER:

Approving the Personal Services Contract with Insight Global for the services of Michelle Wilson, and authorizing the County Judge to sign the contract on behalf of Dallas County.

24. COURT ORDER:

Approving the HIPAA Exemption Election Renewal Document, and authorizing the County Judge to sign the document on behalf of Dallas County.

25. COURT ORDER:

Approving the policy for Governmental Accounting Standards Board (GASB) Statement No. 54 for Comprehensive Annual Financial Report (CAFR) presentation.

26. COURT ORDER:

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

Commissioners Court Agenda – Tuesday, December 13, 2011

27. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending December 13, 2011, in amounts over \$2,500.00 for erroneous or excessive tax payments.

28. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending December 13, 2011, in amounts over \$5,000.00 for erroneous or excessive tax payments and waiving penalty and interest.

29. COURT ORDER:

Approving the outlined Motor Vehicle License Subcontractor Point of Sales Equipment Lease contract with Ron's Food Stores LLC, DBA Minyard Food Store #21, and authorizing the County Judge to sign the contract on behalf of Dallas County.

30. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with Desoto Mac Haik Ford LTD – Mac Haik Ford to lease a remote sticker printing system, and authorizing the County Judge to sign related documents required for the execution of the contract.

31. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with G.W. Imports LP, DBA Goodson Acura of Dallas to lease a remote sticker printing system, and authorizing the County Judge to sign related documents required for the execution of the contract.

32. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with G.W. Imports LP, DBA Goodson Motorcars to lease a remote sticker printing system, and authorizing the County Judge to sign related documents required for the execution of the contract.

Commissioners Court Agenda – Tuesday, December 13, 2011

33. COURT ORDER:

Approving the additional award from Atmos Energy Corporation, in the amount of \$23,303.53, under the Share the Warmth Program, for assistance with energy costs for financially distressed Atmos Energy account holders.

34. COURT ORDER:

Approving the additional services to be provided by TrustComm Trusted Networks under the current service agreement with Dallas County Health and Human Services (DCHHS), as outlined, and authorizing payment of \$2,305.00 for these services from the Cities Readiness Initiative (CRI) grant (466:0:05499:2012:0:0:08725:0).

35. COURT ORDER:

Approving the Memorandum of Agreement with Dallas Metrocare Services for mental health services relating to public health emergencies, and authorizing the County Judge to sign the Agreement on behalf of Dallas County.

36. COURT ORDER:

Approving the Dallas County Health and Human Services/Older Adult Services Program (OASP) Agreements with the Salvation Army Cedar Crest, Oak Cliff and Pleasant Grove to provide meals and program services, and authorizing the County Judge to sign the Agreements on behalf of Dallas County.

37. COURT ORDER:

Approving the Renewal Agreement between Dallas County and Concorde Career Institute to offer vocational nursing students clinical experience in the field of public health, for the period of January 1, 2012 through December 31, 2012, and authorizing the County Judge to sign the Agreement on behalf of Dallas County.

38. COURT ORDER:

Approving the Renewal Agreement for the provision of health services delivery to persons with STD/HIV by the Resource Center of Dallas, and authorizing the County Judge to sign the Agreement on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, December 13, 2011

39. COURT ORDER:

Approving the Department of State Health Services (DSHS) Contract #2012-040377-001, HIV Surveillance – Federal Core with Incidence Specimen, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

40. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services, Document #2011-035742-001, STD/HIV, for the months of January, February, and March, 2012.

41. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services, Document #2011-037503-001, Tuberculosis, for the months of January, February, and March, 2012.

42. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services, Document #2011-037637-001, HIV Surveillance-Perinatal for the months of January, February, and March, 2012.

43. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services, Document #2011-037656-001, Hansen's Disease, for the months of January, February, and March, 2012.

44. COURT ORDER:

Authorizing the County Treasurer, Joe Wells, to release payroll for the Texas Department of Housing and Community Affairs Comprehensive Energy Assistance Program (CEAP) for the months of January, February, and March, 2012.

Commissioners Court Agenda – Tuesday, December 13, 2011

45. COURT ORDER:

Authorizing a thirty (30) day extension (December 11, 2011 through January 10 2012) of (Bid No. 2006-012-1768 – Annual Contract for Ambulance Service) as awarded to Texas Lifeline Corp, and authorizing all County documents/payments to reflect accordingly.

46. COURT ORDER:

Authorizing an extension of (RFP No. 2006-028-1786 – Request for Proposals for Commissary Services for the Dallas County Sheriff) as awarded to Keefe Commissary Group through January 31, 2012, and authorizing all County documents/payments to reflect accordingly.

47. COURT ORDER:

Authorizing a sixty (60) day extension (December 6, 2011 through February 5, 2012) of (Bid No. 2008-008-3174 – Annual Contract for Histology Services) as awarded to Tissue Technique, and authorizing all County documents/payments to reflect accordingly.

48. COURT ORDER:

Authorizing a sixty (60) day extension (February 1, 2012 through March 31, 2012) of (Bid No. 2008-016-3250 – Request for Proposal for Annual Contract for Psychological and Counseling Services for Law Enforcement Personnel) as awarded to Lehman and Associates, and authorizing all County documents/payments to reflect accordingly.

