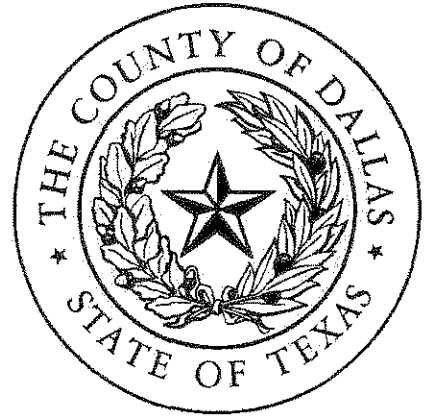


A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, September 25, 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. Darrell L. Bock
Dallas Theological Seminary
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.

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.

Commissioners Court Agenda – Tuesday, September 25, 2012

7. RESOLUTIONS:

- A. The Greek Food Festival of Dallas 9/28/12 – 9/30/12
Presented by Commissioner Mike Cantrell
- B. Honorable Judge Lorraine A. Raggio – Retirement
Presented by Commissioner John Wiley Price
- C. Chief Cliff Nelson, Grand Prairie Fire Department – Retirement
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 18-25, 2012.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED SEPTEMBER 27, 2012:

Bid No. 2012-091-6149 Annual Contract for the Purchase of Staple Food Items. (Contract data provided September 25, 2012)

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

- D. RIGHTS OF WAY:

- Summary Agreements and Contracts
- Amended Summary Agreements

- E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated September 25, 2012.

Commissioners Court Agenda – Tuesday, September 25, 2012

8. CONSENT AGENDA: (Cont'd.)

F. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation
- Letter to Ryan Eilermann, United Industries
- Letter to Susan Little, PIR Program, Consumer Specialty Products Association

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. 2012-070-6050 | Annual Contract for Forensic DNA Testing and Analysis Services awarded to: AIBio Tech LLC. (Contract data provided June 12, 2012) |
| Bid No. 2012-082-6105 | Contract for the Purchase of a 38 Passenger Inmate Transport Bus awarded to: National Bus Sales. |
| Bid No. 2012-089-6134 | Annual Contract for the Printing and Mailing of Tax Statements awarded to: National Data Services, Inc. (Contract data provided November 22, 2011) |

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 October 1, 2012 through October 31, 2012.

11. COURT ORDER:

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

Commissioners Court Agenda – Tuesday, September 25, 2012

12. COURT ORDER:

Authorizing All Pro Collision be paid \$100.00 for its inspection services as full and final payment 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.

13. COURT ORDER:

Authorizing Shiny Abraham be reimbursed \$287.56 for property damage 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.

14. COURT ORDER:

Directing the Dallas County Treasurer to issue a check in the amount of \$500.00 made payable to Martin Perez and The Law Offices of Bert Guerrero, PC as full and final settlement by Dallas County, and authorizing the County Judge to execute any documentation required for this settlement on behalf of Dallas County, and the County Treasurer is 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 continued payments through the Department of State Health Services (DSHS) grant for leased space at 8202 Spring Valley Road, Suite 200, Dallas, Texas, during the new grant period beginning September 1, 2012 and ending August 31, 2013.

16. COURT ORDER:

Approving employment of Gordon Hikel, effective October 1, 2012, with no break in service, and authorizing the County Judge to execute the agreement on behalf of Dallas County.

17. COURT ORDER:

Approving the Sheriff's Office to accept the Office of the Governor Criminal Justice Division Grant and use the awarded grant funds to purchase an Incident Command Vehicle (ICV), and authorizing the Sheriff's Office to pay the remainder of the cost of the ICV using the Sheriff's Federal Forfeiture Fund.

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18. COURT ORDER:

Approving the FY2013-FY2014 State Case Registry Local Customer Service (SCR/LCS) contract with the Office of Attorney General (OAG) of the State of Texas to operate a child support enforcement program, and authorizing the County Judge to sign the contract on behalf of the County.

19. COURT ORDER:

Filing the outlined Judicial Education Record of continuing education hours issued to County Judge Clay Lewis Jenkins by the Texas Association of Counties.

20. COURT ORDER:

Authorizing the County Judge to execute the required Amendment for the FY2011 Cedar Hill Sanitary Sewer Line Improvement Project to include reallocated Community Development Block Grant (CDBG) funds (\$25,365.51) from two (2) completed Cedar Hill CDBG projects (466.6650.2209.9511-\$11,472.33 and 466.6650.2010.9511-\$12,893.18).

21. COURT ORDER:

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

22. COURT ORDER:

Authorizing the County Judge to sign the Master Services Attachment for ServiceElite between Dallas County and IBM at no additional cost to the County.

23. COURT ORDER:

Approving the order setting fees to be charged for certain services performed by the Offices of Sheriff and Constables, effective January 1, 2013, and directing the District and County Clerks, Justice Courts, Sheriff and Constables to ensure their fee schedules and deposit requirements incorporate said fees prescribed by Commissioners Court; and the County Clerk to submit written notice of the fees to the State Comptroller no later than October 15, 2012.

