

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, June 18, 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:**

**Dr. Rodney D. Dulin  
Central Pointé Church of Christ  
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 violación 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. LGBT Pride Month  
Presented by Commissioner Dr. Theresa M. Daniel
- B. Debbie Elise Jones – 30 Years of Service  
Presented by Commissioner John Wiley Price
- C. Jimmy Walter Smith – 29 Years of Service  
Presented by Commissioner John Wiley Price
- D. Juneteenth 2013  
Presented by Commissioner John Wiley Price
- E. Patrick B. McMacken, City of Irving Emergency Management – Retirement  
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 JUNE 11-18, 2013.
- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED JUNE 20, 2013:

Bid No. 2013-045-6336 Brookhaven Trail Connection, MCIP Project 17701.

THE FOLLOWING BIDS/RFP'S TO BE OPENED JUNE 24, 2013:

Bid No. 2013-046-6339 Contract for the Purchase and Installation of a Tray Sealing/Packaging Machine.

Bid No. 2013-047-6340 Annual Contract for Paint and Related Products.  
(Contract data provided June 18, 2013)

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8. CONSENT AGENDA: (Cont'd.)

C. APPROVAL OF THE INVESTMENT OF DALLAS COUNTY FUNDS.

D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated June 18, 2013.

E. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation

F. RENTAL OF VOTING EQUIPMENT:

2 Gemini Voting Booths & 1 M100 Ballot Counter to: Plumbers AFL-CIO Local Union 100, also known as Plumbers & Steamfitters Local 100 Dallas, Texas

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. COURT ORDER:

Approving the contract for the Dispute Mediation Services (DMS) to supplement alternative dispute resolution services in the amount of \$25,000 from May 1, 2013 – August 31, 2013, and authorizing the County Judge to sign the contract on behalf of the County.

10. COURT ORDER:

Approving the double-fill of the Communication Supervisor, Clerk 10, position #3563 for no more than twenty-seven (27) weeks from June 15, 2013, at an approximate cost of \$25,840.

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11. COURT ORDER:

Approving the County Auditor to transfer funds from Fund 532.94088 to Fund 128 Adult Probation to cover the transitional services provided by the Community Supervision and Correctional Department (CSCD) in the amount of \$60,000 for costs incurred from January 2013 – September 30, 2013.

12. COURT ORDER:

Authorizing the Fire Marshal's Office to participate in the Texas A&M Forest Service Rural Volunteer Fire Department (VFD) Insurance Program (HB3667) and enroll twenty (20) of its volunteer firefighters.

13. COURT ORDER:

Filing the outlined letter certifying the completion of the continuing education requirements in Article 81.0025(e) issued to Commissioners Mike Cantrell and John Wiley Price for the calendar year of 2012.

14. COURT ORDER:

Authorizing the County Judge to execute Work Order No. 2 for Engineering Services (design work) with Criado & Associates, Inc., via a current Indefinite Delivery Indefinite Quantity (IDIQ) Contract in an amount not-to-exceed \$33,200.00, to be paid from the CDBG FY 2012 Cockrell Hill Water Main Improvements, Phase VII, Project, Program Funds in Oracle No. 09512 Year 2012 on behalf of Dallas County.

15. COURT ORDER:

Authorizing final payment in the amount of \$305,770.62 to GSRA+HWH, LLC for design/build services for the construction of the new Grand Prairie Subcourthouse.

16. COURT ORDER:

Approving the Human Resources/Civil Service Department's request to offer the on-site Weight Watchers at Work Program for all interested employees.

17. COURT ORDER:

Approving the purchase of hardware and installation services necessary for the expansion and enhancement of the WiFi network in the Dallas County Records Building.

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18. COURT ORDER:

Approving the use of the District Clerk's Court Records Technology Fund (94083) and the County Clerk's Records Management Fund (94009) to fund the purchase of consulting services from Tyler Technologies.

19. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending June 18, 2013, in amounts over \$5,000.00 for erroneous or excessive tax payments.

