

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, April 3, 2012

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 March Term:**
- 5. Motion To Open Court for the April Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Pastor Wayne W. Wible, Jr.
Ferguson Road Baptist Church
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 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)

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8. RESOLUTIONS:

- A. Chief Deputy Joseph Costa
(Presented by Commissioner John Wiley Price)
- B. Captain Bart Terrell
(Presented by Judge Clay Lewis Jenkins)
- C. Vietnam Veterans Day
(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 MARCH 27 – APRIL 3, 2012.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED APRIL 9, 2012:

- | | |
|-----------------------|--|
| Bid No. 2012-053-5982 | Annual Contract with Ford, Lincoln and Mercury Dealership(s) to Provide Original Equipment Manufacturer Parts and Repair Services. (CONTRACT DATA PROVIDED APRIL 3, 2012) |
| Bid No. 2012-054-5983 | Demolition and Reconstruction of a New Single Family Home located at 3927 Penrod, Cockrell Hill, TX 75211 (McCoy). |
| Bid No. 2012-056-5985 | Annual Contract with Chevrolet and General Motors Dealership(s) to Provide Original Equipment Manufacturer Parts and Repair Services. (CONTRACT DATA PROVIDED APRIL 3, 2012) |
| Bid No. 2012-057-5986 | Contract for the Purchase of Portable Storage Container Units. |
| Bid No. 2012-059-5994 | Annual Contract for Dishwashing Chemicals and Services. (CONTRACT DATA PROVIDED APRIL 3, 2012) |

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9. 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 April 3, 2012.

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. COURT ORDER:

Authorizing the Civil Division of the Dallas County Criminal District Attorney's Office to file suit in order to recover the payment from Carl Emanuel Hunter for damages sustained by Dallas County, Texas, in connection with this claim.

11. COURT ORDER:

Authorizing the Civil Division of the Dallas County Criminal District Attorney's Office to file suit on Dallas County's behalf to protect Dallas County's subrogation interest related to a County employee's automobile accident on April 7, 2010.

12. COURT ORDER:

Authorizing Melissa Rukes be reimbursed \$1,742.87 as full and final settlement by Dallas County, Texas, 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.

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13. COURT ORDER:

Authorizing Dallas County Hospital District, d/b/a/ Parkland Health & Hospital System to initiate condemnation proceedings against James E. Swift, Jr., et al, for acquisition of the designated property at 5283 Redfield St., Dallas, Texas and in consideration of the use of eminent domain to condemn the property in order to complete the public purpose of building the New Parkland Hospital campus, fully utilizing all the property acquired for such purpose.

14. COURT ORDER:

Authorizing the County Judge to execute the required Amendment No. 2 in the amount of \$159,365.51 for the FY2010 Cedar Hill ADA Accessibility Project to expand the scope of services to include design.

15. COURT ORDER:

Approving submission of the grant application for the District Attorney's Office Grants to Encourage Arrest Program, and designating the County Judge as the grantee's authorized official given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

16. COURT ORDER:

Filing the outlined certificate certifying the completion, by Commissioner Maurine Dickey, of the continuing education requirement in Article 81.0025 of the Local Government Code for the calendar year of 2011.

17. COURT ORDER:

Approving the purchase of Websense software and maintenance, and authorizing the Dallas County Judge to execute the Microsoft Technical Services Work Order.

18. COURT ORDER:

Approving to pay the early voting election judges for the listed locations during the Joint Election to be held on May 12, 2012, at an hourly rate of \$11.26; funds will be deposited by said locations into a project fund for the expenditures for the joint election.

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19. COURT ORDER:

Approving acceptance of a donation from the Emergency Heat Relief Fund of The Dallas 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).

20. COURT ORDER:

Approving The University of Texas at Arlington School of Nursing Agreement with Dallas County Health and Human Services (DCHHS), to provide a clinical setting for nursing students in the field of public health, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

21. COURT ORDER:

Approving the Texas Department of State Health Services (DSHS) Contract No. 2011-038803-001A, Public Health Emergency Preparedness (PHEP), increasing funds, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

22. COURT ORDER:

Approving the Texas Department of State Health Services (DSHS) Contract No. 2011-038803-001A, Public Health Emergency Preparedness (PHEP), changing the Chief Epidemiologist from a full time position to a cost-shared position with the RLSS grant (#08712) paying the balance, adding one (1) Epidemiology Program Planner, grade 1 position, and deleting funds, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

23. COURT ORDER:

Authorizing the final extension of Bid No. 2010-049-5033, Annual Contract for the Purchase of Clearview Rapid HIV ½ Stat Pak Kits, as awarded to Alere North America for the period May 12, 2012 through May 11, 2013, and authorizing all County documents/payments to reflect accordingly.

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24. COURT ORDER:

Authorizing the amendment of RFP No. 2012-001-5754, Household Hazardous Waste Collection, Recycling, Disposal and Other Related Program Services, as awarded to Chemical Reclamation Services, LLC a wholly owned subsidiary of the parent company PCS Environmental Services, LLP to include two (2) waste-to-energy options, facilities and disposal pricing, and authorizing all County documents/payments to reflect accordingly.

25. COURT ORDER:

Authorizing the Purchasing Department to solicit Request for Proposals for Tax Statement Preparation, Printing and Mailing Services for the Dallas County Tax Office in accordance with State and Local Government Code 262.030.

26. COURT ORDER:

Committing Dallas County to the project development of the SH 183 Managed Lanes Project; and that the appointed committee member for the SB 1420 Committee shall be the Director of Public Works, Alberta Blair P.E., with alternate Antoinette Bacchus, P.E.; and funding for MCIP Project SH 183 will be secured by a future agreement.

27. CALLED BRIEFING SESSION:

See Briefing Agenda.

28. 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
-2011-2012 County Board and Committee Appointments
*Personnel
-Briefing – Administrative Leave Pay RIF Policy
*Deliberations about Real Estate: Tex. Gov. Code §§551.072
-Options for Property Disposition
*Texas Health & Safety Code: Tex. Gov. Code §551.071 and
§§161.0315, 161.032
-CMS Survey and Update

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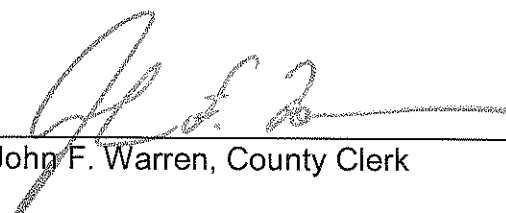
28. CALL EXECUTIVE SESSION: (Cont'd.)

Subjects: *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; DC-09-16681
-Hillvale Medical Group Association Educational Division vs.
Dallas County; DC-10-07672-G
*Claims
-Dallas County vs. Teresa Jones; TW #12-000210
-Amica Mutual Insurance Company, Melvin Gatson and
Keaandrea Brown vs. Dallas County; TW #11-000822

29. RECESS:

30. RECONVENE IF REQUIRED:

31. ADJOURN:



John F. Warren, County Clerk