

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, September 11, 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:**

**Dr. Craig Christina  
Shiloh Terrace Baptist Church  
Dallas, 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 los 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.

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7. RESOLUTIONS:

- A. Irving's BAPS Charities' Health Fair Day & October BAPS Charities' Health Fair Month  
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 SEPTEMBER 4-11, 2012.

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

- C. RIGHTS OF WAY:

Summary Agreements.

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated September 11, 2012.

- 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.

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

A. MOTION TO OPEN PUBLIC HEARING:

B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE COUNTY CLERK'S AND DISTRICT CLERK'S ANNUAL WRITTEN PLAN FOR FUNDING THE PRESERVATION, RESTORATION AND REDACTION OF THEIR RESPECTIVE RECORDS ARCHIVES:

C. MOTION TO CLOSE PUBLIC HEARING:

10. COURT ORDER:

Accepting payment of \$12,071.52 from AAA Insurance Company for their insured, Benotha Dawn, 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.

11. COURT ORDER:

Appointing Julie Noble and Carol S. North to serve on the Metrocare Services Board of Trustees for a two (2) year term, effective September 11, 2012 and expiring January 31, 2014.

12. COURT ORDER:

Appointing Matrice Ellis Kirk to serve on the North Texas Tollway Board of Directors for a two (2) year term, effective September 11, 2012.

13. COURT ORDER:

Accepting the County Clerk's FY2013 Archive Plan, as outlined.

14. COURT ORDER:

Accepting the District Clerk's FY2013 Archive Plan, as outlined.

15. COURT ORDER:

Approving the funding of the Clean Air Task Force through the use of Road and Bridge District 1 funds until December 31, 2012.

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16. COURT ORDER:

Authorizing the amendment of the Sheriff's Office, Bravo IT contract to approve the payment of \$22,500 to make the necessary changes to the Sheriff DNA Database.

17. COURT ORDER:

Authorizing the proposed District Attorney reorganization and further directing Human Resources/Civil Service Department to review all reclassified and added positions for proper classification.

18. COURT ORDER:

Approving the additional allocation of Emergency Solutions Grant (ESG) funds to be used for County administration (\$2,620), Homeless Management Information System (HMIS) (\$3,029), and Transition Resource Action Center (TRAC) (\$46,751), authorizing the submission of the associated documents to the U.S. Department of Housing and Urban Development (HUD), and authorizing the County Judge to sign any related documents.

19. COURT ORDER:

Approving the Personal Services Contract with Austin Ribbon & Computing (ARC) for the services of H. Victoria Taylor, and authorizing the Dallas County Judge to sign said Contract on behalf of Dallas County.

20. COURT ORDER:

Approving the expenditure of \$29,000 to purchase cabling, supplies and installation services from FSG Technologies via Buyboard contract 375-11; funding for this request is available from the Major Technology Fund, Data Center Colocation (195.0.8630.0.0.92084).

21. COURT ORDER:

Approving a 4% merit, lump sum and/or structure increase as outlined in Option 3, with the implementation and distribution of these awards in accordance with Attachment A – Merit, Lump Sum, and Structure Guidelines for FY 2013.

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22. COURT ORDER:

Approving acceptance of the North Texas Auto Theft Task Force's grant award from the Texas Automobile Burglary and Theft Prevention Authority (ABTPA) for \$1,288,680, and authorizing the County Judge to sign all related documents.

23. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending September 11, 2012, in amounts over \$2,500.00 for erroneous or excessive tax payments.

24. COURT ORDER:

Approving the additional County Match funds in the amount of \$60,000, for the Dallas County Health and Human Services (DCHHS) Older Adult Services Program/Transportation Services (Grant 08401).

25. COURT ORDER:

Approving the amendment to extend the agreement between Dallas County and Texas A&M University, System Health Science Center – Baylor College of Dentistry to provide dental services.

