

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, February 28, 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 Dennis Webb  
Bear Creek Church  
Irving, 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. RESOLUTIONS:

- A. Bluit-Flowers Health Center 20<sup>th</sup> Anniversary  
(Presented by Commissioner John Wiley Price)
- B. Selas Camarillo – 25 Years of Service  
(Presented by Commissioner John Wiley Price)
- C. 2011 Special Utility Partnering  
(Presented by Commissioner John Wiley Price)
- D. 2011 Utility Person of the Year  
(Presented by Commissioner John Wiley Price)
- E. American Red Cross Month  
(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 FEBRUARY 21-28, 2012.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S OPENED FEBRUARY 23, 2012:

Bid No. 2012-040-5916 Contract for the Purchase of Portable Storage Container Units. (OPENING EXTENDED DUE TO ADDENDUM)

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

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8. CONSENT AGENDA: (Cont'd.)

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated February 28, 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.

9. AWARD BIDS/RFP'S:

Bid No. 2012-033-5873 Annual Contract for the Purchase of Inmate Clothing awarded to: Bob Barker Company, Inc. and Uniform Mfg., Inc. (CONTRACT DATA PROVIDED DECEMBER 6, 2011)

Bid No. 2012-038-5904 Annual Contract for the Installation of Carpet, Tile and Various Floor Covering Services awarded to: All American Flooring. (CONTRACT DATA PROVIDED JANUARY 3, 2012)

Bid No. 2012-041-5917 Annual Contract for Short and Long Term Lease of Vehicles awarded to: Capps Van and Truck Rental and EAN Holding LLC. (CONTRACT DATA PROVIDED JANUARY 31, 2012)

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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 March 1, 2012 through March 31, 2012.

11. COURT ORDER:

Approving and accepting the Report of the County Treasurer for the month of January, 2012.

12. COURT ORDER:

Accepting payment of \$28,423.05 from Hallmark Insurance Company for their insured, Donald Mitchell, Jr., as settlement of a towing bill reimbursement and 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.

13. COURT ORDER:

Authorizing John Ngo and TM Top One Auto Body to be paid \$846.11 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.

14. COURT ORDER:

Authorizing the continued payments through the Department of State Health Services (DSHS) grant for leased space housing the Spring Valley Clinic during the new grant period beginning March 1, 2012 and ending August 31, 2012.

15. COURT ORDER:

Authorizing the Internal Revenue Service (IRS) Taskforce Agreement for the reimbursement of expenses incurred by the Dallas County District Attorney's Office during IRS Taskforce joint investigation activities.

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16. COURT ORDER:

Approving submission of the grant application for the District Attorney's Grand Jury Investigator and Advocate grant to the Office of the Governor, Criminal Justice Division, 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.

17. COURT ORDER:

Approving submission of the grant application for the District Attorney's Family Violence Backlog Reduction grant to the Office of the Governor, Criminal Justice Division, 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.

18. COURT ORDER:

Approving submission of the grant application for the District Attorney's Specialized Multi-Court Prosecutor Collaborative Protective Order grant to the Office of the Governor, Criminal Justice Division, 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.

19. COURT ORDER:

Approving submission of the grant application for the District Attorney's Domestic Violence Prosecutor grant to the Office of the Governor, Criminal Justice Division, 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.

20. COURT ORDER:

Approving submission of the grant application for the District Attorney's Bilingual Criminal Justice Advocacy grant to the Office of the Governor, Criminal Justice Division, 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.

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21. COURT ORDER:

Approving submission of the grant application for the District Attorney's Bilingual Protective Order Advocacy grant to the Office of the Governor, Criminal Justice Division, 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.

22. COURT ORDER:

Approving submission of the grant application for the District Attorney's Emergency Civil Legal Assistance grant to the Office of the Governor, Criminal Justice Division, 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.

23. COURT ORDER:

Approving submission of the grant application for the District Attorney's Sexual Assault Prosecutor grant to the Office of the Governor, Criminal Justice Division, 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.

24. COURT ORDER:

Approving submission of the grant application for the District Attorney's Protective Order Case Manager grant to the Office of the Governor, Criminal Justice Division, 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.

