

# **A G E N D A**



**Commissioners Court**

**Dallas County, Texas**

**Tuesday, September 10, 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:**

**The Reverend Dr. Paula Dobbs-Wiggins, M.D.  
SMU, Perkins School of Theology  
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)

7. RESOLUTIONS:

- A. Jeanne Hooker, Manager of Public Affairs, Atmos Energy Corporation – Retirement  
Presented by Commissioner Mike Cantrell

8. CONSENT AGENDA:

- A. APPROVE COMMISSIONERS COURT REGISTER OF APPROVED CHECKS, AUTHORIZED CLAIMS CERTIFICATION, MINUTES OF REQUISITIONS, AND PAYROLL REGISTERS FOR THE PERIOD OF SEPTEMBER 3 - 10, 2013.

- B. OPEN BIDS/RFP'S:

THE FOLLOWING BIDS/RFP'S TO BE OPENED SEPTEMBER 16, 2013:

Bid No. 2013-062-6379 Annual Contract for the Purchase of Janitorial Supplies. (Contract data provided September 3, 2013) (Opening extended from September 12, 2013 due to addendum)

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

- D. COURT AGENDA: (FOR FILING ONLY)

To approve filing of Commissioners Court Agenda, dated September 10, 2013.

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

- Minister's Letter of Appreciation

- F. TRANSFER OF FUNDS.

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

- H. PERSONNEL ACTIONS:

Employee Replacements and Salary Adjustments.

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

- A. MOTION TO OPEN PUBLIC HEARING.
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE COUNTY CLERK'S ANNUAL WRITTEN PLAN FOR FUNDING THE PRESERVATION, RESTORATION AND REDACTION OF THE COUNTY CLERK'S RECORDS ARCHIVE.
- C. MOTION TO CLOSE PUBLIC HEARING.

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

- A. MOTION TO OPEN PUBLIC HEARING.
- B. DISCUSSION/REQUEST FOR PUBLIC COMMENT REGARDING THE DISTRICT CLERK'S ANNUAL WRITTEN PLAN FOR FUNDING THE PRESERVATION, RESTORATION AND REDACTION OF THE DISTRICT CLERK'S RECORDS ARCHIVE.
- C. MOTION TO CLOSE PUBLIC HEARING.

11. AWARD BIDS/RFP'S:

- Bid No. 2013-049-6345 Annual Contract for Apparel, Hosiery and Undergarments awarded to Bob Barker Company, Inc., JNC Supplies, Inc. and Uniforms Manufacturing, Inc.
- Bid No. 2013-056-6372 Demolition and Reconstruction of a New Single Family Home located at 3025 Crystal, Balch Springs, TX 75180 (Payne) awarded to: CLA Services.
- Bid No. 2013-057-6373 Demolition and Reconstruction of a New Single Family Home located at 2212 Crystal, Balch Springs, TX 75180 (Jenkins) awarded to: CLA Services.
- Bid No. 2013-058-6374 Demolition and Reconstruction of a New Single Family Home located at 517 S. Cockrell Hill Rd., Cockrell Hill, TX 75211 (Elliott) awarded to: Coor Contractors.
- Bid No. 2013-059-6375 Demolition and Reconstruction of a New Single Family Home located at 4128 Kernack, Cockrell Hill, TX 75211 (Nunez) awarded to: Coor Contractors.

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11. AWARD BIDS/RFP'S: (Cont'd.)

Bid No. 2013-060-6376 Demolition and Reconstruction of a New Single Family Home located at 4113 Woodbury, Balch Springs, TX 75180 (Pineda) awarded to: CLA Services.

12. COURT ORDER:

Authorizing the transfer of Charles Douglas Bass, Chief of Emergency Services, from Employment Agreement (Court Order 2012-0884) to Director Salary Schedule E2 effective the next pay period, and authorizing the continued utilization of the take home vehicle and telecommunications allowance benefits.

13. COURT ORDER:

Accepting the County Clerk's FY2014 Archive Plan, as outlined.

14. COURT ORDER:

Accepting the District Clerk's FY2014 Archive Plan, as outlined.

15. COURT ORDER:

Authorizing Parkland Hospital District to approve the modification of the legal description of land acquired by the UT Board of Regents for use by UT Southwestern on May 1, 2013 from SAF Exchange Park, LTD, at 6300 Harry Hines Boulevard.

16. 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 2013.

17. COURT ORDER:

Amending Court Order 2013-1140 (7/02/13) so that Dallas County's participation in the West Dallas and Riverfront Gateway tax increment finance (TIF) subdistricts will end no later than December 31, 2027, and that all other terms and conditions associated with Court Order 2013-1140 remain in effect.

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18. COURT ORDER:

Approving the outlined building use/personal services agreement with Lauren Woods for the development of a commemorative civil rights artistic display in the County's Records Building, that \$15,000 from 105.2530.02640 is authorized for this project, and authorizing the County Judge to sign the agreement with Ms. Woods on behalf of Dallas County.

