

ADDENDUM TO AGENDA

COMMISSIONERS COURT - DALLAS COUNTY, TEXAS

TUESDAY, JULY 5, 2011

9:00 A.M.

Received: 6/30/2011 @ 2:00 P.M.

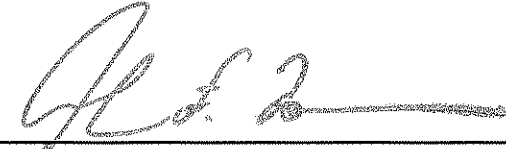
Received: 7/1/2011 @ 4:19 P.M.

A1. COURT ORDER:

Authorizing the County Judge to sign the Memorandum of Agreement with the Texas Commission on Environmental Quality (TCEQ) to control air pollution from motor vehicles through locally enforced vehicle idling limits.

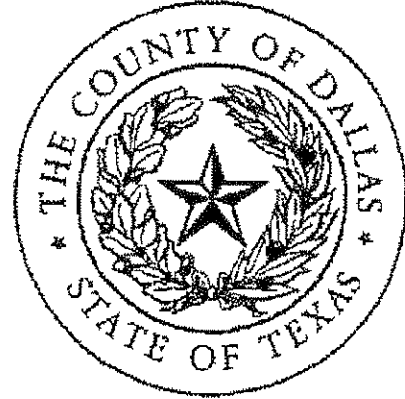
A2. COURT ORDER:

Approving the creation of two (2) Attorney II positions in the Public Defender's Office for County Criminal Court #5 effective July 6, 2011, and authorizing the Human Resources/Civil Service to create the two (2) positions with funds available from Unallocated Reserves.



John F. Warren, County Clerk

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, July 5, 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 Adjourn Court for the June Term:**
- 5. Motion To Open Court for the July Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Pastor Gregory L. Drake
Jubilee Community Church
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 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. código 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, July 5, 2011

8. RESOLUTIONS:

- A. Community Supervision and Corrections Department (CSCD)
(Presented by Commissioner John Wiley Price)
- B. Northwood University & IEEW Peace Through Business Program
(Presented by Commissioner Dr. Elba Garcia)
- C. Dallas Baptist University Baseball Team
(Presented by Judge Clay Lewis Jenkins)

9. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF JUNE 28 – JULY 5, 2011:
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 7, 2011:

Bid No. 2011-085-5653 Annual Contract for Infectious and Bio-Hazardous Medical Waste Removal / Pickup and Disposal Services. (CONTRACT DATA PROVIDED APRIL 26, 2011)

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 11, 2011:

Bid No. 2011-087-5655 Contract for the Purchase and Installation of High Efficiency Gas / Electric Roof Top Package Units and Split System Units.

Commissioners Court Agenda – Tuesday, July 5, 2011

9. CONSENT AGENDA: (Cont'd.)

B. OPEN BIDS/RFP'S: (Cont'd.)

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 14, 2011:

Bid No. 2011-082-5627 Annual Contract for Full Service Elevator/Escalator Maintenance. (OPENING EXTENDED DUE TO ADDENDUM) (CONTRACT DATA PROVIDED JUNE 28, 2011)

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 18, 2011:

Bid No. 2011-073-5568 Request for Proposals for Contract for Purchase of Non-Residential Services. (OPENING EXTENDED DUE TO ADDENDUM)

THE FOLLOWING BIDS/RFP'S TO BE OPENED AUGUST 1, 2011:

Bid No. 2011-080-5619 Request for Proposal for Contract for Purchase of Residential Services for Dallas County Juvenile Department.

C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS:

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated July 5, 2011.

E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

*Letters to Mayors for the Community Development Block Grant Consortium Cities

F. TRANSFER OF FUNDS:

Commissioners Court Agenda – Tuesday, July 5, 2011

9. CONSENT AGENDA: (Cont'd.)

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

H. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

10. COURT ORDER:

Authorizing Tina Robinson to be paid a total of \$1,891.00 as full and final settlement by the County of Dallas, Texas for bodily injury as a result of an accident on or about January 12, 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.

11. COURT ORDER:

Authorizing the outlined Employment Agreement with Darryl Martin with an effective date of July 5, 2011, and authorizing the County Judge to execute the agreement on behalf of Dallas County.

