

**City of Lubbock, Texas**  
**Regular City Council Meeting**  
**October 22, 2024**

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



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

<http://www.mylubbock.us>

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

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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.

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*Executive Session Disclosure Statement: The City Council reserves the right to adjourn into executive session at any time during the course of the meeting to discuss any item listed on this agenda as authorized by Chapter 551 of the Texas Government Code, including but not necessarily limited to §551.071 (Consultation with Attorney), §551.072 (Deliberations regarding Real Property), §551.073 (Deliberations regarding Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations regarding Security Devices), §551.086 (Public Power Utilities: Competitive Matters), §551.087 (Deliberations regarding Economic Development Negotiations).*

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*A quorum of the City Council will be physically present in City Council Chambers located in Citizens Tower, 1314 Avenue K, Lubbock, Texas, as it is the intent of the City Council to have a quorum physically present at this location. One or more members of the City Council, however, may participate in the meeting by video-conference call as permitted under Section 551.127 of the Texas Government Code.*

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*Note: On occasion the City Council may consider agenda items out of order.*

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**3:00 p.m. - City Council convenes in City Council Chambers and immediately recesses into Executive Session.**

**1. Executive Session**

1. 1. Hold an executive session in accordance with Texas Government Code, Section 551.071, with legal counsel for advice about pending or contemplated litigation or settlement agreement and on matters in which the duty of the attorney under the Texas Disciplinary Rules of Professional Conduct conflicts with Chapter 551.
1. 1. 1. Central Business District
1. 2. Hold an executive session in accordance with the Texas Government Code, Section 551.072, to deliberate the purchase, exchange, lease, or value of real property.

1. 2. 1. Central Business District
1. 2. 2. Uptown West, Tract A
1. 3. Hold an executive session in accordance with Texas Government Code Section 551.074, to discuss personnel matters, regarding the duties, responsibilities, and/or appointments to the Planning & Zoning Commission.
1. 4. Hold an executive session in accordance with Texas Government Code, Section 551.087, to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations or to deliberate an offer of a financial or other incentive to such business prospect.
1. 4. 1. Central Business District

### **Adjourn from Executive Session**

**Immediately following Executive Session, the City Council reconvenes in Open Session in City Council Chambers.**

### **2. Ceremonial Items**

2. 1. Invocation
2. 2. Pledges of Allegiance

### **Call to Order**

3. **Citizen Comments - According to Lubbock City Council Rules, any citizen wishing to appear in-person before a regular meeting of the City Council, regarding any matter posted on the City Council Agenda below, shall complete the sign-up form provided at the meeting, no later than 3:00 p.m. on October 22, 2024. Citizen Comments provide an opportunity for citizens to make comments and express a position on agenda items.**
4. **Minutes**

4. 1. September 24, 2024 Regular City Council Meeting  
September 26, 2024 Special City Council Meeting - Joint Planning and Zoning Commission Meeting
  
5. **Consent Agenda - Items considered to be routine are enacted by one motion without separate discussion. If the City Council desires to discuss an item, the item is removed from the Consent Agenda and considered separately.**
  
5. 1. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 1, amending the FY 2024-25 Budget for municipal purposes respecting the Grant Fund, regarding Public Health Services, providing for filing; and providing for a savings clause.
  
5. 2. **Resolution - Finance:** Consider a resolution authorizing the Mayor to execute an Interlocal Agreement between the City of Lubbock and the Lubbock Central Appraisal District, for the collection of assessments levied on property within the Cypress Ranch Public Improvement District.
  
5. 3. **Ordinance 2nd Reading - Right-of-Way:** Consider Ordinance No. 2024-O0134, abandoning and closing portions of a private utility easement located in Section 6, Block E-2, Lubbock County, Texas, in the Ranchland Terrace Subdivision, at the northeast corner of 40th Street and Chicago Avenue.
  
5. 4. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Pipeline Easement Agreement, and all related documents, by and between the City of Lubbock and Atmos Energy Corporation, for an existing natural gas pipeline on Tract 1, north of Municipal Drive and east of I-17, Tract 2, south of Municipal Drive, between I-27 and Cesar Chavez Drive, Tract 3, north of Marsh Sharp Freeway and east of I-27, Tract 4, north of 19th Street and east of Southeast Drive, Tract 6, north of 82nd Street, between Guava Avenue and Olive Avenue.
  
5. 5. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 7, Block E, of the GC & SF R.R. Co. Survey, Lubbock County, Texas, (Parcel 30), south of 82nd Street and west of Martin Luther King (MLK), Jr. Boulevard, to be utilized for the 82nd Street and MLK Jr. Boulevard Project, which is a portion of the 2022 Street Bond Project.
  
5. 6. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, two (2) Street, Public Use, and Right-of-Way Deeds, and all related documents, in connection with certain real property located in Section 8, Block E, of the GC & SF R.R. Co. Survey, Lubbock County, Texas, (Parcels 16 and 17), at 82nd Street and Avenue D and 82nd Street and Avenue F, to be utilized for the 82nd Street and Martin Luther King, Jr. Boulevard Project, which is a portion of the 2022

Street Bond Project.

