

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, February 14, 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 Open Court:**
- 5. Bailiff To Open Court:**
- 6. Invocation:**

**Reverend Kedric L. McKnight
New Mt. Calvary 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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7. RESOLUTION:

Irving Las Colinas Rotary
(Presented by Commissioner Dr. Elba Garcia)

8. CONSENT AGENDA:

A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF FEBRUARY 7-14, 2012.

B. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.

C. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated February 14, 2012.

D. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

E. TRANSFER OF FUNDS.

F. APPROVAL OF PLACEMENT OR SUBSTITUTION OF COLLATERAL FOR DALLAS COUNTY FUNDS.

G. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

9. COURT ORDER:

Accepting payment of \$689.40 from Geico Insurance Company, for their insured Rebecca Whitehead, as settlement of property damage sustained by the County of Dallas, Texas, in connection with this claim, and authorizing the County Judge to execute any and all documents approved by the District Attorney's Civil Division to effectuate this settlement.

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10. COURT ORDER:

Accepting payment of \$5,023.04 from Fred Loya Insurance Company, for their insured Janet Zavala, as settlement of property damage sustained by the County of Dallas, Texas, in connection with this claim, and authorizing the County Judge to execute any and all documents approved by the District Attorney's Civil Division to effectuate this settlement.

11. COURT ORDER:

Authorizing Stephanie Johnson and Service King #19 to be paid \$2,062.90 for property damage and rental reimbursement as full and final settlement by the County of Dallas, 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.

12. COURT ORDER:

Authorizing the County Treasurer of Dallas County to issue a check for the settlement of cause number cc-11-02759-D, styled *Lidia Pacheco vs. Dallas County*, which shall be payable to the registry of the County Clerk of Dallas County for the use and benefit of Dalia Pacheco, a minor, in the amount of \$3,000.00.

13. COURT ORDER:

Authorizing the waiver of commercial general liability insurance for the period November 2, 2011 through January 3, 2012 for Bargain Source, the waiver of the requirement to withhold five percent (5%) of the contract value for six (6) months, and the release of all pending payments in accordance with the contract award.

14. COURT ORDER:

Authorizing honorably retired law enforcement officers to purchase their duty weapon at the replacement value and according to Local Government Code Section 170.002.

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15. COURT ORDER:

Authorizing the following District Clerk staffing adjustments: (a) addition of a Clerk IV to work in the Criminal Courts Division processing the State Jail Initiative paperwork; (b) a temporary employee for fifteen (15) weeks; and (c) authorization to compensate non-exempt court clerks for up to \$5,258 in overtime in February 2012.

16. COURT ORDER:

Authorizing Parkland Health and Hospital System to purchase property owned by Olmsted-Kirk at 2420 Butler Street and 5220 and 5280 Tex Oak Street.

17. COURT ORDER:

Authorizing Parkland Health and Hospital System to extend the lease agreement for the health clinic at the Lakewest Women's Health Center located at 3737 Goldman Street for a period of five (5) years beginning January 3, 2012 and ending January 2, 2017.

18. COURT ORDER:

Authorizing Parkland Health and Hospital System to purchase property owned by Robert Hafner, Sr. at 5242 and 5302 Redfield Street.

19. COURT ORDER:

Approving the Secretary to Civil Service Commission request to disband and re-establish both the Special Civil Service Commission and the Dallas County Civil Service Commission with the effective dates outlined.

20. COURT ORDER:

Approving the settlement offer of \$1,500.00 to close the case of Myron Stroupe.

21. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending February 14, 2012, in amounts over \$2,500 for erroneous or excessive tax payments.

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22. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending February 14, 2012, in amounts over \$5,000 for erroneous or excessive tax payments.

23. COURT ORDER:

Approving the reorganization of the Dallas County Health and Human Services (DCHHS) STD/HIV Division, as outlined, and as approved by the Department of State Health Services.

24. COURT ORDER:

Approving the Request for Proposals (RFP) to provide a community health assessment, to be funded by the Centers for Disease Control Public Health Infrastructure Initiative, as outlined in the RFP.

