

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, August 20, 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:**

**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 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. Women's Equality Day  
Presented by Commissioner Dr. Theresa M. Daniel
- B. Fred Ferguson, President of Farmers Branch Chamber of Commerce – Retirement  
Presented by Commissioner Mike Cantrell
- C. Brian B. Coughlin – Retirement  
Presented by Commissioner John Wiley Price
- D. Leonard E. Willis – Retirement  
Presented by Commissioner John Wiley Price
- E. Parkland – Saranac Group Recommendations  
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 AUGUST 13-20, 2013.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED AUGUST 26, 2013:

- |                       |   |
|-----------------------|---|
| Bid No. 2013-056-6372 | Demolition and Reconstruction of a New Single Family Home located at 3025 Crystal, Balch Springs, TX 75180 (Payne).           |
| Bid No. 2013-057-6373 | Demolition and Reconstruction of a New Single Family Home located at 2212 Crystal, Balch Springs, TX 75180 (Jenkins).         |
| Bid No. 2013-058-6374 | Demolition and Reconstruction of a New Single Family Home located at 517 S. Cockrell Hill, Cockrell Hill, TX 75211 (Elliott). |

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8. CONSENT AGENDA: (Cont'd.)

THE FOLLOWING BIDS/RFP'S TO BE OPENED AUGUST 26, 2013: (Cont'd.)

Bid No. 2013-059-6375 Demolition and Reconstruction of a New Single Family Home located at 4128 Kernack, Cockrell Hill, TX 75211 (Nunez).

Bid No. 2013-060-6376 Demolition and Reconstruction of a New Single Family Home located at 4113 Woodbury, Balch Springs, TX 75180 (Pineda).

C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.

D. RIGHTS OF WAY:

Summary Agreements and Contracts.

E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated August 20, 2013.

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. 2013-046-6339 Contract for the Purchase and Installation of a Tray Sealing Machine awarded to: Associated Packaging.

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9. AWARD BIDS/RFP'S: (Cont'd.)

- Bid No. 2013-048-6344 Annual Contract for Hair Care, Skin Care and Personal Hygiene Related Products awarded to: Alpha Omega Systems and Services, Inc. dba AOSS Medical Supply, Bob Barker Company, Inc., ICS Jail Supplies, Inc., MANS Distributors, Inc., Phoenix Trading, Inc. and Uniforms Manufacturing, Inc. (Contract data provided June 25, 2013)
- Bid No. 2013-051-6353 Annual Contract for Right of Way Mowing Services awarded to: Good Earth Corporation. (Contract data provided July 2, 2013)
- Bid No. 2013-053-6361 Annual Contract for Janitorial Services for the Downtown Campus of Buildings awarded to: Oriental Building Services. (Contract data provided July 9, 2013)

10. COURT ORDER:

Authorizing a check in the amount of \$3,917.46 be made payable to Sharon Watkins (custody/possession of vehicle) and Celenda Nickerson (vehicle title holder), 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 District Attorney's Office.

11. COURT ORDER:

Authorizing the Criminal District Attorney of Dallas County to pursue legal remedies on behalf of Dallas County by joining Cause Number 2:13-cv-0019, Veasey, et al. v. Perry, et al., pending in the United States District Court for the Southern District of Texas, Corpus Christi Division, and to retain Brazil & Dunn, LLP as special counsel for that purpose; approving the outlined legal services contract, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

12. COURT ORDER:

Appointing/re-appointing Lyman King to serve on the Citizen Election Advisory Committee for a two (2) year term, effective August 20, 2013 and expiring January 31, 2015.

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13. COURT ORDER:

Approving acceptance of the contract with CitySquare for the OnTrac Permanent Housing Project between Dallas County and the U.S. Department of Housing and Urban Development (HUD); 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.

14. COURT ORDER:

Approving the First Amendment extension request for the OnTrac Permanent Housing Project between Dallas County and the U.S. Department of Housing and Urban Development (HUD); 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.

15. COURT ORDER:

Approving the IT Access Control Policy password revisions and the incorporation of such policy into the Dallas County Code.

16. COURT ORDER:

Approving the extended leave of absence period for Employee #34843, Deputy Constable, job grade 66 in the Constable's Office Precinct 1, in compliance with Sections 82-474 and 82-480(2) of the Dallas County Code for up to ninety (90) days, (i.e. July 18, 2013 through October 15, 2013) or to hold the position vacant until the Constable has filled his other two (2) vacancies and is ready to fill this position, whichever comes first.

17. COURT ORDER:

Approving paid administrative leave to Employee #29924 from July 20, 2013 to July 22, 2013, paid administrative leave to Employee #19181 from July 20, 2013 to August 6, 2013, and paid administrative leave to Employee #37556 from July 31, 2013 to August 9, 2013.

