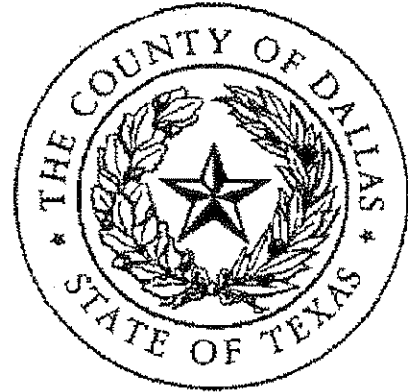


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, May 31, 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:**

**Pastor Hsa Twel
Karen Baptist Fellowship of Gaston Oaks
Dallas, Texas**

- 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.

- 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.

Commissioners Court Agenda – May 31, 2011

7. RESOLUTIONS:

- A. Southern Methodist University (SMU) Project
(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 MAY 24-31, 2011:
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JUNE 6, 2011:

Bid No. 2011-072-5567 Request for Proposals for Commissary Services for the Dallas County Sheriff.

Bid No. 2011-078-5613 Annual Contract for the Purchase of Dairy Products. (CONTRACT DATA PROVIDED MAY 24, 2011)

THE FOLLOWING BIDS/RFP'S TO BE OPENED JUNE 9, 2011:

Bid No. 2011-079-5618 CDBG FY2009 Glenn Heights Morgan Heights Water Main Improvements Project – City of Glenn Heights.

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

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated May 31, 2011.

- E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

Commissioners Court Agenda – May 31, 2011

8. CONSENT AGENDA: (Cont'd.)

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. 2011-065-5544 Annual Contract for an Enterprise Wide Preventive Maintenance Agreement and Service Repair for Scanners awarded to: Office Store Depot. (CONTRACT DATA PROVIDED MAY 3, 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 June 1, 2011 through June 30, 2011.

11. COURT ORDER:

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

12. COURT ORDER:

Authorizing the Civil Division of the Dallas County Criminal District Attorney's Office to retain Dr. Paul Strube as an expert witness at the rate of \$600 to review records and draft a report, and \$150 to draft a counter-affidavit, and \$200 per hour for all other services in Cause No. cc-11-02759-D, styled *Lidia Pacheco v. Dallas County*.

Commissioners Court Agenda – May 31, 2011

13. COURT ORDER:

Appointing/Re-appointing Mildred Derrough Pope to the Dallas County Historical Commission for a two (2) year term, effective May 31, 2011 through January 31, 2013.

14. COURT ORDER:

Authorizing the deletion of the Human Resources Administrator, grade G, position #3658 and the Special Assistant District Clerk, grade F, position #3687, along with the creation of a Quality Assurance Administrator anticipated to be a grade H in the District Clerk's Office.

15. COURT ORDER:

Authorizing the deletion of a Clerk I, grade 5, position #1237 and classification review of a Clerk III, grade 7, position #115 in the Elections Department.

16. COURT ORDER:

Authorizing the deletion of the Clerk II, grade 6, position #6902 authorized in Justice of the Peace 3-3.

17. 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.

18. COURT ORDER:

Approving submission of a grant application to the Substance Abuse and Mental Health Administration in response to Request for Applications No. TI-11-101, Adult Treatment Court Collaboratives, and authorizing the Dallas County Judge to sign all related application documents on behalf of Dallas County.

Commissioners Court Agenda – May 31, 2011

19. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending May 31, 2011, in amounts over \$2,500.00 for erroneous or excessive tax payments.

20. COURT ORDERS: (2)

Approving refunds to taxpayers, as listed, for the period ending May 31, 2011, in amounts over \$5,000.00 for erroneous or excessive tax payments and for waiving penalty and interest.

21. COURT ORDER:

Approving the Dallas County Health and Human Services/Older Adult Services Program Agreement with the Texas Performing Chinese Arts Association U.S.A., and authorizing the County Judge to sign the Agreement on behalf of Dallas County.

22. COURT ORDER:

Authorizing Dallas County Health and Human Services (DCHHS) to enter a Contract with the Dallas Independent School District (DISD) for rental of the Jesse Owens Memorial Complex, Ellis Davis Field House, for the Section 8 waiting list pre-application intake session, scheduled for July 14, 2011, for a cost of \$5,430, and authorizing payment for usage of the facility and all other associated costs from the Housing Choice Voucher Program budget (467.08001).

23. COURT ORDER:

Authorizing a sixty (60) day extension (June 1, 2011 through July 31, 2011) of (RFP No. 2005-139-1725 – Request for Proposals for a Five (5) Year Management Services Contract for Dallas County Parking Garages) as awarded to Ace Parking, and authorizing all County documents/payments to reflect accordingly.