12. COURT ORDER:

Appointing/Re-appointing Ryan Brown to the North Texas Behavioral Health Authority for a two (2) year term, effective July 5, 2011 through January 31, 2013.

13. COURT ORDER:

Increasing the membership of the Dallas County Child Welfare Board from seven (7) members to thirteen (13) members, two (2) members appointed by each member of the Court and three (3) joint appointments; and adding the position of Secretary to the By-Laws.

Commissioners Court Agenda – Tuesday, July 5, 2011

14. COURT ORDER:

Awarding SOQ 2010-024-4884, Statement of Qualifications for Design/Build Services for a New Grand Prairie Subcourthouse to GSRA + HWH, LLC, and authorizing the County Judge to execute the ensuing contract on behalf of Dallas County.

15. COURT ORDER:

Awarding SOQ 2011-007-5274, Statement of Qualifications for Professional Construction Project Management and On Site Representation to Hill International, Inc., in accordance with Government Code, Chapter 2254.004, and authorizing the County Judge to execute the ensuing contract on behalf of Dallas County.

16. COURT ORDER:

Authorizing the contract between Dallas County and Dallas Independent School District (DISD) to provide educational services to eligible individuals in County correctional facilities, and authorizing the County Judge to execute the documents on behalf of Dallas County.

17. COURT ORDER:

Authorizing the creation of forty (40) Detention Service Officer positions in order to provide staffing for the 10th floor of the George Allen Jail.

18. COURT ORDER:

Authorizing County Criminal Court of Appeals #1, Judge Wade's initiative to use a substitute court reporter rather than a full-time court reporter, with the savings of \$43,360 being split between balancing the FY 2012 Budget and Judge Wade's DDA.

19. COURT ORDER:

Authorizing the submission of the cooperative agreements and documents required for the County's continued participation in the Community Development Block Grant (CDBG), HOME, and Emergency Shelter Grant programs for the three (3) year period beginning FY 2012, and authorizing the County Judge to sign the agreements and documents related to this submission on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, July 5, 2011

20. COURT ORDER:

Authorizing the County Judge to execute the required Amendment for the FY2010 Cedar Hill ADA Accessibility Project (Oracle 09511) to include reallocated Community Development Block Grant (CDBG) funds (\$59,400.51) from two (2) completed projects (\$46,507.33 from the FY2008 Cedar Hill Main Street Waterline Replacement Project and \$12,893.18 from the FY2009 Cedar Hill Sidewalk and Accessibility Improvement Project).

21. COURT ORDER:

Approving the extension of the Personal Services Contract with ARC, Austin Ribbon + Computer for the services of Tom Acker, and authorizing the Dallas County Judge to sign Amendment No. 1 on behalf of Dallas County.

22. COURT ORDER:

Approving the extension of the Personal Services Contract with MAKE Corporation for the services of Carlos Blanco, and authorizing the Dallas County Judge to sign Amendment No. 1 on behalf of Dallas County.

23. COURT ORDER:

Approving the Justice Assistance Grant (JAG) funding for Sypherlink's Professional Services Contract (DIR-SDD-1448) for DCIM NIEM HUB Enhancements in the amount of \$28,800.

24. COURT ORDER:

Approving the term appointments for the Sheriff's Department Civil Service Commission: two (2) years (February 1, 2011 through January 31, 2013) for Harlan Harrison (Commissioners Court) and James Mitchell (District Attorney), and one (1) year (February 1, 2011 through January 31, 2012) for Juanita Nanez (Sheriff).

25. COURT ORDER:

Approving an exception to the Nepotism Policy for the employees of the District Attorney's Office, as outlined.

Commissioners Court Agenda – Tuesday, July 5, 2011

26. COURT ORDER:

Approving the Human Resources/Civil Service Department to publicize the discounted program; collect membership fees from employees and disburse all funds to The Texas Club in compliance with the County Auditor and County Treasurer's requirements; and authorizing the County Judge to sign the agreement for participation.

27. COURT ORDER:

Approving the revisions to the Dallas County Code, Chapter 86, Personnel and Employment Sections 86-751 and 86-971 through 86-978, as outlined, and the incorporation of such policy revisions into the Dallas County Code.

28. COURT ORDER:

Approving the outlined Agreement for Mutual Aid in a Disaster Assistance, and approving the County Judge to execute the Agreement on behalf of Dallas County.

29. COURT ORDER:

Authorizing the expansion of the Dallas County Homeland Security Advisory Committee civilian membership.

