

City of Lubbock, Texas
Regular City Council Meeting
February 13, 2024

Tray Payne, Mayor
Shelia Patterson Harris, Mayor Pro Tem, District 2
Christy Martinez-Garcia, Councilwoman, District 1
Mark W. McBrayer, Councilman, District 3
Steve Massengale, Councilman, District 4
Dr. Jennifer Wilson, Councilwoman, District 5
Latrell Joy, Councilwoman, District 6



W. Jarrett Atkinson, City Manager
Chad Weaver, City Attorney
Courtney Paz, City Secretary

<http://www.mylubbock.us>

City Council Chambers, Citizens Tower, 1314 Avenue K, 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.

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

1:30 p.m. - City Council convenes in City Council Chambers. Upon convening, the City Council 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. Settlement offer for Claim 23-C-004A
 1. 1. 2. Settlement offer for Claim 23-C-200
 1. 1. 3. North Park Tax Increment Financing 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. North Park Tax Increment Financing District

Adjourn from Executive Session

2:00 p.m. - 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 2:00 p.m. on February 13, 2024. Citizen Comments provide an opportunity for citizens to make comments and express a position on agenda items.**

4. Minutes

- 4. 1. December 19, 2023 Special City Council Meeting - Electric Utility Board
January 9, 2024 Regular City Council 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 10, amending the FY 2023-24 Budget for municipal purposes respecting the General Fund Capital Project Fund; providing for filing; and providing for a savings clause.

- 5. 2. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 11, amending the FY 2023-24 Budget for municipal purposes respecting the Grant Fund; providing for filing; and providing for a savings clause.

- 5. 2. 1. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute Contract 17695, and all related documents, by and between the City of Lubbock, and CredibleMind, Inc., for Behavioral Health 360 Program SaaS Annual Fees, Support, and Software Maintenance for the City of Lubbock Health Department.

5. 3. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 12, amending the FY 2023-24 Budget for municipal purposes respecting the Gateway Streets Capital Project Fund; providing for filing; and providing for a savings clause.
5. 4. **Resolution - Finance:** Consider a resolution approving the North Overton Tax Increment Financing Reinvestment Zone Annual Report for October 1, 2022, through September 30, 2023, which will be distributed to the Chief Executive Officer of each taxing unit levying taxes within the North Overton Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas.
5. 5. **Resolution - Business Development:** Consider a resolution authorizing the Mayor to execute Contract 17757, with West Texas Services, Inc., dba Tom's Tree Place, for landscape maintenance services at the Roy Furr Pioneer Park at 6th Street and Avenue T, in the North Overton Public Improvement District.
5. 6. **Resolution - Business Development:** Consider a resolution authorizing a Commercial Revitalization Grant Program (Facade) expenditure of Market Lubbock, Inc., to be provided to Bob Teaff, located at 2432 34th Street, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.
5. 7. **Resolution - Business Development:** Consider a resolution approving a Downtown Grant Program (Facade) expenditure of Market Lubbock, Inc., to be provided to Nashwell, LLC, located at 820 Main Street, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.
5. 8. **Resolution - Business Development:** Consider a resolution approving a Downtown Grant Program (Facade) expenditure of Market Lubbock, Inc., to be provided to Hugo Reed and Associates, Inc., located at 1602 Avenue N, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.
5. 9. **Resolution - Business Development:** Consider a resolution approving a Downtown Grant Program (Facade) expenditure of Market Lubbock, Inc., to be provided to Tom's Daiquiri Place, LLC, located at 1802 Buddy Holly Avenue, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.
5. 10. **Resolution - Business Development:** Consider a resolution approving a Downtown Grant Program (Facade) expenditure of Market Lubbock, Inc., to be provided to Officewise Commercial Interiors, located at 1301 13th Street, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.
5. 11. **Resolution - Business Development:** Consider a resolution approving a Downtown Grant Program (Permittable) expenditure of Market Lubbock, Inc., to be provided to WJW Holdings, LLC, located at 1507 13th Street, pursuant to Article IV, Section 5, of the Amended and Restated Bylaws of the Market Lubbock Development Corporation.

5. 12. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing portions of a Water Line Easement located south of 98th Street and east of Orlando Avenue in Tract A, James Morgan Offices Addition, City of Lubbock, Lubbock County, Texas.
5. 13. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing portions of an Underground Streetlight Cable Easement located at the southwest corner of 8th Street and Frankford Avenue, in Lot A, Travis Tubbs Addition, Lubbock County, Texas.
5. 14. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing portions of Street Right-of-Way located at 8th Street, east of Avenue G, and north of Lots 1 and 2, Block 74, of the Original Town of Lubbock, Lubbock County, Texas.
5. 15. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Street Use License Agreement, and related documents, by and between the City of Lubbock and Red Feather Golf and Social Club LLC, for a portion of the right-of-way crossing Quaker Avenue south of 146th Street.
5. 16. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Amendment No. 1 to Contract 16226, with Freese and Nichols, Inc., for one additional year to perform design services associated with the Bailey County Transmission Line Upgrades Capital Improvements Project.
5. 17. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Change Order No. 4, for a credit, to Contract 15431, with Archer Western Construction, LLC, for services related to the Low Head C Pump Station.
5. 18. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Contract 17773, a Development Agreement, with Elm Meadows Addition, LLC, for roadway improvements on Cedar Avenue at east 80th Street.
5. 19. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Professional Services Agreement, Contract 17778, with Freese and Nichols, Inc., for the Water System Electrical Improvements Project.
5. 20. **Resolution - Wastewater Utility:** Consider a resolution authorizing the Mayor to execute Purchase Order 23105731, with Howden USA Company, for a replacement single-stage blower at the Southeast Water Reclamation Plant.
5. 21. **Resolution - Utility and Street Maintenance:** Consider a resolution authorizing the Mayor to execute Contract 17753, with Pavement Restoration, Inc., for the Street Maintenance Asphalt Pavement Rejuvenation Program.