24. COURT ORDER:

Authorizing the second twelve (12) month extension of (Bid No. 2009-081-4423 – Annual Contract for Keys and Locks) as awarded to Complete Security Service for the period of July 21, 2011 through July 20, 2012, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – May 31, 2011

25. COURT ORDER:

Authorizing the County Judge to execute the outlined Novation Agreement with Western Paper Company and Gould Paper Company dba/Western-BRW Paper Company for the liability of Bid No. 2010-007-4703, Annual Contract for the Purchase of Paper for Office Use, for the balance of the contract period and in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

26. COURT ORDER:

Authorizing staff to enter into contract negotiations with the highest ranked firm, Ace Parking Management, for RFP No. 2010-079-5188, Request for Proposals for a Five (5) Year Management Services Contract for Dallas County Parking Garages.

27. COURT ORDER:

Authorizing the approval of the outlined contract agreement between Dallas County and Bank of America for RFA 2011-056-5509, Request for Application for Dallas County Bank Depository Services, effective June 8, 2011 through June 7, 2015, and authorizing the County Judge to execute said agreement on behalf of Dallas County.

28. COURT ORDER:

Rendering Elavon, FIS/Metavante, Govolution, JP Morgan Chase and Official Payments as susceptible firms to proceed to Step Two of the approved High Technology procedures established in RFP No. 2011-057-5513, Request for Proposals for Merchant Services for Electronic Payments and Bank Card Processing Services.

29. COURT ORDER:

Authorizing the final twelve (12) month extension of the Professional Services Agreement for Code Codification as entered into with Municipal Code Corporation for the period of May 30, 2011 through May 29, 2012, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – May 31, 2011

30. COURT ORDER:

Authorizing this livestock (3 donkeys) as representative of the items to be sold in the upcoming online auction, and authorizing all County departments/inventories to reflect accordingly.

31. COURT ORDER:

Authorizing the Purchasing Department to solicit Request for Proposal for Residential Substance Abuse Treatment Services for Dallas County Community Supervision and Corrections Department, in accordance with State and Local Government Codes.

32. COURT ORDER:

Accepting the amended City of Dallas Land Assembly Program proposals submitted by East Dallas Community Organization on the properties located at 5408 Bexar Street and 2440 Starks Avenue, Dallas, Texas, extending the term for the development periods of the Properties to March 30, 2013 and May 17, 2013, and authorizing the City of Dallas to execute amendments to the deed restrictions to extend said times to complete the development of the Properties.

33. COURT ORDER:

Authorizing the County Judge to execute Amendment No. 3 to the Indefinite Delivery Indefinite Quantity Contract with Halff Associates, Inc., awarding the one hundred twenty (120) day extension (September 30, 2011) or until the completion of all active, fully authorized work orders, which ever occurs last; to allow the Civil Section of the District Attorney's Office ample time to research state statues and develop the legal process to solicit right of way IDIQ contract services.

34. COURT ORDER:

Authorizing the City of Dallas, as Trustee, to solicit sealed bids, and consent to sale of listed tax foreclosure properties to the highest bidder even if the bid tendered is less than the market value of the land specified in the judgment or the total amount of the judgment.

Commissioners Court Agenda – May 31, 2011

35. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Advance Funding Agreement for Project Using Funds Held in the State Highway 121 Subaccount Amendment No. 1 with TxDOT for the Miller Road MCIP Project 27501, to be funded by the State of Texas (through TxDOT) in the amount of \$9,949,496.00 and by the local government (through Dallas County) in the amount of \$2,487,375.00, with the local government match to be funded by Dallas County (\$1,243,689.00), the City of Garland (\$621,843.00), and the City of Rowlett (\$621,843.00) and State payment of \$8,329,692.00 for construction in 2011 rather than 2012.

36. CALLED BRIEFING SESSION:

See Briefing Agenda.

37. 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

-Linda Pearl Wilson vs. Dallas County; 03:11-CV-0879-F

-James Polk vs. Dallas County; DC-10-03558

-State Farm Automobile Insurance Company vs. Dallas County;
JC-11-00184-H

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

-In Re: David Scot Lynd; DC-10-06759

-Attorney-Client Privilege Matter Concerning Audit of Service of
Civil Process

*Claims

-Dallas County vs. Cuong Vo; TW #11-000210

-Willie Garnett – Subrogation Claim Reduction Request; Claim
#08013077

Commissioners Court Agenda – May 31, 2011


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

Subjects: *Consultation with Attorney/Legal Advice
-Redistricting
-Deliberation Regarding Duties & Responsibilities – Position
#0071
*Security
-Signage

38. RECESS:

39. RECONVENE IF REQUIRED:

40. ADJOURN:



John F. Warren, County Clerk