

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, July 9, 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 David E. Wilson
Greater Cornerstone Baptist 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)

Commissioners Court Agenda – Tuesday, July 9, 2013

7. RESOLUTIONS:

- A. Claudia Gipson - Retirement
Presented by Commissioner John Wiley Price
- B. Probation, Parole and Community Supervision Appreciation Week
Presented by Commissioner John Wiley Price
- C. Pedro Aguirre Day
Presented by Judge Clay Lewis Jenkins
- D. Craig Schenkel
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 JULY 2-9, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JULY 15, 2013:

Bid No. 2013-049-6345 Annual Contract for Apparel, Hosiery and Undergarments. (Contract data provided June 25, 2013)

Bid No. 2013-051-6353 Annual Contract for Right of Way Mowing Services. (Contract data provided July 2, 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 9, 2013.

- E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation

Commissioners Court Agenda – Tuesday, July 9, 2013

8. CONSENT AGENDA: (Cont'd.)

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. AWARD BIDS/RFP'S:

Bid No. 2013-036-6310 Dallas County Courts Parking Garage "D" Repairs awarded to: VStructural, LLC.

Bid No. 2013-041-6322 Contract for the Purchase and Installation of a Commercial Flight Type Rackless Conveyor Dishwasher awarded to: Pasco Brokerage.

10. COURT ORDER:

Authorizing the County Treasurer to transfer funds and/or issue described Dallas County checks and authorized Payroll Direct Deposits for the period August 1, 2013 through August 31, 2013.

11. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with State Farm Mutual Automobile Insurance Company in the amount of \$2,000.00.

12. COURT ORDER:

Approving the settlement reached by the Civil Division of the District Attorney's Office with Christene Robinson in the amount of \$775.00.

Commissioners Court Agenda – Tuesday, July 9, 2013

13. COURT ORDER:

Authorizing the County Judge to sign, accept, and execute the written partial agreement negotiated and recommended by legal counsel for Dallas County in Cause No. 3:11-CV-02733-O, styled *Dallas County, Texas, et al v. MERSCORP, INC., et al.*

14. COURT ORDER:

Approving the recommendation made by the Dispute Resolution Service Board to no longer include the Dispute Mediation Services representative in the Board make-up effective immediately.

15. COURT ORDER:

Appointing Dallas County's Director of Planning and Development, Rick Loessberg, to serve as the County's representative to the board of directors of the City of Dallas Farmers Market tax increment finance (TIF) district and that he serve in this capacity until a successor is named.

16. COURT ORDER:

(ITEM 2 ON BRIEFING AGENDA)

Approving the HealthSmart Benefit Solution, Inc. ("TPA") Amendment #6 revision to the Vision Services (VSP) Choice Plan (Attachment E), and authorizing the County Judge to sign Amendment #6 on behalf of Dallas County.

17. COURT ORDER:

Approving the renewal of the attached interlocal agreement with Richland College for educational services and workplace training, in accordance with Local Government Code 262.024(a)(4), and authorizing the County Judge to sign the contract on behalf of Dallas County.

18. COURT ORDER:

Approving the purchase and installation of the digital displays for court docket information for the George Allen Courthouse by the County and District Clerks.

Commissioners Court Agenda – Tuesday, July 9, 2013

19. COURT ORDER:

Approving the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds Sharing and Fiscal Agency Agreement, and authorizing the County Judge to sign the agreement and any other documents related to the application for and acceptance of FY 2013 JAG funds.

20. COURT ORDER:

Approving the Agreement with the Korean Senior Citizen Association of Dallas to provide program services, as outlined, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

21. COURT ORDER:

(ITEM 7 ON BRIEFING AGENDA)

Approving the Condom Distribution Agreement between Dallas County Health and Human Services (DCHHS) and AIDS Arms, Inc., for the purpose of expanding condom distribution efforts within the Dallas Health Service Delivery Area.

22. COURT ORDER:

(ITEM 7 ON BRIEFING AGENDA)

Approving the Mosquito Control Interlocal Agreement with the City of Coppell for the provision of mosquito spraying at the rate of \$185.00 per hour, and authorizing the County Judge to sign the Interlocal Agreement on behalf of Dallas County.

23. COURT ORDER:

Accepting the grant from the Union Pacific Foundation to update technology at the Lyle B. Medlock Treatment Center.

24. COURT ORDER:

Approving the TechShare.Juvenile Resource Sharing Addendum.

Commissioners Court Agenda – Tuesday, July 9, 2013

25. COURT ORDER:

Approving the Juvenile Department's continued participation in the Juvenile Detention Alternative Initiative (JDAI) project sponsored by the Annie E. Casey Foundation (AECF); participation in the eighth year will require the Chairman of the Juvenile Board to sign a Letter of Agreement with the Casey Foundation and to appoint Virginia Porter, County Auditor, as "Authorized Financial Personnel" for financial documents associated with the JDAI AECF grant.

