

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, November 6, 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 Adjourn Court for the October Term:**
- 5. Motion To Open Court for the November Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Bishop Jeffery D. Thomas
Mount Rose 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)

Commissioners Court Agenda – Tuesday, November 6, 2012

8. RESOLUTIONS:

- A. Pancreatic Cancer Awareness Month
Presented by Commissioner Maurine Dickey

9. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF OCTOBER 30 – NOVEMBER 6, 2012.

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

- C. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated November 6, 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.

10. AWARD BIDS/RFP'S:

Bid No. 2013-003-6169 Annual Contract for Asbestos, Lead and Mold Assessment and Consultant Services awarded to: EDI Environmental Technology, Inc. (Contract data provided October 9, 2012)

Bid No. 2013-007-6188 Annual Contract for the Purchase of Mattresses for the Detention Facilities awarded to: Bob Barker Company, Inc. (Contract data provided October 16, 2012)

Commissioners Court Agenda – Tuesday, November 6, 2012

11. COURT ORDER:

Receiving and approving the Quarterly Investment Report of Dallas County Funds for the period July 1, 2012 thru September 30, 2012, as provided by the Dallas County Treasurer.

12. COURT ORDER:

Accepting payment of \$5,775.35 from Nationwide Insurance on behalf of their insured, Paneless Window Cleaning, as settlement of property damages sustained by Dallas County, Texas, 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:

Appointing Commissioner Mike Cantrell to serve on the Transportation EXcellence for the 21st Century (TEX-21) Committee, effective November 6, 2012.

14. COURT ORDER:

Ratifying the execution of the lease extension at 3650 N. Buckner Blvd., Suite 110, 111 and 211, for the period of October 1, 2012 through December 31, 2012, with River, Ltd., a Texas Limited Partnership.

15. COURT ORDER:

Approving the outlined Texas Department of Family and Protective Services State of Texas Title IV-E contract for reimbursement of services provided by Dallas County for Legal and Child Welfare Services, and authorizing the County Judge to sign the contract on behalf of Dallas County.

16. COURT ORDER:

Approving the outlined professional services agreement with the Family Place to provide assistance to victims of family/domestic violence, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

Commissioners Court Agenda – Tuesday, November 6, 2012

17. COURT ORDER:

Approving the outlined professional services agreement with the Legal Aid of North West Texas to provide additional support services to assist victims of family/domestic violence and increase accountability of perpetrators of family violence (Grants to Encourage – VAWA Project), and authorizing the County Judge to sign the agreement on behalf of Dallas County.

18. COURT ORDER:

Submitting the grant application for the Dallas County District Attorney's Office Emergency Civil Legal Representation project 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 the outlined interlocal agreement with the City of Grand Prairie and the City of Irving for the development of the Lone Star/Campion Trail Connection, and authorizing the County Judge to sign said agreement.

20. COURT ORDER:

Supporting the creation of the proposed foreign trade zone for Brighton-Best International within the City of Grand Prairie.

21. COURT ORDER:

Approving the Personal Services Agreement with Mach B Technologies, Inc. for SharePoint deployment assistance in order to properly deploy and configure Microsoft SharePoint.

22. COURT ORDER:

Approving two (2) weeks of pay from the last day worked and effective date of termination (November 12, 2012) with an estimated total cost of \$1,926.17 (\$1,128.00 salary + \$199.09 retirement/FICA + \$599.08 insurance) for Employee #23992, whose Secretary position in the Public Works Department was eliminated.

Commissioners Court Agenda – Tuesday, November 6, 2012

23. COURT ORDER:

Approving the outlined Dallas County Motor Vehicle License Subcontractor WebAgent contract with PLS Check Cashers of Texas, L.P., located at 2332 W. Davis St., Dallas, TX, 75208, for the citizens of Dallas County to obtain current motor vehicle registrations, and authorizing the County Judge to sign the contract on behalf of Dallas County.

24. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending November 6, 2012, in amounts over \$2,500.00 for erroneous or excessive tax payments.

25. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending November 6, 2012, in amounts over \$5,000.00 for erroneous or excessive tax payments.

26. COURT ORDER:

Approving the FY 2013 Fair Market Rents (FMR) by ZIP Codes, as outlined, for implementation by the Dallas County Health and Human Services (DCHHS) Housing Choice Voucher Program (HCVP) beginning November 1, 2012.