25. COURT ORDER:

Approving the award of FY 2011 Ryan White Part A Formula grant funds in the amount of \$473,000, to service providers 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.

26. COURT ORDER:

Approving the award of FY 2011 Ryan White Part A Supplemental grant funds in the amount of \$220,536, to service providers as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the specific service providers on behalf of Dallas County.

27. COURT ORDER:

Approving the award of FY 2011 Ryan White Part A – Minority AIDS Initiative (MAI) grant funds in the amount of \$74,865, to service providers as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the specific service providers on behalf of Dallas County.

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28. COURT ORDER:

Approving the award of FY 2011 Department of State Health Services (DSHS) Ryan White Part B Formula grant funds in the amount of \$25,000, to service providers as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the specific service providers on behalf of Dallas County.

29. COURT ORDER:

Authorizing the first extension of SOQ No. 2011-008-5282 Indefinite Delivery Indefinite Quantity Subsurface Utility Engineering Services, as awarded to Gorrondona & Associates, Inc. and Lina T. Ramey & Associates for the period March 8, 2012 through March 7, 2013, and authorizing all County documents/payments to reflect accordingly.

30. COURT ORDER:

Authorizing and recognizing the award of Section D (36-43, 45-46) of Bid No. 2012-018-5813, Annual Contract for Lamps and Ballasts to Competitive Edge, and authorizing all County documents/payments to reflect accordingly.

31. COURT ORDER:

Authorizing and recognizing the award of Item No. 1 (5 gallon) under Curb Marking Paint of Bid No. 2012-029-5857, Annual Contract for the Purchase of Waterborne (Lead Free) Paint, to Ennis Paint, Inc. dba Ennis Traffic Safety Solutions, and authorizing all County documents/payments to reflect accordingly.

32. COURT ORDER:

Awarding the bids to the listed sole bidders, subject to and conditioned upon approval of each taxing unit entitled to receive proceeds of the sale under the judgment, post judgment delinquent taxes, penalties and interest, and the previous owners right of redemption, if any; upon receipt of the balance of the purchase amount, the County Judge be authorized to execute quitclaim deeds to consummate the sales; and the Tax Assessor Collector be authorized to receive the awarded bid amounts and disburse the proceeds in accordance with the Property Tax Code.

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33. COURT ORDER:

Authorizing the Consultant Engineering Indefinite Delivery, Indefinite Quantity (IDIQ) contracts be executed with VRX and AZ & B.

34. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 for Laboratory Services (materials testing work) with Globe Engineers, Inc., via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed \$5,841.00 to be paid from the CDBG FY 2010 Cockrell Hill Water Main Improvements, Phase VI, Project, Program Funds in Oracle No. 09431, \$3,555.82 (2008) and \$2,285.18 (2010), on behalf of Dallas County.

35. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Funding Agreement between City of Dallas and Dallas County for the Northaven Trail Phase 2 MCIP Project 10225.

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

-2011-2012 County Board and Committee Appointments

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

-Property Acquisition – Climate Control Facility

*Texas Health & Safety Code: Tex. Gov. Code § 551.071 and

§§ 161.0315, 161.032

-CMS Survey and Update

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

Subjects: *Personnel

-Request for Exception to Pay Policy

-Back Pay for Detention Training Officer Training
(Position #5856)

*Pending or Contemplated Litigation and Attorney-Client
Information

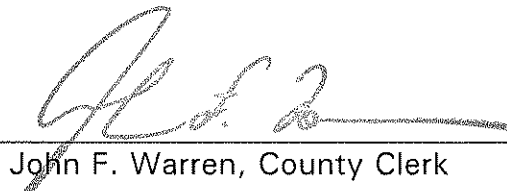
-Brandon Ogden – Request for Reduction in Healthcare
Subrogation Lien

-Christina Hamb – Request for Reduction in Healthcare
Subrogation Lien

38. RECESS:

39. RECONVENE IF REQUIRED:

40. ADJOURN:



John F. Warren, County Clerk