19. COURT ORDER:

Approving the outlined Ambulance Service Agreement between Dallas County and the cities of DeSoto, Hutchins, Lancaster, Sachse, and Wilmer, and authorizing the County Judge to execute same on behalf of Dallas County.

20. COURT ORDER:

Approving the outlined Fire Protection Agreement between Dallas County and the cities of DeSoto, Hutchins, Lancaster, Sachse, and Wilmer, and authorizing the County Judge to execute same on behalf of Dallas County.

21. COURT ORDER:

Approving the acceptance of a grant from the Texas Department of Transportation for a Comprehensive STEP grant for FY2014 for \$242,108.00 with a County match of \$173,228.80, and authorizing the County Judge to sign the grant acceptance on behalf of Dallas County.

22. COURT ORDER:

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

23. COURT ORDER:

Approving refunds to taxpayers, as listed, for the period ending September 10, 2013, in amounts over \$5,000.00 for erroneous or excessive tax payments.

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24. COURT ORDER:

Authorizing the Dallas County Tax Assessor/Collector to enter into a contract with the North Texas Tollway Authority for their participation in the Dallas County Scofflaw Program, and authorizing the County Judge to sign related documents required for the execution of the contract.

25. COURT ORDER:

Approving the issuing of the Interlocal Health Services Agreements for the cities of Addison, Balch Springs, Carrollton, Cedar Hill, Cockrell Hill, Coppell, Farmers Branch, Glenn Heights, Grand Prairie, Highland Park, Hutchins, Irving, Lancaster, Sachse, Sunnyvale, and University Park, and authorizing the County Judge to sign the Interlocal Health Services Agreement on behalf of Dallas County.

26. COURT ORDER:

Approving the Request for Proposals (RFP) to Conduct a Comprehensive Needs Assessment for HIV Services, funded by the FY 2013 Ryan White Part A, Part A-Minority AIDS Initiative (MAI), and Part B grants, as outlined.

27. COURT ORDER:

Approving the amendment to extend the agreement between Dallas County and Texas A&M University, System Health Science Center – Baylor College of Dentistry to provide dental services.

28. COURT ORDER:

Authorizing the second twelve (12) month extension of Bid No. 2011-106-5755 Annual Contract for Document Destruction Services, as awarded to American Shredding for the period October 11, 2013 through October 10, 2014 in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

29. COURT ORDER:

Authorizing the first twelve (12) month extension of Bid No. 2012-085-6112 Annual Contract for Anionic Asphalt Emulsion with APAC-Texas, Inc. for the period September 4, 2013 through September 3, 2014 in accordance with the terms, conditions and pricing set forth, and authorizing all County documents/payments to reflect accordingly.

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30. COURT ORDER:

Authorizing the second extension of Bid No. 2012-091-6149 Annual Contract for the Purchase of Polyester Tray Sealing Film, as awarded to Transilwrap Company, Inc. for the period October 9, 2013 through October 8, 2014, and authorizing all County documents/payments to reflect accordingly.

31. COURT ORDER:

Approving the outlined Texas Statewide Automated Victim Notification Service (SAVNS) Maintenance Grant Contract between the Office of the Attorney General and Dallas County for the State Fiscal Year 2014.

32. COURT ORDER:

Authorizing upon completion of the third party engineering review, Phase IV Mobilization and Implementation as part of the master contract for energy performance services and Schneider Electric Buildings Americas, Inc. to implement Phase IV projects as outlined, in an amount not to exceed \$2,584,164.00.

33. COURT ORDER:

**(ITEM 5 ON MISCELLANEOUS AGENDA)**

Ratifying the execution of a lease extension at 3650 N. Buckner Boulevard, Suite 110, 111, 211, Dallas, Texas, for the period September 1, 2013 through December 31, 2013, with River, Ltd., a Texas Limited Partnership.

34. COURT ORDER:

Accepting the offer from Blue Mountain Ventures, LLC of \$14,552 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; authorizing this court order to supersede and replace in its entirety the previously approved Court Order No. 2013-1066 (6/18/13); 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 year, and authorizing the Tax Assessor Collector to disburse the proceeds in accordance with the Property Tax Code.



35. COURT ORDER:

Accepting the offer from Eric Bullard of \$22,501 to purchase the improved tax foreclosure property at 1303 Highland Drive, Duncanville, Texas, DCAD Account No. 2201950002002000, 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.

36. COURT ORDER:

Approving the Master Interlocal Agreement between Dallas County and the City of Mesquite, Texas, Pertaining to Transportation Related Maintenance On or About Certain Designated Roadways Situated Within the Territorial Limits of the City of Mesquite, effective immediately upon execution by both parties, and ending December 31, 2017, and authorizing the County Judge to sign and execute said document.

37. CALLED BRIEFING SESSION:

See Briefing Agenda.

38. 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:
    - 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
    - Cash Construction Co., Inc., Claim Update
    - Dallas County, Texas vs. Isidro Maldonado; Cause No. CC-12-06854-B
  - Security:
    - Deliberation Regarding Security

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39. RECESS:

40. RECONVENE IF REQUIRED:

41. ADJOURN:



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John F. Warren, County Clerk