



Agenda

Commissioner's Court Regular Meeting

9/13/21 10:00 am

904 Broadway, Lubbock County Courthouse, 5th Floor

Filed 9/10/2021 10:00 AM

Kelly Pinion

County Clerk

Lubbock County, Texas

Invocation and Pledges of Allegiance by Terence Kovar.

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.

- 1.00 Discuss, consider and/or take action to approve the Minutes from Special Commissioner's Court dated August 10, 2021.
- 2.00 Discuss, consider and/or take action to approve the Minutes from Special Commissioner's Court dated August 16, 2021.
- 3.00 Discuss, consider and/or take action to approve the Minutes from Regular Commissioner's Court dated August 23, 2021.
- 4.00 Discuss, consider and/or take action to approve the Minutes from Special Commissioner's Court dated August 30, 2021.
- 5.00 Discuss, consider and/or take action regarding Auditor and Financial Matters: Line Item Transfers and Budget Amendments.
- 6.00 Discuss, consider and/or take action to Authorize Payment of Claims: General Accounts (Pooled Cash).

CONSENT AGENDA (Items 7-19)

- 7.00 Discuss, consider and/or take action to approve out of state travel for Chris Vigil to Oklahoma City, Oklahoma to attend Gracie Combatives Recertification.
- 8.00 Discuss, consider and/or take action to authorize the County Judge to sign the Second Contract Renewal for the Statewide Automated Victim Notification Service (SAVNS) with Appriss, Inc.
- 9.00 Discuss, consider and/or take action to approve out of state travel for Juvenile Placement Officer Ruth Brow to conduct a site visit to Phoenix, Arizona.
- 10.00 Discuss, consider and/or take action for Hannah Durham's request for travel to Washington, D.C., as an Honor Guard member to attend the National Peace Officer Memorial.
- 11.00 Discuss, consider and/or take action to approve out of state travel for Dillion Salazar to attend locksmith school in Aurora, Colorado.
- 12.00 Discuss, consider and/or take action to authorize the County Judge to sign the fourth of five one-year renewals with Alpha Labs, Inc. as authorized in ITB 170906 for water treatment services.



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- 13.00 Discuss, consider and/or take action to authorize the County Judge to sign the fourth of four one-year renewals with Waste Connections of Texas, LLC dba Caprock Waste as awarded in ITB 170502 for dumpster services.
 - 14.00 Discuss, consider and/or take action to authorize the County Judge to sign the fourth lease extension renewal agreement with Lubbock Metropolitan Planning Organization for the lease of office space at 916 Main, Suite 1210 for the term of October 1, 2021 to September 30, 2022.
 - 15.00 Discuss, consider and/or take action to authorize the County Judge to sign the fourth lease extension renewal agreement with Legal Aid Society of Lubbock for the lease of office space at 916 Main, Suite 103 for the term of October 1, 2021 to September 30, 2022.
 - 16.00 Discuss, consider and/or take action to authorize the County Judge to sign a Service Contract Agreement Renewal with MOTUS Space Solutions for October 1, 2021 to September 30, 2022.
 - 17.00 Discuss, consider and/or take action to allow the purchases of meals on the departmental Medical Examiner's purchasing card for the purpose of Building Committee meetings for the remaining FY21 and for all of FY22.
 - 18.00 Discuss, consider and/or take action to authorize the continuation of a \$15,000 purchasing card limit per month for FY2022 for Scarlette R Stinson.
 - 19.00 Discuss, consider and/or take action to approve use of departmental purchasing card for food purchases on election night during the FY2022 elections.

REGULAR AGENDA

- 20.00 Presentation and discussion on behalf of Ronnie Keister, Tax Assessor-Collector, regarding the Venue and Short Term Rental Tax collections.
- 21.00 Discuss, consider and/or take action to approve a Resolution in support of the Slaton Meals on Wheels to apply for the Texans feeding Texans home-delivered meal grant sponsored by the Texas Department of Agriculture.
- 22.00 Discuss, consider and/or take action to approve the Budget for FY2022 of the Lubbock County Expo Center Local Government Corporation.
- 23.00 (10:15 a.m.) Public Hearing regarding the FY2022 Lubbock County Hospital District Budget and Tax Rate.
- 24.00 Discuss, consider and/or take action to approve the FY2022 Budget for the Lubbock County Hospital District.
- 25.00 Discuss, consider and/or take action to adopt the Lubbock County Hospital District tax rate of \$0.1031640 per \$100 of taxable value for the tax year of 2021.
- 26.00 (10:15 a.m.) Public Hearing regarding the Lubbock County Plan for funding the preservation and restoration Archives plan for the Lubbock County Clerk's historical records.
- 27.00 Discuss, consider and/or take action to approve the Lubbock County Clerk's Technology Fund Plan for FY2022.