26. COURT ORDER:

Approving Amendment #6 – B to the Texas Juvenile Justice Department (TJJD) State Financial Assistance Contract 2012-2013 Biennium.

27. COURT ORDER:

Authorizing a contract renewal with Justice Benefits, Inc. for preparation of Title IV-E Administrative Claims and random moment sampling.

28. COURT ORDER:

Authorizing the first extension of Bid No. 2011-106-5755, Annual Contract for Document Destruction Services, as awarded to American Shredding for the period October 11, 2012 through October 10, 2013, and authorizing all County documents/payments to reflect accordingly.

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29. COURT ORDER:

Authorizing the approval of the outlined Master Interlocal/Cooperative Purchasing Agreement between Dallas County and the City of Richardson, and authorizing the County Judge to execute the agreement on behalf of Dallas County.

30. COURT ORDER:

Authorizing the outlined list to be representative of the equipment and furniture to be sold in the upcoming online auction, and authorizing all County departments/inventories to reflect accordingly.

31. COURT ORDER:

Accepting the offer from Freddy Gamez and Jose Gamez of \$800 to purchase the tax foreclosure property at 2715 Sheilah, Balch Springs, Texas, DCAD Account No. 12043500040740000; 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.

32. COURT ORDER:

Accepting the offer from Nextlots 3, LLC of \$1,500 each, to purchase the tax foreclosure properties at 641 and 651 East 3<sup>rd</sup> Street, Lancaster, Texas, DCAD Account Nos. 36000500640020000 and 36000500640010000, respectively; authorizing the County Judge to execute the outlined quitclaim deeds, 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.

33. COURT ORDER:

Authorizing the purchase of the right-of-way and permanent easement located at 9958 Merritt Road, Garland and Rowlett, Texas, needed for the Merritt Road MCIP Project 22805, at the negotiated settlement in the not to exceed amount of \$12,535.00 or an additional amount of \$9,888.00 above the appraised value; payment to Republic Title of Texas, Inc. for the account of Perry David Abney to be paid from Fund 0196, Project 08201; and execution of the two (2) Contract Agreements and any other documents necessary to consummate this transaction.

34. COURT ORDER:

Authorizing the purchase of the right-of-way located at 2936 Pleasant Valley Road, Sachse, Texas, needed for the Merritt Road MCIP Project 22805, at the negotiated settlement in the not to exceed amount of \$16,652.00 or an additional amount of \$10,775.00 above the appraised value; payment to Republic Title of Texas, Inc. for the account of Jessey Rayford Drain and Earlene Drain to be paid from Fund 0196, Project 08201; and execution of the Contract Agreement and any other documents necessary to consummate this transaction.

35. COURT ORDER:

Authorizing the purchase of the right-of-way and permanent easements located at 2850-2900 Merritt Road, Sachse, Texas, needed for the Merritt Road MCIP Project 22805, at the negotiated settlement in the not to exceed amount of \$68,368.00 or an additional amount of \$28,124.00 above the appraised value; payment to Republic Title of Texas, Inc. for the account of Reece-Merritt Properties, LLC to be paid from Fund 0196, Project 08201; and execution of the two (2) Contract Agreements and any other documents necessary to consummate this transaction.

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.

- Subjects:
- Appointments
    - 2011-2012 County Board and Committee Appointments
    - Joint Appointments – Dallas Metrocare Services Board
    - Joint Appointment – North Texas Tollway Authority Board
  - 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 Amir Al-Khfaji & Albuhlal Muhamad; TW #12-000394
    - Dallas County against Francisco Compean; TW #12-000575
    - Jose's Car Company against Dallas County; TW #12-000438



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

Subjects: • Pending or Contemplated Litigation and Attorney-Client Information:  
Tex. Gov. Code §§551.071(1)(A) and (B)  
- Terry James vs. Sheriff Lupe Valdez; Appeal No. 05-11-01506-CV

38. RECESS:

39. RECONVENE IF REQUIRED:

40. ADJOURN:



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John F. Warren, County Clerk