

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, April 16, 2013

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 Gregory L. Drake
Jubilee Community Church
DeSoto, 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. National Crime Victims' Rights Week
Presented by Commissioner Mike Cantrell
- B. DeSoto Mayor for a Day - Indigo Dillard
Presented by Commissioner John Wiley Price
- C. Week of the Young Child™
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 APRIL 9-16, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED APRIL 18, 2013:

Bid No. 2013-033-6289 Request for Proposals for Third Party Administration and Related Services for Dallas County Self-Insured Workers' Compensation Program.

THE FOLLOWING BIDS/RFP'S TO BE OPENED APRIL 22, 2013:

Bid No. 2013-034-6302 Annual Contract for Offset Printing and Copy Services. (Contract data provided April 16, 2013)

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

To approve filing of Commissioners Court Agenda, dated April 16, 2013.

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8. CONSENT AGENDA: (Cont'd.)

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.

9. AWARD BIDS/RFP'S:

- | | |
|-----------------------|---|
| Bid No. 2013-021-6249 | Annual Contract for Plumbing Material and Related Products awarded to: H2O Supply, Inc., Interline Brands, Inc. dba Sexauer, Plumbmaster, Inc., Secure Detention Products <u>and</u> Valley Industrial Specialties. (Contract data provided January 22, 2013) |
| Bid No. 2013-027-6263 | Demolition and Reconstruction of a New Single Family Home located at 315 Anderson St., Wilmer, TX awarded to: Alaniz Complete Service, LLC. |
| Bid No. 2013-028-6264 | Demolition and Reconstruction of a New Single Family Home located at 305 Adams St., Wilmer, TX awarded to: Alaniz Complete Service, LLC. |
| Bid No. 2013-029-6268 | Annual Contract for Asbestos, Lead and Mold Abatement and Remediation Services awarded to: Empire Environmental Group, LLC. (Contract data provided March 19, 2013) |
| Bid No. 2013-030-6282 | Contract for the Purchase of 2013 Passenger Vehicles and Trucks awarded to: Caldwell Country Chevrolet, Caldwell Country Ford, Dallas Dodge, Philpott Motors <u>and</u> Randall Reed's Prestige Ford. |

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10. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with Liberty Mutual Group in the amount of \$500.00.

11. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with Karen Adams in the amount of \$1,630.43.

12. COURT ORDER:

Appointing/re-appointing Patricia Gorman to serve on the Dallas County Hospital District Board of Managers for a two (2) year term, effective April 16, 2013 and expiring January 31, 2015.

13. COURT ORDER:

Appointing/re-appointing Arman Amir Rupani to serve on the Dallas County Historical Commission for an unexpired term, effective April 16, 2013 and expiring January 31, 2015.

14. COURT ORDER:

Appointing/re-appointing David W. Aston to serve on the Metrocare Services Board of Trustees for a two (2) year term, effective April 16, 2013 and expiring January 31, 2015.

15. COURT ORDER:

Approving the Technology Assignment Agreement and the Management of Healthcare Analytics Services Agreement between Parkland Health & Hospital System (Parkland) and the Parkland Center for Clinical Innovation (PCCI), and authorizing the Dallas County Hospital District to sign the Agreements.

16. COURT ORDER:

Approving the outlined Memorandum of Understanding (MOU) with the City of Irving for prisoner transport assistance services.

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17. COURT ORDER:

Approving the reclassification of one (1) Program Manager – Family Advocacy Position (Grade G) to a Grant Writer Position (Grade G) to oversee grant writing duties and responsibilities in the Office of the District Attorney, with the Human Resources/Civil Service Department reviewing the classification of the position.

18. COURT ORDER:

Authorizing the FY2013 State Criminal Alien Assistance Program (SCAAP) application for funding to be used as reimbursement for correctional purposes only.

19. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for property being rented at 2330 Butler Street to include the extension of the lease for an additional year to expire March 31, 2014.

20. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for property being rented at 5920 Forest Park to include the addition of 1,001 sq. ft. to the leased property.

21. COURT ORDER:

Approving Amendment No. 3 with Red Zone Resources for the services of Candace Pierce, and authorizing the County Judge to sign Amendment No. 3 on behalf of Dallas County.

22. COURT ORDER:

Approving the use of District Clerk Records Management Fund (94060) in the amount of \$4,785.89 to fund the one (1) year premium subscription for Hyland OnBase Training for use by all current Dallas County employees.

23. COURT ORDER:

(ITEM 1C ON BRIEFING AGENDA)

Approving the Health Resources and Services Administration and National HIV/AIDS Strategy (HRSA/NHAS) Grant No. H12HA24837, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

24. COURT ORDER:

(ITEM 1B ON BRIEFING AGENDA)

Approving the award of FY 2013 Department of State Health Services (DSHS) Housing Opportunities for Persons with AIDS (HOPWA) contract funds in the amounts of \$58,186 to Your Health Clinic, and \$534 to Dallas County Health and Human Services – HOPWA Unit, as outlined in Attachment A, and authorizing the County Judge to sign the contracts with the specific service providers on behalf of Dallas County.

25. COURT ORDER:

Amending Court Order No. 2012-2073 (12/11/12) to include a Clinical Services Only Unit at the rate outlined for the FY2013 non-residential services contract between Dallas County Juvenile Department and Youth Advocate Programs, Inc. (Family Preservation Program).

26. COURT ORDER:

(ITEM 7 ON BRIEFING AGENDA)

Authorizing the final twelve (12) month extension of Bid No. 2010-036-4967 Annual Contract for X-Ray Supplies, Preventive Maintenance and Compliance Inspections, as awarded to Excel Imaging for the period June 24, 2013 through June 23, 2014, and authorizing all County documents/payments to reflect accordingly.

27. COURT ORDER:

(ITEM 7 ON BRIEFING AGENDA)

Authorizing the second twelve (12) month extension of Bid No. 2011-078-5613 Annual Contract for the Purchase of Dairy Products, as awarded to Oak Farms for the period July 21, 2013 through July 20, 2014, and authorizing all County documents/payments to reflect accordingly.

28. COURT ORDER:

Authorizing a change order in the amount of \$92,419 for Bid No. 2012-068-6041 Contract for the Renovation and Upgrade of Twenty-Four (24) Restrooms at the George L. Allen, Sr. Courts Building, as awarded to H-B Construction, and authorizing all County documents/payments to reflect accordingly.

29. COURT ORDER:

Authorizing CBRE as the vendor most susceptible for award under RFP No. 2013-019-6243 Request for Proposals for Real Estate Broker Services, and authorizing the commencement of contract negotiations.

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30. COURT ORDER:

Authorizing the Purchasing Department to solicit the Request for Proposal for Drug Testing Services for Divert Court Department as authorized by Local Government Code 262.030.

31. COURT ORDER:

Authorizing, the bid specifications for the Dallas County Court Parking Garage "D" Repairs to include a mandatory pre-bid conference, in accordance with Local Government Code 262.0256 and 262.0275.

32. COURT ORDER:

(ITEM 2 ON MISCELLANEOUS AGENDA)

Approving the outlined landlord's waiver with JPMorgan Chase Bank, N.A. in association with the lease agreement with Old Red Courthouse, Inc. as authorized by Court Order 2009-0115 approved on January 13, 2009, and authorizing the County Judge to execute the waiver on behalf of Dallas County.

33. COURT ORDER:

Reinstating the Space Utilization Committee to meet on a regular basis and make recommendations to the Court for space allocation in the County facilities.

34. COURT ORDER:

Accepting the offer of \$1,750 from Roxanne Crow to purchase the tax foreclosure property at 301 Stewart Drive, Lancaster, Texas, DCAD Account No. 36071650550120000, authorizing the County Judge to execute the outlined quitclaim deed, subject to post judgment tax years, the pro rata property taxes for the remaining part of the current year 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.

35. COURT ORDER:

Authorizing the County Judge to transfer a total of \$1,000,000.00 from the MCIP Northwest Corridor, MCIP Project 10702 to the Hunter Ferrell Road MCIP Project 47601 in Fund 196, Project 8201.

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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.

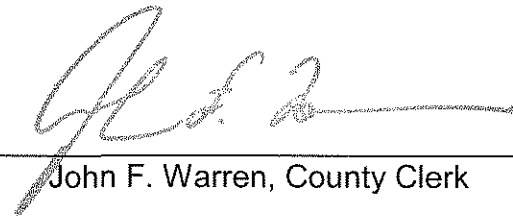
- Subjects:
- Appointments:
 - 2013-2014 County Board and Committee & Joint Appointments
 - Texas Health & Safety Code:
 - CMS Survey and Update
 - Personnel:
 - James Westbrook – Sheriff’s Department Civil Service Commission’s Decision Eight (8) Days Back Pay
 - Request for Salary Correction – Employee #14950
 - Special Civil Service Commission
 - Deliberations About Real Estate:
 - Project: Pleasant Run Road Overpass, MCIP 31401 (TxDOT CSJ# 0918-45-844)
Limits: (East of Sunrise Road to West of Interstate Highway 45) Parcel 6 & 6-E, Proposed Settlement/Encumbrance of Funds In Excess of Approved Value to Purchase
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - MERS’ Litigation Update
 - Claims:
 - Karen Adams against Dallas County
 - Liberty Mutual Group against Dallas County
 - Legal Matters/Legal Advice, Consultation with Legal Counsel:
 - M/WBE Disparity Study
 - Contract: Sixth Floor Museum
 - Advice from attorney on legal implications of County policy regarding employees seeking elective office or campaigning during working hours
 - Security:
 - Deliberation Regarding Security

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38. RECESS:

39. RECONVENE IF REQUIRED:

40. ADJOURN:



John F. Warren, County Clerk