27. COURT ORDER:

Approving the FY 2013 Utility Allowance schedule, as outlined, to be utilized by the Dallas County Health and Human Services (DCHHS) Section 8 Housing Choice Voucher Program, effective November 1, 2012.

28. COURT ORDER:

Approving the request of the Youth Services Advisory Board and the Dallas County Juvenile Department to expend juror funds for the FY2013 initiatives, as outlined.

29. COURT ORDER:

Authorizing a ninety (90) day extension (November 17, 2012 through February 16, 2013) of Bid No. 2009-003-3955, Annual Contract for Work Uniforms, as awarded to UniFirst, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, November 6, 2012

30. COURT ORDER:

Authorizing the second twelve (12) month extension of SOQ No. 2010-065-5119, Request for Statements of Qualifications for Professional Elevator Consultant Services, as awarded to Boca Group Central LLC, effective November 2, 2012 through November 1, 2013, and authorizing all County documents/payments to reflect accordingly.

31. COURT ORDER:

Approving the Avaya demonstration of VoIP technology, and authorizing the County Judge to sign the outlined Memorandum of Understanding (MOU).

32. COURT ORDER:

Authorizing the acceptance of the FY2012 Pre-Disaster Mitigation Grant Program/Interlocal Agreement, assigning administration and implementation responsibility (in accordance with published grant guidelines) of said grant to the Office of Homeland Security & Emergency Management, and authorizing the County Judge to sign all related documents.

33. COURT ORDER:

Approving Change Order No. 2, in the not-to-exceed amount of \$120,144.90, for the construction contract with Austin Filter Systems, Inc., to be funded from Bridge Fund Account No. 105.2550.08312.0000, resulting in a revised construction contract total amount of \$1,420,005.40, for the Belt Line Road at Trinity River Bridge Protection Improvements Project (Erosion Repairs).

34. COURT ORDER:

Authorizing the County Purchasing Agent to advertise for bids for the construction of the 0.43 mile section of Merritt Road Project 22805 in the City of Sachse and in Road and Bridge District No. 2, with said bids to be returned to the Purchasing Department on or before 2:00 P.M., Thursday, December 13, 2012.

35. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined License Agreement for Right-of-Entry, Possession and Use with WHL Dallas 45 LLC for the Pleasant Run Road Overpass MCIP Project 31401 from Sunrise Road to IH-45 in the City of Wilmer.

Commissioners Court Agenda – Tuesday, November 6, 2012

36. COURT ORDER:

Authorizing and directing the County Judge to continue funding \$1,100,000.00 for repair and maintenance work on the listed bridges, utilizing monies set aside for the County's Annual BRINSAP Program.

37. CALLED BRIEFING SESSION:

See Briefing Agenda.

38. 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.

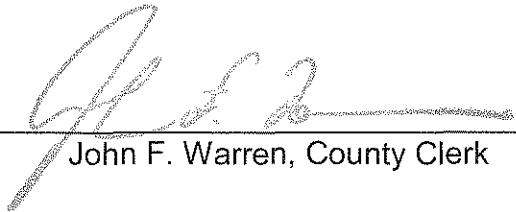
- Subjects:
- Appointments
 - 2011-2012 County Board and Committee Appointments
 - Transportation EXcellence for the 21st Century (TEX-21) Committee
 - Deliberations About Real Estate
 - Property Acquisition – Climate Control Facility
 - Texas Health & Safety Code:
 - CMS Survey and Update
 - Pending or Contemplated Litigation and Attorney-Client Information
 - Arthur Morrison vs. Cloris Lark; Appeal Cause No. 05-12-01064-CV
 - Albert Daniels vs. Federal Home Loan Mortgage, et al; Cause No. DC-12-05635
 - Eric Drake vs. Mark Greenberg; Cause No. 066244
 - Kevin Schoch vs. Dallas County Civil Service Commission and Dallas County, Texas; Cause No. DC-11-09689-L
 - Rodrick Samples vs. The Dallas County Special Service Commission and The Dallas County Civil Services Commission; Cause No. DC-12-00787
 - Claims
 - Dallas County Against Mary Wilcots; TW #12-000640
 - Kathryn Welton Claim Against Dallas County; TW #12-000702
 - Thomas Fortner – Healthcare Subrogation Lien
 - Legal Matters/Legal Advice, Consultation with Legal Counsel
 - M/WBE Disparity Study

Commissioners Court Agenda – Tuesday, November 6, 2012

39. RECESS:

40. RECONVENE IF REQUIRED:

41. ADJOURN:



John F. Warren, County Clerk