



## Agenda

Lubbock County Commissioner's Court

10/26/2020 10:00 AM - Regular

FILED FOR RECORD

2020 OCT 22 PM 4:18

- 1.00 Notice is given that the Lubbock County Commissioner's Court will meet video conference and teleconference.

Citizens may view our live stream meeting at [www.lubbockcounty.gov](http://www.lubbockcounty.gov).

Only join the Zoom meeting if you will be addressing the Court.

The public may comment in the virtual meeting via Zoom. Please join 15 minutes prior to the beginning of the meeting to register.

Internet/Video link: <https://zoom.us/j/7115541218> Meeting ID: 711 554 1218

or

Telephone number: +1 253 215 8782 US Meeting ID: 711 554 1218

- 2.00 Invocation and Pledge of Allegiance by Gilbert Flores.
- 3.00 **PUBLIC COMMENTS** (No vote will be taken at this item) Public Comment Note: Anyone wishing to address the Court during Public Comments is required to register your name on the Clerk's registry prior to the meeting. Speakers may only address items listed on the current agenda. Speakers are limited to two (2) minutes maximum, and if there are more than three speakers who wish to address the same item, the Court reserves the right to limit speakers. THE COURT CANNOT DELIBERATE OR ACT ON MATTERS NOT LISTED ON THE AGENDA.
- 4.00 Consider and approve the Minutes from Special Commissioner's Court Meeting dated October 9, 2020.
- 5.00 Consider and approve the Minutes from Regular Commissioner's Court dated October 12, 2020.
- 6.00 Consider Auditor and Financial Matters: Line Item Transfers and Budget Amendments.
- 7.00 Authorize Payment of Claims: General Accounts (Pooled Cash).
- 8.00 Discuss, consider and/or take action to authorize the Lubbock County Expo Center's selection of a Construction Management-At-Risk (CMAR) in accordance with the Development Agreement between Lubbock County and the LCEC.
- 9.00 Discuss, consider and take action to confirm the scope of work performed for the Lubbock County Courthouse Reroof Project by JSA Architects and placed in service in September 2020 which may be eligible to pursue the IRC § 179D deduction and assign that deduction to JSA Architects.
- 10.00 Discuss, consider and/or take action to authorize the County Judge to sign Change Order #1 with ABF Roofing and Foam, Inc. for the Courthouse Re-Roof Project in the amount of \$10,965.44 and 15 additional days.
- 11.00 Consider and approve the use of the Justice Court Technology Fund 11000120-540100 for FY2021 BPO in the amount of \$500.00 issued to AT&T Mobility, to pay iPad wireless data service and air card for Judge Aurora Chaides-Hernandez.
- 12.00 Consider and approve the use of the Justice Court Technology Fund 11000120-550300 for FY21 Judicial and Experienced Clerk Training, thru the Texas Justice Court Training Center. To cover registration, lodging, and travel cost for Judge Aurora Chaides-Hernandez, Stephanie Martinez, Michelle Juarez and Crystal Filorio.



