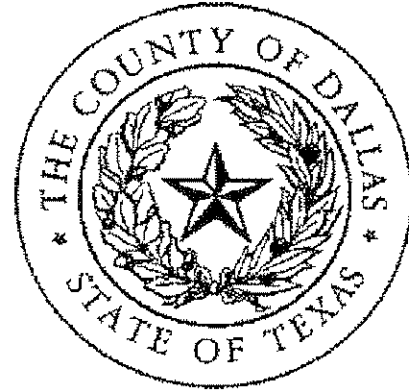


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, September 20, 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:**

**Reverend Lois Flores
Freedom Life Church
Carrollton, 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. 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, September 20, 2011

7. RESOLUTIONS:

- A. Danieldale Road Project
(Presented by Commissioner John Wiley Price)
- B. Madeline McClure – Founder of TexProtects
(Presented by Commissioner John Wiley Price)

PROCLAMATION:

- A. Anson Jones Elementary School Preparedness Day
(Presented by Judge Clay Lewis Jenkins)

8. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF SEPTEMBER 13-20, 2011:
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED SEPTEMBER 26, 2011:

- Bid No. 2011-097-5705 Annual Contract for the Purchase and Installation of Pre-Owned Modular Furniture. (CONTRACT DATA PROVIDED JULY 5, 2011) (OPENING EXTENDED DUE TO ADDENDUM)
- Bid No. 2011-099-5714 Request for Proposal for Laboratory Analysis and Drug Testing Services of Urine and Blood Specimens. (OPENING EXTENDED DUE TO ADDENDUM)
- Bid No. 2011-105-5752 Demolition and Reconstruction of a New Single Family Home located at 2104 Cain Road, Seagoville, TX 75159 (Dewey).

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

Commissioners Court Agenda – Tuesday, September 20, 2011

8. CONSENT AGENDA: (Cont'd.)

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated September 20, 2011.

E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

*Letter to Rev. Ronald Anglin, Good Street Baptist Church

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. PUBLIC HEARING: (**9:00 A.M.**)

A. MOTION TO OPEN PUBLIC HEARING:

B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2012 DALLAS COUNTY HOSPITAL DISTRICT BUDGET:

C. MOTION TO CLOSE PUBLIC HEARING:

Commissioners Court Agenda – Tuesday, September 20, 2011

10. PUBLIC HEARING: *(9:00 A.M.)*

- A. MOTION TO OPEN PUBLIC HEARING:
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE 2011 TAX RATE FOR DALLAS COUNTY HOSPITAL DISTRICT:
- C. MOTION TO CLOSE PUBLIC HEARING:

11. PUBLIC HEARING: *(9:00 A.M.)*

- A. MOTION TO OPEN PUBLIC HEARING:
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2012 DALLAS COUNTY BUDGET:
- C. MOTION TO CLOSE PUBLIC HEARING:

12. PUBLIC HEARING: *(9:00 A.M.)*

- A. MOTION TO OPEN PUBLIC HEARING:
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE 2011 TAX RATE FOR DALLAS COUNTY:
- C. MOTION TO CLOSE PUBLIC HEARING:

Commissioners Court Agenda – Tuesday, September 20, 2011

13. AWARD BIDS/RFP'S:

Bid No. 2011-092-5689 Annual Contract for Law Enforcement Uniforms awarded to: Uniforms, Inc. (CONTRACT DATA PROVIDED MAY 24, 2011)

Bid No. 2011-101-5728 Demolition and Reconstruction of Residential Property located at 407 E. Hickman, Hutchins, TX 75141 (Yates) awarded to: Legend Contracting.

14. COURT ORDER:

Authorizing the outlined contingent fee for legal services contract between Dallas County and Malouf & Nockels LLP ("the FIRM"), and authorizing Dallas County Judge Clay Lewis Jenkins to sign such contract on behalf of Dallas County, Texas.

15. COURT ORDER:

Authorizing the award of (RFQ No. 2010-089-5231 – Request for Qualifications Proposal of Energy Service Companies for Performance Contracting) to Schneider Electric Buildings Americas, Inc., and authorizing the County Judge to execute the outlined agreement on behalf of Dallas County.

16. COURT ORDER:

Approving the annual budget of the Dallas County Hospital District for the fiscal year beginning October 1, 2011 and ending September 30, 2012, as submitted by the Board of Managers of the Dallas County Hospital District.

17. COURT ORDER:

Levying taxes at a rate of 27.1 cents on each \$100 assessed valuation of all taxable property within the County for general operating purposes of the Dallas County Hospital District.

18. COURT ORDER:

Approving and adopting the proposed FY 2012 Dallas County Budget for the fiscal year beginning October 1, 2011 and ending September 30, 2012, as submitted by the Dallas County Budget Officer.

Commissioners Court Agenda – Tuesday, September 20, 2011

19. COURT ORDER:

Levying taxes at a rate of 24.31 cents on each \$100 assessed valuation of all taxable property within the County, and to levy an occupational tax as required by State Law.

20. COURT ORDER:

Authorizing the creation of a "judge's bailiff" to perform the duties of a bailiff for the 301st Family District Court, with the Human Resources/Civil Service Department reviewing the position for the appropriate classification.