30. COURT ORDER:

Authorizing the renewal of the Interlocal Agreement with the Texas Department of Transportation (TxDOT) for the Courtesy Patrol Program, and authorizing the County Judge to sign all related documents.

31. COURT ORDER:

Approving a contract with RLS Supermarket Stores, LLC – DBA Minyard Food Stores, and authorizing the County Judge to sign the contract on behalf of the County.

32. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending July 5, 2011, in amounts over \$2,500.00 for erroneous or excessive tax payments.

Commissioners Court Agenda – Tuesday, July 5, 2011

33. COURT ORDER:

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

34. COURT ORDER:

Authorizing the Dallas County Purchasing Department to issue all related purchase orders for the full procurement to implement various building security improvements for several County buildings.

35. COURT ORDER:

Approving acceptance of a donation from the Harold Simmons Foundation in the amount of \$20,000.00, for the purchase and installation of air conditioning units for victims of heat crisis in Dallas County; and authorizing a discretionary exemption from competitive purchasing requirements as allowed by Local Government Code, Chapter 262.024(a)(2).

36. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services (DSHS), Document #2010-035368-001, CPS-Bioterrorism Preparedness, for the months of August, September, and October, 2011.

37. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services (DSHS), Document #2010-035441-001, CPS/LRN-PHEP, for the months of August, September, and October, 2011.

38. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services (DSHS), Document #2010-035577-001, CPS-Cities Readiness Initiative, for the months of August, September, and October, 2011.

Commissioners Court Agenda – Tuesday, July 5, 2011

39. COURT ORDER:

Approving the outlined amended Dallas County Home Loan Counseling Center (DCHLCC) Upfront Cost Assistance Program (UPCAP) Administrative Plan.

40. COURT ORDER:

Approving the 2011-2012 City Homeless Rental Assistance Program under the Homeless Interlocal Cooperation Contract with the City of Dallas, in the amount of \$300,000 inclusive of the 25% County match, with a term of October 1, 2011 through September 30, 2012, and authorizing the County Judge to sign the contract and related documents on behalf of Dallas County.

41. COURT ORDER:

Approving the award of FY 2011 Ryan White Treatment Extension Act of 2009 (TEA) Part A Formula funds in the amount of \$2,726 to service providers, as outlined, and authorizing the County Judge to sign the contract amendments with the specific service providers on behalf of Dallas County.

42. COURT ORDER:

Approving the award of DSHS FY 2011 Ryan White Part B Formula funds in the amount of \$386,502, as outlined in Attachment A, and authorizing the County Judge to sign the contract amendments with the specific service providers on behalf of Dallas County.

43. COURT ORDER:

Approving the outlined fee schedule for the Institute of Forensic Sciences, and authorizing the implementation of the revised fee schedule effective July 1, 2011.

44. COURT ORDER:

Authorizing an extension of RFP No. 2005-139-1725 – Request for Proposals for a Five (5) Year Management Services Contract for Dallas County Parking Garages (August 1, 2011 through August 31, 2011) as awarded to Ace Parking, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, July 5, 2011

45. COURT ORDER:

Authorizing a sixty (60) day extension (July 23, 2011 through September 22, 2011) of Bid No. 2008-070-3520 – Annual Contract for Law Enforcement Uniforms with Uniforms, Inc., and authorizing all County documents/payments to reflect accordingly.

46. COURT ORDER:

Authorizing the award of (RFQ No. 2010-070-5138 – Request for Qualifications for Level 1 IT Help Desk Service Provider to DFW Technology, and authorizing the County Judge to sign the ensuing contract on behalf of Dallas County.

47. COURT ORDER:

Authorizing the cancellation of Bid No. 2011-061-5526 – Annual Contract for the Purchase and Printing of Optical Scan Ballots and Audio Ballot Voice Files Conversion for the Election System & Software, rejecting all bids received from award consideration, and authorizing staff to re-solicit bids under revised specifications at a later date.

48. COURT ORDER:

Rendering Aramark Correctional Services and Keefe Commissary Network as susceptible firms to enter into step two of the approved process, as outlined in RFP No. 2011-072-5567, Request for Proposals for Commissary Services for the Dallas County Sheriff's Department.

