

A G E N D A



Commissioners Court

Dallas County, Texas

Tuesday, September 3, 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 August Term:**
- 5. Motion To Open Court for the September Term:**
- 6. Bailiff To Open Court:**
- 7. Invocation:**

**Pastor Dr. Robert Canady, III
All Nations Fellowship Church
Garland, Texas**

- 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.

- 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, silbates, 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.

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8. RESOLUTIONS:

- A. Resource Center – 30th Year Anniversary
Presented by Commissioner Dr. Elba Garcia

9. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF AUGUST 28 – SEPTEMBER 3, 2013.

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

- C. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated September 3, 2013.

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

- Minister's Letter of Appreciation

- E. TRANSFER OF FUNDS.

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

- G. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

10. PUBLIC HEARING: (9:00 A.M.)

- A. MOTION TO OPEN PUBLIC HEARING.

- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2014 TAX RATE FOR DALLAS COUNTY HOSPITAL DISTRICT.

- C. MOTION TO CLOSE PUBLIC HEARING.

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11. PUBLIC HEARING: (9:00 A.M.)

- A. MOTION TO OPEN PUBLIC HEARING.
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE FY 2014 TAX RATE FOR DALLAS COUNTY.
- C. MOTION TO CLOSE PUBLIC HEARING.

12. COURT ORDER:

Accepting payment of \$1,398.00 from Met Life Auto & Home Insurance Company, and a payment of \$736.81 from Rolle, Breeland, Ryan, Landau, Wingler & Hindman, Inc. as settlement of Dallas County's subrogation lien in connection with Cause Number DC-12-07483, styled *Korwin Ward vs. Tiffany Stephens, et al.*, and authorizing the County Judge to execute any and all documents approved by the Civil Division of the District Attorney's Office to effectuate this settlement.

13. COURT ORDER:

Approving Dallas County, Texas, joining the AT&T Landline Third-Party Billing Settlement, and taking all actions necessary to participate in the AT&T Landline Third-Party Billing Settlement, including complying with Texas Government Code §403.0305, if necessary.

14. COURT ORDER:

Setting the salaries, expenses, or allowances of listed Dallas County Elected Officials, and directing the Office of Budget and Evaluation to place all necessary legal notices and give written notices to all Elected Officials in a timely manner.

15. COURT ORDER:

Authorizing the Sheriff's Office proposal that the Basic Correctional Officer Course (BCOC) training be reduced to ninety-six (96) hours, to establish an account with Texas A&M Engineering Extension Service (TEEX) for online testing at a cost of \$200 per trainee, and to require Detention Officers who do not complete the course in the allotted time to pay additional fees, as required by TEEX.

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16. COURT ORDER:

Approving Amendment No. 3 with Austin Ribbon & Computer (ARC) to increase the funds on the Personal Services Contract of John Desanges, and authorizing the County Judge to sign Amendment No. 3 on behalf of Dallas County.

17. COURT ORDER:

Approving the Arrest and Convictions policy in Chapter 86, Division 10: Section 86-360 to 86-365 of the Dallas County Code.

18. COURT ORDER:

Approving listed persons to serve as Early Voting Election Judges and Early Voting Alternate Election Judges to fill vacancies for the remainder of the 2012-2014 term, as designated for voting precincts in which their names appear.

19. COURT ORDER:

Approving listed persons to serve as Election Judges and Alternate Election Judges to fill vacancies for the remainder of the 2012-2014 term, as designated for voting precincts in which their names appear.

20. COURT ORDER:

Approving the State Fair of Texas Exhibitor Agreement, and authorizing the County Judge to sign said agreement.

21. COURT ORDER:

(ITEM 3 ON BRIEFING AGENDA)

Approving the Dallas County Elections Department efforts, to include the expenditure of human capital and monetary resources, as outlined, for the purposes of continued planning and staging of Dallas County's National Voter Registration Day events.

22. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending September 3, 2013, in amounts over \$5,000.00 for erroneous or excessive tax payments.

23. COURT ORDER:

(ITEM 6A ON BRIEFING AGENDA)

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with the Dallas County Community College District to provide property tax assessing and collecting services, and authorizing the County Judge to sign related documents required for the execution of the contract.

24. COURT ORDER:

Approving the contribution payment of \$50,000.00, under the 2013 Reliant Retail Services, LLC CARE Program ("CARE") Agreement with Dallas County Health and Human Services, for energy assistance payments to eligible Reliant Energy customers.

25. COURT ORDER:

Approving the request of Dallas County Health and Human Services to purchase an additional enhancement to the MapVision system from Leading Edge Associates, Inc., and authorizing funds in the amount of \$1,500.00 from the Public Health Emergency Preparedness grant, as outlined.

26. COURT ORDER:

(ITEM 2D ON BRIEFING AGENDA)

Approving the submission of the Continuation Grant Application for Title III funds for Congregate Meals, Senior Center Operations and Transportation Services to the Dallas Area Agency on Aging for fiscal year 2014, and authorizing the County Judge to sign the application and all related documents on behalf of Dallas County.

27. COURT ORDER:

Approving Amendment Number 1 to the 2013 Texas Department of Housing and Community Affairs (TDHCA) American Recovery and Reinvestment (ARRA) Weatherization Assistance Program Contract No. 16090001669, as outlined in the Amendment, and authorizing the County Judge to electronically sign all related contract amendment documents on behalf of Dallas County.

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28. COURT ORDER:

Authorizing the County Treasurer, Joe Wells, to release payroll for the Texas Department of State Health Services, Document #2013-041066, which includes Att #017 – HIV Surveillance-Federal Core with Incidence Specimen Processing, Att #016 – Refugee, Att #019 – Tuberculosis-State AAP, Att #001 – Tuberculosis-Federal, Att #005 – HIV Prevention Plan, Att #002 – Hansens, Att #010 – HIV Surveillance-Perinatal, Att #007 – HIV/Substance Abuse & Mental Health Prevention Services, Att #015 – STD-HIV Prevention Services, Att #009 – HIV-Ryan White, Att #018 – IDCU Flu Lab, Att #014 – Immunizations, Att #012 – CPS/Hazards, Att #008 – CPS Cities Readiness Initiative, Att #003 – CPS/LRN-HPP, Att #006 – CPS/LRN-PHEP, and Att #013 – RLSS/LPHS, for the months of September, October and November, 2013.

29. COURT ORDER:

Authorizing the second extension of RFP No. 2010-067-5121 Request for Proposals for Electronic Payments Processing Services and Solution Provider for the Dallas County Tax Office E-Commerce Initiatives with JP Morgan Chase Bank, NA and its wholly owned subsidiary Paymentech, LLC, for the period September 7, 2013 through September 6, 2014, and authorizing all County documents/payments to reflect accordingly.

30. COURT ORDER:

Authorizing the final twelve (12) month extension of Bid No. 2010-086-5203 Annual Contract for Maintenance of Microfilm Equipment and Consumables, as awarded to HOV Services, Inc. for the period October 1, 2013 through September 30, 2014, in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

31. COURT ORDER:

Authorizing the first twelve (12) month extension of Bid No. 2012-083-6106 Annual Contract for the Purchase of SCBA Cylinders / MSA Equipment, as awarded to Casco Industries for the period September 29, 2013 through September 28, 2014, the price increase by Casco Industries is effective September 29, 2013, and authorizing all County documents/payments to reflect accordingly.

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32. COURT ORDER:

Recognizing the amendment of Court Order 2013-1333 and the award of item #28 to Phoenix Trading, Inc. dba Amercare Products and item #27 to Alpha Omega Systems and Service, Inc. dba AOSS Medical Supplies under Bid No. 2013-048-6344 Annual Contract for Hair Care, Skin Care and Personal Hygiene Related Products, for the period August 26, 2013 through August 25, 2014, in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

33. COURT ORDER:

Changing the payee and address of record to facilitate timely payments for leased space at 1425 W. Pioneer Drive, Irving, Texas, in accordance with the existing lease agreement.

34. COURT ORDER:

Changing the payee and address of record to facilitate timely payments for leased space at 1701 N. Collins Boulevard, Suite 1000, Richardson, Texas, in accordance with the existing lease agreement.

35. COURT ORDER:

Accepting the offer from Rafael Escobar and Yolanda Escobar of \$4,500 to purchase the tax foreclosure property at 2728 Crystal Drive, Balch Springs, Dallas County, Texas, DCAD Account No. 60120500030050000; upon receipt of the balance of the purchase amount, authorizing the County Judge to execute the quitclaim deed, subject to post judgment tax years, the pro rata property taxes for the remaining part of the current year and to the previous owners right of redemption, if any, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the Property Tax Code.

36. COURT ORDER:

Accepting the offer from Nextlots 5, LLC of \$5,100 to purchase the tax foreclosure property at 3 Old Hickory Trail, DeSoto, Texas, DCAD Account No. 60243500040030000; upon receipt of the balance of the purchase price, authorizing the County Judge to execute the quitclaim deed, subject to the prior owners' 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.

