

A G E N D A



Commissioners Court

Dallas County, Texas

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

**Pastor Andy Wileman
Grace Bible 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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8. RESOLUTIONS:

- A. Honoring Kidd Kraddick's Career & Charitable Spirit
Presented by Commissioner Mike Cantrell

9. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF JULY 9 – AUGUST 6, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S OPENED JULY 22, 2013:

Bid No. 2013-052-6357 Annual Contract for the Purchase of Tires and Tubes. (Contract data provided July 9, 2013)

THE FOLLOWING BIDS/RFP'S OPENED JULY 29, 2013:

Bid No. 2013-051-6353 Annual Contract for Right of Way Mowing Services. (Opening extended due to addendum)

Bid No. 2013-053-6361 Annual Contract for Janitorial Services for the Downtown Campus of Buildings. (Contract data provided July 9, 2013)

THE FOLLOWING BIDS/RFP'S OPENED AUGUST 5, 2013:

Bid No. 2013-054-6369 Contract for Landscaping Services.

THE FOLLOWING BIDS/RFP'S TO BE OPENED AUGUST 12, 2013:

Bid No. 2013-055-6368 Contract for the Purchase and Installation of a Glass Refractive Index Measurement System.

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

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9. CONSENT AGENDA: (Cont'd.)

D. RIGHTS OF WAY:

Summary Agreements and Contracts.

E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated August 6, 2013.

F. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation
- Letter to Dr. Karry D. Wesley

G. TRANSFER OF FUNDS.

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

I. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

10. COURT ORDER:

Approving and accepting the Report of the County Treasurer for the month of June, 2013.

11. COURT ORDER:

Receiving and approving the Quarterly Investment Report of Dallas County Funds for the period April 1, 2013 through June 30, 2013, as provided by the County Treasurer.

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12. COURT ORDER:

Accepting payment of \$13,614.84 from Acceptance Insurance Company on behalf of their insured Selina Zavala as settlement of property damage sustained by Dallas County in connection with this claim, and authorizing the County Judge to execute any and all documents approved by the Civil Division of the District Attorney's Office to effectuate this settlement.

13. COURT ORDER:

Accepting payment of \$109,526.94 from Gilardi & Co., L.L.C. claims administrator, in connection with Cause Number 1:08-CV-10843-PBS, and authorizing the County Judge to execute any and all documents approved by the Civil Division of the District Attorney's Office.

14. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with Driver's Insurance Company (BAJA) in the amount of \$675.78.

15. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with Enterprise Rent-A-Car Damage Recovery Unit in the amount of \$962.70.

16. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with USAA Insurance Company in the amount of \$678.18.

17. COURT ORDER:

Appointing/re-appointing Sylvia Camarillo to serve on the Dallas County Trail and Preserve Program Board for a two (2) year term, effective August 6, 2013 and expiring January 31, 2015.

18. COURT ORDER:

Appointing/re-appointing Dr. Scherry F. Johnson to serve on the Dallas County Hospital District Board of Managers for a two (2) year term, effective August 6, 2013 and expiring January 31, 2015.

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19. COURT ORDER:

Approving Amendment No. 1 to the interlocal agreement for the Household Hazardous Waste (HHW) program and the program's FY2014 budget, which includes a review of job descriptions for two (2) HHW staff positions and the reallocation of prior-year carryover for contract labor (\$80,000) and operational expenses (\$26,500), for the period of October 1, 2013 through September 30, 2014, and authorizing the County Judge to sign all related documents.

20. COURT ORDER:

Approving the outlined Contract/Agreement with Builders of Hope Community Development Corporation, that it shall replace the Contract/Agreement originally authorized by Court Order 2012-0703 (4/24/12), and authorizing the County Judge to sign the Contract/Agreement.

21. COURT ORDER:

Authorizing the County Judge to sign the outlined "Acknowledgement of Donation" with Virginia Cook Realtors for the production of trail maps.

22. COURT ORDER:

Authorizing the reallocation of \$40,000 in Community Development Block Grant (CDBG) funds from the Balch Springs street projects (09496) to the Balch Springs Code Enforcement (09450/\$30,000) and Balch Springs Demolition (09478/\$10,000) projects, and authorizing the County Judge to sign the related documents.