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- 28.00** Discuss, consider and/or take action to approve the Lubbock County Clerk's Court Records Preservation Plan for FY2022.
 - 29.00** Discuss, consider and/or take action to approve the Lubbock County Clerk's Records Management and Archives Plan for FY 2022.
 - 30.00** Discuss, consider and/or take action to approve fees and plans for the District Clerk's Court Record Preservation (acct. 094 and Records Management and Archive Plan (acct. 102)
 - 31.00** Discuss, consider and/or take action to authorize the County Judge to sign the State Case Registry Cooperative Agreement with The Office of the Attorney General of the State of Texas for the term September 1, 2021 to August 31, 2026.
 - 32.00** Discuss, consider and/or take action to approve a request in the amount of \$952,285.00 to the nonprofit, Lubbock Open Door for the Open Door Survivor Housing program from the American Rescue Plan Act funding.
 - 33.00** (10:45 a.m.) Public Hearing regarding the FY2022 Lubbock County Budget.
 - 34.00** Discuss, consider and/or take action to adopt the FY2022 Budget for Lubbock County.
 - 35.00** Discuss, consider and/or take action to award ITB 210701, Gasoline and Diesel Fuels - Annual Pricing for Consolidated Road and Bridge Department.
 - 36.00** Discuss, consider and/or take action to award ITB 210702, Asphalt Mixes for Consolidated Road and Bridge Department.
 - 37.00** Discuss, consider and/or take action to award ITB 210703, Aggregate Road Materials for Consolidated Road and Bridge Department.
 - 38.00** Discuss, consider and/or take action to award ITB 210704, Crushed Caliche for Consolidated Road and Bridge Department.
 - 39.00** Discuss, consider and/or take action to authorize the County Judge to sign the first of four one-year renewals with OccMed Associates, LP as awarded in RFP 200701 for employee physical examinations and drug screenings.
 - 40.00** Discuss, consider and/or take action to exempt the agreement with Perdue, Brandon, Fielder, Collins & Mott, LLP for professional collection services from the requirement of competitive procurement pursuant to Section 262.024(a)(4) of the Texas Government Code.
 - 41.00** Discuss, consider and/or take action to authorize the County Judge to sign Written Findings as to the Collection Contract with Perdue, Brandon, Fielder, Collins & Mott, LLP as required in Texas Government Code Section 2254.1036(b)(1), (2), and (3).
 - 42.00** Discuss, consider and/or take action to authorize the County Judge to sign an agreement with Perdue, Brandon, Fielder, Collins & Mott, LLP for Professional Collection Services related to Delinquent Liquor License Fees Owed to Lubbock County.



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- 43.00** Discuss, consider and/or take action to approve the Joint Election Resolution to conduct a Special Election on November 2, 2021 with the City of Lubbock, City of Shallowater and New Deal Independent School District.
- 44.00** Discuss, consider and/or take action to approve the Dates, Times, and Locations for the Early Voting period for the November 2, 2021 Special Elections.
- 45.00** Discuss, consider and/or take action to approve the Vote Centers to be used on Election Day for the November 2, 2021 Special Elections.
- 46.00** Discuss, consider and/or take action to approve the Elections Office to serve as the Main Early Voting Polling Place for the November 2, 2021 Special Elections.
- 47.00** Discuss, consider and/or take action to appoint the Presiding Judges (Supervisors) and Alternate Judges (Rovers) for the November 2, 2021 Special Elections Vote Centers from the attached list pursuant to Texas Election Code Section 85.009.
- 48.00** Discuss, consider and/or take action to appoint Roxzine Stinson, in her capacity as Elections Administrator as the Joint Elections Officer for the November 2, 2021 Special Elections.
- 49.00** Discuss, consider and/or take action to appoint Roxzine Stinson, in her capacity as Elections Administrator, as the Joint Early Voting Clerk, for the November 2, 2021 Special Elections.
- 50.00** Discuss, consider and/or take action to appoint Roxzine Stinson, in her capacity as Elections Administrator as the Central Count Manager, Kristen Phelps as the Tabulation Supervisor, Charla Carpenter as the Assistant Tabulation Supervisor, Tom Grimes as the Presiding Judge, and Melissa Rice as the Alternate Judge of the Central Count Station for the November 2, 2021 Special Elections.
- 51.00** Discuss, consider and/or take action to appoint Mary Ann Bridges, Charles Britton, Billie Russell, Patricia Page, Mallory Miller and Jean Anne Stratton to the Signature Verification Committee for the November 2, 2021 Special Elections pursuant to Texas Election Code Section 87.027.
- 52.00** Discuss, consider and/or take action to appoint Mary Ann Bridges as Chair and Charles Britton as Vice Chair of the Signature Verification Committee for the November 2, 2021 Special Elections pursuant to Texas Election Code Section 87.027(d).
- 53.00** Discuss, consider and/or take action to appoint Johnny Franklin, DeAnn Britton, Beth Shapiro, Billie Russell, Debbie Rowan, Linda Slatton, Debbie Corkery and Melba Parchman as Early Voting Ballot Board Members for the November 2, 2021 Special Elections pursuant to Texas Election Code Section 87.002.
- 54.00** Discuss, consider and/or take action to appoint Johnny Franklin as the Presiding Judge and DeAnn Britton as the Alternate Judge of the Early Voting Ballot Board for the November 2, 2021 Special Elections pursuant to Texas Election Code Section 87.001 & 87.002.
- 55.00** Discuss, consider and/or take action to appoint Sandy Salazar, Brandon Garza and Aaron Frodsham as Bilingual Election Clerks for the November 2, 2021 Special Elections pursuant to Texas Election Code Section 272.009(b).



