

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, October 9, 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 Deborah Morgan Stokes
East Dallas Christian 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 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.

(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. NAMI Dallas 2012 – Mental Illness Awareness Week
Presented by Commissioner Maurine Dickey
- B. 2012 National Cyber Security Awareness Month
Presented by Commissioner Mike Cantrell
- C. Day of the Girl in Dallas County – October 11, 2012
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 OCTOBER 2-9, 2012.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED OCTOBER 15, 2012

Bid No. 2013-002-6150 Contract for the Purchase and Installation of a Commercial Flight Type Rackless Conveyor Dishwasher.

Bid No. 2013-005-6183 Contract for Design and Manufacture of a Mobile Election Supply Carrier.

- C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.
- D. RIGHTS OF WAY:

Summary Agreements.
- E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated October 9, 2012.

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8. CONSENT AGENDA: (Cont'd.)

F. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation

G. TRANSFER OF FUNDS.

H. APPROVAL OF PLACEMENT OR SUBSTITUTION OF COLLATERAL FOR DALLAS COUNTY FUNDS.

I. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

9. AWARD BIDS/RFP'S:

Bid No. 2012-091-6149 Annual Contract for Tray Sealing Film awarded to:
Transilwrap Company, Inc. (Contract data provided
September 18, 2012)

10. COURT ORDER:

Authorizing Dispute Mediation Service be paid \$250.00 for court-ordered mediation fee in Cause No. DC-11-07904, styled *Glynda Ray v. Dallas County Southwestern Institute of Forensic Sciences & Medical Examiner Department*.

11. COURT ORDER:

Authorizing George Cowart be reimbursed \$1,138.18 for property damage and car 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.

12. COURT ORDER:

Authorizing the outlined professional services agreement with Carl R. Griffith & Associates, Inc. for the period October 1, 2012 through September 30, 2013, to provide ongoing assistance to Dallas County and the Dallas County Sheriff's Office, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

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13. COURT ORDER:

Approving the DDA Initiative by Road and Bridge District 4 (RB4) waiving her four percent raise and auto allowance, and further recommends allocating half of the savings (\$7,184) into the RB4 DDA Account.

14. COURT ORDER:

Approving the DDA Initiative by the County Judge waiving his four percent raise, and further recommends allocating half of the savings (\$2,858) into the County Judge DDA Account.

15. COURT ORDER:

Approving the outlined agreement between Dallas County and the Texas Department of Transportation (TxDOT) for law enforcement patrol services on various highways in Southwest Dallas County during FY2012, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

16. COURT ORDER:

Approving submission of the grant application for the Dallas County DWI Felony DIVERT Court project to the Office of the Governor, Criminal Justice Division; 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 Dallas County Felony Female Offender DIVERT Court project to the Office of the Governor, Criminal Justice Division; 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 Dallas County DWI Misdemeanor DIVERT Court project to the Office of the Governor, Criminal Justice Division; 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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19. COURT ORDER:

Approving submission of the grant application for the Dallas County Successful Treatment of Addiction through Collaboration (STAC) project to the Office of the Governor, Criminal Justice Division; 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 Dallas County Veterans Administration DIVERT Court project to the Office of the Governor, Criminal Justice Division; 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.

21. COURT ORDER:

Approving submission of the grant application for the Dallas County Domestic Violence Problem Solving Court project to the Office of the Governor, Criminal Justice Division; 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:

Authorizing the addition of an Application Support Analyst for the Southwestern Institute of Forensic Sciences (SWIFS) to the Office of Information Technology (IT) staff in the Major Technology Fund (MTF) after Human Resources/Civil Service reviews the position for proper classification, the deletion of two (2) Grade GM Firearms Examiners to realize a savings of \$39,553, and the transfer of \$19,777 to the SWIFS DDA Account as part of the FY2013 DDA Initiatives Plan.

23. COURT ORDER:

Authorizing the creation of an Assistant Administrator, Grade D2 position, and authorizing the Human Resources/Civil Service Department to review the position for proper classification.

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24. COURT ORDER:

Authorizing the provision of a 90%, ten-year tax abatement on real property for the renovation and conversion of Patriot Tower into residential housing, effective no later than January 1, 2015, subject to the project having completed at least 220 units of housing and having increased the County's property tax base by at least \$40 million by the effective date, and authorizing the County Judge to sign the related tax abatement agreement for this project.

25. COURT ORDER:

Authorizing the County Judge to sign the Personal Services Contract for technical resource, Jason Kessler, between Dallas County and Freeit Data Solutions, Inc. at no additional cost to the County.

26. COURT ORDER:

Approving the Personal Services Contract with Delta Dallas Incorporated for the services of Brian Stair, and authorizing the County Judge to sign said Contract on behalf of Dallas County.

27. COURT ORDER:

Approving the extension of the Personal Services Contract with ARC, Austin Ribbon + Computer for the services of Ladislau Oros, and authorizing the Dallas County Judge to sign Amendment No. 1 on behalf of Dallas County.

28. COURT ORDER:

Authorizing the County Judge to sign the contract for data circuits and an internet connection between Dallas County and Fiberlight, Inc., and approving the expenditure of a monthly recurring charge of \$12,125 for the length of the contract; funding for this request will be provided from the Major Technology Fund.

29. COURT ORDER:

Approving the accrual rates (premiums) for the various benefits plans for Plan Year 2013 as outlined in Attachment A, as well as allowing the County Auditor to pay said rates as applicable.

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30. COURT ORDER:

Filing the 2012/2013 assessment due the First Administrative Judicial Region in the amount of \$140,484.00.