5. 7. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, a Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Tract A of Nelson Electric Addition to the City of Lubbock, Lubbock County, Texas (Parcel 34), east of the Martin Luther King (MLK), Jr. Boulevard between 74th Street and 76th Street, to be utilized for the 82nd Street and MLK, Jr. Boulevard Project, which is a portion of the 2022 Street Bond Project.
5. 8. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, a Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Lot 2, Block 16, of the Trigg Heights Addition to the City of Lubbock, Lubbock County, Texas (Parcel 9), north of 82nd Street between King Avenue and Ivory Avenue, to be utilized for the 82nd Street and Martin Luther King, Jr. Boulevard Project, which is a portion of the 2022 Street Bond Project.
5. 9. **Resolution - Right-of-Way:** Consider a resolution rejecting any and all bids received for the purchase of Tract B of Fire Station #1, pursuant to Invitation to Bid (ITB)-24-18043-MA, and orders that no contract be entered into pursuant to said ITB.
5. 10. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, a Sewer Line Easement Deed, and all related documents, in connection with certain real property located in Section 19, Block AK, Lubbock County, Texas, on the west side of Milwaukee Avenue, south of 114th Street.
5. 11. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, a Drainage Easement Deed, and all related documents, in connection with certain real property located in Tract "A-1-A" of Abbey Commercial Addition to the City of Lubbock, Lubbock County, Texas, on the west side of Slide Road, between 109th Street and 111th Street.
5. 12. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Amendment No. 1 to Professional Services Agreement Contract No. 17752, with Parkhill, Inc., for engineering services for the Southeast Water Reclamation Plant 4 - Primary Clarifier Rehabilitation.
5. 13. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to approve the Annual Progress Report on the Floodplain Management Plan, and updates to the Mitigation Actions listed in the Lubbock County Multi-Jurisdictional Hazard Mitigation Plan.

5. 14. **Ordinance 2nd Reading - Planning:** Consider Ordinance No. 2024-O0137, accepting the City of Lubbock Planning and Zoning Commission's final report of October 3, 2024, to the Lubbock City Council, on proposed amendments to the Unified Development Code (Ordinance No. 2023-O0054) recommended for adoption, limited to the following:
1. Section 39.03.015.e – Ground cover Requirements
  2. Table 39.03.016-2 – Bufferyard Classifications and Division 3.4 Trees, Landscaping, and Buffering
  3. Table 39.03.015-1 Landscape Points System
  4. Section 39.10.002 Definitions
  5. Table 39.03.015-1 Landscape Points System
  6. Section 39.03.019.a.6.B - Installation & Maintenance
  7. Section 39.10.002 - Definitions
  8. Appendix A Plant List and Chapter 39 – Unified Development Code
  9. Section 39.03.019.a.2 – Installation and Maintenance
  10. Section 39.03.016.e.1 – Bufferyard Standards
  11. Section 39.03.014.b General Provisions and Table 39.03.014-1 Required Landscaping Types Summary
  12. Table 39.03.015-1 Landscape Points System
  13. Table 39.03.015-1 Landscape Points System
  14. Section 39.03.016.e.3.B – Parking Bufferyard Standards
  15. Section 39.03.019.e.6 - Installation and Maintenance
  16. Table 39.03.014-1 – Required Landscaping Types Summary
  17. Table 39.03.015-1 – Landscape Points System
  18. Table 39.03.015-1 – Landscape Points System - Other
  19. Section 39.03.016.e.4 – Street Bufferyard
  20. Table 39.03.016-3 – Street Bufferyard Requirements
  21. Section 39.03.016.e.3.A – Parking Bufferyard Standards
  22. Section 39.03.016.e.3.B.i – Parking Bufferyard Standards - Composition
  23. Section 39.03.019.d.6 - Installation and Maintenance
  24. Section 39.03.015 – Development Landscaping
  25. Section 39.03.015 – Development Landscaping
  26. Figure 39.03.015-2 – Illustrative Parking Lot Planting Requirements
  27. Section 39.03.016.d.1 - Composition of Bufferyards
  28. Table 39.03.016-1 – District Bufferyard Standards
5. 15. **Resolution - Planning:** Consider a resolution approving the Rules of Procedure for the Zoning Board of Adjustment, as required by Section 211.008(e) of the Texas Local Government Code.
5. 16. **Ordinance 2nd Reading - Public Works Water Utilities:** Consider Ordinance No. 2024-O0138, amending Section 22.03.083 of the City of Lubbock Code of Ordinances, regarding deposit requirements and related exceptions for utility service.
5. 17. **Resolution - Public Works Water Utilities:** Consider a resolution authorizing the Mayor to execute the Sixth Amendment to the Raw Water Lease, between the City of Lubbock and the Lake Alan Henry Water District.

