

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, August 27, 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:**

**Associate Pastor Kyle Carper
Highland 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 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.

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7. RESOLUTIONS:

- A. Robert G. Hambruch, Jr. – 25 Years of Service
Presented by Commissioner John Wiley Price
- B. Captain Judy McDonald Pharr - Retirement
Presented by Commissioner John Wiley Price
- C. Toni Pippins-Poole – 25 Years of Service
Presented by Commissioner John Wiley Price
- D. Rosalind M. Reeves – 30 Years of Service
Presented by Commissioner John Wiley Price
- E. Donald J. Kennedy – Retirement
Presented by Commissioner Dr. Elba Garcia
- F. Dallas County Preparedness Month
Presented by Judge Clay Lewis Jenkins

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 20-27, 2013.
- B. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.
- C. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated August 27, 2013.
- D. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)
 - Minister's Letter of Appreciation
 - Letter to the Texas Department of Transportation regarding Turn Back Program

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8. CONSENT AGENDA: (Cont'd.)

E. RENTAL OF VOTING EQUIPMENT:

4 Gemini Voting Booths to: Uganda North America Association

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

A. MOTION TO OPEN PUBLIC HEARING.

B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2014 TAX RATE FOR DALLAS COUNTY HOSPITAL DISTRICT.

C. MOTION TO CLOSE PUBLIC HEARING.

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

A. MOTION TO OPEN PUBLIC HEARING.

B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2014 TAX RATE FOR DALLAS COUNTY.

C. MOTION TO CLOSE PUBLIC HEARING.

11. COURT ORDER:

Authorizing the County Treasurer to transfer funds and/or issue described Dallas County checks and authorized Payroll Direct Deposits for the period September 1, 2013 through September 30, 2013.

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12. COURT ORDER:

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

13. COURT ORDER:

Appointing/re-appointing Honorable John Warren, Dallas County Clerk, to the Dallas Central Appraisal District (DCAD) Board of Managers for a two (2) year term, effective August 27, 2013; the specific appointment made by this order suspends rule Article II, Section 2-38(a), as established by Commissioners Court Order No. 2007-1888 (9/25/07).

14. COURT ORDER:

Appointing/re-appointing Helen W. Widener to serve on the Dallas County Historical Commission for an unexpired term, effective August 27, 2013 and expiring January 31, 2015.

15. COURT ORDER:

Appointing/re-appointing Joseph F. Pitchford to serve on the Dallas County Trail and Preserve Program Board for a two (2) year term, effective August 27, 2013 and expiring January 31, 2015.

16. COURT ORDER:

Setting the Dallas County holiday schedule for calendar year 2014.

17. COURT ORDER:

Approving the Memorandum of Understanding between Dallas County Public Health Preparedness and Lockheed Martin Missiles and Fire Control 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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18. COURT ORDER:

Approving the application to continue participation in the National School Lunch/Breakfast Program for the period July 1, 2013 through June 30, 2014; designating the Juvenile Department's Business Manager as the School Food Authority and act as contract manager for the National School Lunch/Breakfast Program; authorizing the Deputy Director of Institutional Services of the Juvenile Department as alternate representative, and authorizing the County Judge as the official of the Contracting Organization.

19. COURT ORDER:

Approving the Interlocal Agreement with Dallas County Hospital District d/b/a Parkland Health & Hospital System for nursing services at the Dallas County Juvenile Justice Alternative Education Program, and authorizing the Chairman of the Juvenile Board to sign the agreement.

20. COURT ORDER:

Approving the Interlocal Agreement between Dallas County Schools and the Academy for Academic Excellence School Board, on behalf of the Academy for Academic Excellence to provide student transportation, and authorizing the President of the School Board to sign the Interlocal Agreement on behalf of the School Board.

21. COURT ORDER:

Authorizing the first extension of Bid No. 2012-081-6697 Annual Contract for the Purchase of Commercial Broadloom Carpet, as awarded to Mohawk Carpet Distribution, Inc. for the period September 4, 2013 through September 3, 2014, and authorizing all County documents/payments to reflect accordingly.

22. COURT ORDER:

Authorizing the addition of the Adult Measles, Mumps, and Rubella (MMR) vaccine as item #8 to Bid No. 2012-009-5787 Annual Contract for Vaccines, to be purchased from Regimed Medical for the period August 13, 2013 through January 3, 2014, and authorizing all County documents/payments to reflect accordingly.