37. COURT ORDER:

Accepting the offer from Rafael Escobar and Yolanda Escobar of \$7,000 to purchase the tax foreclosure property at 2728 Crystal Drive, Balch Springs, Dallas County, Texas, DCAD Account No. 60120500030050100; upon receipt of the balance of the purchase amount, authorizing the County Judge to execute the quitclaim deed, subject to the post judgment tax years, the pro rata property taxes for the remaining part of the current year and to the previous owners right of redemption, if any, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the Property Tax Code.

38. COURT ORDER:

Accepting the offer from Jose I. and Maria Chapa of \$10,000 to purchase the vacant tax foreclosure property at 149 Ace Drive, DeSoto, Texas, DCAD Account No. 65046459010140100, amount being greater than the current market value as shown on the 2013 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 the quitclaim deed, subject to the prior owners' remaining right of redemption, if any, and payment of 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.

39. 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.

40. COURT ORDER:

Authorizing the County Judge to execute the outlined Amendment No. 3 to Work Order No. 1 of the existing contract between HDR Engineering, Inc. and Dallas County for the Walnut Lane sidewalk facility I-35 Service Roads MCIP Project #10222_4 at a cost not to exceed \$425,343.51, which will increase the amount of Work Order No. 1 not to exceed \$946,996.25, which will be paid from Fund 196, Project 8201.

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41. COURT ORDER:

Authorizing the County Judge to execute the outlined Work Order No. 1 to the engineering indefinite delivery and quantity contract between Dallas County and ARS Engineers, Inc., for East Dallas Veloway-YMCA Connector Phase 3 MCIP Project 20214 in an amount not to exceed \$7,475.00 to be paid from Fund 196, Project 8201.

42. COURT ORDER:

Rescinding Court Order 2013-1197 dated July 9, 2013 authorizing the sale of the tax foreclosed property at 1712 Canyon View Court, Cedar Hill, Texas, to Gerald Robinson for \$10,000; and the Agreement associated with this sale is hereby null and void.

43. CALLED BRIEFING SESSION:

See Briefing Agenda.

44. 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.

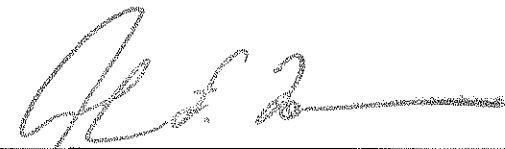
- Subjects:
- Appointments:
 - 2013-2014 County Board and Committee & Joint Appointments
 - Texas Health & Safety Code:
 - CMS Survey, Update and Parkland Hospital Safety
 - Pending or Contemplated Litigation and Attorney-Client Information:
 - Cash Construction Co., Inc., Claim Update
 - MERS' Litigation Update
 - Information and Deliberation Relating to Veasey, et al. vs Perry, et al.; Civil Action No. 2:13-CV-193 in the US District Court for the Southern District of Texas, Corpus Christi Division
 - Claim of Kametra Sampson vs. Dallas County
 - Texas Supreme Court Case No. 12-0203; Dallas County vs. Roy Logan
 - Information and Deliberation relating to Bail Bond Overpayment Cases Approved for Litigation on August 28, 2013
 - Legal Matters / Legal Advice, Consultation with Legal Counsel:
 - Information and Deliberation Relating to Recent Amendment to Public Information Act
 - Security:
 - Deliberation Regarding Security

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45. RECESS:

46. RECONVENE IF REQUIRED:

47. ADJOURN:



John F. Warren, County Clerk

ADDENDUM TO AGENDA

COMMISSIONERS COURT - DALLAS COUNTY, TEXAS

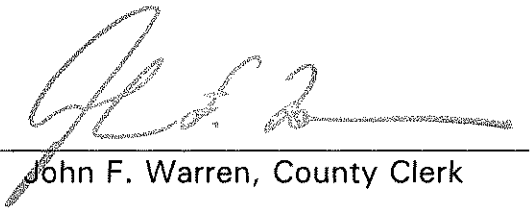
TUESDAY, SEPTEMBER 3, 2013

9:00 A.M.

Received: 8/30/2013 @ 12:35 P.M.

A1. COURT ORDER:

Approving the outlined Dallas County Contract for Services with Transicare, Inc., and authorizing the County Judge to sign the contract and all related documents.



John F. Warren, County Clerk