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- 56.00** Discuss, consider and/or take action to authorize the County Judge to sign an agreement with VOTEC Corporation for VoteSafe software for the term of October 1, 2021 to September 30, 2022.
 - 57.00** Discuss, consider and/or take action to authorize the County Judge to sign an Expert Management Agreement with Drake Communications, Inc. for the Elections Interactive Voice Response (IVR) for the term of October 1, 2021 to September 30, 2022.
 - 58.00** Discuss, consider and/or take action to ratify the signing of the FY2022 SAVNS Grant Contract with the Office of the Attorney General.
 - 59.00** Discuss, consider and/or take action to authorize the County Judge to sign a Johnson Controls planned service proposal and addendum for controls related to the chillers located at the Lubbock County Detention Center for a term of October 1, 2021 to September 30, 2022.
 - 60.00** Discuss, consider and/or take action to authorize the County Judge to sign Change Order #3 with Amstar, Inc. for the Tunnel and Sidewalk Repairs project, ITB 200503 in the amount of \$25,309.71 and 190 additional days.
 - 61.00** Discuss, consider and/or take action to authorize the County Judge to sign an Interlocal Agreement for Funding of DFPS Staff with the Texas Department of Family and Protective Services.
 - 62.00** Discuss, consider and/or take action to authorize the County Judge to sign an Interlocal Agreement with the Regional Public Defenders Office Local Government Corporation (RPDO) for FY22-23.
 - 63.00** Discuss, consider and/or take action to approve and authorize the County Judge to sign for filing purposes the plat regarding Harrell Addition, Tract A in Precinct 1.
 - 64.00** Discuss, consider and/or take action to approve the Utility Permit Application 21-050 for Air Force Civil Engineer Center for a groundwater monitoring well installation on CR 6520, West of FM 179.
 - 65.00** Discuss, consider and/or take action to approve the Utility Permit Application 21-051 for Air Force Civil Engineer Center for a groundwater monitoring well installation on CR 1370, north of CR 6440.
 - 66.00** Discuss, consider and/or take action to approve the Utility Permit Application 21-052 for Air Force Civil Engineer Center for a groundwater monitoring well installation on CR 1460, south of CR 6400.
 - 67.00** Report on the status of County Road Projects, Department Staffing, Training and Safety, unpaved and paved road maintenance, signs, parks, and fleet management report.



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EXECUTIVE SESSION

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).

CERTIFICATION OF POSTING

This will certify that a true and correct copy of the foregoing agenda has been posted on 9/10/2021 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.

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

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

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. 2254.1036(1) 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 portion of delinquent Beer and Liquor License 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 2017 in the collection of delinquent Beer and Liquor License Fees. The Firm has collected delinquent government receivables for over 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 approximately 400 individuals, including 59 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 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 Beer and Liquor License 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 Beer and Liquor License 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 Beer and Liquor License 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 September 1, 2019, the Texas Alcoholic Beverage Code, allows that a private attorney may assess a collection charge to the debtor for late or non-payment, 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 of the number of hours the Firm spends researching, contacting and mailing to collect the delinquent debt.

Executed this the 10th day of September, 2021.

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

On Behalf of the Commissioners Court

Lubbock County, Texas