

Called Special Meeting of the City Council
City of Lubbock, Texas
Meeting Agenda
July 16, 2024 at 11:00 A.M.

Mark W. McBrayer, Mayor
Christy Martinez-Garcia, Mayor Pro Tem, District 1
Gordon Harris, Council Member, District 2
David Glasheen, Council Member, District 3
Brayden Rose, Council Member District 4
Dr. Jennifer Wilson, Council Member, District 5
Tim Collins, Council Member, District 6



W. Jarrett Atkinson, City Manager
Matt Wade, City Attorney
Courtney Paz, City Secretary

<http://www.ci.lubbock.tx.us>

Citizens Tower
1314 Avenue K, City Council Chambers, Lubbock, Texas

City of Lubbock City Council Meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary's Office at 806-775-2061 or write to Post Office Box 2000, Lubbock, Texas 79457 at least 48 hours in advance of the meeting.

11:00 a.m. - City Council convenes in open session in City Council Chambers, Citizens Tower, 1314 Avenue K, Lubbock, Texas.

Participation in the Electric Utility Board Meeting: City Council will attend and participate in discussions, and take action, as necessary, during the meeting of the Electric Utility Board, in which the Board will consider the following matters:

1. **BOARD COMMENTS**

The Board may make general announcements not requiring official action.

2. **PUBLIC COMMENT**

Public comment is an opportunity for the public to make comments and express a position on agenda items.

2. 1. This period, of up to thirty minutes, is dedicated to public comment. Each member of the public will have three minutes to speak. Any member of the public that requires the assistance of a translator will have six minutes to speak. Comments must be limited to only those items posted on the Electric Utility Board agenda. Any member of the public wishing to speak shall sign up on the public comment sheet on the day of the Electric Utility Board Meeting, prior to the beginning of the meeting. The Electric Utility Board shall follow the order of persons wishing to speak as listed on the sign-up sheet. If everyone who signed up to speak has been given an opportunity to speak and the time designated for public comment has not been exhausted, the Electric Utility Board may, at its discretion, open the floor to anyone else wishing to address the Electric Utility Board, subject to all the same procedures and guidelines.

3. **EXECUTIVE SESSION**

3. 1. Hold an executive session in accordance with V.T.C.A. Government Code § 551.086 and §552.133, to discuss and deliberate, on the following competitive matters of Lubbock Power & Light, reasonably related to the following categories:
3. 1. 1. Discussion and deliberation of generation matters, including but not limited to generation unit and/or portfolio sale opportunities including the potential for unused land designated for other uses.
3. 1. 2. Discussion of customer billing, contract, and usage information, system load characteristics, and ERCOT power analyses and strategies.
3. 2. Hold an executive session in accordance with V.T.C.A. Government Code § 551.071, seeking the advice of legal counsel about pending or contemplated litigation or settlement offers and hold a consultation with the attorney on matters in which the duty of the attorney to the City Council and to the Electric Utility Board under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Chapter 551 of the Texas Government Code:
3. 2. 1. Legal issues regarding contract(s), including Purchase Orders, herein listed on the agenda.
3. 2. 2. Legal advice and counsel regarding confidential matters pertaining to integration into retail market competition.
3. 2. 3. Legal advice and counsel regarding contemplated litigation matters.
3. 2. 4. Legal advice and counsel regarding North American Electric Reliability Corporation Critical Infrastructure Protection (NERC CIP) standards.
3. 2. 5. *Application of the City of Lubbock, acting by and through Lubbock Power & Light (LP&L) to Change Rates for Wholesale Transmission Service*, proceeding before the Public Utility Commission of Texas, PUC Docket No. 54657.
3. 2. 6. *City of Lubbock, Texas v. Elk City Wind II, LLC*, Cause No. CIV-23-232-G, proceeding in the United States District Court for the Western District of Oklahoma.
3. 2. 7. *City of Lubbock v. Trumble Steel Erectors, Inc.*, Cause No. DC-2024-CV-0165 proceeding in 237th District Court of Lubbock County, Texas.

3. 3. Hold an executive session in accordance with V.T.C.A. Government Code § 551.074 to deliberate the appointment, employment, evaluation, and duties of a public officer or employee (Director of Electric Utilities/Chief Administrative Officer, and General Counsel).
3. 4. Hold an executive session in accordance with V.T.C.A. Government Code § 551.074 to deliberate the appointment and/or reappointment of a public officer or employee (Electric Utility Board).