5. 18. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute Department of State Health Service Grant Agreement Contract No. HHS001326300014, and all related documents, by and between the City of Lubbock and the State of Texas Department of State Health Services, under the HIV Prevention Services Grant Program.
5. 19. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute a StarCare Specialty Health System Memorandum of Understanding, and all related documents, by and between the City of Lubbock, on behalf of its Health Department, and StarCare Specialty Health System, to participate in an inter-agency collaborative effort and serve as an essential link for medication-assisted treatment services within the community.
5. 20. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute a StarCare Specialty Health System Memorandum of Understanding, and all related documents, by and between the City of Lubbock, on behalf of its Health Department, and StarCare Specialty Health System, related to Outreach, Screening, Assessment, and Referral, to participate in an inter-agency collaborative effort and serve as an essential link between prevention, intervention, and treatment services within the community.
5. 21. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute a StarCare Specialty Health System Memorandum of Understanding, and all related documents, by and between the City of Lubbock, on behalf of its Health Department, and StarCare Specialty Health System, related to Substance Use Disorder Treatment for Adults.
5. 22. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute a StarCare Specialty Health System Memorandum of Understanding, and all related documents, by and between the City of Lubbock, on behalf of its Health Department, and StarCare Specialty Health System, related to Substance Use Disorder Treatment for Youth.
5. 23. **Resolution - Human Resources Health Benefits:** Consider a resolution authorizing the City Manager, for and on behalf of the City of Lubbock, to purchase and renew a reduced premium for specific stop loss insurance coverage, renegotiated increased prescription rebates, and an administration credit from BlueCrossBlueShield of Texas, to reduce health benefit costs while maintaining essential services.
5. 24. **Resolution - Business Development:** Consider a resolution authorizing the Mayor to execute Amendment No. 1 to Memorandum of Understanding, Contract No. 17603, between the Central Business District Tax Increment Financing Zone and HTG Lubbock, LLC, for utility and storm water infrastructure construction and relocation, for the Inn Town Lofts Project at 1202 Main Street in Downtown, Lubbock, Texas.

5. 25. **Resolution - Business Development:** Consider a resolution authorizing the Mayor to execute a Memorandum of Understanding between the Central Business District Tax Increment Financing Zone Advisory Board and SIMFLO, LLC, for funding a portion of overhead utility relocation at 619 Broadway and adjacent properties in Downtown, Lubbock, Texas.

5. 26. **Resolution - Police Department:** Consider a resolution authorizing the Mayor to execute Purchase Order 10027892, with Flock Group, Inc., for equipment and software to enable the Police Department to identify and track vehicles affiliated with acts of violence and/or criminal acts.

6. **Regular Agenda**

6. 1. **Board Appointments - City Secretary:** Consider appointments to the Planning & Zoning Commission.

6. 2. **Public Hearing - Business Development:** Hold a public hearing to consider the creation of a Public Improvement District for Highland Oaks, which covers a portion of an area in Lubbock County, Texas, generally bounded by 146th Street to the north, Slide Road to the east, Woodrow Road to the south, and Frankford Avenue to the west.

6. 3. **Public Hearing - Planning (District 1):** Consider a request for Zone Case 3508, a request of 1585 & Frankford/Discount RV, for a zone change from Low Density Single-Family District (SF-2) to Light Industrial District (LI), at 12109 Frankford Avenue, located north of 122nd Street and east of Frankford Avenue, Abbe Addition, Lot 1, and consider an ordinance.

6. 4. **Public Hearing - Planning (District 1):** Consider a request for Zone Case 3487, a request of DLC Designs, LLC for Children's Home of Lubbock, for a zone change from Low Density Single-Family District (SF-2) to Residential Estates District (RE), at 4602 Idalou Road, located north of East Erskine Street and east of Idalou Road, on 170.98 acres of unplatted land out of Block A, Section 25, and consider an ordinance.

6. 5. **Public Hearing - Planning (District 2):** Consider a request for Zone Case 2565-H, a request of Indira and Vipul Patel, for a zone change from Heavy Commercial District (HC) to Medium Density Residential District (MDR), at 5930 Avenue Q South Drive and 5903 Avenue L, located east of Avenue L and south of 58th Street, Carlton Heights Addition, Block A and approximately 8.16 acres of unplatted land out of Block E, Section 2, and consider an ordinance.

6. 6. **Public Hearing - Planning (District 4):** Consider a request for Zone Case 1542-V, a request of Lubbock Smoke Shop, LLC for Lubbock Commercial Buildings, Inc., for a zone change from Neighborhood Commercial District (NC) to Neighborhood Commercial District (NC) Specific Use for a smoke shop, at 7310 Quaker Avenue located west of Quaker Avenue and north of 74th Street, Furr Wolf Addition, Block 2, Lot 2-A-1-B, and consider an ordinance.
6. 7. **Public Hearing - Planning (District 5):** Consider a request for Zone Case 2651-B, a request of Westar Commercial Realty for SPSM, LTD, for a zone change from Industrial Park District (IP) to Heavy Commercial District (HC), at 5044 Frankford Avenue, located west of Frankford Avenue and north of 57th Street, Frankford Business Park Addition, Lot 6-B, and consider an ordinance.