20. COURT ORDER:

Approving the Pathology Microbiology Fellowship Program Agreement with The University of Texas Southwestern at Dallas, and Dallas County Health and Human Services (DCHHS) for graduate medical education, and authorizing the County Judge to sign the Agreement and all related documents on behalf of Dallas County.

21. COURT ORDER:

Authorizing Amendment No. 1 to the agreement between Dallas County and Unisys Corporation for an inmate phone service provider under RFQ No. 2007-082-2822, and authorizing all County documents/payments to reflect accordingly.

22. COURT ORDER:

**(ITEM 7 ON BRIEFING AGENDA)**

Authorizing the final extension of Bid No. 2011-067-5548 Annual Contract for Janitorial Services for the Henry Wade Juvenile Justice Center and the Juvenile Justice Alternative Education Program Facility, as awarded to UBM Enterprise, Inc. for the period July 1, 2013 through June 30, 2014, and authorizing all County documents/payments to reflect accordingly.

23. COURT ORDER:

Authorizing the waiver of workers compensation coverage for the period January 1, 2013 through June 30, 2013 for Home Health Services of Dallas, Inc., and authorizing the release of all pending payments.

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24. COURT ORDER:

Authorizing the approval of the first contract amendment between Dallas County, Alaniz Complete Service and Integrity Texas Construction for RFP No. 2012-084-6111 Request for Proposals for Residential Mechanical and Weatherization Services, and authorizing the County Judge to execute the outlined contract amendment on behalf of Dallas County.

25. COURT ORDER:

Approving Dallas County's participation in the grant program administered by the Railroad Commission of Texas, and authorizing the County Judge to sign Amendment No. 1 to the Interlocal Agreement Texas Alternative Fuel Fleet Pilot Program Stimulus Grant Agreement between Railroad Commission of Texas and Dallas County.

26. COURT ORDER:

Accepting the offer from GTX Real Estate LLC of \$15,000 to purchase the vacant tax foreclosure property at 2345 Fuqua Road, Rowlett, Texas, DCAD Account No. 44008400010000100, conditioned on purchaser's payment to Garland Independent School District at closing, of all taxes, penalties and interest accrued as of the date of the sale on the post-judgment, pre Sheriff's sale tax years 2005-2010; upon receipt of the balance of the required purchase amounts, authorizing the County Judge to execute the quitclaim deed, subject to the prior owners' remaining right of redemption, if any, post judgment taxes, including 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.

27. COURT ORDER:

Accepting the offer from Taxactional Funding LLC of \$37,840 to purchase the tax foreclosure property at 4229 Culmer Lane, Balch Springs, Texas, DCAD Account No. 12053500030210000, amount being the current market value as shown on the 2012 certified tax roll, in compliance with §34.05(j) of the Texas Property Tax Code; upon receipt of the balance of the purchase price, authorizing the County Judge to execute a quitclaim deed in compliance with §34.05(j) of the Tax Code, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the §34.06 of the Property Tax Code.

28. COURT ORDER:

Authorizing the County Judge to execute Amendment No. 1 to the Project Supplemental Agreement between the City of Dallas and Dallas County for the Bonnie View Road MCIP 30227 project.

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29. 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 qualified 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.

30. 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 as outlined in 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.

31. CALLED BRIEFING SESSION:

See Briefing Agenda.

32. 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
  - Texas Health & Safety Code:
    - CMS Survey, Update and Parkland Hospital Safety
  - Contract Negotiation-Property Insurance Coverage:
    - Contract Negotiation – Property Insurance Coverage
  - 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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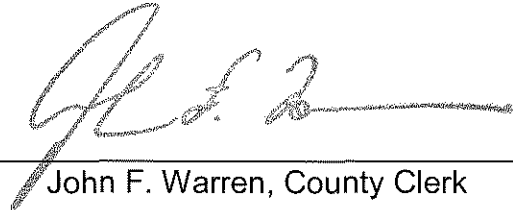
32. CALL EXECUTIVE SESSION: (Cont'd.)

- 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
  - Security:
    - Deliberation Regarding Security

33. RECESS:

34. RECONVENE IF REQUIRED:

35. ADJOURN:



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John F. Warren, County Clerk