

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, January 29, 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 Tom Tickner
Grace Presbyterian Village
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 código 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. código 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)

Commissioners Court Agenda – Tuesday, January 29, 2013

7. RESOLUTIONS:

- A. Bridgette L. Collins
Presented by Commissioner John Wiley Price
- B. Leffie Crawford - Retirement
Presented by Commissioner John Wiley Price
- C. American Society of Civil Engineers Texas Section Centennial Celebration Year
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 JANUARY 22-29, 2013.
- B. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.
- C. RIGHTS OF WAY:
Summary Agreements.
- D. COURT AGENDA: (FOR FILING ONLY)
To approve filing of Commissioners Court Agenda, dated January 29, 2013.
- 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.

Commissioners Court Agenda – Tuesday, January 29, 2013

8. CONSENT AGENDA: (Cont'd.)

H. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

9. AWARD BIDS/RFP'S:

Bid No. 2013-004-6182 Annual Contract for Purchase of Laboratory Supplies awarded to: Fisher Scientific Company. (Contract data provided October 23, 2012)

Bid No. 2013-011-6199 Annual Contract for Purchase of Paper for Office Use awarded to: Western-BRW Paper Company and Office Max. (Contract data provided October 2, 2012)

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 February 1, 2013 through February 28, 2013.

11. COURT ORDER:

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

12. COURT ORDER:

Receiving and approving the Quarterly Investment Report of Dallas County Funds for the period October 1, 2012 through December 31, 2012, as provided by the County Treasurer.

13. COURT ORDER:

Approving utilization of the Convenience processing fee option for Point of Sale transaction processing as provided for in the County's Merchant Services agreement with JP Morgan Chase; JP Morgan Chase Merchant Services agreement will facilitate acceptance and processing of all payment card brands except American Express, including VISA, MasterCard and Discover.

Commissioners Court Agenda – Tuesday, January 29, 2013

14. COURT ORDER:

Appointing/re-appointing Glenda Ann Huebner and Betty Vondracek to serve on the Citizen Election Advisory Committee for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

15. COURT ORDER:

Appointing/re-appointing Pat Lockerd and Lawrence Billy Jones, III to serve on the Dallas County Child Welfare Board for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

16. COURT ORDER:

Appointing/re-appointing L. Gerald "Jerry" Bryant to serve on the Dallas County Hospital District Board of Managers for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

17. COURT ORDER:

Appointing/re-appointing Charles Stokes, Jane DeFord, Don Baynham and Sherry Peel to serve on the Dallas County Historical Commission for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

18. COURT ORDER:

Appointing/re-appointing Sarah Dodd to serve on the Dallas County Historical Foundation for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

19. COURT ORDER:

Appointing/re-appointing Jerry Hickman to serve on the Dallas County Public Health Advisory Committee for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

20. COURT ORDER:

Appointing/re-appointing Ann Haughton Lamb, Shelby Ricketts, Nathan M. Johnson and William D. Freeman to serve on the Dallas County Trail and Preserve Program Board for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

Commissioners Court Agenda – Tuesday, January 29, 2013

21. COURT ORDER:

Appointing/re-appointing Judy Myers to serve on the Metrocare Services Board of Trustees for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

22. COURT ORDER:

Appointing/re-appointing Dr. Elba Garcia and Ryan Brown to serve on the North Texas Behavioral Health Authority for a two (2) year term, effective February 1, 2013 and expiring January 31, 2015.

23. COURT ORDER:

Approving the reclassification of one (1) Assistant Fire Marshal position to Deputy Fire Inspector and a DDA Initiative amount of \$5,000.

24. COURT ORDER:

Approving the creation of a new part-time Case Manager position under the DIVERT Court; the anticipated cost of the position is \$14,457 plus benefits, the funding for the position will come from the DIVERT Court Escrow Funds; and recommending Human Resources/Civil Service review the new position for proper classification.

