

Lubbock County Commissioner's Court

September 14, 2015

10:00 AM

BE IT REMEMBERED that on 9/14/2015, 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 TOM HEAD.

At this time 10:05 a.m., the Pledge of Allegiance and Invocation was given by Tom Head.

CONSIDER APPROVING THE MINUTES OF AUGUST 20 AND AUGUST 24, 2015.

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court unanimously voted approving the minutes of August 20 and August 24, 2015 as presented by Jackie Latham.

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

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted approving Auditor and Financial Matters: Line Item Transfers and Budget Amendments in the amount of \$151,001.00 as presented by Jackie Latham.

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

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court unanimously voted approving Authorize Payments of Claims: General Accounts (Pooled Cash) in the amount of \$2,239,382.34 as presented by Jackie Latham.

PRESENT THE QUARTERLY INVESTMENT REPORT FOR JUNE 30, 2015.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving the Quarterly Investment Report for June 30, 2015 as presented by Jackie Latham.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK TECHNOLOGY FUND SUMMARY FOR FY 2016.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted approving and accepting the Lubbock County Clerk Technology Fund Summary for FY 2016 as presented by Kelly Pinion.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK RECORDS MANAGEMENT AND ARCHIVE PLAN FOR FY 2016.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving and accepting the Lubbock County Clerk Records Management and Archive Plan for FY 2016 as presented by Kelly Pinion.

CONSIDER APPROVING AND ACCEPTING THE LUBBOCK COUNTY CLERK COURT RECORD PRESERVATION FEE SUMMARY FOR FY 2016.

Upon a motion by Patti Jones, seconded by Lorenzo Sedeno, the court unanimously voted approving and accepting the Lubbock County Clerk Court Record Preservation Fee Summary for FY 2016 as presented by Kelly Pinion.

CONSIDER APPROVING AND ACCEPTING LUBBOCK COUNTY DISTRICT CLERK'S RECORDS MANAGEMENT AND ARCHIVE PLAN FOR FY 2016.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted approving and accepting Lubbock County District Clerk's Records Management and Archive Plan for FY 2016 as presented by Barbara Sucsy.

CONSIDER APPROVING AND ACCEPTING LUBBOCK COUNTY DISTRICT CLERK CRIMINAL TECHNOLOGY FUND PLAN FOR FY 2016.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving and accepting Lubbock County District Clerk Criminal Technology Fund Plan for FY 2016 as presented by Barbara Sucsy.

EMPLOYEE POLICY UPDATE RECOMMENDATION

Upon a motion by Bill McCay, seconded by Lorenzo Sedeno, the court unanimously voted approving Employee Policy Update Recommendation as presented by Greg George.

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CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A CONTRACT WITH INTERFACE EAP FOR THE LUBBOCK COUNTY EMPLOYEE ASSISTANCE PROGRAM.

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court unanimously voted authorizing the County Judge to sign a contract with Interface EAP for the Lubbock County Employee Assistance Program as presented by Greg George.

(10:30 A.M.) PUBLIC HEARING REGARDING THE FY 2016 LUBBOCK COUNTY HOSPITAL DISTRICT BUDGET.

At this time, 10:30 a.m., a Public Hearing regarding the FY 2016 Lubbock County Hospital District Budget was held. There were no speakers for the public hearing. The hearing closed at 10:33 a.m.

CONSIDER APPROVAL OF THE FY 2016 BUDGET FOR THE LUBBOCK COUNTY HOSPITAL DISTRICT.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted approving of the FY 2016 budget for the Lubbock County Hospital District.

CONSIDER ADOPTION OF THE LUBBOCK COUNTY HOSPITAL DISTRICT TAX RATE OF \$0.115010 PER \$100 OF TAXABLE VALUE FOR THE TAX YEAR 2015.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted for the adoption of the Lubbock County Hospital District tax rate of \$0.115010 per \$100 of taxable value for the tax year 2015.

(10:30 A.M.) PUBLIC HEARING REGARDING THE FY 2016 LUBBOCK COUNTY BUDGET.

At this time, 10:34 a.m., a Public Hearing regarding the FY 2016 Lubbock County Budget was held. W. L. Mathney spoke to the court against the tax increase. The meeting closed at 10:37 a.m.

