

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, May 15, 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 Harold Elias-Perciful  
First Christian Church Carrollton  
Carrollton, 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. Bill Walsh – Recipient of the Community Leadership Award for Dallas  
Presented by Commissioner Maurine Dickey
- B. Operation Wildcat 2012  
Presented by Commissioner John Wiley Price
- C. Coneisha Beck – Dallas County Judge Intern  
Presented by Judge Clay Lewis Jenkins
- D. JoAnn Jenkins – 80th Birthday  
Presented by Judge Clay Lewis Jenkins
- E. Dallas County Government Internship Positions (GIP) Fellows Program  
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 MAY 8-15, 2012.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED MAY 21, 2012:

Bid No. 2012-061-6015     Annual Contract for Commercial and Industrial Solid Waste / Refuse Collection and Disposal Services.  
(CONTRACT DATA PROVIDED MAY 15, 2012)

- C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.
- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated May 15, 2012.

- E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)
  - Minister's Letter of Appreciation

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8. CONSENT AGENDA: (Cont'd.)

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. 2012-048-5926 Annual Contract for the Purchase of Paint and Related Products awarded to: Akzo Nobel Paints, Kelly-Moore Paint Company, Pinnacle Coatings Group, Sherwin-Williams and Texas Paint and Wallpaper. (CONTRACT DATA PROVIDED FEBRUARY 21, 2012)

Bid No. 2012-058-5987 Annual Contract for Rechargeable Batteries awarded to: Power Products and TKC Enterprises, Inc. (CONTRACT DATA PROVIDED APRIL 10, 2012)

10. COURT ORDER:

Authorizing the County Judge to execute a lease for Dallas County Operations and the New Cingular Wireless PCS, LLC for 500 square feet of space located in Parking Garage C, adjacent to the Frank Crowley Courthouse at 133 N. Riverfront Boulevard, Dallas, Texas.

11. COURT ORDER:

Approving the contract between Dallas County and CitySquare for the U.S. Department of Housing and Urban Development (HUD) Shelter Plus Care grant; designating the County Judge as the grantee's authorized official given the power to apply for, accept, reject, alter or terminate the grant and related documents on behalf of Dallas County.

12. COURT ORDER:

Authorizing the District Attorney to accept a donated 2002 Chevrolet Trailblazer from the National Insurance Crime Bureau.

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13. COURT ORDER:

Authorizing the deletion of the labor and material bond requirement associated with Bid No. 2012-044-5920, Demolition and Reconstruction of a New Single-Family Home located at 707 W. Hickman, Hutchins, Texas 75141, as awarded to Alaniz Complete Service.

14. COURT ORDER:

Approving the amendment of Court Order No. 2012-0576 (4/03/12) to reflect the purchase and implementation of Microsoft Sharepoint and Lync infrastructure.

15. COURT ORDER:

Approving the granting of Level 3 internet access to the individuals presented by the Sheriff's Department for use in bona fide investigative efforts.

16. COURT ORDER:

Authorizing the County Judge to sign the Master Agreement, the Infrastructure Availability Service Level Agreement and the Order Form & Service Description Attachment for the Data Center colocation lease between Dallas County and CyrusOne, and approving the expenditure of an initial \$55,014 build-out cost and a monthly recurring lease charge of \$47,089 for the length of the contract; funding for this request will be provided from the Major Capital Development Fund and the Major Technology Fund.

17. COURT ORDER:

Approving the +10% salary increase above maximum in-hire for Mary McPhaul, Peju Aromolaran and Brett Taylor, in accordance with Court Order 2006-0658 (4/11/06), to be effective in the earliest payroll period possible, with no back pay.

18. COURT ORDER:

Approving the request of the Dallas County Constables Association that payroll deduction be allowed for its membership dues.

19. COURT ORDER:

Approving the Secretary to Civil Service Commission request to disband and re-establish the Regular Civil Service Commission and the Special Civil Service Commission with the effective dates as outlined.