49. COURT ORDER:

Authorizing the extension of (Bid No. 2008-137-3935 – Annual Contract for Carpet, Tile, and Various Floor Covering Repair Services) as awarded to JW Smith and Associates for the period of December 16, 2011 through January 31, 2012, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, December 13, 2011

50. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031 "Changes in Plans and Specifications", the third modification of (Bid No. 2009-086-4428 – Annual Contract for Janitorial Services for the Southern and Southwest Sections of Dallas County) as awarded to Global Building Maintenance Inc., to reflect the termination of janitorial services at Road and Bridge District No. 4 located at 4403 W. Illinois, Dallas, Texas (effective December 15, 2011 @ 11:59 p.m.), and authorizing all County documents/payments to reflect accordingly (estimated contract adjustment/cost savings \$66.60/month).

51. COURT ORDER:

Authorizing the first twelve (12) month extension (January 1, 2012 through December 31, 2012) for RFP No. 2010-071-5139 Request for Proposals for Temporary Personnel Services, as outlined, and authorizing all County documents/payments to reflect accordingly.

52. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031 "Changes in Plans and Specifications", the sixth modification of (Bid No. 2011-023-5334 – Annual Contract for Janitorial Services for the North, West, and East Sections of Dallas County) as awarded to James Enterprise to reflect the termination of janitorial services at 715 Rowlett Road, Garland, Texas (effective December 15, 2011 @ 11:59 p.m.), and authorizing all County documents/payments to reflect accordingly (estimated contract adjustment/cost savings \$85.00/month).

53. COURT ORDER:

Authorizing staff to enter into contract negotiations with the highest ranked firm, Chemicals Reclamation Services, LLC, a wholly owned subsidiary of PSC Environmental Services, LLC with respect to RFP No. 2012-001-5754 Household Hazardous Waste Collection, Recycling, Disposal, and Other Related Program Services.

54. COURT ORDER:

Authorizing the Purchasing Department to solicit Request for Proposal for Psychological Screening and Counseling Services for Law Enforcement Personnel, and authorizing the Purchasing Department to advertise solicitations in accordance with local procurement laws.

Commissioners Court Agenda – Tuesday, December 13, 2011

55. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 with Lina T. Ramey & Associates, Inc., for Subsurface Utility Engineering, in an amount not to exceed \$10,360.00 to be paid from Fund 196, Project 8201 for work in connection with Cockrell Hill Road Project 30226.

56. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 for Engineering Services (survey/design work) with Teague Nall and Perkins, Inc. (TN&P), via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed \$128,000.00 to be paid from the CDBG Combine Haines Road Water Main Improvements Project, CDBG Program Funds in Oracle No. 09480, Years 2008 and 2009, in the amounts of \$97,081 and \$30,919, respectively, on behalf of Dallas County.

57. COURT ORDER:

Authorizing and directing the County Judge to execute the FY 2012 Memorandum of Agreement (MOA) with Dalworth Soil and Water Conservation District (DSWCD) #519 of the four (4) outlined soil and erosion control earthen dams for a one (1) year maintenance term in a not-to-exceed amount of \$29,175, to be paid from General Fund Acct. 105.2550.08312.0000 (County Road & Bridge District No. 5).

58. COURT ORDER:

Authorizing final payment for the Glenville Trail MCIP Project 12109 construction contract with PAEE Corporation, in the amount of \$44,129.89 to be paid from MCIP Fund 196, Project 8201, and accepting the project as complete with no further payment due.

Commissioners Court Agenda – Tuesday, December 13, 2011

59. COURT ORDER:

Consenting to the purchase by Carrollton-Farmers Branch Independent School District of the property at 1500 Broadway, Carrollton, Texas for \$28,891.18 and 1506 Broadway, Carrollton for \$13,088.51, in compliance with the County's "Resale to Public Jurisdiction Policy" outlined in Dallas County Code Chapter 62-91 through 62-96 (Court Order No. 2000-1423) and Section 34.05(h) of the Texas Property Tax Code; and authorizing the District, as trustee, to act on behalf of Dallas County, Dallas County Community College District, the Parkland Hospital District and the Dallas County School Equalization Fund in execution of a Quitclaim Deed(s) to effectuate the sale of the Properties to the District.

60. COURT ORDER:

Authorizing the award of Bid No. 2012-011-5793 – Annual Contract for HVAC Systems Chemical Water Treatment and Consulting Services to the lowest and best bidder, Garratt Callahan Company, based on an estimated annual total amount of \$54,300.00 for the period of December 13, 2011 through December 12, 2012, and authorizing all County documents/payments to reflect accordingly.

61. CALLED BRIEFING SESSION:

See Briefing Agenda.

62. 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

-Nancy J. Woertendyke vs. Dallas County, Texas;
DC-09-16445-B

-State Farm Mutual Automobile Ins. Co. as Subrogee of
David Counts vs. Dallas County; JC-11-00215-G

-Ida Porier vs. County of Dallas, et al.; CC-10-03610-E

Commissioners Court Agenda – Tuesday, December 13, 2011

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

Subjects: *Claims

-Francisco Daniel Romero vs. Dallas County; TW #11-000566

*Consultation with Attorney/Legal Advice

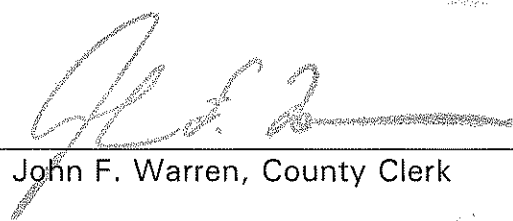
-Attorney-Client Privilege Matter Concerning Audit of Service of Civil Process and Constable Duties

-Consultation with Attorneys and any necessary action, RE: Constables Civil Service Grievance Hearings

63. RECESS:

64. RECONVENE IF REQUIRED:

65. ADJOURN:



John F. Warren, County Clerk