11:30 a.m. – Approximately - Following completion of the Executive Session, the Electric Utility Board and City Council will reconvene in open session to discuss the items listed below. It is anticipated that the open session will begin at 11:30 a.m. However, this is an approximation and the Board and City Council may begin the open session earlier or later depending on when the Executive Session is complete.

4. **REGULAR SESSION**

4. 1. The Board will approve the minutes from the Regular Electric Utility Board Meeting on June 18, 2024 and Special Electric Utility Board Meeting held on July 1, 2024.
4. 2. Presentation and discussion from any Committee chairs and LP&L staff regarding committee meetings held since the last Regular Electric Utility Board Meeting.
4. 3. Presentation and discussion of the update/report by the LP&L Chief Administrative Officer, or his designee, regarding strategic planning, board committee reports, ordinance change requests, EUB policy and procedures, customer service, business center practices, procedures and policies, transition to retail customer choice, customer concerns and complaints, billing system, forms and procedures, status of transmission and distribution projects, generation, mutual aid, weather events, outage and restoration efforts, grid matters, Electric Reliability Council of Texas (“ERCOT”) matters and committee participation, staffing levels, personnel, regulatory matters, training, cybersecurity, mutual aid agreement, and operational performance metrics.
4. 4. Presentation and discussion of financial and capital statements, budget, financing options, audits, and financial policies of Lubbock Power & Light relating to debt issuance issues and historical debt matters, reserve account funding, cost allocation, revenue and expense projections, power cost recovery factor, customer metering, tariff and billing, service and administrative issues.
4. 5. Discuss and the Board will take action on the Lubbock Power & Light FY 2024-25 Operating Budget and Capital Program and make appropriate recommendations to the City Council of the City of Lubbock pursuant to §2.03.415(a) of the Code of Ordinances, City of Lubbock, Texas.

4. 6. The Board will consider a resolution authorizing the LP&L Chief Administrative Officer or his designee to execute an 8th Amendment to Professional Services Agreement by and between the City of Lubbock, acting by and through LP&L, and TMG to expand services scope to include work required to integrate with SmartMeter Texas. This Amendment increases the Not-to-Exceed Amount of \$6,679,126.00 by \$103,920.00 to a total of \$6,783,046.00 and extends the term to December 31, 2025.

5. **CONSENT AGENDA**

5. 1. The Board will consider a resolution authorizing the LP&L Chief Administrative Officer or his designee to execute a Professional Services Agreement, by and between the City of Lubbock, acting by and through LP&L, and Baker Tilly US, LLP, and Illinois Company, for assistance with writing applications for competitive grants and other associated needs as described more fully in the Agreement. This Agreement has a Not-to-Exceed amount of \$400,000.00 and an initial term of 2 years.
5. 2. The Board will consider a resolution authorizing the LP&L Chief Administrative Officer or his designee to execute a Professional Services Agreement dated effective May 21, 2024, by and between the City of Lubbock, acting by and through LP&L, and TexHahn Media, Inc. (d.b.a. Hahn), for communication and marketing services. This Agreement has a total Not-to-Exceed amount of \$500,000.00 and an initial term of 2 years with the option to extend for 2 one-year terms.
5. 3. The Board will consider a resolution authorizing the LP&L Chief Administrative Officer, or his designee, to execute a Professional Services Agreement dated effective July 16, 2024, by and between the City of Lubbock, acting by and through LP&L, and Hillco Partners, LLC, for continued legislative support and communications services. This Agreement has a total Not-to-Exceed amount of \$150,000.00 and an initial term of 2 years with the option to extend for 2 one-year terms.
5. 4. The Board will consider a resolution authorizing the Purchasing Manager, or his designee, to execute Purchase Order, by and between the City of Lubbock, acting by and through Lubbock Power & Light, and Sewell Ford of Odessa, HGAC Contract VE05-24. This HGAC quote for \$207,484.00 with a ninety-day delivery is for one 48-foot aerial bucket that will be an addition to LP&L's underground department as approved in the FY 2022-23 Capital Program budget.
5. 5. The Board will consider a resolution authorizing the Purchasing Manager, or his designee, to execute Purchase Order, by and between the City of Lubbock, acting by and through Lubbock Power & Light, and Techline Inc., Invitation to Bid 7108-24-ELD, LP&L Pad Mounted Switches. This bid for \$323,964.00 with a 294 day delivery is for five 27 kV pad mounted switches for warehouse inventory.