49. COURT ORDER:

Authorizing the approval of the outlined Master Interlocal/Cooperative Purchasing Agreement between Dallas County and Public Transit Services, and authorizing the County Judge to execute the Agreement on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, July 5, 2011

50. COURT ORDER:

Amending Commissioners Court Order No. 2011-666 (04/05/11), deleting only the award of the property located at 2345 Fuqua Road, Rowlett, Texas to Strong Tower Church in the amount of \$30,000.00, terminating the Offer and Purchase Agreement dated February 22, 2011 executed by Leonard Peoples on behalf of Strong Tower Church; and retaining the entire bid deposit of \$3,000.00 to be distributed/deposited, as outlined.

51. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Master Agreement governing the Major Capital Improvement Program with the City of Farmers Branch-District 1 and City of Richardson-District 1.

52. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 for Laboratory Services (materials testing work) with Rone Engineering Services, Ltd., via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed \$7,095.00, to be paid from the CDBG FY 2009 Glenn Heights Morgan Heights Water Main Improvements Project, Program Funds in Oracle No. 09505 Year 2006 on behalf of Dallas County.

53. COURT ORDER:

Authorizing and directing the County Judge to execute Work Order No. 2 for Laboratory Services with Alliance Geotechnical Group via a current Indefinite Delivery Indefinite Quantity Contract in an amount not-to-exceed \$8,842.00, to be paid from Dallas County's Bridge Fund Account No. 105.2550.08312.0000 for the Erosion and Bridge Structure Repairs of the Belt Line Road Bridge Over Trinity River Project.

54. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Amendment No. 1 to the Consultant Engineering Services Contract with Dal-Tech Engineering, Inc., for the Wintergreen Road MCIP Project 47302 from Main Street to Cockrell Hill Road in the amount of \$71,935.00, to be paid from MCIP Fund 196, Project 8201.

Commissioners Court Agenda – Tuesday, July 5, 2011

55. COURT ORDER:

Authorizing and directing the County Judge to execute a Construction Contract with Fox Contractors, Inc., for the installation of the CDBG FY 2009 Glenn Heights Morgan Heights Water Main Improvements project in the total bid amount not-to-exceed \$120,917.50, to be paid from Oracle No. 09505 (2006), (2009), and (2010), in the amounts of \$2,365.09, \$47,241.41, and \$71,311.00, respectively, totaling \$120,917.50.

56. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Modification No. 1 to the Scope of Services to the contract for Preliminary Consultant Engineering Services with Lina T. Ramey & Associates, Inc., in an amount not to exceed \$268,685.59, to be paid from MCIP Fund 196, Project 08201 for the Ledbetter/Grady Niblo MCIP Project.

57. COURT ORDER:

Approving acceptance of the donation in the amount of \$181,125.12 from TXU Energy for the provision of utility payment assistance to those financially distressed TXU Energy customers in Dallas County.

58. CALLED BRIEFING SESSION:

See Briefing Agenda.

59. 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, July 5, 2011

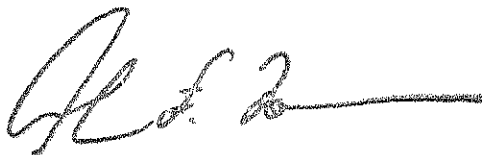
59. CALL EXECUTIVE SESSION: (Cont'd.)

- Subjects: *Pending or Contemplated Litigation and Attorney-Client Information
- Dallas County Schools vs. Dallas County and Dorris Moning; DC-10-06585-H
 - Ida Poirier vs. County of Dallas; CC-10-03610-E
 - Attorney-Client Privilege Matter Concerning Audit of Service of Civil Process
 - Alicia Cason vs. Dallas County; DC-10-01480-F
- *Personnel
- Grievance Decision – Darian Fisher
 - Grievance Decision – LaParker Smith
- *Claims
- Issac Perkins vs. Dallas County; TW #11-000336
- *Consultation with Attorney/Legal Advice
- Redistricting

60. RECESS:

61. RECONVENE IF REQUIRED:

62. ADJOURN:



John F. Warren, County Clerk

**DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA**

July 5, 2011

ADDENDUM

PERSONNEL

Grievance Decision - Dennis JonesInsert

**PENDING OR CONTEMPLATED LITIGATION AND ATTORNEY CLIENT
INFORMATION Tex. Gov. Code. §§551.071(1)(A) and (B)**

Alicia Cason vs. Dallas County; Cause No. DC-10-01480-FInsert