

RESOLUTION NO. {{item.custom_tracking_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A TWO-YEAR PROFESSIONAL SERVICES AGREEMENT WITH MCCREARY, VESELKA, BRAGG & ALLEN OF ROUND ROCK, TEXAS FOR DELINQUENT ACCOUNT COLLECTION SERVICES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, collection services are primarily used by the Municipal Court and Utility Business Office, however, these services are also used by the Parks & Recreation Department, Finance Department, Airport, and Convention Center;

Whereas, on September 3, 2020, the City received one proposal for delinquent account collection services from McCreary, Veselka, Bragg & Allen (MVBA) of Round Rock, Texas and a Staff committee reviewed and evaluated the proposal - evaluation criteria as defined in the Request for Proposal included: professional capabilities, experience, and reputation of firm, 30%; responsiveness of proposal, 25%; proposed pricing, 25%; professional qualifications and experience of staff who will be performing work, 10%; and ability to provide easily understood reports and effective communication, 10%;

Whereas, the evaluation committee unanimously concluded that MVBA, who provides the City's current delinquent account collection services, proposed a good service package to the City and Staff has been very pleased with the services and level of professional capabilities provided by MVBA over the past 15 years;

Whereas, in addition to typical collection services, MVBA will administer two warrant roundup events annually and will facilitate the Scofflaw Program, the State's Vehicle Registration Denial Program as outlined by Texas Transportation Code Sec 702.003 - operationally, MVBA also has an interface with the City's LT Systems Municipal Court Software, which allows for real-time update of collection activities;

Whereas, MVBA is offering the City a collection fee of 30% for Municipal Court collections, which is consistent with the statutory rate, 12% for collections for other departments, and \$10 per violation for the collection of delinquent parking violations - these rates are consistent with the rates under the current contract between the City and MVBA;

Whereas, Staff recommends Council authorize a two-year professional services agreement with MVBA for delinquent account collection services that includes three one-year renewals;

Whereas, delinquent payments received by Municipal Court or by the collection agency are posted as an amount due to the collection agency based on the contracted rate of 30% - these fees are initially collected from the defendants and submitted to MVBA as reimbursement for their collection services;

Whereas, for all other delinquent payments collected either by the City or MVBA, other than Municipal Court collection fees, funding has been included in the adopted fiscal year 2021

Budget for these services; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney's office, to execute a professional services agreement with McCreary, Veselka, Bragg & Allen of Round Rock, Texas for delinquent account collection services.

Part 3: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the 1st day of **October, 2020.**

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney