

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, May 7, 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 April Term:**
- 5. Motion To Open Court for the May Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Reverend Dr. Dawson Taylor
Cathedral of Hope
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. Rowlett Citizen Corps Council 10th Anniversary
Presented by Commissioner Mike Cantrell
- B. Johnny Johnson
Presented by Commissioner John Wiley Price
- C. Older Americans Month
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 APRIL 30 – MAY 7, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S OPENED MAY 6, 2013:

Bid No. 2013-035-6303 Request for Proposal for Drug Testing Services for Divert Court.

Bid No. 2013-037-6314 Annual Contract for Workers Compensation Insurance for the Sheriff's Courtesy Patrol Division.
(Contract data provided April 30, 2013)

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

- D. RIGHTS OF WAY:

Summary Agreements and Contracts.

- E. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated May 7, 2013.

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9. CONSENT AGENDA: (Cont'd.)

F. FIVE SIGNATURE DOCUMENTS: (FOR FILING ONLY)

- Minister's Letter of Appreciation

G. TRANSFER OF FUNDS.

H. APPROVAL OF PLACEMENT OR SUBSTITUTION OF COLLATERAL FOR DALLAS COUNTY FUNDS.

I. PERSONNEL ACTIONS:

- Employee Replacements and Salary Adjustments.

10. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the lease for the Amelia Court HIV Clinic to include extension of the lease for an additional two (2) years, effective May 1, 2013.

11. COURT ORDER:

Approving the purchase of the listed Palo Alto network security appliances.

12. COURT ORDER:

Approving the request from the Director of Health and Human Services (HHS) Department to grant an exception to Compensation Policy Section 86-374(a): Entry Salary and to pay a maximum in-hire annualized allocated salary not to exceed \$90,390.96 to Dr. Crystee Cooper-Walton in the position of Assistant Director, Ryan White Grants Compliance in the HHS Department.

13. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending May 7, 2013, in amounts over \$5,000 for erroneous or excessive tax payments.

14. COURT ORDER:

Approving the Emergency Mosquito Control Aerial Spraying contract in order to protect the citizens from diseases transmitted by mosquitoes, and requesting that Dynamic Aviation Group, Inc. d/b/a Dynamic Aviation Group be named the vendor in case of an emergency outbreak, and authorizing the County Judge to sign the contract on behalf of Dallas County.

15. COURT ORDER:

(ITEM 2C ON BRIEFING AGENDA)

Approving the award of FY 2013 Department of State Health Services (DSHS) Housing Opportunities for Persons with AIDS (HOPWA) contract funds in the amount of \$22,573 to Your Health Clinic, and \$438 to Dallas County Health and Human Services – HOPWA Unit, as outlined in Attachment A, and authorizing the County Judge to sign the contract amendments with the service providers on behalf of Dallas County.

16. COURT ORDER:

(ITEM 2B ON BRIEFING AGENDA)

Approving the submission of the FY 2013-2014 HIV Health and Social Services and Ryan White Part B renewal grant application, in the amount of \$5,018,439, as outlined.

17. COURT ORDER:

(ITEM 9C ON BRIEFING AGENDA)

Approving the submission and acceptance of the FY2013 DNA Backlog Reduction Program grant application developed by the Institute of Forensic Sciences to the National Institute of Justice, and authorizing the County Judge to sign necessary grant documents on behalf of Dallas County.

18. COURT ORDER:

(ITEM 10 ON BRIEFING AGENDA)

Authorizing the second extension of Bid No. 2011-065-5544 Annual Contract for Enterprise Wide Preventive Maintenance Agreement and Service Repair for Scanners, with Office Store Depot for the period June 1, 2013 through May 31, 2014, and authorizing all County documents/payments to reflect accordingly.

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19. COURT ORDER:

Authorizing the amendment of item number 3 to include black ink no shank ball point pens at a unit cost of Fifteen Cents (\$0.15) each under Bid No. 2013-17-6225 Annual Contract for the Purchase of Indigent Hygiene Packets and Related Items, as awarded to American Amenities, Inc., and authorizing all County documents/payments to reflect accordingly.