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20. COURT ORDER:

Amending Court Order No. 2012-0660 (4/17/12) to reflect the FY 2012 Justice Assistance Grant (JAG) funds award in the amount of \$288,535.66 and authorizing all County documents/payments to reflect accordingly.

21. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with Park Place RB LTD dba Bentley Dallas, Bugatti Dallas, Jaguar Dallas, Lotus of Dallas, McLaren Dallas, Park Place Maserati, Rolls-Royce Motor Cars Dallas to lease a remote sticker printing system, and authorizing the County Judge to sign related documents required for the execution of the contract.

22. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending May 15, 2012, in amounts over \$5,000.00 for erroneous or excessive tax payments.

23. COURT ORDER:

Approving the contribution payment of \$25,000, under the 2012 Reliant Retail Services, LLC CARE Program ("CARE") Agreement with Dallas County Health and Human Services (DCHHS), for energy assistance payments to eligible Reliant Energy customers.

24. COURT ORDER:

Approving the Department of State Health Services (DSHS) Contract #2012-040377-001A, HIV Surveillance-Federal Core with Incidence Speciman Processing, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

25. COURT ORDER:

Approving the Department of State Health Services (DSHS) Contract #2012-040422-001A, HIV Surveillance-Perinatal, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

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26. COURT ORDER:

Approving the Memorandum of Agreement (MOA) (No. 2012-040903-001) between Dallas County Health and Human Services (DCHHS) and the Department of State Health Services (DSHS) for the utilization of assets in the possession of DCHHS in the event of an emergency, disaster, or for training purposes, and authorizing the County Judge to sign the MOA on behalf of Dallas County.

27. COURT ORDER:

Approving the Department of State Health Services (DSHS) Contract #2012-040913-001, HIV/Substance Abuse and Mental Health Prevention Services, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

28. COURT ORDER:

Approving the award of FY 2012 Ryan White Part A-Minority AIDS Initiative (MAI) grant funds in the amount of \$768,794, 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.

29. COURT ORDER:

Approving the award of FY 2012 Ryan White Part A Formula grant funds in the amount of \$1,480,057, 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.

30. COURT ORDER:

Approving the award of FY 2012 Ryan White Part A Formula grant funds in the amount of \$1,598,699, 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.

31. COURT ORDER:

Approving the FY 2012 Ryan White Part B Formula grant Administrative Agency budget in the amount of \$3,402,567, as outlined in Attachment A.

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32. COURT ORDER:

Approving the current Memorandum of Understanding between AimTruancy Solutions and the Dallas County Juvenile Probation Department to partner in an effort to serve our youth and their families in the girls ESTEEM Court, thus positively influencing the continuum of services with the family milieu in Dallas County; further recommending that the County Judge and the Dallas County Commissioners Court be authorized to sign any related documents on behalf of the department.

33. COURT ORDER:

Authorizing a discretionary exemption to the procurement process, in accordance with Local Government Code (a) (1) and (2), for the purchase of ninety-six (96) feeder port doors from Western Detention Products, Inc., at a total cost of \$49,076.16, and authorizing all County documents/payments to reflect accordingly.

34. COURT ORDER:

Approving the outlined Tax Foreclosure Resale Policy to be included in the Dallas County Code, to supersede and replace in its entirety Resale to Third Party Purchasers, Division 4, Sections 62-121 through 62-160, to be effective immediately on passage of this Court Order.

35. COURT ORDER:

Authorizing the County Judge to execute the outlined Work Order No. 2 to Stateside Right of Way Services, LLC, in the amount not to exceed \$125,300.00, for the Bonnie View Road MCIP Project 30227, with funding available from MCIP Fund 196, Project 8201.

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.



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

- 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)
    - KingVision, et al. vs. Dallas County; Cause No. DC-07-11471
    - Stewart vs. Panetta; Civil Action No. 09-1738
  - Legal Matters/Legal Advice, Consultation with Legal Counsel: Tex. Gov. Code §551.071
    - Building Conditions at Precinct 5
  - Security
    - Deliberation Regarding Security

38. RECESS:

39. RECONVENE IF REQUIRED:

40. ADJOURN:



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John F. Warren, County Clerk