CONSIDER ADOPTING THE FY 2016 LUBBOCK COUNTY BUDGET.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted adopting the FY 2016 Lubbock County Budget.

RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY 2016 BUDGET

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court unanimously voted approving to ratify the proposed budget as filed with the County Clerk and include the change to the Precinct Park Fund as presented.

CONSIDER ADOPTION OF THE LUBBOCK COUNTY TAX RATE OF \$0.358158 PER \$100 OF TAXABLE VALUE FOR THE TAX YEAR OF 2015, TO INCLUDE \$0.314542 FOR THE PURPOSE OF MAINTENANCE AND OPERATIONS AND \$0.043616 FOR THE PURPOSE OF PRINCIPAL AND INTEREST ON DEBT.

Upon a motion by Patti Jones, seconded by Mark Heinrich, the court unanimously voted approving the adoption of the Lubbock County Tax rate of \$0.358158 per \$100 of taxable value for the tax year of 2015, to include \$0.314542 for the purpose of maintenance and operations and \$0.043616 for the purpose of principal and interest on debt, which is effectively a 5.82 percent increase in the tax rate.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN THE THIRD EXTENSION RENEWAL AGREEMENT WITH LUBBOCK METROPOLITAN PLANNING ORGANIZATION FOR OFFICE SPACE LOCATED AT 916 MAIN, SUITE 445.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign the third extension renewal agreement with Lubbock Metropolitan Planning Organization for office space located at 916 Main, Suite 445 as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH THE OFFICE OF THE ATTORNEY GENERAL FOR THE USE OF OFFICE SPACE AT 904 BROADWAY, ROOM 429.

Upon a motion by Lorenzo Sedeno, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign an agreement with the Office of the Attorney General for the use of office space at 904 Broadway, Room 429 as presented by Lyle Fetterly.

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

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

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A LEASE AGREEMENT WITH THE LUBBOCK COUNTY DISTRICT ATTORNEY AUTO THEFT PREVENTION PROGRAM AKA SOUTH PLAINS AUTO THEFT TASK FORCE FOR OFFICE SPACE LOCATED AT 916 MAIN, SUITE 205.

Upon a motion by Patti Jones, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign a lease agreement with the Lubbock County District Attorney Auto Theft Prevention Program AKA South Plains Auto Theft Task Force for office space located at 916 Main, Suite 205 as presented by Lyle Fetterly.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT FOR DISTRIBUTION OF PREPAID DEBIT CARDS WITH KEEFE COMMISSARY NETWORK, L.L.C. DBA ACCESS CORRECTIONS.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign an Agreement for distribution of prepaid debit cards with Keefe Commissary Network, L.L.C. dba Access Corrections as presented by Ken Corbin.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN THE LUBBOCK COUNTY SHERIFF'S OFFICE AND LUBBOCK-COOPER INDEPENDENT SCHOOL DISTRICT.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Memorandum of Understanding between the Lubbock County Sheriff's Office and Lubbock-Cooper Independent School District as presented by Ken Corbin.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH NTS COMMUNICATIONS FOR 1 GIG OF FIBER BETWEEN 916 MAIN STREET AND REESE TECHNOLOGY CENTER.

Upon a motion by Patti Jones, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign an agreement with NTS Communications for 1 GIG of fiber between 916 Main Street and Reese Technology Center as presented by Sam Henry.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A LEASE AGREEMENT WITH SMITH SOUTH PLAINS FOR OFFICE SPACE FOR THE TAX ASSESSOR AT 1700 W. DIVISION STREET, SLATON, TEXAS.

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court unanimously voted authorizing the County Judge to sign a lease agreement with Smith South Plains for office space for the Tax Assessor at 1700 W. Division Street, Slaton, Texas as presented by Ronnie Keister.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH REGION 17 EDUCATION SERVICE CENTER. TO JOIN THE WEST TEXAS FOOD SERVICE COOPERATIVE FOR THE JUVENILE JUSTICE CENTER.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign an agreement with Region 17 Education Service Center, to join the West Texas Food Service Cooperative for the Juvenile Justice Center as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A MEMORANDUM OF UNDERSTANDING WITH CORPORATION SERVICE COMPANY TO FACILITATE E-RECORDING OF DOCUMENTS IN THE COUNTY CLERK'S OFFICIAL PUBLIC RECORDS.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a Memorandum of Understanding with Corporation Service Company to facilitate e-recording of documents in the County Clerk's Official Public Records as presented by Kelly Pinion.