20. COURT ORDER:

Authorizing Colette Holt & Associates as the most-qualified vendor susceptible for award of RFP No. 2013-020-6244 Preparation of an Availability and Disparity Study for Dallas County, Texas, and authorizing staff to proceed to step two to begin contract negotiations, including pricing proposals.

21. COURT ORDER:

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

22. COURT ORDER:

Authorizing a final payment in the amount of \$10,500 to cover leased space in Suite 84 of the Dal-Rich Village Shopping Center, located at 101 S. Coit Road, Richardson, Texas, from the period of October 1, 2012 through December 31, 2012.

23. COURT ORDER:

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

24. COURT ORDER:

Authorizing the County Judge to execute the outlined Funding Agreement between State of Texas and Dallas County for the Cockrell Hill Road MCIP Project 42301 for the reconstruction of roadway and the reconfiguration of intersection with Jefferson Boulevard including approaches on Cockrell Hill Road from North of Moler Street to Davis Street.

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25. COURT ORDER:

Authorizing the County Judge to execute the outlined First Amendment to the Project Supplemental Agreement (PSA) between Town of Addison and Dallas County for Segment F, Brookhaven Trail Connection MCIP Project 17701 to secure additional funding for the Project.

26. COURT ORDER:

Authorizing the County Judge to execute the outlined Project Specific Agreement (PSA) with the City of Farmers Branch for the purpose of designing and constructing a pedestrian bridge and multimodal pathway from Valley View Lane to the Vitruvian Park Development, Brookhaven Trail Connection MCIP Project 17701.

27. COURT ORDER:

Authorizing the County Judge to execute the outlined Interlocal Agreement (ILA) between Dallas County Community College District (DCCCD) and Dallas County for the purpose of designing and constructing a pedestrian bridge and a multimodal pathway from Valley View Lane to the Vitruvian Park Development, Brookhaven Trail Connection MCIP Project 17701.

28. CALLED BRIEFING SESSION:

See Briefing Agenda.

29. 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:
 - Policy Exception – Leave of Absence – Employee #45500
 - Deliberations About Real Estate:
 - Discussion with Parkland Health & Hospital System Regarding Real Property
 - Texas Health & Safety Code:
 - CMS Survey, Update and Parkland Hospital Safety

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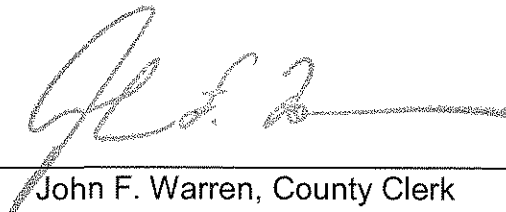
29. CALL EXECUTIVE SESSION: (Cont'd.)

- Subjects:
- Claims:
 - Healthcare Subrogation Lien of Matthew Haith
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - MERS' Litigation Update
 - Cash Construction Co., Inc., Claim
 - Cathy Bailey, et al. vs. Dallas County, et al.; 3:09-CV-0865-K
 - Josepha Capinha-Bacote vs. Dallas County, et al.; 3:13-CV-1195-G
 - Christopher Moore vs. James Westbrook; 3:13-CV-1466-D
 - Mary Koomson, et al. vs. Dallas County, et al.; 3:12-CV-1355-M
 - Legal Matters/Legal Advice, Consultation with Legal Counsel:
 - M/WBE Disparity Study
 - Contract: Sixth Floor Museum
 - Legal Advice Related to AG Opinion GA-1003
 - Security:
 - Deliberation Regarding Security

30. RECESS:

31. RECONVENE IF REQUIRED:

32. ADJOURN:



John F. Warren, County Clerk

**DALLAS COUNTY COMMISSIONERS COURT
CLOSED SESSION AGENDA**

ADDENDUM

May 7, 2013

PERSONNEL: Tex. Gov. Code §§551.074

Deliberations regarding employee positions 2976, 7070, 2009, 1121 & 2545N/A