25. COURT ORDER:

Approving the County Treasurer to double fill his Chief Deputy, Grade K, position for 34 days (benefits run-off and four days of training), effective February 25, 2013, resulting in a cost of \$8,198 (salary and benefits); double filling the position would allow the department to continue functioning in its current capacity through the transition period of hiring and training a new Chief Deputy.

26. COURT ORDER:

Approving the DDA Management Initiative to hold three (3) positions vacant for six (6) months, January 2013 – June 2013 by the Tax Assessor/Collector for a total savings of \$49,791 for Dallas County and further recommends allocating half of the savings (\$24,896) into the Tax Office DDA account (1035.2230) for a one (1) time credit.

Commissioners Court Agenda – Tuesday, January 29, 2013

27. COURT ORDER:

Authorizing the Fire Marshal to apply for the Texas A&M Forest Service Intrastate Fire Mutual Aid System (TIFMAS) Grant Assistance Program for the purpose of Training Tuition.

28. COURT ORDER:

Approving that County officials and employees shall be authorized under County policy for full reimbursement of the actual cost of their hotel stay when traveling for approved legislative business.

29. COURT ORDER:

(ITEM 3 ON BRIEFING AGENDA)

Approving Change Order #6 (for the installation of IT/audio visual equipment and wiring) to the contract with GSRA + HWH for the construction of the Grand Prairie Subcourthouse, and authorizing the County Judge to sign said change order.

30. COURT ORDER:

Approving Amendment #2 to the Stop Loss policy, original policy effective date January 1, 2011, which replaces the stop loss Summary of Benefits, is effective January 1, 2013 through December 31, 2013, and authorizing the County Judge to sign the stop loss rider.

31. COURT ORDER:

Authorizing the acceptance of the Service Agreement with Cooper Notification, assigns administration and implementation responsibility of the Service Agreement to the Office of Homeland Security & Emergency Management, and authorizing the County Judge to sign all related documents.

32. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending January 29, 2013, in amounts over \$5,000 for erroneous or excessive tax payments.

Commissioners Court Agenda – Tuesday, January 29, 2013

33. COURT ORDER:

Approving the Agreement between Dallas County Health and Human Services (DCHHS) and the National Association of County and City Health Officials (NACCHO) for the Capacity Building award in the amount of \$4,000.00, for activities associated with housing a Medical Reserve Corps (MRC) Unit.

34. COURT ORDER:

Approving the reallocation of the Department of State Health Services (DSHS) Contract #2013-041066-008, CPS–Cities Readiness Initiative.

35. COURT ORDER:

Approving the reallocation of the Department of State Health Services (DSHS) Contract #2013-041066-012, CPS–Public Health Emergency Preparedness.

36. COURT ORDER:

Approving the outlined Interlocal Agreement between Dallas County and the City of Fort Worth for Forensic Laboratory Services, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

37. COURT ORDER:

Authorizing the first twelve (12) month extension of Bid No. 2012-018-5813 Annual Contract for Lamps and Ballasts with Competitive Edge, Mustang Lighting and Voss Lighting for the period January 31, 2013 through January 30, 2014 in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

38. COURT ORDER:

(ITEM 6 ON BRIEFING AGENDA)

Authorizing the second twelve (12) month extension of Bid No. 2012-033-5873 Annual Contract for Inmate Clothing with Uniforms Manufacturing, Inc. for the period February 28, 2013 through February 27, 2014 in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

Commissioners Court Agenda – Tuesday, January 29, 2013

39. COURT ORDER:

Authorizing the outlined professional services agreement with Applications Software Technology Corporation (AST) at a not to exceed cost of \$1,949,438 for implementation services related to the technical upgrade and CAFR module implementation to prepare for the necessary upgrade to the County's E-Business Suite from Oracle 11i to Oracle 12.1; and authorizing that future actions, including but not limited to, the purchase of software, tools and conversion resources, approval of any County staff training necessary and not provided by the consultant, approval to backfill County staff resources necessary to implement the technical upgrade, and authorization to proceed with hiring a third party project management firm, will be briefed to Commissioners Court with specific funding sources identified.