5. 22. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute four City of Lubbock Health Department - Substance Use Service Assistance Network Community Health Worker Program Memorandums of Understanding (MOUs), and all related documents, by and between the City of Lubbock and the Salvation Army, Grace Campus, Grace Manor and Lubbock Lighthouse.
5. 23. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute Amendment No. 3 to the Department of State Health Services (DSHS) Contract No. HHS000812700012, and all related documents, for SARS-CoV-2 epidemiology, surveillance, and enhanced laboratory activities, by and between the City of Lubbock and the State of Texas, acting by and through the DSHS.
5. 24. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute Amendment No. 3 to the Research Agreement, and all related documents, originally executed March 24, 2020, Resolution No. 2020-R0106, by and between the City of Lubbock and Texas Tech University, for consultation and guidance regarding the Community Coalition Program and Prevention Resource Center Program.
5. 25. **Resolution - Parks and Recreation:** Consider a resolution authorizing the Mayor to execute Contract 17991, with Brown-McKee, Inc., for construction of a new golf cart storage building to be located at Meadowbrook Golf Course.
5. 26. **Resolution - Information Technology:** Consider a resolution authorizing the Mayor to execute Amendment No. 3 to Contract 15678, with Bohannon Huston, Inc., for digital orthophotography and GIS data acquisitions.
5. 27. **Resolution - Lubbock Fire Rescue:** Consider a resolution authorizing the Mayor to execute Purchase Order 10027134, with Stryker Medical, for the acquisition of Advanced Life Support (ALS) Cardiac Monitors.
5. 28. **Resolution - City Manager:** Consider a resolution supporting the formation of a local Continuum of Care, through the U.S. Department of Housing and Urban Development, to address the homelessness issue in the City of Lubbock and surrounding area.
5. 29. **Resolution - City Council:** Consider a resolution approving the updated City Council priorities as to decision-making, policy implementation, and budget formation.
6. **Regular Agenda**
 6. 1. **Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute a contract for the purchase of electricity for all City of Lubbock facilities and infrastructure at a rate not to exceed \$0.08112 per kWh for a term not to exceed 60 months.

6. 2. **Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute a Lease and Service Agreement, Contract 17905, and all related documents, by and between the City of Lubbock and Safe Haven Baby Boxes, Inc., for a device to enable the safe surrender of infants.
6. 3. **Public Hearing - Planning (District 2):** Consider a request for Zone Case 3111-A, a request of Parkhill for Starcare Specialty Health System, for a zone change from High Density Residential District (HDR) to Auto-Urban Commercial District (AC), at 3002 East 19th Street and 1950 Aspen Avenue, located south of East 19th Street and east of Aspen Avenue, on 87 acres of land out of Block B, Section 3, including MHMR Addition, Tract A, and consider an ordinance.
6. 4. **Public Hearing - Planning (District 4):** Consider a request for Zone Case 3493, a request of R2M Engineering, LLC for Landshark Commercial Properties, LLC, for a zone change from Low Density Single-Family District (SF-2) to Neighborhood Commercial District (NC), generally located north and south of 151st Street and west of University Avenue, on 8.71 acres of unplatted land out of Block AK, Section 2, and consider an ordinance.
6. 5. **Public Hearing - Planning (District 4):** Consider a request for Zone Case 3496, a request of OJD Engineering, LLC for Toot' N Totum, for a zone change from Low Density Single-Family District (SF-2) to Auto-Urban Commercial District (AC), at 2416 130th Street, located east of University Avenue and north of 130th Street, on 2.71 acres of unplatted land out of Block E, Section 15, and consider an ordinance.
6. 6. **Public Hearing - Planning (District 5):** Consider a request for Zone Case 3494, a request of the City of Lubbock, for a zone change from Low Density Single-Family District (SF-2) to Industrial Park District (IP), at 7401 Alcove Avenue, located north of Marsha Sharp Freeway and east of Alcove Avenue, on 70.65 acres of unplatted land out of Block AK, Section 31, and consider an ordinance.
6. 7. **Public Hearing - Planning (District 5):** Consider a request for Zone Case 2923-A, a request of Hugo Reed and Associates, Inc. for Tom and Brenda Jones, for a zone change from High Density Residential District (HDR), to Neighborhood Commercial District (NC), generally located south of 87th Street, and east of Upland Avenue, Westwood Addition, Tract A-2-A, and a portion of Tract A-1-A, and consider an ordinance.
6. 8. **Public Hearing - Planning (District 5):** Consider a request for Zone Case 3495, a request of Mark and Deborah Clark Trust, for a zone change from Low Density Single-Family District (SF-2), to Heavy Commercial District (HC), at 7109 Marsha Sharp Freeway, located south of Marsha Sharp Freeway and west of Rochester Avenue, on 0.43 acres of unplatted land out of Block AK, Section 30, and consider an ordinance.