18. COURT ORDER:

Approving the Memorandum of Understanding between Dallas County Public Health Preparedness and the Hines Interests Limited Partnership to serve as a Closed Point of Dispensing and provide prophylactic medicines to Specific and Pre-Approved Facility staff, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

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19. COURT ORDER:

Approving the Memorandum of Understanding between Dallas County Public Health Preparedness and the Trinity River Authority of Texas to serve as a Closed Point of Dispensing and provide prophylactic medicines to Specific and Pre-Approved Facility staff, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

20. COURT ORDER:

Approving Amendment No. 1 to the 2013-2014 LIHEAP Weatherization Assistance Program Contract No. 81130001725, with the Texas Department of Housing and Community Affairs, revising Exhibits A, C, and E, as outlined, and authorizing the County Judge to electronically sign the Contract Amendment and all related documents on behalf of Dallas County.

21. COURT ORDER:

Approving Amendment Number 1 to the 2013 Comprehensive Energy Assistance Program (CEAP) Contract No. 58130001632, in the amount of \$703,155, effective January 1, 2013 through December 31, 2013, and authorizing the County Judge to electronically sign the Contract on behalf of Dallas County.

22. COURT ORDER:

Approving the Food Establishment Interlocal Agreement with the cities of Balch Springs, Cockrell Hill, Glenn Heights, Highland Park, Hutchins, Lancaster, Sachse, Seagoville, Sunnyvale, University Park, and Wilmer, for the provision of food service inspection services at a cost to the cities of \$150 per year for each establishment requesting inspections by the County; approving an additional fee of \$75 for additional inspections; and authorizing the County Judge to sign the Interlocal Agreements on behalf of Dallas County.

23. COURT ORDER:

Approving the Mosquito Control Interlocal Agreement with the cities of Cedar Hill, Coppell, DeSoto, Duncanville, Grand Prairie and Rowlett, for the provision of mosquito spraying at the rate of \$185.00 per hour, and authorizing the County Judge to sign the Interlocal Agreements on behalf of Dallas County.

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24. COURT ORDER:

Approving the Professional Services Agreement with Baylor Health Care System on behalf of STEEEP® Global Institute, for the provision of quality improvement training which will equip staff to design and build a successful internal Quality Management program, for a cost of \$6,000.00, available from Ryan White Part A Quality Management budget funds.

25. COURT ORDER:

Approving the Inter-local Agreement between the Juvenile Department and the University of Texas Southwestern Medical Center, not to exceed \$54,000, from September 1, 2013 through August 31, 2014, and authorizing the Juvenile Board Chairman to execute all related documents.

26. COURT ORDER:

Approving grant authorization for the Academy for Academic Excellence to submit the applications for: Title I, Part A; Title I, Part D; Title II, Part A; Title III, Part A; and IDEA-B Formula funds for 2013-2014 to the Texas Education Agency, and authorizing Judge Cheryl Lee-Shannon, as President of the School Board, to sign any related documents, if needed.

27. COURT ORDER:

Authorizing Amendment No. 4 under RFP No. 2012-023-5831 RFP for HIV Health and Social Services to be Funded by the FY 2012 Ryan White HIV / Aids Treatment Extension Act Ryan White Parts A, B, and Minority Aids Initiative; and State of Texas HIV Health and Social Services Grants to reflect the revised insurance requirements, and authorizing the County Judge to execute the amendment on behalf of Dallas County.

28. COURT ORDER:

Authorizing the County Judge to execute the outlined Project Specific Agreement between the City of Dallas and Dallas County for the LaPrada Drive MCIP 20210B project.

29. CALLED BRIEFING SESSION:

See Briefing Agenda.



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30. CALL EXECUTIVE SESSION:

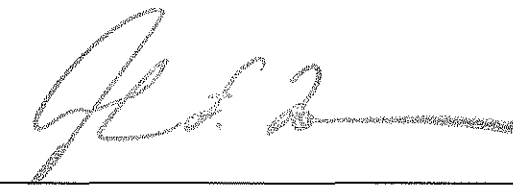
For purposes permitted by Chapter 551, Open Meetings, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.075 and 551.076. The Commissioners Court reserves the right to exercise its discretion and may convene in closed/executive session as authorized by the Texas Government 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
  - Deliberations About Real Estate:
    - Request to Acquire Additional Acreage along Trinity River
  - Texas Health & Safety Code:
    - CMS Survey, Update and Parkland Hospital Safety
  - Pending or Contemplated Litigation and Attorney-Client Information:
    - Cash Construction Co., Inc., Claim Update
    - MERS' Litigation Update
    - Information and Deliberation Relating to Veasey, et al. vs. Perry, et al.; Civil Action No. 2:13-CV-193 in the US District Court for the Southern District of Texas, Corpus Christi Division
  - Legal Matters / Legal Advice, Consultation with Legal Counsel:
    - M/WBE Disparity Study
    - George Allen Courthouse Incident
    - Claim of Kametra Sampson vs. Dallas County
  - Security:
    - Deliberation Regarding Security

31. RECESS:

32. RECONVENE IF REQUIRED:

33. ADJOURN:



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John F. Warren, County Clerk