

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, June 25, 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:**

**Reverend Dr. Irie Lynne Session  
Warren Avenue Christian 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 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)

Commissioners Court Agenda – Tuesday, June 25, 2013

7. RESOLUTIONS:

- A. 2013 Vitiligo Walk-a-Thon  
Presented by Commissioner John Wiley Price
- B. UA Local 100 Veterans In Piping Program  
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 18-25, 2013.

- B. OPEN BIDS/RFP'S:

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

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. (Opening extended due to addendum)

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

- D. RIGHTS OF WAY:

Summary Agreements.

- E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated June 25, 2013.

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

- Minister's Letter of Appreciation

- G. APPROVAL OF PLACEMENT OR SUBSTITUTION OF COLLATERAL FOR DALLAS COUNTY FUNDS.

Commissioners Court Agenda – Tuesday, June 25, 2013

8. CONSENT AGENDA: (Cont'd.)

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 DALLAS COUNTY HEALTH AND HUMAN SERVICES (DCHHS) HOUSING CHOICE VOUCHER PROGRAM ANNUAL PUBLIC HOUSING AGENCY (PHA) PLAN FOR FISCAL YEAR 2014.

C. MOTION TO CLOSE PUBLIC HEARING.

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 July 1, 2013 through July 31, 2013.

11. COURT ORDER:

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

12. COURT ORDER:

Approving the Justice of the Peace 5-1 DDA Management Initiative to hold one (1) Grade 6 – Clerk II position (#4302) open for six (6) months which results in a savings of \$16,772, and recommends allocating \$8,386 of the savings into the Justice of the Peace 5-1 DDA account (4851.2230).

13. COURT ORDER:

Rescinding Court Order No. 2012-1272 (8/14/12), and amending Court Order No. 2012-0766 (5/1/12) to pay an interpreter for a minimum of one (1) hour for language interpretations where the interpreter works in the morning and is paid the two (2) hour minimum and comes back in the afternoon and does an interpretation.

Commissioners Court Agenda – Tuesday, June 25, 2013

14. COURT ORDER:

Filing the County Judges & Commissioners Association of Texas Commissioners Education Certificate of Completion for 2012 issued to Commissioner Mike Cantrell.

15. COURT ORDER:

**(ITEM 6C ON BRIEFING AGENDA)**

Approving Amendment No. 1 with Red Zone Resources for the services of Javid Khan, and authorizing the County Judge to sign Amendment No. 1 on behalf of Dallas County.

16. COURT ORDER:

Approving the expenditure of \$2,804,945.40 to renew the Microsoft Enterprise Licensing Agreement through Software House International (SHI) with the City of Denton, authorizing the County Judge to sign the renewal contract between Dallas County and Microsoft; in accordance with Government Code Chapter 791, authorizing the execution of an interlocal cooperation agreement with the City of Denton, Texas, and authorizing the County Judge to execute the outlined agreement on behalf of Dallas County.

17. COURT ORDER:

Authorizing Dallas County, effective January 1, 2013, to extend its participation in the City of Dallas Oak Cliff Gateway tax increment finance (TIF) district until December 31, 2016 or the City of Dallas terminates the district (whichever occurs first); the County shall contribute 65% of any generated increment to this district, and authorizing the County Judge to sign the related participation agreement with the City of Dallas.

18. COURT ORDER:

Authorizing Dallas County, effective January 1, 2013, to participate in the City of Carrollton tax increment finance (TIF) district for either seventeen (17) years, until the County's total net present value contribution (using a discount rate of 5%) to the district reaches \$2.8 million, or the City of Carrollton terminates the district (whichever occurs first); the County shall contribute 65% of any generated increment to this district, and authorizing the County Judge to sign the related participation agreement with the City of Carrollton.

Commissioners Court Agenda – Tuesday, June 25, 2013

19. COURT ORDER:

Increasing Dallas County's total net present value contribution to the City of Dallas Design District tax increment finance (TIF) district (using a discount rate of 4%) from \$5.2 million to \$11.1 million, and authorizing the County Judge to sign the amended participation agreement with the City of Dallas.