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- 13.00 Discuss, consider and/or take action to authorize the County Judge to sign an Agreement for Removal and Processing of Caliche for Construction and Maintenance of County Roads with Clyde and Janet Kitten as awarded in ITB 200803.
- 14.00 Discuss, consider and/or take action to approve and authorize the County Judge to sign Written Findings as to the Court Fines and Fees Collection Contract with Perdue, Brandon, Fielder, Collins & Mott, LLP as required by Texas Government Code §§ 2254.1036(b)(1), (2), and (3) finding: 1) there is substantial need for the legal services specified in said contract; 2) the legal services cannot be adequately performed by the attorneys and supporting personnel of Lubbock County; and 3) the legal services cannot be reasonably obtained from attorneys in private practice under a contract providing only for the payment of hourly fees, without regard to the outcome of the matter, because of the nature of the matter for which these services will be obtained.
- 15.00 Discuss, consider and take action to approve and authorize the County Judge to sign a contingent fee contract with Perdue, Brandon, Fielder, Collins and Mott, LLP pursuant to Texas Code of Criminal Procedure § 103.0031, said contract being for the collection of delinquent Court Fines and Fees owed to Lubbock County, and notice of said contract is posted with the agenda in accordance with Section 2254 of the Government Code.
- 16.00 Discuss, consider and/or take action to authorize the County Judge to sign an agreement for secure short-term detention of juvenile offenders with the County of Victoria for the term of September 1, 2020 to August 31, 2021.
- 17.00 Discuss, consider and/or take action to authorize the County Judge to sign as needed Memorandum of Understandings with school districts for Juvenile Justice Alternative Education Program.
- 18.00 Discuss, consider and/or take action to authorize the County Judge to sign the FY21 lease agreement with City Bank for the lease of space at 5219 City Bank Parkway, for the Tax Assessor-Collector.
- 19.00 Discuss, consider and/or take action to authorize the County Judge to sign a Transfer Agreement with UMB Bank, n.a. to move Health Savings Account TPA to HealthEquity.
- 20.00 Consider and approve the County Judge to accept the Homeland Security Grant award from the Office of the Governor for the Regional SWAT Tactical Intervention Vehicle.
- 21.00 Consider and approve the County Judge to accept the Homeland Security Grant award from the Office of the Governor for the South Plains Bomb Squad-Equipment Enhancement-Hook and Line Kit.
- 22.00 Consider and approve the County Judge to accept the Homeland Security Grant award from the Office of the Governor for the South Plains Bomb Squad-Equipment Enhancement-ScanX System Source.
- 23.00 Consider and approve the County Judge to accept the Homeland Security Grant award from the Office of the Governor for the South Plains Bomb Squad-Equipment Enhancement-ScanX System.
- 24.00 Discuss, consider and/or take action to authorize the County Judge to sign Interlocal Cooperative Agreement with Deaf Smith County for the housing and care of inmates.
- 25.00 Consider and approve out of state travel for Jason Johnson and Brian Thieme to attend Death and Homicide Investigation Training in Las Vegas, Nevada.
- 26.00 Consider and approve out of state travel for Chris Eppler and Ryan Fillman to attend Bomb Tech Recertification in Huntsville, Alabama.
- 27.00 Consider and approve an application to the State Justice Institute for a Curriculum Adaptation and Training (CAT) Grant for the Office of Dispute Resolution.
- 28.00 Consider and approve authorizing purchase of food and beverages with County credit cards for the Office of Dispute Resolution training sessions, workshops, and meetings.
- 29.00 Discuss, consider and/or take action to authorize the County Judge to sign an Interlocal Cooperative Agreement with the Department of Public Safety for the testing and analysis of seized drug evidence.



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- 30.00 Discuss, consider and/or take action to authorize the County Judge to sign an amendment to the Thomson Reuters Agreement No. 00070793.0 for the Law Library.
- 31.00 Discuss, consider and/or take action to authorize the County Judge to sign the FY21 Fire Suppression and Rescue Agreement with West Carlisle Volunteer Fire Department.
- 32.00 Discuss, consider and/or take action to authorize the County Judge to sign the FY21 Fire Suppression and Rescue Agreement with Buffalo Springs Lake Volunteer Fire Department.
- 33.00 Discuss, consider and/or take action to authorize the County Judge to sign the FY21 Fire Suppression and Rescue Agreement with the City of Slaton.
- 34.00 Discuss, consider and/or take action to authorize the County Judge to sign the FY21 Fire Suppression and Rescue Agreement with Lake Ransom Canyon Volunteer Fire Department.
- 35.00 Discuss, consider and/or take action concerning an order authorizing the issuance of Lubbock County, Texas unlimited Tax Road Bonds, series 2020 and provisions incident and related to the issuance of said bonds.
- 36.00 Discuss, consider and/or take action to authorize the County Judge to sign the first of four one-year renewals with Innovative Transportation Solutions, Inc. for Transportation Planning and Bond Administration as awarded in RFQ 190702.
- 37.00 Discuss, consider and/or take action to authorize the County Judge to sign Amendment Number 2 with Halff Associates, Inc. as awarded in RFQ 180404 Lubbock County Comprehensive Transportation Plan.
- 38.00 Discuss, consider, and take action to authorize the County Judge to sign the plat Abi Ann 2, Tract B-1A and B-1B, located in Precinct 2.
- 39.00 Report on the status of County Road Projects, Department Staffing, Training and Safety, unpaved and paved road maintenance, signs, parks, and fleet management report.
- 40.00 As authorized by the Texas Government Code, the Commissioners' Court of Lubbock County, Texas reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters, including but not limited to any of the matters listed above, as they may relate to Texas Government Code § 551.071(1) (Consultation with Attorney about pending or contemplated litigation or settlement offers); Texas Government Code § 551.071(2) (Consultation with Attorney when the Attorney's obligations under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Chapter 551 of the Texas Government Code); Texas Government Code § 551.072 (Deliberations About Real Property); Texas Government Code § 551.073 (Deliberations about Gifts and Donations); Texas Government Code § 551.074 (Personnel Matters); Texas Government Code § 551.0745 (Personnel Matters Affecting a County Advisory Body); Texas Government Code § 551.076 (Deliberations Regarding Security Devices or Security Audits); and Texas Government Code § 551.087 (Deliberations Regarding Economic Development Negotiations).