31. COURT ORDER:

Approving payment of all operating expenses of the Senior Center Operations, Congregate Meals and Transportation programs beginning October 1, 2012 until final contracts are received from the Dallas Area Agency on Aging (DAAA).

32. COURT ORDER:

Approving the Centers for Disease Control and Prevention Grant #5U58CD001278-03 (CD10-1011 Strengthening Public Health Infrastructure for Improved Health Outcomes).

33. COURT ORDER:

Authorizing Dallas County Health and Human Services (DCHHS) to utilize Sprint Solutions, Inc., to provide connectivity services for the donated wireless notebooks from the Texas Department of State Health Services (DSHS), and authorizing DCHHS to issue a letter of authorization for the services.

34. COURT ORDER:

Authorizing a forty-nine (49) day extension of Bid No. 2009-119-4634, Annual Contract for Bond/Blue Printing and Reprographic Services, as awarded to Southwestern Blueprint Company and Ricoh USA, Inc., for the period of October 13, 2012 through November 30, 2012, and authorizing all County documents/payments to reflect accordingly.

35. COURT ORDER:

Authorizing the first twelve (12) month extension option of RFP No. 2010-066-5120, Request for Proposals for Fleet Fuel Card Program and Management Services, as awarded to Barney Holland Oil Company dba Fuelman of DFW for the period of December 1, 2012 through November 30, 2013, and authorizing all County documents/payments to reflect accordingly.

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36. COURT ORDER:

Authorizing the final twelve (12) month extension option of Bid No. 2011-012-5294, Annual Contract for the Purchase of Original Equipment Manufacturer (OEM) Automotive Parts and Accessories for Passenger Vehicles and Light Duty Trucks, as awarded to Friendly Chevrolet and Park Cities Ford Lincoln Mercury for the period of November 30, 2012 through November 29, 2013, and authorizing all County documents/payments to reflect accordingly.

37. COURT ORDER:

Authorizing the first twelve (12) month extension option of Bid No. 2012-006-5776, Annual Contract for Automotive Transmission Repair, Replacement and Other Related Services, as awarded to R. Wilson Enterprises, Inc. dba Eagle Transmission for the period of November 16, 2012 through November 15, 2013, and authorizing all County documents/payments to reflect accordingly.

38. COURT ORDER:

Authorizing the first twelve (12) month extension of Bid No. 2012-012-5794, Annual Contract for Janitorial Services for the Southwestern Institute of Forensic Sciences/Office of the Medical Examiner Facility, as awarded to D & A Building Services for the period of December 1, 2012 through November 30, 2013, and authorizing all County documents/payments to reflect accordingly.

39. COURT ORDER:

Authorizing the first twelve (12) month extension of Bid No. 2012-013-5795, Annual Contract for Janitorial Services for the Frank Crowley Courts Building, Lew Sterrett Justice Center and Adjacent Towers, as awarded to UBM Enterprise Inc., for the period of December 1, 2012 through November 30, 2013, and authorizing all County documents/payments to reflect accordingly.

40. COURT ORDER:

Accepting the offer from Jose F. Mendez of \$1,800 to purchase the tax foreclosure property at 14001 Cimarron, Balch Springs, Texas, DCAD Account No. 12071500050250000, authorizing the County Judge to execute the outlined quitclaim deed, subject to post judgment tax years and to the previous owners right of redemption, if any, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the Property Tax Code.

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41. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Easement and Right of Way with Oncor Electric Delivery Company, LLC, on behalf of Dallas County for the Bonnie View Road MCIP Project 30227.

42. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 3 for Laboratory Services (materials testing work) with TEAM Consultants, Inc., via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed \$6,817.00 to be paid from the CDBG FY2010 Seagoville Briar Creek MHP Paving and Drainage Improvements, Phase IV, Project Program Funds in Oracle No. 09520 for 2011, for this work order on behalf of Dallas County.

43. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 5 for Laboratory Services (materials testing work) with Mas-Tek Engineering & Associates, Inc., via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed and totaling \$10,785.00 to be paid from the CDBG Glenn Heights Morgan Heights Water Main Improvements, Phase II, Project Program Funds in Oracle No. 09505 for 2006, 2010, and 2012, in the amounts of \$3,098.40, \$7,663.70, and \$22.90, respectively, for this work order on behalf of Dallas County.

44. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 to the existing Indefinite Delivery Indefinite Quantity (IDIQ) contract between Dallas County and HNTB Corporation, for Marsh Lane Bridge MCIP 10502, in an amount not to exceed \$142,872.00 to be paid from Fund 196, Project 8201.

45. COURT ORDER:

Authorizing and directing the County Judge to execute the outlined Work Order No. 1 to the engineering Indefinite Delivery Indefinite Quantity (IDIQ) contract between Dallas County and Half Associates, Inc., for Wildlife Parkway MCIP Project 40810 from SH 161 to Belt Line Road in an amount not to exceed \$1,247,300.00 to be paid from Fund 196, Project 8201.

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46. CALLED BRIEFING SESSION:

See Briefing Agenda.

47. 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
 - Claims: Tex. Gov. Code §§551.071(1)(A) and (B)
 - Dallas County Against Sean Thomas & Atlantic Relocation Systems
TW #12-000698
 - Legal Matters/Legal Advice, Consultation With Legal Counsel:
Tex. Gov. Code §551.071
 - Review Status of DCIM Project
 - Review Status of PEBC and United Healthcare Contract

48. RECESS:

49. RECONVENE IF REQUIRED:

50. ADJOURN:



John F. Warren, County Clerk