21. COURT ORDER:

Authorizing Dallas County to participate in the City of Dallas Cypress Waters Tax Increment Finance (TIF) district by providing 55% of its increment, beginning on January 1, 2014, until either December 31, 2033, the County's total net present value contribution (using an interest rate of 5%) reaches \$10.5 million, or the City of Dallas terminates the agreement, whichever occurs first, and authorizing the County Judge to sign the related participation agreement with the City of Dallas.

22. COURT ORDER:

Approving the smoker's premium rate of \$23.08 per pay period, per smoking participant (active employee/retiree and/or covered family member).

23. COURT ORDER:

Approving the medical, dental, and vision accrual rates (premiums) for active employees, retirees, and their dependents for Calendar Year 2012, as outlined in Attachments A-D.

24. COURT ORDER:

Acknowledging that Ron Stretcher, Dallas County Director of Criminal Justice, shall serve as a member of the Dallas County Bail Bond Board, as the representative authorized by Section 1704.053(3) of the Texas Occupation Code, effective September 20, 2011.

Commissioners Court Agenda – Tuesday, September 20, 2011

25. COURT ORDER:

Approving the outlined Dallas County Clerk's FY 2012 Records Archive Plan, and authorizing the implementation of the plan, effective October 1, 2011.

26. COURT ORDER:

Approving early voting election judges to be paid an hourly rate of \$11.26 for the City of Coppell (COCp), City of Glenn Heights (COGh), Town of Sunnyvale (TOS), and the Cedar Hill ISD (CHISD) during the Joint Election to be held on November 8, 2011; funds will be deposited by COCp, CoGh, TOS, and CHISD into a project fund for the expenditures for the joint election.

27. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending September 20, 2011, in amounts over \$2,500.00 for erroneous or excessive tax payments.

28. COURT ORDER:

Approving acceptance of a donation from Good Street Baptist Church in the amount of \$1,195.81, 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).

29. COURT ORDER:

Approving the following: (1) re-issuing of the Interlocal Health Services Agreements for the cities of Addison, Balch Springs, Carrollton, Cedar Hill, Cockrell Hill, Coppell, Farmers Branch, Glenn Heights, Grand Prairie, Highland Park, Hutchins, Irving, Lancaster, Sachse, Sunnyvale, and University Park; (2) authorizing the fee schedule, as outlined; and (3) authorizing the County Judge to sign the Interlocal Health Services Agreement on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, September 20, 2011

30. COURT ORDER:

Approving the Agreement between the City of Garland and Dallas County Health and Human Services (DCHHS) for communicable disease investigations, control for all vaccine preventable disease and enteric illnesses, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

31. COURT ORDER:

Approving the Agreement with Dallas Metrocare Services and Dallas County Health and Human Services (DCHHS) for the provision of Tuberculosis (TB) screening for the employees of Dallas Metrocare Services, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

32. COURT ORDER:

Approving the Department of State Health Services (DSHS) Document No. 2012-039417-001, (TB – State African American Project), and authorizing the County Judge to sign the contract and related documents on behalf of Dallas County.

33. COURT ORDER:

Authorizing the cancellation of RFP No. 2009-058-4294, Request for Proposal for Automated Traffic Citation Management System and rejecting all proposals received from award consideration.

34. COURT ORDER:

Authorizing the 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 through November 30, 2011 or until a new solicitation is awarded (whichever occurs first), and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, September 20, 2011

35. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031(a) "Changes in Plans and Specifications", the third 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 increase in the cleanable square footage at the North Dallas Government Center location from 34,500 sq. ft. to 38,100 sq. ft., at the current bid rate of \$0.04 sq. ft. (monthly rate of \$1,524.00) effective September 1, 2011, and authorizing all County documents/payments to reflect accordingly.

36. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031(a) "Changes in Plans and Specifications", the modification of (Bid No. 2011-064-5543 – Annual Contract for Commercial and Industrial Solid Waste/Refuse Collection and Disposal Services) as awarded to Community Waste Disposal to include solid waste/refuse collection services at the service levels, dates and pricing, as outlined, for the old Institute of Forensic Sciences location at 5230 Medical Center Dr., Dallas, Texas and Cliff House location at 1545 S. Ewing, Dallas, Texas, and authorizing all County documents/payments to reflect accordingly.

37. COURT ORDER:

Authorizing the County Judge to execute Amendment No. 4 to the Indefinite Delivery Indefinite Quantity Contract with Halff Associates, Inc., awarding the additional one hundred twenty (120) day extension (January 29, 2012) or until the completion of all active, fully authorized work orders, which ever occurs last; to finalize the request for solicitation and contract, advertise, receive and evaluate submittals and recommend award of the ROW IDIQ services contract to most qualified firm.

38. CALLED BRIEFING SESSION:

See Briefing Agenda.

Commissioners Court Agenda – Tuesday, September 20, 2011

39. 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

-Dallas County Constable Beth Villareal, et al. vs.

Dallas County, et al.; Civil Action 3:11-CV2233-F

-Dallas County Schools vs. Dallas County and Dorris Moning;
DC-10-06585, 160th; TW #10-000329

*Personnel

-Request for Exception to Pay Policy

*Claims

-Philip Haigh vs. Dallas County; TW #11-000353

*Consultation with Attorney/Legal Advice


-Redistricting

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

40. RECESS:

41. RECONVENE IF REQUIRED:

42. ADJOURN:



John F. Warren, County Clerk

DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA

ADDENDUM

September 20, 2011

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

Milad Nasrallah, Sr. et al. vs. Jim Foster; Cause No. 09-16681
191st Judicial District Court of Dallas County, TexasInsert