

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, July 2, 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 June Term:**
- 5. Motion To Open Court for the July Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Reverend Bill Matthews
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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8. RESOLUTIONS:

- A. The House of Renewed Hope
Presented by Commissioner John Wiley Price

9. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF JUNE 25 – JULY 2, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 8, 2013:

Bid No. 2013-048-6344 Annual Contract for Hair Care, Skin Care and Personal Hygiene Related Products. (Contract data provided June 25, 2013)

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

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated July 2, 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.

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9. CONSENT AGENDA: (Cont'd.)

H. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

10. AWARD BIDS/RFP'S:

Bid No. 2013-042-6323 Demolition and Reconstruction of a new Single Family Home located at 108 Chapman, Hutchins, TX 75141 awarded to: Symone Construction Services, LLC.

Bid No. 2013-043-6324 Demolition and Reconstruction of a new Single Family Home located at 206 Garlock, Wilmer, TX 75172 awarded to: Alaniz Complete Service, LLC.

11. COURT ORDER:

Authorizing Allstate Fire and Casualty Insurance Company be paid \$3,810.23 as full and final settlement by the County of Dallas, Texas, and authorizing the County Treasurer to release a check to an employee of the Civil Division of the Dallas County District Attorney's Office, to settle this matter.

12. COURT ORDER:

Authorizing the Sheriff's Office to apply for the Department of Justice, Bureau of Justice Assistance funding of up to \$250,000 over two (2) years, and the required in-kind match will be met through volunteer support to the Sheriff's Office from nonprofit organizations with no impact to the General Fund.

13. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for office space rented to Baylor Research Institute in Suites 401, 500, and 501 of the 3310 Live Oak Building for an additional year through June 30, 2014.

14. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for the COPC clinic at 8224 Park Lane to include an additional two (2) year lease with an additional two (2) option years through July 31, 2017.

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15. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for the PGV Pediatrics at 3310 Live Oak for an additional two (2) years through May 31, 2015.

16. COURT ORDER:

Authorizing Parkland Hospital District to acquire property owned by the City of Dallas in the Redfield Street, Tex Oak Street, and New Parkland Hospital project area.

17. COURT ORDER:

Adopting the outlined tax abatement policy, that it shall replace the policy previously authorized under Court Order No. 2011-0742 (4/19/11), and that it shall be used to evaluate all tax abatement requests received by Dallas County for a period of two (2) years, unless otherwise repealed, amended, or extended.

18. COURT ORDER:

Approving the reallocation of the \$2.5 million budgeted in Fund 196 for the Crosstown Trail to the Under 80 Trail, and authorizing the County Judge to sign the related interlocal agreement with the City of Mesquite for this project.

19. COURT ORDER:

Authorizing Dallas County, effective January 1, 2013, resumes participation in the City of Dallas Sports Arena/Victory tax increment finance (TIF) district by providing 45% of any generated increment to this district, using 2012 as the base year, until either December 31, 2022, the County's total net present value contribution (using a discount rate of 5.75%) reaches \$4.9 million, or the City of Dallas terminates the district (whichever occurs first); and that the County, effective January 1, 2013, shall contribute 55% of any generated increment to the West Dallas and Riverfront Gateway subdistricts until either December 31, 2017, the County's total net present value contribution (using a discount rate of 5.75%) for the West Dallas subdistrict reaches \$2 million, the County's total net present value contribution (using a discount rate of 5.75%) reaches \$0.4 million for the Riverfront Gateway subdistrict, or the City of Dallas terminates the subdistrict (whichever occurs first), and authorizing the County Judge to sign the related participation agreements with the City of Dallas.

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20. COURT ORDER:

Authorizing Dallas County, effective January 1, 2013, resumes participation in the City Center tax increment finance (TIF) district by providing 45% of any generated increment to this district until either December 31, 2017, the County's total net present value contribution (using a discount rate of 5.75%) reaches \$2.3 million, or the City of Dallas terminates the district (whichever occurs first); and that the County, effective January 1, 2013, shall contribute 53% of any generated increment to the Lamar Corridor/West End subdistrict until either December 31, 2032, the County's total net present value contribution (using a discount rate of 5.75%) reaches \$1.9 million, or the City of Dallas terminates the subdistrict (whichever occurs first), and authorizing the County Judge to sign the related participation agreements with the City of Dallas.

21. COURT ORDER:

Approving Amendment No. 3 with Insight Global, Inc. for the services of Edward Patterson, and authorizing the County Judge to sign Amendment No. 3 on behalf of Dallas County.

22. COURT ORDER:

Agreeing that the Dallas County Commissioners Court provides \$1.0 million for The Cottages at Hickory Crossing project, allocated as \$500,000 in Fiscal Year 2013 and Fiscal Year 2014, with the understanding that the appropriate legal means to convey this funding is under development and will be submitted for Dallas County Commissioners Court approval before any funding is released.

23. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending July 2, 2013, in amounts over \$5,000 for erroneous or excessive tax payments.

24. COURT ORDER:

(ITEM 2C ON BRIEFING AGENDA)

Authorizing the Office of Information Technology to approve funding of \$695,687.95 for the Health and Human Services Electronic Health Records system under DIR-SDD-1814.

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25. COURT ORDER:

(ITEM 2F ON BRIEFING AGENDA)

Approving the purchase of mosquito dunks by Dallas County Health and Human Services (DCHHS) from Target Specialty Products, and authorizing the interdepartmental transfer of funds for this purchase, as outlined.

