

ADDENDUM TO AGENDA

COMMISSIONERS COURT - DALLAS COUNTY, TEXAS

TUESDAY, OCTOBER 4, 2011

9:00 A.M.

Received: 9/29/2011 @ 2:24 P.M.

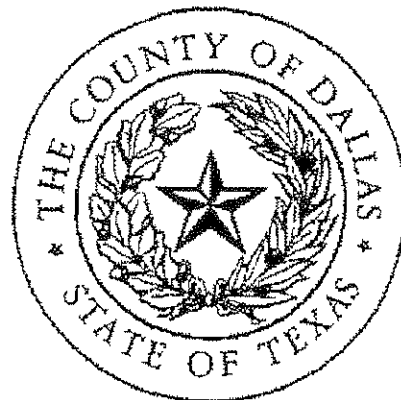
A1. COURT ORDER:

Authorizing the changes in the service of civil process, writs and Justice of the Peace civil process and warrants, as outlined, with the Sheriff's Office being authorized the following additional staffing: (a) one (1) Deputy III, one (1) Clerk III, three (3) Clerk II and continuation of 18 Deputy Sheriff positions that would have been otherwise deleted effective November 1, 2011; in addition the following deletions will be effective November 1, 2011 in the Constable Offices based on the change in workload: (a) Constable Precinct One deletion of one (1) Deputy II, five (5) Deputy and three (3) Clerk I positions; (b) Constable Precinct Two Deletion of one (1) Deputy II, two (2) Deputy and two (2) Clerk I positions; (c) Constable Precinct Three deletion of one (1) Deputy II, four (4) Deputy and three (3) Clerk I positions; (d) Constable Precinct Four deletion of one (1) Deputy II, one (1) Deputy and three (3) Clerk I positions; and (e) Constable Precinct Five deletion of three (3) Deputy and two (2) Clerk I positions.



John F. Warren, County Clerk

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, October 4, 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 September Term:**
- 5. Motion To Open Court for the October Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Pastor Tyrone Gordon
St. Luke "Community" United Methodist
Church
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 – Tuesday, October 4, 2011

8. RESOLUTIONS:

- A. National Cyber Security Awareness Month
(Presented by Commissioner Mike Cantrell)
- B. Family Violence Prevention
(Presented by Commissioner Dr. Elba Garcia)
- C. Crime Prevention
(Presented by Judge Clay Lewis Jenkins)
- D. Mental Illness Awareness Week
(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 SEPTEMBER 27 – OCTOBER 4, 2011:
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED OCTOBER 10, 2011:

Bid No. 2012-004-5768 Annual Contract for Telecommunication Parts and Equipment. (CONTRACT DATA PROVIDED SEPTEMBER 27, 2011)

Bid No. 2012-005-5771 Demolition and Reconstruction of a New Single Family Home located at 405 E. Hickman, Hutchins, Texas (Davis).

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

Commissioners Court Agenda – Tuesday, October 4, 2011

9. CONSENT AGENDA: (Cont'd.)

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated October 4, 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.

10. AWARD BIDS/RFP'S:

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 awarded to: RLP Mechanical Contractors, Inc.

Bid No. 2011-102-5731 Annual Contract for the Purchase of Road and Highway Building Material awarded to: APAC Texas Inc., Austin Asphalt L.P., Cleveland Asphalt Products, Inc., Crafcot Texas, Inc., Ergon Asphalt & Emulsions, Inc., Heartland Asphalt Materials, Professional Coating Technologies and Vance Bros., Inc. (CONTRACT DATA PROVIDED SEPTEMBER 6, 2011)

Bid No. 2011-105-5752 Demolition and Reconstruction of a New Single Family Home located at 2104 Cain Rd., Seagoville, Texas (Dewey) awarded to: Texan Certified Homes.

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11. COURT ORDER:

Directing the Dallas County Treasurer to issue a check in the amount of \$19,097.21, made payable to Joseph Legere & Associates, P.C., and Oralia Zuniga in Cause No. 10-05508, styled *Oralia Zuniga, individually and as next friend of Julian Zuniga, a minor child v. Dallas County*.

