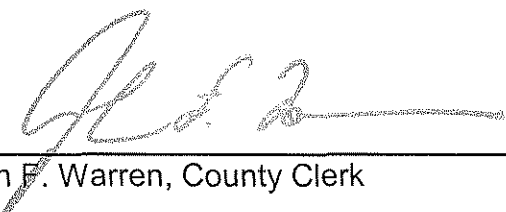


ADDENDUM TO AGENDA
COMMISSIONERS COURT - DALLAS COUNTY, TEXAS
TUESDAY, JANUARY 24, 2012
9:00 A.M.

Received: 01/20/2012 @ 11:34 A.M.

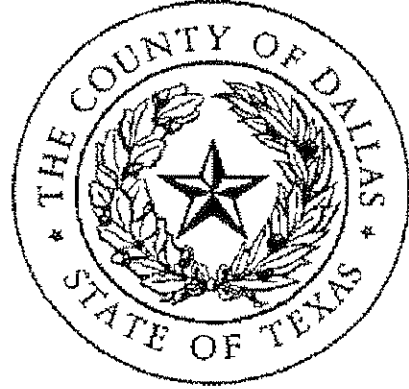
A1. COURT ORDER:

Appointing/re-appointing Juan David Gutierrez to the Metrocare Services Board of Trustees for an unexpired term, effective January 24, 2012 through January 31, 2013.



John F. Warren, County Clerk

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, January 24, 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:**

**Pastor Corby Bush, Sr.
Greater Harvest Church of God
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)

Commissioners Court Agenda – Tuesday, January 24, 2012

7. RESOLUTIONS:

- A. James K. Biggs, Sr.
(Presented by Commissioner Mike Cantrell)
- B. KERA 50th Anniversary
(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 JANUARY 17-24, 2012.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JANUARY 30, 2012:

Bid No. 2012-037-5898 Annual Contract for Compact Fluorescent and Linear Fluorescent Lamps. (CONTRACT DATA PROVIDED JANUARY 24, 2012)

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

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated January 24, 2012.

- E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

*Minister's Letter of Appreciation

- F. TRANSFER OF FUNDS.

Commissioners Court Agenda – Tuesday, January 24, 2012

8. CONSENT AGENDA: (Cont'd.)

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. 2012-017-5807 Annual Contract for Histology Services awarded to: Tissue Techniques Pathology Labs, LLC. (CONTRACT DATA PROVIDED NOVEMBER 15, 2011)

Bid No. 2012-028-5856 Annual Contract for Trash Bags awarded to: Interboro Packaging Corp. (CONTRACT DATA PROVIDED DECEMBER 6, 2011)

10. COURT ORDER:

Authorizing payment of \$13,244.54 to the Plaintiffs in Cause No. 3:10-CV-2528-O, styled *Charles White and Sandra E. White, Individually and on Behalf of the Estate of Stephanie White, vs. Dallas County, Texas, et al.*, authorizing the County Treasurer to deliver said check to Peter L. Harlan, Assistant District Attorney, for delivery by him to counsel for the Plaintiffs, and authorizing Peter L. Harlan to execute the Settlement Agreement on behalf of Dallas County that, along with said payment, shall constitute full settlement and satisfaction of all claims against Dallas County arising from the alleged violation of the civil rights of Plaintiffs' decedent asserted in the aforesaid lawsuit.

11. COURT ORDER:

Directing the Dallas County Treasurer to issue a check in the amount of \$14,000.00 made payable to "The Law Offices of Eric Cedillo, P.C.", in Cause No. CC-10-05579-A, styled *Karen Williams v. Dallas County*.

Commissioners Court Agenda – Tuesday, January 24, 2012

12. COURT ORDER:

Authorizing the County Judge to sign all necessary settlement documents, and directing the Dallas County Treasurer to issue a check in the amount of \$115,000.00 made payable to "Thos. S. Byrne, Ltd.", in Cause No. DC-10-10365-K, styled *Dee Brown, Inc., v. Thomas S. Byrne, Ltd., v. Dallas County v. James Pratt Architecture and Urban Design*.

13. COURT ORDER:

Appointing Aaron McCarthy to serve on the Dallas County Homeland Security Advisory Committee for a two (2) year term, effective February 1, 2012 through January 31, 2014.

14. COURT ORDER:

Approving the outlined amendment to the current policy that requires that amounts paid to employees of Elected Officials/Department Heads who close their offices independent of Dallas County Administration during inclement weather be briefed to Commissioners Court.

15. COURT ORDER:

Authorizing Health & Human Services to establish a bus ticket petty cash fund in the amount of \$1,500.

16. COURT ORDER:

Approving the Interlocal Agreement with the North Central Texas Council of Governments (NCTCOG) and PEBC, and authorizing the County Judge to sign the Interlocal Agreement on behalf of Dallas County.

17. COURT ORDER:

Authorizing the County Auditor to process the necessary payments and transactions to clear unresolved losses totaling \$2,144.05 from County Wide Self Insurance (120.9910.07560), \$190.48 from District Clerk Errors and Omissions (532.0000.21437), and \$170 from County Clerk Errors and Omissions (532.0000.21438).

Commissioners Court Agenda – Tuesday, January 24, 2012

18. COURT ORDER:

Filing the County Judges & Commissioners Association of Texas Commissioners Education Certificate of Completion for 2011 issued to Commissioner Mike Cantrell.

19. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending January 24, 2012, in amounts over \$2,500 for erroneous or excessive tax payments.

20. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending January 24, 2012, in amounts over \$5,000 for erroneous or excessive tax payments.

21. COURT ORDER:

Approving the agreement between Dallas County Health and Human Services (DCHHS) and the National Association of County and City Health Officials (NACCHO) for the Capacity Building award in the amount of \$5,000, for activities associated with housing a Medical Reserve Corps (MRC) Unit.

22. COURT ORDER:

Approving the award of FY 2011 Part A Supplemental funds in the amount of \$907,097 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.

23. COURT ORDER:

Approving the Centers for Disease Control and Prevention Grant #1U58CD001278-02 Revised (CD10-1011 Strengthening Public Health Infrastructure for Improved Health Outcomes); this grant decreases the budget by \$1 and reallocates funds.

Commissioners Court Agenda – Tuesday, January 24, 2012

24. COURT ORDER:

Approving the Centers for Disease Control and Prevention Grant #1U58CD001278-02 Revised (CD10-1011 Strengthening Public Health Infrastructure for Improved Health Outcomes); this grant increases the budget by \$1.

25. COURT ORDER:

Approving the Department of State Health Services (DSHS) Document #2012-040583-001 (STD-HIV), and authorizing the County Judge to sign the contract and related documents on behalf of Dallas County.

26. COURT ORDER:

Authorizing a ninety (90) day extension (March 24, 2012 through June 21, 2012) of Bid No. 2009-037-4219 – Annual Contract for Printing & Mailing of Tax Statements as awarded to National Data Services, Inc., and authorizing all County documents/payments to reflect accordingly.

27. COURT ORDER:

Authorizing the second twelve (12) month extension of Bid No. 2010-027-4293 – Annual Contract for Polygraph Services as awarded to Ruiz Protective Services for the period of March 19, 2012 through March 18, 2013, and authorizing all County documents/payments to reflect accordingly.

28. COURT ORDER:

Authorizing the award of RFP No. 2011-062-5532 - Request for Proposals for Design & Installation of an Automated Food Tray Sealer and Packaging Machine to Landsberg-Dallas, and authorizing the County Judge to sign the outlined agreement on behalf of Dallas County.

29. COURT ORDER:

Authorizing the award of RFP No. 2012-001-5754 Household Hazardous Waste Collection, Recycling, Disposal, and Other Related Program Services to Chemical Reclamation Services, LLC, a wholly owned subsidiary of the parent company PSC Environmental Services, LLC, and authorizing the County Judge to sign the outlined contract agreement on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, January 24, 2012

30. COURT ORDER:

Authorizing the City of Grand Prairie, as Trustee, to advertise the outlined parcels of land for sale by public sealed bid; and consenting to the sale of listed tax foreclosure properties to the highest qualified bidder, even if the bid tendered is (i) less than the market value of the land specified in the judgment or the total amount of the judgment against the property in compliance with Section 34.05(i) of the Property Tax Code, or (ii) for an amount equal to or greater than its current market value as shown by the most recent certified appraisal role, if the sum of the amount of the judgment plus post-judgment taxes, penalties, and interest owing against the property exceeds the market value in compliance with Section 34.05(j) of the Property Tax Code.

31. COURT ORDER:

Authorizing final payment be made to Tiseo Paving Company for construction of the Cockrell Hill Road MCIP 31201 Project in the amount of \$317,751.51 to be paid from Fund 196 and accepting the project as complete.

32. COURT ORDER:

Authorizing and directing the County Judge to execute a Construction Contract with Saber Development Corporation for installation of the CDBG FY2010 Cockrell Hill Water Main Improvements, Phase VI, Project in the Total Bid Amount not-to-exceed \$233,567.50 to be paid from Oracle No. 09512 (2011) and (2012), in the amounts of \$103,028.00 and \$135,369.00, respectively, totaling \$238,397.00.

33. CALLED BRIEFING SESSION:

See Briefing Agenda.

34. 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

Commissioners Court Agenda – Tuesday, January 24, 2012

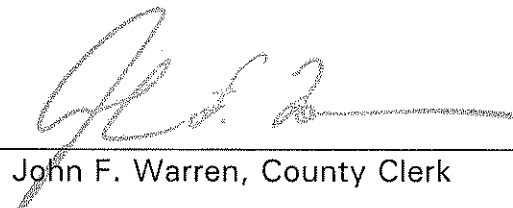
34. CALL EXECUTIVE SESSION: (Cont'd.)

- Subjects: *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
-Dee Brown, Inc., vs. Thomas S. Byrne, Ltd. vs. Dallas County
vs. James Pratt Architecture and Urban Design;
DC-10-10365-K
-Karen Williams vs. Dallas County; CC-10-05579-A
-Joseph Pulliam vs. Dallas County; CC-10-02825-E
*Consultation with Attorney/Legal Advice
-Attorney-Client Privilege Matter Concerning Audit of Service of
Civil Process and Constable Duties
-Consultation with Attorneys and any necessary action, Re:
Constables Civil Service Grievance Hearings
-Mandamus Action Re: Elected Official
-Payment Card Industry Compliance Study
*Security
-Deliberations Regarding Security

35. RECESS:

36. RECONVENE IF REQUIRED:

37. ADJOURN:



John F. Warren, County Clerk