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CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN A PRICE QUOTE WITH KOFILE PRESERVATION FOR THE INDEXING, CROSS INDEXING OF 1,385 VOLUMES OF COUNTY CLERK RECORDS DATED 1950-1972.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to sign a price quote with Kofile Preservation for the indexing, cross indexing of 1,385 volumes of County Clerk records dated 1950-1972 as presented by Kelly Pinion.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO SIGN FY16 MEDICAL EXAMINER SERVICES CONTRACTS.

Upon a motion by Bill McCay, seconded by Patti Jones, the court unanimously voted authorizing the County Judge to sign FY16 Medical Examiner Services Contracts as presented by Neal Burt.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO EXECUTE CONTRACTS FOR SERVICE PROVIDERS FOR THE LUBBOCK COUNTY JUVENILE JUSTICE CENTER FOR COUNSELING AND THERAPY SERVICES FOR THE PERIOD OF SEPTEMBER 1, 2015 TO AUGUST 31, 2016.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to execute contracts for a service providers for the Lubbock County Juvenile Justice Center for Counseling Services for the period of September 1, 2015 to August 31, 2016 as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO EXECUTE CONTRACTS FOR SERVICE PROVIDERS FOR THE LUBBOCK COUNTY JUVENILE JUSTICE CENTER FOR COUNSELING AND THERAPY SERVICES FOR THE PERIOD OF SEPTEMBER 1, 2015 TO AUGUST 31, 2016

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to execute contracts for a service providers for the Lubbock County Juvenile Justice Center for Therapy Services for the period of September 1, 2015 to August 31, 2016 as presented by William Carter.

CONSIDER AUTHORIZING THE COUNTY JUDGE TO EXECUTE CONTRACTS FOR PLACEMENT OF JUVENILES BY THE LUBBOCK COUNTY JUVENILE JUSTICE CENTER FOR THE PERIOD OF OCTOBER 1, 2015 TO SEPTEMBER 30, 2016.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted authorizing the County Judge to execute contracts for placement of juveniles by the Lubbock County Juvenile Justice Center for the period of October 1, 2015 to September 30, 2016 as presented by William Carter.

CONSIDER AUTHORIZING COUNTY JUDGE TO SIGN STATEMENT OF GRANT AWARD FOR GRANT NUMBER 212-16-D07 FOR THE INDIGENT DEFENSE COORDINATOR PROGRAM.

Upon a motion by Mark Heinrich, seconded by Bill McCay, the court unanimously voted authorizing the County Judge to sign a Statement of Grant Award for Grant Number 212-16-D07 for the Indigent Defense Coordinator Program as presented by Dean Stanzione.

CONSIDER APPROVAL FOR FY 2016 BLANKET PURCHASE ORDER FOR JP3 OUT OF THE JUSTICE COURT TECHNOLOGY FUND TO COVER SERVICES FOR IPAD AND AIR CARD.

Upon a motion by Patti Jones, seconded by Lorenzo Sedeno, the court unanimously voted approving FY 2016 Blanket Purchase Order for JP3 out of the Justice Court Technology Fund to cover services for an iPad and an air card.

CONSIDER APPROVAL FOR A FY2016 BLANKET PURCHASE ORDER OUT OF THE JUSTICE OF THE PEACE, PRECINCT 1 TECHNOLOGY FUND TO CONTINUE REGULAR MONTHLY SERVICE FOR CELLPHONE/IPAD WIRELESS SERVICES.

Upon a motion by Bill McCay, seconded by Lorenzo Sedeno, the court unanimously voted approving FY 2016 Blanket Purchase Order out of the Justice of the Peace, Precinct 1 Technology Fund to continue regular monthly service for Cell phone/ iPad wireless services as presented by Jim Hansen.

CONSIDER OUT OF STATE TRAVEL FOR JPO CYNTHIA HERNANDEZ FOR A JUVENILE PLACEMENT SITE VISIT TO WOODWARD ACADEMY IN WOODWARD, IA.

Upon a motion by Mark Heinrich, seconded by Patti Jones, the court unanimously voted approving out of state travel for JPO Cynthia Hernandez for a juvenile placement site visit to Woodward Academy in Woodward, IA.