25. COURT ORDER:

Approving submission of the grant application for the District Attorney's Regional Training Coordinator grant to the Office of the Governor, Criminal Justice Division, 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.

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26. COURT ORDER:

Approving submission of the grant application for the District Attorney's Protective Order Prosecutor grant to the Office of the Governor, Criminal Justice Division, 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.

27. COURT ORDER:

Approving submission of the grant application for the District Attorney's Collaborative Protective Order grant to the Office of the Governor, Criminal Justice Division, 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.

28. COURT ORDER:

Approving submission of the grant application for the District Attorney's Bilingual Child Victim Assistant grant to the Office of the Governor, Criminal Justice Division, 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.

29. COURT ORDER:

Approving submission of the grant application for the District Attorney's Human Trafficking Victims Intervention grant to the Office of the Governor, Criminal Justice Division, 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.

30. COURT ORDER:

Approving submission of the grant application for the District Attorney's Child Abuse Prosecutor and Investigator grant to the Office of the Governor, Criminal Justice Division, 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.



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31. COURT ORDER:

Approving submission of the grant application for the Dallas County Public Defender Wrongful Conviction Review project to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), 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.

32. COURT ORDER:

Approving the expenditure of \$23,468.12 to upgrade OnBase to Version 11.

33. COURT ORDER:

Approving the purchase and installation of webcams for meeting participation by staff at remote locations; and the purchase and installation of smart board technology to be utilized for meetings, presentations and training of the County Clerk's staff.

34. COURT ORDER:

Granting approval for Tyler Technologies to provide case management system training and Odyssey DMS (Document Management System) to staff in the County Clerk's Probate Division, the probate judges and their staff, to enhance and improve the overall business processes of the probate court operations.

35. COURT ORDER:

Approving the additional award from Atmos Energy Corporation, in the amount of \$24,026.52, under the Share the Warmth Program, for assistance with energy costs for financially distressed Atmos Energy account holders.

36. COURT ORDER:

Approving the award of FY 2011 Department of State Health Services (DSHS) Ryan White Part B Formula contract funds in the amount of \$27,086 to service providers, as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the service providers on behalf of Dallas County.

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37. COURT ORDER:

Approving the award of FY 2012 Department of State Health Services (DSHS) Housing Opportunities for Persons with AIDS (HOPWA) contract funds in the amount of \$51,554, to Your Health Clinic and Dallas County Health and Human Services, as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the service providers on behalf of Dallas County.

38. COURT ORDER:

Approving the Agreement with ZixCorp Electronic (Email) Encryption Services and Dallas County Health and Human Services.

39. COURT ORDER:

Authorizing a sixty (60) day extension (March 16, 2012 through May 14, 2012) of Bid No. 2010-008-4708, Annual Contract for Dishwashing Chemical, Dispensing Systems, & Related Services, as awarded to Auto-Chlor Services, LLC, and authorizing all County documents/payments to reflect accordingly.

40. COURT ORDER:

Awarding RFP No. 2012-032-5874 Request for Proposal for an Annual Contract for Psychological Screening and Counseling Services for Law Enforcement Personnel, to John A. Lehman & Associates for the period April 1, 2012 through March 31, 2013 in accordance with the terms and conditions set forth in the solicitation.

41. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 4 to the existing IDIQ contract between Dallas County and Mas-Tek Engineering & Associates, Inc. in an amount not to exceed \$56,000.00 to be paid from Fund 196, Project 8201.

42. CALLED BRIEFING SESSION:

See Briefing Agenda.

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43. 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

\*Texas Health & Safety Code: Tex. Gov. Code §551.071 and §§161.0315, 161.032

-CMS Survey and Update

\*Pending or Contemplated Litigation and Attorney-Client Information: Tex. Gov. Code §§551.071(1)(A) and (B)


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

-Legal Advice, RE: Employment of Outside Counsel for County Official

44. RECESS:

45. RECONVENE IF REQUIRED:

46. ADJOURN:



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John F. Warren, County Clerk

DALLAS COUNTY COMMISSIONERS COURT  
CLOSED SESSION AGENDA

ADDENDUM

February 28, 2012

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

Potential Litigation and Claims from the State of Texas ..... N/A