

Lubbock County Commissioner's Court

September 12, 2016

10:00 AM

BE IT REMEMBERED that on 9/12/2016, there was held a Regular Meeting of the Lubbock County Commissioners' Court in and for the County of Lubbock, the following members present:

TOM HEAD COUNTY JUDGE, PRESIDING
BILL MCCAY COMMISSIONER, PRECINCT #1
MARK HEINRICH COMMISSIONER, PRECINCT #2
LORENZO SEDENO COMMISSIONER, PRECINCT #3
PATTI JONES COMMISSIONER, PRECINCT #4

PLEDGE OF ALLEGIANCE AND INVOCATION BY BUBBA SEDENO.

At this time, 10:00 A.M. the Pledge of Allegiance and Invocation was given by Bubba Sedeno.

CONSIDER APPROVING THE MINUTES OF REGULAR COMMISSIONER'S COURT DATED AUGUST 22, 2016 AND SPECIAL COMMISSIONER'S COURT DATED AUGUST 29, 2016 AND SEPTEMBER 1, 2016.

Upon a motion by Patti Jones, seconded by Mark Heinrich, the court unanimously voted approving the Minutes of Regular Commissioner's Court dated August 22, 2016, Special Commissioner's Court dated August 29, 2016 and September 1, 2016.

CONSIDER AUDITOR AND FINANCIAL MATTERS: LINE ITEM TRANSFERS AND BUDGET AMENDMENTS.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving Auditor and Financial Matters: Line Item Transfers in the amount of \$92,662.00 as presented by Jackie Latham.

AUTHORIZE PAYMENT OF CLAIMS: GENERAL ACCOUNTS (POOLED CASH).

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted Authorizing Payment of Claims in the amount of \$2,373,167.77 as presented by Jackie Latham.

CONSIDER A RESOLUTION OF SUPPORT FOR THE TEXAS DEPARTMENT OF TRANSPORTATION DESIGNATING THE OUTER ROUTE AS AN ACTUAL STATE HIGHWAY LOOP 88 FROM US 84 NORTHWEST OF THE CITY OF LUBBOCK, SOUTHERLY AND EASTERLY TO US 84 SOUTHEAST OF THE CITY OF LUBBOCK IN LUBBOCK COUNTY.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving a resolution of support for the Texas Department of Transportation designating the Outer Route as an actual State Highway Loop 88 from US 84 Northwest of the City of Lubbock, Southerly and Easterly to US 84 Southeast of the City of Lubbock in Lubbock County as presented by Steve Warren.

(10:15 A.M.) PUBLIC HEARING REGARDING THE FY 2017 LUBBOCK COUNTY HOSPITAL DISTRICT BUDGET.

At this time, 10:15 A.M., a Public Hearing regarding the FY 2017 Lubbock County Hospital District Budget was held. No one from the Public addressed the Court. At this time, 10:16 A.M., the Public Hearing was closed.

CONSIDER APPROVAL OF THE FY 2017 BUDGET FOR THE LUBBOCK COUNTY HOSPITAL DISTRICT.

Upon a motion by Patti Jones, seconded by Lorenzo Sedeno, the court unanimously voted approval of the FY 2017 budget for the Lubbock County Hospital District.

CONSIDER ADOPTION OF THE LUBBOCK COUNTY HOSPITAL DISTRICT TAX RATE OF OF \$0.1120554 PER \$100 OF TAXABLE VALUE FOR THE TAX YEAR 2016.

Upon a motion by Lorenzo Sedeno, seconded by Mark Heinrich, the court unanimously voted for adoption of the Lubbock County Hospital District tax rate of of \$0.1120554 per \$100 of taxable value for the tax year 2016.

(10:15 A.M.) PUBLIC HEARING REGARDING THE LUBBOCK COUNTY PLAN FOR FUNDING THE PRESERVATION AND RESTORATION FOR THE COUNTY AND DISTRICT CLERK'S RECORDS.

At this time, 10:15 A. M., a Public Hearing regarding the Lubbock County Plan for funding the preservation and restoration for the County and District Clerk's records was held. No one addressed the Court. At this time, 10:17 A.M., the Public Hearing was closed.

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CONSIDER APPROVAL OF THE DISTRICT CLERK'S RECORDS MANAGEMENT AND ARCHIVE PLAN (AKA TECHNOLOGY FUND FEE) FOR FISCAL YEAR 2017 AS SET FORTH IN §51.305 OF THE TEXAS GOVERNMENT CODE.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approval of the District Clerk's Records Management and Archive Plan (aka Technology Fund Fee) for fiscal year 2017 as set forth in §51.305 of the Texas Government Code as presented by Barbara Sусy.