26. COURT ORDER:

(ITEM 4A ON BRIEFING AGENDA)

Authorizing staff to enter into contract negotiations with the two (2) highest rated firms/organizations, Texas Association of Counties – Risk Management Pool and Argus Services Corporation, as the firms/organizations most susceptible for award consideration with respect to RFP No. 2013-033-6289, Request for Proposals for Third Party Administration and Related Services for Dallas County Self-Insured Workers' Compensation Program.

27. COURT ORDER:

(ITEM 3A ON BRIEFING AGENDA)

Accepting the offer from Kingsford Housing, LLC of \$21,000 to purchase the tax foreclosure property at 14608 Marsha Drive, Balch Springs, Texas, DCAD Account No.12076500030220000; 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:

Accepting the offer from Sandra Molina of \$27,009 to purchase the tax foreclosure property at 11315 Seagoville Road, Balch Springs, Texas, DCAD Account No. 12070500020200000; 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.

Commissioners Court Agenda – Tuesday, July 9, 2013

29. COURT ORDER:

Accepting the offer from Gerald Robinson of \$10,000 to purchase the vacant tax foreclosure property at 1712 Canyon View Court, Cedar Hill, Texas, DCAD Account No. 16049600000370000, 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 judgments against the Property; upon receipt of the balance of the purchase amount, 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.

30. COURT ORDER:

Accepting the offer from Sherril M. Smith of \$21,000 to purchase the improved tax foreclosure property at 1311 Highland Drive, Duncanville, Texas, DCAD Account No. 2201950002003000; 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.

31. COURT ORDER:

Accepting the outlined Duncanville City Council Resolution No. 2013-061807, dated June 18, 2013, authorizing the County of Dallas to act as Trustee to offer for sale by public or private sale Properties as outlined, acquired by tax foreclosure, jointly vested in the name of the City of Duncanville, Dallas County and the Duncanville Independent School District, as authorized by Section 34.05 of the Property Tax Code, and accepting the Properties for inclusion in the County's Tax Foreclosure Resale Program.

32. COURT ORDER:

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

Commissioners Court Agenda – Tuesday, July 9, 2013

33. COURT ORDER:

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

34. COURT ORDER:

Authorizing the County Judge to execute the outlined Project Specific Agreement with the City of Mesquite for the purpose of Transportation Improvements to La Prada Drive MCIP Project 20210 B from Millmar Drive to Motley Drive, including a new parallel drainage line in the median from Motley Drive to connect to South Mesquite Creek.

35. COURT ORDER:

Authorizing the County Judge to execute Work Order No. 2 with GLOBE Engineers, Inc. in an amount not to exceed \$6,616.50, to be paid from Fund 196 (Unallocated Reserves), to be transferred to Project 70171 (Crowley Garage).

36. RECESS:

37. DALLAS COUNTY HOUSING FINANCE CORPORATION:

- A. To convene the meeting of the Housing Finance Corporation Board.
- B. To consider resolution/order approving the transfer of the trustee responsibilities for the Corporation's 1993 Single-Family Mortgage Refunding Bonds from Deutsche Bank Trust Company to U.S. Bank National Association, and authorizing the Board's President to sign the related Agreement of Resignation, Appointment and Acceptance.
- C. To recess the meeting of the Housing Finance Corporation Board.

38. RECOVENE THE COMMISSIONERS COURT MEETING:

Commissioners Court Agenda – Tuesday, July 9, 2013

39. CALLED BRIEFING SESSION:

See Briefing Agenda.

40. 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:
 - Request for Employee Pay-Internal Investigation-Position #19210-2
 - Texas Health & Safety Code:
 - CMS Survey, Update and Parkland Hospital Safety
 - Claims:
 - State Farm Mutual Automobile Insurance Company against Dallas County
 - Christene Robinson against Dallas County
 - Healthcare Subrogation Lien of Christopher Sutton
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - Cause No. DC-13-05538; Dallas County vs. Thomas Fortner, et al.
 - Cause No. DC-12-07483; Korwin Ward vs. Tiffany Stephens, et al.
 - Cash Construction Co., Inc., Claim
 - Retention of Legal Services – GTSI Lawsuit
 - Legal Matters/Legal Advice, Consultation with Legal Counsel:
 - M/WBE Disparity Study
 - 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
 - Security:
 - Deliberation Regarding Security

Commissioners Court Agenda – Tuesday, July 9, 2013

41. RECESS:

42. RECONVENE IF REQUIRED:

43. ADJOURN:



John F. Warren, County Clerk