20. COURT ORDER:

Providing 40% of any generated increment to the Farmers Market tax increment finance (TIF) district, effective January 1, 2013, for a period of up to fifteen (15) years, until the County's total net present value contribution reaches \$1.1 million (using a discount rate of 5.75%), or until the City of Dallas terminates the district (whichever occurs first); this participation is contingent upon using 2012 as the base year for increment calculations and upon the completion of a 240-unit residential development and the proposed renovations to the farmers market facility by April 1, 2016, and authorizing the County Judge to sign the related participation agreement with the City of Dallas.

21. COURT ORDER:

Approving the outlined voting enhancements as authorized by the Help America Vote Act (HAVA).

22. COURT ORDER:

Approving the Dallas County Health and Human Services (DCHHS) Housing Choice Voucher Program Annual Public Housing Agency (PHA) Plan for Fiscal Year 2014, as outlined, and authorizing the County Judge to sign the Plan and any related documents on behalf of Dallas County.

23. COURT ORDER:

Approving the Agreement between Dallas County Health and Human Services (DCHHS) and The University of Texas at Austin School of Nursing, to provide a clinical setting for nursing students in the field of public health, and authorizing the County Judge to sign the agreement on behalf of Dallas County.

24. COURT ORDER:

Approving the Agreement between Dallas County Health and Human Services (DCHHS) and The University of Texas at Arlington School of Nursing, to provide a clinical setting for nursing students in the field of public health, and authorizing the County Judge to sign the contract and all related documents on behalf of Dallas County.

25. COURT ORDER:

**(ITEM 3B ON BRIEFING AGENDA)**

Approving the compilation of a multimedia messaging video, to be produced by Bobby Higgs, highlighting the Dallas County Health and Human Services Medical Reserve Corp (MRC) and DCHHS public health programs, authorizing the exemption from competitive procurement, and authorizing payment for the video production of an amount not to exceed \$1,500.00 from the Cities Readiness Initiative (CRI) grant.

26. COURT ORDER:

**(ITEM 10 ON BRIEFING AGENDA)**

Authorizing the final extension of Bid No. 2009-093-4444 Annual Contract for Clinical Laboratory Testing for The Institute of Forensic Science and Health and Human Services, as awarded to Laboratory Corporation of America, for the period October 1, 2013 through September 30, 2014, and authorizing all County documents/payments to reflect accordingly.

27. COURT ORDER:

Granting, in accordance with Texas Local Government Code 262.024(a)(7)(A), a discretionary exemption for the purchase of all necessary products for pipette calibration system (equipment, reagents, consumables, training and maintenance) from Artel, and authorizing all County documents/payments to reflect accordingly.

28. COURT ORDER:

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

29. COURT ORDER:

**(ITEM 5 ON BRIEFING AGENDA)**

Authorizing Phase II Mobilization and Implementation as part of the master contract for energy performance services and Schneider Electric Buildings Americas, Inc. to implement Phase II projects, as outlined, in an amount not to exceed \$17,714,749.00.

30. COURT ORDER:

Ratifying the execution of a new lease for 3,900 square feet of office space at 3939 E. Highway 80, Suite 101, Mesquite, Texas, for the Dallas County Juvenile Department for the period June 1, 2013 through May 31, 2018 with Zamyad Enterprises, Inc.

Commissioners Court Agenda – Tuesday, June 25, 2013

31. COURT ORDER:

Authorizing Work Order No. 5 of the Subsurface Utility Engineering Services Contract with Lina T. Ramey & Associates, Inc. be executed in an amount not to exceed \$17,850.00 to be paid from Fund 196, Project 8201, in connection with the Denton Drive/Harry Hines Sidewalks Project MCIP 10217 A.

32. COURT ORDER:

Authorizing the County Judge to execute Amendment No. 1 to the Consultant Engineering Services Contract with Pacheco Koch Consulting Engineers, Inc. for the Spring Valley Road MCIP Project 15801, from Coit Road to Weatherred/Goldmark Drive in the amount of \$346,554.00 to be paid from MCIP Fund 196, Project 8201.

33. CALLED BRIEFING SESSION:

See Briefing Agenda.

34. 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
    - Dallas County Hospital District Saranac Group Report Findings on Corporate Grievance
  - Pending or Contemplated Litigation and Attorney-Client Information:
    - MERS' Litigation Update
    - Cash Construction Co., Inc., Claim
    - Retention of Legal Services – GTSI Lawsuit
  - 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




Commissioners Court Agenda – Tuesday, June 25, 2013

35. RECESS:

36. RECONVENE IF REQUIRED:

37. ADJOURN:



---

John F. Warren, County Clerk