CONSIDER APPROVAL OF THE DISTRICT CLERK'S COURT RECORD PRESERVATION FEE PLAN FOR FISCAL YEAR 2017 AS SET FORTH IN §51.708 OF THE TEXAS GOVERNMENT CODE.

Upon a motion by Patti Jones, seconded by Bill McCay, the court unanimously voted approval of the District Clerk's Court Record Preservation Fee Plan for fiscal year 2017 as set forth in §51.708 of the Texas Government Code as presented by Barbara Sусy.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK TECHNOLOGY FUND SUMMARY FOR FY 2017.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted approving and accepting the Lubbock County Clerk Technology Fund Summary for FY 2017 as presented by Kelly Pinion.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK RECORDS MANAGEMENT AND ARCHIVE PLAN FOR FY 2017.

Upon a motion by Patti Jones, seconded by Bill McCay, the court unanimously voted approving and accepting the Lubbock County Clerk Records Management and Archive Plan for FY 2017 as presented by Kelly Pinion.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK COURT RECORD PRESERVATION FEE SUMMARY FOR FY 2017.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted approving and accepting the Lubbock County Clerk Court Record Preservation Fee Summary for FY 2017 as presented by Kelly Pinion.

(10:30 A.M.) PUBLIC HEARING REGARDING THE FY 2017 LUBBOCK COUNTY BUDGET.

At this time, 10:30 A.M., a Public Hearing regarding the FY 2017 Lubbock County Budget was held. No one addressed the Court. At this time, 10:31 A.M., the Public Hearings was closed.

CONSIDER ADOPTION OF THE FY 2017 LUBBOCK COUNTY BUDGET.

Upon a motion by Patti Jones, seconded by Bill McCay, the court voted 4 "for" with LORENZO SEDENO "against" moved to ratify the property tax increase reflected in the FY 2017 Budget.

CONSIDER ADOPTION OF THE FY 2017 LUBBOCK COUNTY BUDGET.

Upon a motion by Patti Jones, seconded by Mark Heinrich, the court voted 4 "for" with LORENZO SEDENO "against" to adopt the FY 2017 Proposed Budget filed with the County Clerk with the following changes: Include contract services and election equipment transfers totaling \$586,638.00.

CONSIDER ADOPTION OF THE LUBBOCK COUNTY TAX RATE OF \$0.358158 PER \$100 OF TAXABLE VALUE FOR THE TAX YEAR OF 2016, TO INCLUDE \$0.315168 FOR THE PURPOSE OF MAINTENANCE AND OPERATIONS AND \$0.042990 FOR THE PURPOSE OF PRINCIPAL AND INTEREST ON DEBT.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court voted 4 "for" with LORENZO SEDENO "against" the adoption of a tax rate increase of \$0.358158 which is effectively a 2.93 percent increase in the tax rate.

CONSIDER AWARD OF ITB 160501, LUBBOCK COUNTY PAVING IMPROVEMENTS, 1001 BUDDY HOLLY AVENUE (PARKING LOT B) TO WEST TEXAS PAVING, INC.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted to award ITB 160501, Lubbock County Paving Improvements, 1001 Buddy Holly Avenue (Parking Lot B) to West Texas Paving, Inc as presented by Mande Reeves.

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CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A CONTRACT MODIFICATION WITH G. BOREN SERVICES, INC. FOR TEMPORARY PERSONNEL SERVICES FOR ELECTIONS.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a contract modification with G. Boren Services, Inc. for temporary personnel services for Elections as presented by Mande Reeves.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN THE SECOND ONE-YEAR RENEWALS WITH OCCMED ASSOCIATES, LP FOR EMPLOYMENT PHYSICAL EXAMINATIONS AND DRUG/ALCOHOL SCREENING SERVICES.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign the second one-year renewals with OccMed Associates, LP for employment physical examinations and drug/alcohol screening services as presented by Mande Reeves.

CONSIDER CANCELLING: ITB 160802 AGGREGATE ROAD MATERIALS AND ITB 160806 MOVING TRUCK RENTALS

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted for cancelling: ITB 160802 Aggregate Road Materials and ITB 160806 Moving Truck Rentals as presented by Mande Reeves.

CONSIDER AWARD OF BIDS, WITH ANNUAL PRICING AND MULTI-VENDOR AWARD FOR: ITB 160801 ASPHALT ROAD PRODUCT, ITB 160803 ASPHALT MIXES, ITB 160804 PIT CALICHE AND ITB 160805 OFF-ROAD DIESEL FUEL

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted to award bids, with annual pricing and multi-vendor award for: ITB 160801 Asphalt Road Product, ITB 160803 Asphalt Mixes, ITB 160804 Pit Caliche and ITB 160805 Off-Road Diesel Fuel as presented by Mande Reeves.

CONSIDER APPROVAL OF CHANGE ORDER #03 FOR THE 916 MAIN ST. 4TH FL. RENOVATION PROJECT, ITB #161001, IN THE AMOUNT OF \$6,953.54 + 10 ADDITIONAL DAYS

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted approval of Change Order #03 for the 916 Main St, 4th Fl. Renovation Project, ITB #161001, in the amount of \$6,953.54 + 10 additional days as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A PLANNED SERVICE RENEWAL WITH JOHNSON CONTROLS FOR THE LUBBOCK COUNTY DETENTION CENTER.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Planned Service Renewal with Johnson Controls for the Lubbock County Detention Center as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A BUSINESS SERVICE ORDER AND AGREEMENT WITH NTS COMMUNICATIONS.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign a Business Service Order and Agreement with NTS Communications as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN THE FOURTH LEASE EXTENSION WITH LEGAL AID SOCIETY OF LUBBOCK, INC. FOR THE LEASE OF OFFICE SPACE LOCATED AT 916 MAIN, SUITE 103, LUBBOCK COUNTY, TEXAS.

Upon a motion by Lorenzo Sedeno, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign the fourth lease extension with Legal Aid Society of Lubbock, Inc. for the lease of office space located at 916 Main, Suite 103, Lubbock County, Texas as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A PSYCHOLOGICAL ASSESSMENT AND COUNSELING SERVICES AGREEMENT WITH DR. GREG W. JOINER.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted approving authorizing the County Judge to sign a Psychological Assessment and Counseling Services agreement with Dr. Greg W. Joiner as presented by William Carter.

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CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH DR. JOHN GONZALES DBA BETTER PATHWAYS FOR SEX OFFENDER ASSESSMENT AND COUNSELING SERVICES.

Upon a motion by Patti Jones, seconded by Lorenzo Sedeno, the court unanimously voted authorizing the County Judge to sign an agreement with Dr. John Gonzales dba Better Pathways for Sex Offender Assessment and Counseling Services as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT FOR PSYCHOLOGICAL ASSESSMENT AND COUNSELING SERVICES WITH DRISKILL & BATES PSYCHOLOGY.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign an agreement for Psychological Assessment and Counseling Services with Driskill & Bates Psychology as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN FY17-FY18 AGREEMENTS FOR PARENT EDUCATOR AND COMMUNITY COUNSELORS FOR THE JUVENILE JUSTICE CENTER.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign FY17-FY18 agreements for Parent Educator and Community Counselors for the Juvenile Justice Center as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A CONTRACT WITH VICTORIA COUNTY FOR PLACEMENT OF JUVENILES IN A SECURE FACILITY FOR THE JUVENILE JUSTICE CENTER.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign a contract with Victoria County for placement of juveniles in a secure facility for the Juvenile Justice Center as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN FY17 MEDICAL EXAMINER SERVICES CONTRACTS.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign FY17 Medical Examiner Services Contracts as presented by Neal Gilcrease.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A LABORATORY SERVICES AGREEMENT WITH NATIONAL MEDICAL SERVICES, INC. DBA NMS LABS. FOR THE LUBBOCK COUNTY MEDICAL EXAMINER.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Laboratory Services Agreement with National Medical Services, Inc. dba NMS Labs for the Lubbock County Medical Examiner as presented by Neal Gilcrease.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A REMOTE SUPPORT CONTRACT WITH SOUTHWEST X-RAY COMPANY FOR THE MEDICAL EXAMINERS OFFICE.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Remote Support Contract with Southwest X-Ray Company for the Medical Examiners Office as presented by Neal Gilcrease.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A STATEMENT OF WORK WITH SYNETRA FOR THE MOBILE OPERATIONS VEHICLE UPGRADE.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign a Statement of Work with Synetra for the Mobile Operations Vehicle upgrade as presented by Sam Henry.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN THE FY2017 ADMINISTRATIVE SERVICES AGREEMENT WITH AETNA.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign the FY2017 Administrative Services Agreement with Aetna as presented by Greg George.

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CONSIDER APPROVAL OF SETTLEMENT WITH LUBBOCK COUNTY'S STOP-LOSS CARRIER, GERBER LIFE INSURANCE COMPANY, REGARDING PAST MEDICAL CLAIMS WITHIN LUBBOCK COUNTY'S POOL OF INSURED PERSONS.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted approving approval of settlement with Lubbock County's stop-loss carrier, Gerber Life Insurance Company for \$916,570.12, regarding past medical claims within Lubbock County's pool of insured persons as presented by Neal Burt.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH FORENSIC NURSE STAFFING OF WEST TEXAS TO PROVIDE SPECIALIZED SERVICE OF THE COLLECTION OF BIOLOGICAL EVIDENCE FOR THE LUBBOCK COUNTY SHERIFF'S OFFICE.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign an agreement with Forensic Nurse Staffing of West Texas to provide specialized service of the collection of biological evidence for the Lubbock County Sheriff's Office as presented by Dan Corbin.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A MAINTENANCE RENEWAL AGREEMENT WITH APPRISS FOR AUTOMATED VICTIM NOTIFICATION SERVICES.