12. COURT ORDER:

Appointing Antoinette Pippins-Poole as Dallas County's Election Administrator and approving her annual starting salary, in the amount of \$89,261.52, with an effective date of September 24, 2011.

13. COURT ORDER:

Appointing Regina Story to serve on the Dallas County Historical Commission for an unexpired term, effective October 4, 2011 through January 31, 2013.

14. COURT ORDER:

Approving the outlined Interlocal Cooperation contract for the Urban Land Bank Demonstration Program with the City of Dallas for the period of October 1, 2011 through September 30, 2012, and authorizing the County Judge to execute the contract on behalf of Dallas County.

15. COURT ORDER:

Authorizing Trash King, Ltd., be paid \$102,006.17 for past due invoices for the period January 2008 through May 2010 under the terms and conditions of Bid No. 2009-059-4306, Annual Contract for Commercial and Industrial Solid Waste/Refuse Collection and Disposal Services.

16. COURT ORDER:

Authorizing the acceptance of the seized vehicle (VIN #WPOCA29861U621574) to be used on a limited basis by the District Attorney's Office.

Commissioners Court Agenda – Tuesday, October 4, 2011

17. COURT ORDER:

Authorizing the donation of a 2005 Hummer H2 to the Sheriff's Department to be used for promotion and recruitment as approved by the Texas Auto Burglary and Theft Prevention Authority.

18. COURT ORDER:

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

19. COURT ORDER:

Approving the appointments for George Quesada, Dwayne Bishop, and Mandy Price to serve on the Special Civil Service Commission upon scheduling with the Secretary to the Civil Service Commission (the Director of Human Resources), not to exceed ten (10) working days at an estimated cost of approximately \$12,220.

20. COURT ORDER:

Acknowledging the acquisition of Pay Flex Systems USA, Inc. (PayFlex) by Aetna, Inc., and approve waiving the contractual termination rights with PayFlex Systems, Inc., and authorizing Judge Jenkins to sign the Pay Flex Waiver, as outlined, on behalf of Dallas County.

21. COURT ORDER:

Receiving the filing of the FY 2011/2012 assessment due the First Administrative Judicial Region in the amount of \$140,483.19.

22. COURT ORDER:

Approving Amendments Number 4 to the Texas Department of Housing and Community Affairs (TDHCA) DOE ARRA Weatherization Assistance Program Contracts with the cities of Mesquite and Richardson, Contract Numbers 16090000763 and 16090000764, and Amendment Number 5 to the Contract with the City of Irving, Contract No. 16090000748, which extend the contract terms through December 31, 2011, as outlined, and authorizing the County Judge to electronically sign the Contract Amendments on behalf of Dallas County.

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23. COURT ORDER:

Approving the Renewal Agreement for Subcontracting Child Immunization Services between the City of Richardson and Dallas County Health and Human Services (DCHHS), and authorizing the County Judge to sign the agreement and all related documents on behalf of Dallas County.

24. COURT ORDER:

Approving the Dallas County Health and Human Services (DCHHS) Older Adult Services Program Transportation Service Agreement with the three (3) site sponsors outlined in Attachment "A", and authorizing the County Judge to sign the transportation agreements on behalf of Dallas County.

25. COURT ORDER:

Approving the service agreement between Dallas County Health and Human Services (DCHHS) and TrustComm Trusted Networks for the provision of network connectivity services, for a cost of \$5,359.00, and authorizing payment of these costs from the Cities Readiness Initiative (CRI) grant (466:0:05499:2012:0:0:08725:0).

26. COURT ORDER:

Approving the Professional Services Contract between Dallas County Health and Human Services (DCHHS) and Howard Aldridge, Jr., licensed pharmacist, for pharmacy services not to exceed \$10,000.00, and authorizing the County Judge to sign the contract on behalf of Dallas County.

