

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, June 26, 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 Oscar D. Epps, Sr.
Community Missionary Baptist Church
DeSoto, Texas**

- 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.

- 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 haya 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.

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7. RESOLUTIONS:

8. CONSENT AGENDA:

A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF JUNE 19-26, 2012.

B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S OPENED JUNE 25, 2012:

Bid No. 2012-071-6051 Demolition and Reconstruction of a New Single Family Home located at 427 N. Main, Hutchins, TX 75141 (McClary). (OPENING EXTENDED DUE TO ADDENDUM)

Bid No. 2012-072-6052 Demolition and Reconstruction of a New Single Family Home located at 4122 Kernack, Cockrell Hill, TX 75211 (Quezada). (OPENING EXTENDED DUE TO ADDENDUM)

THE FOLLOWING BIDS/RFP'S TO BE OPENED JUNE 28, 2012:

Bid No. 2012-076-6068 Request for Proposal for the Lease of Cafeteria and Snack Bar Concession Operations.

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 2, 2012:

Bid No. 2012-068-6041 Contract for the Renovation and Upgrade of Twenty-Four (24) Existing Men's and Women's Restrooms at the George L. Allen Sr. Courts Building. (OPENING EXTENDED DUE TO ADDENDUM)

C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated June 26, 2012.

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8. CONSENT AGENDA: (Cont'd.)

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

A. MOTION TO OPEN PUBLIC HEARING.

B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING POSSIBLE CREATION OF THE LOOP 9 TAX INCREMENT FINANCE REINVESTMENT ZONE.

C. MOTION TO CLOSE PUBLIC HEARING.

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 July 1, 2012 through July 31, 2012.

11. COURT ORDER:

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

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12. COURT ORDER:

Authorizing Gary Berman be paid \$350.00 for a two (2) hour court-ordered mediation fee in Cause No. DC-11-10304, styled *Jay McNeal v. Dallas County*, 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.

13. COURT ORDER:

Authorizing Josephine Nanez be reimbursed \$1,013.96 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.

14. COURT ORDER:

Authorizing Jesse Johnson be reimbursed \$2,363.49 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.

15. COURT ORDER:

Authorizing the stanchions and ropes be removed from the courtroom effectively immediately.

16. COURT ORDER:

Approving the Resolution and Order to name new members of Dallas County's Dispute Resolution System Board (DRS) for 2012.

17. COURT ORDER:

Authorizing the creation of a common DDA account for the Civil District Courts and the redistribution of the 162nd District Court DDA funds as follows: \$1,323.60 to the 68th District Court; \$2,764 to the 116th District Court; \$3,000 to the 134th District Court; \$2,936 to the 160th District Court; \$2,981 to the 192nd District Court; and \$12,769.14 to the common DDA account.

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18. COURT ORDER:

Creating, effective immediately, Dallas County Reinvestment Zone No. 1 (hereinafter also to be known as the Loop 9 tax increment finance district); that said reinvestment zone shall have the boundaries and contain the area as generally described in the outlined map and list of real property tax accounts; that the necessary tax increment fund for the zone is established; and that the zone shall terminate no later than December 31, 2037, if not before by formal action of the Commissioners Court; that the purpose of the zone shall be to provide funding for the development of Loop 9 and the support of I-45 which intersects the zone; that the zone shall not be authorized to provide assistance for other forms of infrastructure or for other transportation projects; that the zone shall have an advisory board of five (5) directors who shall be responsible for developing and recommending the zone's final financial/project plan and to review any future boundary modifications or revisions to the final financial/project plan with each Commissioners Court member appointing one (1) board member for a term of two (2) years; and that the County shall begin providing 25% of any generated increment to the zone when the first construction contract for Loop 9 within the zone is awarded or in 2018 (whichever occurs first) and that it shall continue to do so for either twenty (20) years or until the County's total increment reaches \$6 million (whichever occurs first).

19. COURT ORDER:

Approving the extension of the Personal Services Contract with Austin Ribbon & Computer (ARC) for the services of Acanthia Norman, and authorizing the County Judge to sign Amendment No. 1 on behalf of Dallas County.

20. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending June 26, 2012, in amounts over \$5,000.00 for erroneous or excessive tax payments.

21. COURT ORDER:

Approving the FY 2012 Older Americans Act Program Contract Addendum with the Dallas Area Agency on Aging (DAAA) for Senior Center Operations, Congregate Meals and Transportation Services, and authorizing the County Judge to sign the contract addendum and all related documents on behalf of Dallas County.

22. COURT ORDER:

Accepting the dedication of described property (Parcels 3, 3-SE, 3-UE, 4, 4-UE, 5, 5-SE, 5-UE, & 17-UE) by Saginaw Highland Station, L.P., for the Merritt Road MCIP Project 22805 (Garland/Rowlett City Limits to Pleasant Valley Road).

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23. COURT ORDER:

Accepting the dedication of described property (Parcels 6-SE, 6-UE, 7, 7-SE, & 7-UE) by Benbrook Winchester, L.P., for the Merritt Road MCIP Project 22805 (Garland/Rowlett City Limits to Pleasant Valley Road).

24. COURT ORDER:

Authorizing and directing the County Judge to execute the project Specific Agreement to Master Agreement Governing Transportation Major Capital Improvement Projects for Walnut Hill Lane Project MCIP 10209A from Malibu Drive to approximately 2,100 linear feet west with the City of Dallas.

25. CALLED BRIEFING SESSION:

See Briefing Agenda.

26. 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
 - Pending or Contemplated Litigation and Attorney-Client Information: Tex. Gov. Code §§551.071(1)(A) and (B)
 - Hillvale Medical Group Association Educational Division vs. Dallas County; 10-07672
 - Dennis Jones v. Dallas County, et al.; Case No. 3:11-CV-2153-D
 - Legal Matters / Legal Advice, Consultation with Legal Counsel: Tex. Gov. Code §551.071
 - JP Case Management System Discussion; RFP No. 2010-078-5187
 - Security
 - Deliberation Regarding Security

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27. RECESS:

28. RECONVENE IF REQUIRED:

29. ADJOURN:



John F. Warren, County Clerk

**DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION
ADDENDUM**

June 26, 2012

**LEGAL MATTERS/LEGAL ADVICE, CONSULTATION WITH LEGAL
COUNSEL pursuant to section 551.071 of the Texas Government Code**

Errors and Omissions Policy of the District Clerk..... N/A