Upon a motion by Lorenzo Sedeno, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Maintenance Renewal agreement with Appriss for Automated Victim Notification Services as presented by Dan Corbin.

CONSIDER OUT OF STATE TRAVEL FOR CHIEF CODY SCOTT AND ASSISTANT CHIEF KIM HOWELL TO AURORA, COLORADO FOR NATIONAL INSTITUTE OF CORRECTIONS LARGE JAIL NETWORKING MEETING.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving out of state travel for Chief Cody Scott and Assistant Chief Kim Howell to Aurora, Colorado for National Institute of Corrections Large Jail networking meeting.

CONSIDER OUT OF STATE TRAVEL FOR CHRIS VIGIL AND TRACEY SIEGFRIED TO MOORE, OKLAHOMA FOR THE G.R.A.C.I.E. LAW ENFORCEMENT COURSE.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving out of state travel for Chris Vigil and Tracey Siegfried to Moore, Oklahoma for the G.R.A.C.I.E. Law Enforcement Course.

CONSIDER APPROVING CONSTABLES' CIVIL FEES AS AUTHORIZED BY THE LOCAL GOVERNMENT CODE SECTION 118.131 FOR 2017 FOR PRECINCTS 1,2,3, AND 4.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted approving, pending Civil DA approval, Constables' Civil fees as authorized by the Local Government Code Section 118.131 for 2017 for precincts 1,2,3, and 4 as presented by Paul Hanna.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN THE STATE CASE REGISTRY COOPERATIVE AGREEMENT WITH THE OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF TEXAS.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign the State Case Registry Cooperative Agreement with The Office of the Attorney General of the State of Texas as presented by Barbara Suscy.

CONSIDER OUT OF STATE TRAVEL FOR JUDGE CARRUTH TO RENO, NV TO ATTEND THE NATIONAL JUDICIAL COLLEGE CONFERENCE "CONDUCTING THE TRIAL."

Upon a motion by Patti Jones, seconded by Bill McCay, the court unanimously voted approving out of state travel for Judge Carruth to Reno, NV to attend The National Judicial College Conference "Conducting the Trial" as presented by Ann Marie Carruth.

CONSIDER OUT OF STATE TRAVEL FOR JUDGE CARRUTH TO PHILADELPHIA, PA TO ATTEND THE NATIONAL JUDICIAL COLLEGE CONFERENCE "HISTORICAL BASES OF THE LAW".

Upon a motion by Patti Jones, seconded by Bill McCay, the court unanimously voted approving out of state travel for Judge Carruth to Philadelphia, PA to attend the National Judicial College Conference "Historical Bases of the Law" as presented by Ann Marie Carruth.

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REPORT ON THE STATUS OF COUNTY ROAD PROJECTS FOR THE WORK PERIOD AUGUST 18, 2016 THROUGH SEPTEMBER 7, 2016 TO INCLUDE: DEPARTMENT STAFFING, TRAINING AND SAFETY, UNPAVED AND PAVED ROAD MAINTENANCE, TXDOT AND CITY OF LUBBOCK PROJECTS, SIGNS, PARKS, AND FLEET MANAGEMENT REPORT.

Report on the status of County Road Projects for the work period August 18, 2016 through September 7, 2016 to include: Department Staffing, Training and Safety, unpaved and paved road maintenance, TxDOT and City of Lubbock projects, signs, parks, and fleet management report as presented by Rodshadi Moore.

CONSIDER PRELIMINARY ACCEPTANCE OF ROAD AND DRAINAGE IMPROVEMENTS FOR THE WILLOW RIDGE SUBDIVISION.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving preliminary acceptance of road and drainage improvements for the Willow Ridge subdivision as presented by Rodshadi Moore.

CLOSED MEETING WILL BE HELD PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO CONSULT WITH ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS, CONFIDENTIAL LEGAL MATTERS AND ANY TOPIC LISTED ON THE AGENDA POSTED FOR THIS MEETING.

At this time, 10:50 A.M., a closed meeting will be held pursuant to Section 551.071 of the Texas Government Code to consult with attorney concerning pending or contemplated litigation, settlement offers, confidential legal matters and any topic listed on the agenda posted for this meeting. At this time, 11:09 A.M., the Court re-convened.

At this time, 11:09 AM, 9/12/2016, the Regular Meeting of the Commissioner's Court was adjourned.

THE FOREGOING MINUTES WERE READ AND APPROVED IN OPEN COURT ON THIS DAY 9/26/2016

Presiding Officer: 

County Clerk: 