26. COURT ORDER:

(ITEM 2G ON BRIEFING AGENDA)

Approving the FY 2013 Ryan White Part A Formula, Supplemental, and MAI grant awards and Administrative Agency and Quality Management budgets in the amount of \$8,858,481.00, as outlined.

27. COURT ORDER:

(ITEM 2B ON BRIEFING AGENDA)

Approving Contract No. 2013-043694-001 for the FY 2012 Ryan White Treatment Act Part A allocation to the Department of State Health Services (DSHS), for an amount not to exceed \$1,000,000, for use in the Texas AIDS Drug Assistance Program for clients in the Dallas area, and authorizing the County Judge to sign the contract on behalf of Dallas County.

28. COURT ORDER:

(ITEM 2D ON BRIEFING AGENDA)

Approving the award of FY 2012-2013 Ryan White Part B grant funds in the amount of \$553,464.00, to service providers as outlined in Attachment A, and authorizing the County Judge to sign the contract amendments with the specific service providers on behalf of Dallas County.

29. COURT ORDER:

Authorizing the cancellation of 2013-044-6325, Demolition and Reconstruction of a New Single Family Home located at 3025 Crystal, Balch Springs, TX 75180 (Payne), rejection of all bids received from award consideration, and authorizing staff to re-solicit bids under revised specifications.

30. COURT ORDER:

Authorizing the lapse in insurance coverage for the period May 22, 2013 through June 12, 2013 for Raison Thompson, and authorizing the release of all pending payments.

31. COURT ORDER:

(ITEM 7 ON BRIEFING AGENDA)

Authorizing the Purchasing Department to solicit the Request for Proposal for Aerial Spraying for Dallas County Health and Human Services (DCHHS) Department as authorized by Local Government Code 262.030.

32. COURT ORDER:

Accepting the offer from Angelo H. Lagos of \$3,000 to purchase the vacant tax foreclosure property at 112 Pecan Grove, Lancaster, Texas, DCAD Account No. 360712500A0030000, 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.

33. COURT ORDER:

Accepting the offer from Homero Jasso and Belinda G. Garcia of \$7,800 to purchase the improved tax foreclosure property at 309 Ball Street, Seagoville, Texas, DCAD Account No. 65085014511120000, 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.

34. COURT ORDER:

Approving the Project Specific Agreement between Dallas County and the City of Duncanville for the purpose of Type "E" transportation-related maintenance, repairs and improvements to be undertaken in the 1200 Block of Greenstone Lane, City of Duncanville, Texas, and authorizing the County Judge to sign and execute said document.

35. COURT ORDER:

Approving the Project Specific Agreement between Dallas County and the City of Duncanville for the purpose of Type "E" transportation-related maintenance, repairs and improvements to be undertaken in the 1100 through 1499 Blocks of Winding Trail, City of Duncanville, Texas, and authorizing the County Judge to sign and execute said document.

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36. COURT ORDER:

Approving the Master Interlocal Agreement between Dallas County and the City of Duncanville, Texas, Pertaining to Transportation Related Maintenance On or About Certain Designated Roadway Situated Within the Territorial Limits of the City of Duncanville, 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.

37. COURT ORDER:

Authorizing the County Judge to award a construction contract with S.J. Louis Construction, in an amount not to exceed \$11,881,779.84, for the Bonnie View Road MCIP 30227 project (Bid No. 2013-018-6232) to be paid from MCIP Fund 196, Project 8201 with reimbursement from the City of Dallas in the amount of \$8,842,857.49.

38. CALLED BRIEFING SESSION:

See Briefing Agenda.

39. 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
 - Making Appointment to Farmers Market TIF District Board
 - Texas Health & Safety Code:
 - CMS Survey, Update and Parkland Hospital Safety
 - Dallas County Hospital District Saranac Group Report Findings on Corporate Grievance
 - Claims:
 - Allstate Fire and Casualty Insurance Company vs. Dallas County
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - MERS' Litigation Update
 - Cash Construction Co., Inc., Claim
 - Retention of Legal Services – GTSI Lawsuit

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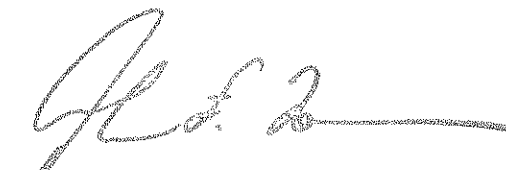
39. CALL EXECUTIVE SESSION: (Cont'd.)

- Subjects:
- Legal Matters/Legal Advice, Consultation With Legal Counsel:
 - M/WBE Disparity Study
 - Contract: Jail Medical Modification Project
 - Legal advice related to County ordinances addressing campaigning and electioneering
 - Legal effect of the U.S. Supreme Court decision in Shelby County vs. Holder on the Dallas County Elections Department
 - Legal effect of the U.S. Supreme Court decision on Dallas County relating to DOMA
 - Personnel:
 - Deliberations regarding employee position 7070
 - Security:
 - Deliberation Regarding Security

40. RECESS:

41. RECONVENE IF REQUIRED:

42. ADJOURN:



John F. Warren, County Clerk

**DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA**

ADDENDUM

July 2, 2013

PERSONNEL: Tex. Gov. Code §§551.074

Deliberations regarding employee position 7070N/A