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#### CERTIFICATION OF POSTING

This will certify that a true and correct copy of the foregoing agenda has been posted on 10/23/2020 by 10:00 AM on the official bulletin board and at the west doors of the Lubbock County Courthouse, Lubbock, Texas, as written notice of the date, place, and subjects of the meeting of the Lubbock County Commissioners Court to be held on the 5th floor of the Lubbock County Courthouse, 904 Broadway, Lubbock, Texas. A true and correct copy of the agenda and certification has been filed this day with the Lubbock County Clerk.

  
Curtis Parrish, County Judge

The Lubbock County Commissioner's Court meetings are available to all persons regardless of disability. If you require special assistance, please contact the office administrator at (806) 775-1330 or in the County Judge's office on the first floor, Lubbock County Courthouse at least 48 hours in advance of the meetings.

NOTICE PURSUANT TO GOVERNMENT CODE SEC. 2254.1036

FILED - RECORD  
2023 OCT 22 PM 4:10

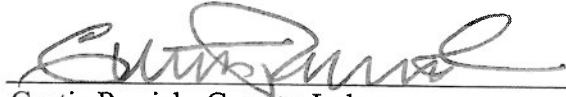
WHEREAS, Lubbock County, will consider entering into a contingent fee contract with the law firm of Perdue, Brandon, Fielder, Collins & Mott, L.L.P. ("Firm") and hereby posts this notice pursuant to Sec. 2254.106 of the Government Code.

WHEREAS, this notice shall be posted before or at the time of giving the written notice required by Government Code Sec. 551.041 for a meeting described by Sec. 2254.1036(2) of the Government Code and shall announce the following:

- A. Lubbock County is pursuing a contract with the Firm for the collection of the County's delinquent Court Fines and Fees, and through this contract, Lubbock County seeks to increase recovery of its delinquent debts in as expeditious a manner as possible. GOVT. CODE § 2254.1036(1)(A).
- B. Lubbock County believes the Firm has the competency, qualifications, and experience necessary to fulfill this contract. GOVT. CODE § 2254.1036(1)(B). The Firm has represented Lubbock County since 1986 in the collection of delinquent ad valorem property taxes, through the Lubbock Central Appraisal District, and since 2017 in the collection of delinquent Beer and Liquor License Fees. The Firm has collected delinquent government receivables for 50 years, including, more recently, the collection of delinquent Beer and Liquor License Fees. The Firm currently has 12 primary offices and multiple satellite offices throughout Texas, Oklahoma, and Florida. It employs more than 400 individuals, including 52 attorneys. It uses a multi-office, fully integrated team approach allowing Lubbock County access to all its offices and resources. Its collection team consists of long-term Firm employees, including attorneys, call center associates, paralegals, law clerks, legal secretaries, collection support personnel and information technology experts.
- C. The nature of any relationship between Lubbock County and the Firm is as follows: The Firm has represented Lubbock County since 1986 in the collection of delinquent ad valorem property taxes, through the Lubbock Central Appraisal District, and since 2017 in the collection of delinquent Beer and Liquor License Fees. GOVT. CODE § 2254.1036(1)(C).
- D. Lubbock County is unable to perform collection of its delinquent Court Fines and Fees. GOVT. CODE § 2254.1036(1)(D). Lubbock County currently does not have adequate support staff, computer software/programming, or experience to internally conduct these collection services and acquiring these will result in substantial expense to Lubbock County.
- E. These collection services cannot be provided for an hourly fee. GOVT. CODE § 2254.1036(1)(E). The collection of delinquent Court Fines and Fees requires a significant amount of research, mailing, and handling of outbound/inbound calls. An hourly fee for such work will likely exceed the amount of delinquent Court Fines and Fees due. A contingent fee allows Lubbock County to only pay on those accounts that are collected and to pay nothing on those accounts that are worked extensively, but not able to be collected due to various factors. Further, effective June 18, 2003, the Texas Code of Criminal Procedure § 103.0031, allows that a private attorney may assess a collection charge at the cost of the debtor, and at no cost to Lubbock County.

F. The Commissioners Court of Lubbock County believes this contingent fee contract is in the best interest of the residents of Lubbock County. GOVT. CODE § 2254.1036(1)(F). Under the contingent fee contract, the Firm will be paid the amount of the percentage-based collection fee, regardless the number of hours the Firm spends researching, contacting and mailing to collect the delinquent debt.

Executed this the 22 day of OCTOBER, 2020.

A handwritten signature in black ink, appearing to read "Curtis Parrish", written over a horizontal line.

Curtis Parrish, County Judge  
On Behalf of the Commissioners Court  
Lubbock County, Texas