40. COURT ORDER:

Authorizing the changes to Chapter 94, Section 94-95 through Section 94-98, of the Dallas County Code to incorporate the management structure of the construction group under the operation of the Public Service Program through Road & Bridge District #3 and other minor, non-substantive changes as noted and the incorporation of such policy into the Dallas County Code.

41. COURT ORDER:

Approving the new Agreement for Vehicle Maintenance between Parkland Health and Hospital System and the County of Dallas, and authorizing County Judge Clay Lewis Jenkins to sign said agreement on behalf of Dallas County.

42. COURT ORDER:

Authorizing Architectural/Engineering Consultant Services Indefinite Quantity Contract Work Order No. 5 to Moody-Nolan/VAI, for an amount not to exceed \$11,500.00, to provide professional services regarding Parking Garage C at the Frank Crowley Courts Building, and authorizing the County Judge to execute the contract documents on behalf of Dallas County.

43. COURT ORDER:

Authorizing the County Judge to execute the outlined Project Specific Agreement between the City of Dallas and Dallas County for the Bonnie View Road MCIP 30227 project.

44. COURT ORDER:

(ITEM 4D ON BRIEFING AGENDA)

Committing Dallas County to the project development of the SH 183 Managed Lanes Project comprised of improvements to all or part of SH 183 from SH 121 to IH 35E and any additional facilities necessary for connectivity and financing purposes in Dallas and Tarrant Counties, and that the appointed committee member for the SB 1420 Committee shall be the Director of Public Works, Alberta Blair, P.E., with alternate Antoinette Bacchus, P.E., and funding for MCIP Project SH 183 will be secured by a future agreement.

45. CALLED BRIEFING SESSION:

See Briefing Agenda.

46. 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.

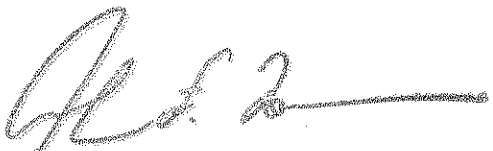
- Subjects:
- Appointments:
 - 2013-2014 County Board and Committee Appointments
 - Personnel:
 - Deliberation Regarding Duties & Responsibilities – Position #524
 - Request for IT Salary Exceptions
 - Policy Exception – Leave of Absence (LOA) Road and Bridge District 3 Employee #28132-2 – Employee: Delmon Jones Equipment Operation I – Job Grade 6
 - Deliberations About Real Estate:
 - Property Acquisition; Climate Control Facility
 - Texas Health & Safety Code:
 - CMS Survey and Update
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - Milad Nasrallah, Sr. and Dowdy Ferry Auto Services, Inc. vs. Jim Foster, Dallas County; Appeal No. 05-12-01056-CV; Trial Court Case No. DC-09-16681
 - MERS' Litigation Update
 - Lease and Land on Riverfront Blvd.
 - Claims:
 - Dallas County vs. Tonya Jenkins; TW #11-000087
 - Reduction of Health Plan Subrogation Lien – Diann Adams; TW #12-000827

Commissioners Court Agenda – Tuesday, January 29, 2013

47. RECESS:

48. RECONVENE IF REQUIRED:

49. ADJOURN:



John F. Warren, County Clerk

DALLAS COUNTY COMMISSIONERS COURT

CLOSED SESSION AGENDA

ADDENDUM

January 29, 2013

LEGAL MATTERS / LEGAL ADVICE, CONSULTATION WITH LEGAL COUNSEL, as authorized by Tex. Gov. Code. §§551.071

Advice Relating to Compliance with Public Safety Law Enforcement
Telecommunication System requirements and authorize any appropriate
Administrative Actions.....N/A