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CONSIDER OUT OF STATE TRAVEL FOR JPO CYNTHIA HERNANDEZ AND BEHAVIORAL HEALTH COORDINATOR CYNTHIA FRY FOR A JUVENILE PLACEMENT SITE VISIT TO MINGUS MOUNTAIN IN PRESCOTT VALLEY, ARIZONA.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving out of state travel for JPO Cynthia Hernandez and Behavioral Health Coordinator Cynthia Fry for a juvenile placement site visit to Mingus Mountain in Prescott Valley, Arizona.

CONSIDER OUT OF STATE TRAVEL FOR JPO TEAM LEADER SHELIA HARRIS TO BOYSTOWN, NE FOR JUVENILE TRANSPORT.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving out of state travel for JPO Team Leader Shelia Harris to Boystown, NE for juvenile transport.

CONSIDER OUT OF STATE TRAVEL FOR CHIEF CODY SCOTT TO KRAKOW, POLAND AS PART OF THE CMIT DELEGATION VISITING THE POLISH PRISON SYSTEM.

Upon a motion by Lorenzo Sedeno, seconded by Bill McCay, the court unanimously voted approving out of state travel for Chief Cody Scott to Krakow, Poland as part of the CMIT Delegation visiting the Polish Prison System as presented by Cody Scott.

CONSIDER PLAT APPROVAL FOR KING PRESTON ESTATES, TRACT A LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF DONALD PRESTON DRIVE AND F.M. 179 AND AUTHORIZE THE COUNTY JUDGE TO SIGN.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving the plat for King Preston Estates, Tract A located at the northwest corner of the intersection of Donald Preston Drive and F.M. 179 and authorize the County Judge to sign as presented by Terry Holeman.

CONSIDER PLAT APPROVAL FOR COOPER RANCH LOTS 35-68 LOCATED AT THE INTERSECTION OF CR 2300 (AVE. P) AND CR 7560 NORTH OF WOODROW ROAD AND AUTHORIZE THE COUNTY JUDGE TO SIGN.

This agenda item was postponed.

CONSIDER PLAT APPROVAL FOR INLER BUSINESS PARK, TRACTS A- H LOCATED AT C.R. 6835 AND F.M. 179, SOUTH OF 34TH STREET AND AUTHORIZE THE COUNTY JUDGE TO SIGN.

Upon a motion by Bill McCay, seconded by Mark Heinrich, the court unanimously voted approving the plat for Inler Business Park, Tracts A- H located at C.R. 6835 and F.M. 179, south of 34th Street and authorize the County Judge to sign as presented by Terry Holeman.

REPORT ON THE STATUS OF COUNTY ROAD PROJECTS FOR THE WORK PERIOD AUGUST 20, 2015 THROUGH SEPTEMBER 9, 2015 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 20, 2015 through September 9, 2015 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.

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, PERSONNEL MATTERS, CONFIDENTIAL LEGAL MATTERS AND ANY TOPIC LISTED ON THE AGENDA POSTED FOR THIS MEETING.

At this time 10:58 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, personnel matters, confidential legal matters and any topic listed on the agenda posted for this meeting. This session recessed at 12:45 P. M.

(1:30 P. M.) RECONVENE 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, PERSONNEL MATTERS, CONFIDENTIAL LEGAL MATTERS AND ANY TOPIC LISTED ON THE AGENDA POSTED FOR THIS MEETING.

At this time, 1:30 P. M., the Closed Meeting reconvened. This meeting adjourned to reconvene in Regular Meeting at 1:41 P. M.

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RECONVENE REGULAR MEETING

At this time, 1:41 P. M., the Regular Meeting of the Commissioners' Court reconvened.

APPOINT LUBBOCK COUNTY TREASURER

Upon a motion by Mark Heinrich, seconded by Lorenzo Sedeno, the court voted 4 "for" with Patti Jones "against" approving the appointment of Chris Winn to the fill the vacancy of Lubbock County Treasurer.

At this time, 1:45 PM, 9/14/2015, the Regular Meeting of the Commissioner's Court was adjourned.

THE FOREGOING MINUTES WERE READ AND APPROVED IN OPEN COURT ON THIS DAY 9/28/2015

Presiding Officer: *Morgan V. Hood*

County Clerk: *Key P. Meau*