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24. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with Autoagent to simplify tax payment processing from mortgage companies, banks, lenders, tax services, title companies and large private payers, and authorizing the County Judge to sign related documents required for the execution of the contract.

25. COURT ORDER:

Approving the additional award from Atmos Energy Corporation, in the amount of \$27,806.12, under the Share the Warmth Program, for assistance with energy costs for financially distressed Atmos Energy account holders.

26. COURT ORDER:

Approving the Department of Homeland Security Purchase Order HSHQDC-12-P-00113, BioWatch Lab Support funding, in the amount of \$100,000 for the BioWatch Program, approving the requested position, and authorizing the County Auditor to establish a grant to include the proposed operational budget for the program.

27. COURT ORDER:

Approving Amendment Number 8 to the Texas Department of Housing and Community Affairs (TDHCA) DOE American Recovery and Reinvestment Act (ARRA) Weatherization Assistance Program Contract with Dallas County for the City of Richardson, Contract No. 16090000764, as outlined, which reduces funding for a revised contract amount of \$361,353.97, and authorizing the County Judge to electronically sign the Contract Amendment on behalf of Dallas County.

28. COURT ORDER:

Approving Amendment Number 2 to the 2012 Comprehensive Energy Assistance Program (CEAP) Contract No. 58120001335, in the amount of \$494,446, and authorizing the County Judge to electronically sign the Amendment on behalf of Dallas County.

29. COURT ORDER:

Approving Amendment No. 5 to the Interlocal Agreement (ILA) between Dallas County and the City of Austin for forensic laboratory services provided by the Criminal Investigation Laboratory utilized by the Austin Police Department, and authorizing the County Judge to sign the amendment on behalf of Dallas County.

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30. COURT ORDER:

Approving the outlined interlocal agreement between Dallas County and the University of Texas Southwestern Medical Center (UTSW) for transport of decedent services on behalf of the Office of the Medical Examiner, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

31. COURT ORDER:

Approving the renewal interlocal agreement (ILA) between Dallas County and the University of Texas Southwestern Medical Center at Dallas (UTSW) for disposition of indigent and unclaimed decedents, and authorizing the County Judge to execute necessary contract documents on behalf of Dallas County.

32. COURT ORDER:

Approving Amendment No. 1 to the contract as awarded to KPMG, LLP Certified Public Accounts under RFQ No. 2010-072-5146, Request for Qualifications for Financial Audits of Dallas County, Juvenile and Community Supervision and Corrections Department to extend the contract and reflect negotiated fees for the third contract extension, and authorizing all documents and/or payments to reflect accordingly.

33. COURT ORDER:

Approving the Assignment and Assumption Agreement between Dallas County and Hyland Software, Inc. in association with RFP No. 2011-037-5428, Request for Proposals for Agenda Management System, and authorizing all documents and/or payments to reflect accordingly.

34. COURT ORDER:

Recognizing the name change of IESI TX Corp. to Progressive Waste Solutions of Texas, Inc., for Bid No. 2012-061-6016, Annual Contract for Commercial and Industrial Solid Waste/Refuse Collection and Disposal Services, and authorizing all County documents/payments to reflect accordingly.

35. COURT ORDER:

Approving the Interlocal Agreement between Dallas County and the City of Lancaster for the maintenance of various "Type E" and "Type B" Roadways, as well as performance of services which do not fall squarely within the purview of said Roadway Projects, situated wholly within the territorial limits of the City, and authorizing the County Judge to sign and execute said document.

36. COURT ORDER:

Authorizing the purchase of the right-of-way and permanent easement located at 2924 Pleasant Valley Road, Sachse, Texas, needed for the Merritt Road MCIP Project 22805, at the negotiated settlement in the not to exceed amount of \$92,576.00 or an additional amount of \$31,807.00 above the appraised value; payment to Republic Title of Texas, Inc. for the account of Stan McClain and Laura T. McClain 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.

37. COURT ORDER:

Authorizing the purchase of the right-of-way and permanent easement located at 3005 Merritt Road, Sachse, Texas, needed for the Merritt Road MCIP Project 22805, at the negotiated settlement in the not to exceed amount of \$52,657.00 or an additional amount of \$36,099.00 above the appraised value; payment to Republic Title of Texas, Inc. for the account of Maurice McClain 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.

38. CALLED BRIEFING SESSION:

See Briefing Agenda.

39. 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.

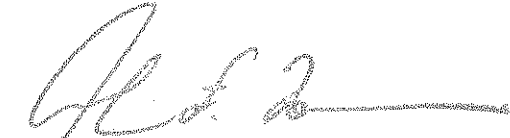
- Subjects:
- Appointments
 - 2011-2012 County Board and Committee Appointments
 - Personnel
 - Policy Exception – Leave of Absence (LOA) Facilities Department (QA) Employee #27852 (Building Mechanic – Job Grade 09)
 - Deliberations About Real Estate: Tex. Gov. Code §551.072
 - Property Acquisition – 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 David Acker; TW #12-000535

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40. RECESS:

41. RECONVENE IF REQUIRED:

42. ADJOURN:



John F. Warren, County Clerk