27. COURT ORDER:

Approving authorization for the County Treasurer, Joe Wells, to release payroll for Texas Department of State Health Services (DSHS), Document No. 2011-037253-001, Refugee, for the months of October, November and December 2011.

28. COURT ORDER:

Approving renewal of the Interlocal Agreement (ILA) between Dallas County and The University of Texas Southwestern Medical Center at Dallas (UTSW) for disposition of indigent and unclaimed decedents, and authorizing the County Judge to execute necessary contract documents on behalf of Dallas County.

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29. COURT ORDER:

Approving the outlined Interlocal Agreement (ILA) between Dallas County and The University of Texas Southwestern Medical Center at Dallas (UTSW) for transport of decedent services on behalf of the Office of the Medical Examiner, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

30. COURT ORDER:

Authorizing the first twelve (12) month extension of (Bid No. 2010-003-4661 – Annual Contract for Newspaper Advertising) as awarded to Daily Commercial Records, Inc., for the period of November 1, 2011 through October 31, 2012, and authorizing all documents/payments to reflect accordingly.

31. COURT ORDER:

Authorizing staff to enter into contract negotiations with the highest ranked firm, JP Morgan Chase with respect to RFP No. 2011-057-5513, Request for Proposals for Merchant Services for Electronic Payments and Bank Card Processing Services.

32. COURT ORDER:

Authorizing the first twelve (12) month extension of (Bid No. 2011-021-5329 – Annual Contract for Mattress Supplies) as awarded to Fred Clark Felt Company, Inc., and DAF Products, Inc., for the period of December 14, 2011 through December 13, 2012, and authorizing all County documents/payments to reflect accordingly.

33. COURT ORDER:

Authorizing the listed livestock (eleven (11) donkeys and one (1) horse) as representative of the items to be sold in the upcoming online auction, and authorizing all County departments/inventories to reflect accordingly.

34. COURT ORDER:

Authorizing the award of (Bid No. 2011-082-5627 – Annual Contract for Full Service Elevator/Escalator Maintenance) to the lowest and best bidder, United Elevator Services, Inc., and authorizing all documents/payments to reflect accordingly, effective October 1, 2011 through August 31, 2014.

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35. CALLED BRIEFING SESSION:

See Briefing Agenda.

36. 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
- Appointment of a Temporary Justice of the Peace, Precinct 5, Place 1

*Pending or Contemplated Litigation and Attorney-Client Information

- Dallas County Constable Beth Villareal, et al. vs. Dallas County, et al.; Civil Action 3:11-CV2233-F
- Sari Hart, et al. vs. Dallas County and Parkland Health & Hospital System Auxiliary; DC-10-02822-B
- James Polk vs. Dallas County; DC-10-03558-B
- Tjuannah Walker vs. Dallas County; CC-09-07481-C
- Milad Nasrallah, Sr., et al. vs. Jim Foster; 191st Judicial District Court of Dallas County, Texas; 09-16681

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

- Potential Property Sale - 899 Stemmons (Decker Facility)
- Potential Purchase of Property (County Clerk)

*Consultation with Attorney/Legal Advice

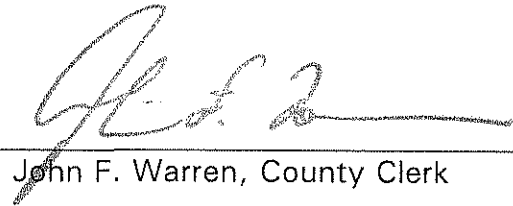
- Redistricting
- Attorney-Client Privilege Matter Concerning Audit of Service of Civil Process and Constable Duties

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37. RECESS:

38. RECONVENE IF REQUIRED:

39. ADJOURN:



John F. Warren, County Clerk

ADDENDUM TO AGENDA

COMMISSIONERS COURT - DALLAS COUNTY, TEXAS


TUESDAY, OCTOBER 4, 2011

9:00 A.M.

Received: 9/29/2011 @ 2:24 P.M.

A1. COURT ORDER:

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John F. Warren, County Clerk