

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION AUTHORIZING COLLECTION FEE IN THE AMOUNT OF 30% OF DEBTS AND ACCOUNTS RECEIVABLE SUCH AS UNPAID FINES, FEES, COURT COSTS, FORFEITED BONDS, AND RESTITUTION ORDERED PAID BY A MUNICIPAL COURT SERVING THE CITY, AND AMOUNTS IN CASES IN WHICH THE ACCUSED HAS FAILED TO APPEAR**

**WHEREAS**, the City of Pflugerville, Texas wishes to defray its costs of collection that it incurs under a contract for collection of delinquent court fines and fees between said City and a collection firm as authorized under the provisions of Article 103.0031, Texas Code of Criminal Procedure; and

**WHEREAS**, under said article, the governing body of said City is empowered to authorize the addition of 30% on each debt and account receivable, including fines and fees, and on each amount in cases in which the accused has failed to appear, when each is more than 60 days past due and has been referred for collection.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, that:**

Section 1: The recitals set forth in this resolution are true and correct.

Section 2: Collection Fees.

(a) A collection fee is hereby authorized and imposed, as provided by Article 103.0031, Texas Code of Criminal Procedure, in the amount of 30% of debts and accounts receivable, such as unpaid fines, fees, court costs, forfeited bonds, and restitution ordered paid by a municipal court serving the city when such debt or account receivable is more than 60 days past due and has been referred to an attorney or private vendor for collection; and

(b) A collection fee is hereby authorized and imposed, as provided by Article 103.0031, Texas Code of Criminal Procedure, in the amount of 30% of amounts in cases in which the accused has failed to appear:

(1) as promised under Subchapter A, Chapter 543, Transportation Code, or other law;

(2) in compliance with a lawful written notice to appear issued under Article 14.06 (b), Texas Code of Criminal Procedure, or other law;

(3) in compliance with a lawful summons issued under Article 15.03(b), Texas Code of Criminal Procedure;

(4) in compliance with a lawful order of a court serving the city; or

(5) as specified in a citation, summons, or other notice authorized by Section 682.002, Transportation Code, that charges the accused with a parking or stopping offense,

when such amounts are more than 60 days past due and have been referred to an attorney or private vendor for collection.

**PASSED AND APPROVED** on this 26<sup>th</sup> day of February 2019.

City of Pflugerville, Texas

By: \_\_\_\_\_  
Victor Gonzales, Mayor

Attest:

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Karen Thompson, City Secretary