23. COURT ORDER:

Authorizing the Office of Homeland Security & Emergency Management (HSEM) to equip designated County owned or leased emergency management vehicles with red and blue warning lights and sirens; approving HSEM Emergency Vehicle Operational Guidelines, which also authorizes the Chief of Emergency Services to designate drivers and to oversee the operation of all HSEM authorized emergency management vehicle program; and approving the purchase and expenditure of Homeland Security grant funds, in the amount of \$8,272.57, from FY 12 Homeland Security Grant Program sub-recipient agreement approved on October 23, 2012 by Court Order 2012-1784.

24. COURT ORDER:

Approving acceptance of the North Texas Auto Theft Task Force's grant award from the Texas Automobile Burglary and Theft Prevention Authority for \$1,261,513, and authorizing the County Judge to sign all related documents.

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25. COURT ORDER:

(ITEM 2B ON BRIEFING AGENDA)

Approving the Juvenile Information System (JIS) Memorandum of Understanding (MOU) with the Dallas Police Department.

26. COURT ORDER:

(ITEM 9 ON BRIEFING AGENDA)

Authorizing the third twelve (12) month extension of RFP No. 2010-069-5135 for Domestic Violence Battering Intervention and Prevention Counseling and Treatment Program Services for the Dallas County District Attorney's Family Violence Division, as awarded to The Family Place and New Beginning Center for the period September 28, 2013 through September 27, 2014, and authorizing all County documents/payments to reflect accordingly.

27. COURT ORDER:

Authorizing, in accordance with Texas Local Government Code 262.031(a), the tenth modification of Bid No. 2011-023-5334 Annual Contract for Janitorial Services for the North, West, and East Sections of Dallas County, as awarded to James Janitorial Services, LLC, to terminate the services of a day porter and evening/night janitorial services at 899 N. Stemmons Freeway, Dallas, Texas, effective July 31, 2013 and August 16, 2013 respectively, and authorizing all County documents/payments to reflect accordingly.

28. COURT ORDER:

(ITEM 9 ON BRIEFING AGENDA)

Authorizing the final extension of Bid No. 2011-089-5679 Annual Contract for Unleaded Gasoline and Diesel Fuel, as awarded to Martin Eagle Oil Company for the period of September 1, 2013 through August 31, 2014, and authorizing all County documents/payments to reflect accordingly.

29. COURT ORDER:

(ITEM 9 ON BRIEFING AGENDA)

Authorizing the final extension of Bid No. 2011-090-5680 Annual Contract for the Purchase of Engine Motor Oil, Lubricants, Grease, Anti-Freeze and Other Related Automotive Chemicals, as awarded to Douglass Distributing and Felts Heavy Duty Oil for the period of August 9, 2013 through August 8, 2014, and authorizing all County documents/payments to reflect accordingly.

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30. COURT ORDER:

Terminating contract negotiations with Sprint Solutions, Inc. in connection with RFP No. 2012-045-5921 Request for Proposals for Fleet Tracking Global Position System, and authorizing staff to enter into contract negotiations with TransCore as the next highest rated firm susceptible for award consideration on behalf of Dallas County for this solicitation.

31. COURT ORDER:

(ITEM 9 ON BRIEFING AGENDA)

Authorizing the first extension of Bid No. 2012-080-6098 Annual Contract for Janitorial Services for the Southern and Southwest Quadrants of Dallas County, as awarded to Global Building Maintenance Inc. for the period of September 1, 2013 through August 31, 2014, and authorizing all County documents/payments to reflect accordingly.

32. COURT ORDER:

Authorizing the cancellation of item #72 Bouffant Cap with Dispenser from Bid No. 2013-010-6201 Annual Contract for Food Service Products, as awarded to Daxwell Company, and authorizing all County documents/payments to reflect accordingly.

33. COURT ORDER:

Awarding RFQ No. 2013-020-6244 Preparation of an Availability and Disparity Study for Dallas County, Texas, and authorizing the approval of the outlined contract between Dallas County, Parkland Health and Hospital System, and Colette Holt & Associates for the period September 1, 2013 through August 31, 2015, and authorizing the County Judge to execute said contract on behalf of Dallas County.