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23. COURT ORDER:

Authorizing the award of Bid No. 2013-040-6321 Annual Contract for Transport, Set-Up and Disassembling of Elections Equipment, Machines, Carts and Related Items to and from Various Polling Sites to Atlantic Relocation Systems, in the estimated annual amount of \$97,725.50, for the period August 27, 2013 through August 26, 2014, and authorizing all County documents/payments to reflect accordingly.

24. COURT ORDER:

Authorizing the use of WSCA-NASPO Cooperative Contract No. 00212 for Electronic Monitoring of Offenders for Dallas County Juvenile, Community Supervision and Corrections Department, and Criminal Justice Departments, as awarded through the State of Washington to Sentinel Offender Services, LLC for the period June 4, 2013 through December 31, 2016, and authorizing all County documents/payments to reflect accordingly.

25. COURT ORDER:

Authorizing the outlined list to be representative of the surplus items to be sold in the online auction scheduled, and authorizing all County departments/inventories to reflect accordingly.

26. COURT ORDER:

Authorizing Architectural/Engineering Consultant Services Indefinite Quantity Contract Work Order No. 15 to Moody-Nolan/VAI for an amount not to exceed \$33,750.00 to perform an investigation of water infiltration of exterior walls at the Frank Crowley Courts Building, and authorizing the County Judge to execute the contract documents on behalf of Dallas County.

27. COURT ORDER:

Accepting the offer from David Raofpur of \$70,000 to purchase the improved tax foreclosure property at 2413 Elizabeth Lane, Seagoville, Texas, DCAD Account No. 65054149010340000; upon receipt of the balance of the purchase price, authorizing the County Judge to execute the quitclaim deed, subject to the prior owners' remaining right of redemption, if any, post judgment taxes and the pro rata property taxes for the remaining part of the current calendar year, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the Property Tax Code.

28. COURT ORDER:

Authorizing the County Purchasing Agent to advertise for bids for the construction of the 0.5-mile section of La Prada Drive MCIP 20210B Project (Millmar Drive to Motley Drive) located in the City of Dallas and City of Mesquite and in Road and Bridge District No. 1, with said bid to be returned to the Purchasing Department on or before 2:00 P.M., Monday, September 23, 2013.

29. 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 (outlined as 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.

30. COURT ORDER:

Authorizing the City of Grand Prairie, as Trustee, to advertise the outlined parcels of land for sale by public sealed bid, and 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 consent to the sale of said parcels of land to the highest bidder, even if the amount tendered is less than the market value of the land specified in the judgment of foreclosure or the total amount of the judgment against the property in compliance with Section 34.05(i) of the Property Tax Code, or for an amount equal to or greater than its current market value as shown by the most recent certified appraisal roll, if the sum of the amount of the judgment plus post-judgment taxes, penalties, and interest owing against the property exceeds the market value in compliance with Section 34.05(j) of the Property Tax Code.

31. COURT ORDER:

Authorizing the County Judge to execute the Brookhaven Trail Connection MCIP Project 17701 construction contract with RoeschCo Construction, Inc., in the amount of \$905,066.70 to be reimbursed by the Town of Addison through the North Central Texas Council of Governments (NCTCOG), including all change orders for this contract in an amount not to exceed \$1,176,875.00; any bid items not paid by NCTCOG will be paid by Dallas County Fund 196, Project 8201.

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32. CALLED BRIEFING SESSION:

See Briefing Agenda.

33. CALL EXECUTIVE SESSION:

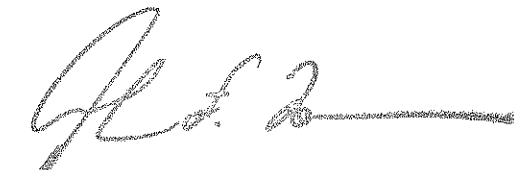
For purposes permitted by Chapter 551, Open Meetings, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.075 and 551.076. The Commissioners Court reserves the right to exercise its discretion and may convene in closed/executive session as authorized by the Texas Government 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
 - Dallas Central Appraisal District Board Appointment
 - 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
 - Cause No. DC-12-10883; Dallas County vs. Tamera Casstevents & Tony Crabtree
 - AT&T Landline Third-Party Billing Settlement
 - Legal Matters / Legal Advice, Consultation With Legal Counsel:
 - George Allen Courthouse Incident
 - Security:
 - Deliberation Regarding Security

34. RECESS:

35. RECONVENE IF REQUIRED:

36. ADJOURN:



John F. Warren, County Clerk