34. COURT ORDER:

Approving the inter-local agreement by and between Dallas County and the City of Carrollton for the period May 1, 2013 through April 30, 2018, and authorizing the County Judge to execute the agreement.

35. COURT ORDER:

Approving the Master Interlocal Agreement between Dallas County and the City of Rowlett, Texas, Pertaining to Transportation Related Maintenance On or About Certain Designated Roadways Situated Within the Territorial Limits of the City of Rowlett, effective immediately upon date of execution by both parties, and ending December 31, 2017, and authorizing the County Judge to sign and execute said document .

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36. COURT ORDER:

Authorizing the City of Dallas as Trustee for Dallas County, in its own behalf, and on behalf of the Dallas County Community College District, the Parkland Hospital District, and the Dallas County School Equalization Fund to solicit from the public sealed bids on any or all of the said parcels of land, as outlined in Exhibit "A", and consenting to the sale of said parcels of land to the highest bidder even if the bid tendered is less than the market value of the land specified in the judgment of foreclosure or the total amount of the judgment of foreclosure or the total amount of the judgments against the property.

37. COURT ORDER:

Authorizing the County Judge to execute the outlined Work Order No. 2 to the contract for surveying services between Dallas County and Halff Associates, Inc., for the Rock Island Road annexation in an amount not to exceed \$26,700.00 to be paid from Road and Bridge Fund 105, Department 2550, Account 8312.

38. COURT ORDER:

Authorizing the County Judge to provide funding from FY14 budget in the estimated amount of 741,000.00, for completion of Phase One Enterprise GIS Implementation and Phase Two Study and Implementation.

39. COURT ORDER:

Authorizing the County Judge to execute the outlined Funding Agreement between State of Texas and Dallas County for the Spring Valley Road MCIP Project 15801 for the reconstruction of bridge, pedestrian improvements and intersection improvements to include traffic signal upgrade and Intelligent Transportation System on Spring Valley Road from Coit Road to Weatherred/Goldmark Drive intersection.

40. COURT ORDER:

Authorizing the County Judge to execute the outlined Amendment No. 1 to Work Order No. 2 to the engineering indefinite delivery and quantity contract between Dallas County and CP&Y, Inc. for GIS Implementation Services in an amount not to exceed \$118,000.00, to be paid from Fund 196, Project 8201.

41. CALLED BRIEFING SESSION:

See Briefing Agenda.

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42. 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.

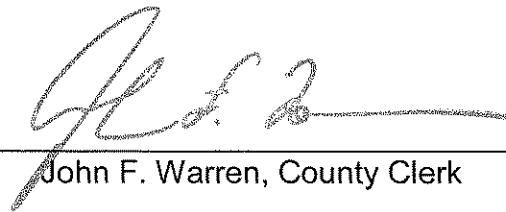
- Subjects:
- Appointments:
 - 2013-2014 County Board and Committee & Joint Appointments
 - Personnel:
 - Deliberations regarding employee position 8866
 - Texas Health & Safety Code:
 - CMS Survey, Update and Parkland Hospital Safety
 - Claims:
 - Dallas County vs. Selina Zavala, et al; Cause No. CC-11-02376-B
 - Cause No. 1:08-CV-10843-PBS, In re McKesson Government Litigation
 - Claim of Thomas Manges (USAA Insurance Company) against Dallas County
 - Claim of Angelica Mercado (Driver's Insurance Company – BAJA against Dallas County
 - Claim of Enterprise Rent-A-Car Damage Recovery Unit against Dallas County
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - Civil Action No. 3:13-CV-02083; Norvis Harmon vs. Dallas County, Texas and Derick Evans
 - Cash Construction Co., Inc., Claim Update
 - MERS' Litigation Update
 - Retention of Legal Services – GTSI Lawsuit
 - Legal Matters/Legal Advice, Consultation with Legal Counsel:
 - M/WBE Disparity Study
 - Civil Action No. 3:11-CV-0527-K; Arthur Morris, et al vs. Dallas County, et al
 - Claim of Kametra Sampson vs. Dallas County
 - Security:
 - Deliberation Regarding Security
 - Deliberations About Real Property:
 - Warehouse Purchase

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43. RECESS:

44. RECONVENE IF REQUIRED:

45. ADJOURN:



John F. Warren, County Clerk