

City of Lubbock, Texas
Regular City Council Meeting
October 26, 2021

Daniel M. Pope, Mayor
Steve Massengale, Mayor Pro Tem, District 4
Juan A. Chadis, Councilman, District 1
Shelia Patterson Harris, Councilwoman, District 2
Jeff Griffith, Councilman, District 3
Randy Christian, Councilman, District 5
Latrell Joy, Councilwoman, District 6



W. Jarrett Atkinson, City Manager
Chad Weaver, City Attorney
Rebecca Garza, 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.

1:00 p.m. - City Council convenes in City Council Chambers in Work Session regarding items for presentation and discussion on such issues that may require in-depth consideration by the City Council. No action will be taken by the City Council in Work Session.

1. **Citizen Comments - According to Lubbock City Council Rules, any citizen wishing to appear in person before the meeting of the City Council, regarding Item 2.1 on the Work Session Agenda, shall complete the sign-up form provided at the meeting, no later than 1:00 p.m. on October 26, 2021. Citizen Comments is an opportunity for citizens to make comments and express a position on agenda items. Any comment received that is in the nature of asking a question will be referred to an appropriate member of the City staff for a response.**

2. Hear and discuss presentations regarding the following and provide guidance to staff as appropriate.

2. 1. COVID Grant Summary - Public Health Services, Community Development, Airport, Citibus

At the completion of the Work Session, City Council recesses into Executive Session.

3. **Executive Session**

3. 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.

3. 1. 1. Texas Department of Transportation (TxDOT) Turnover Program

3. 1. 2. Waivers for Utility Infrastructure Requirements (when platting land)
3. 1. 3. Connection Requirements to Water and Wastewater Infrastructure
3. 1. 4. Lot 305-A, Midway Park Addition
3. 1. 5. Lease Agreement No. GS-07P-LTX00024 between the City of Lubbock and the United States of America
3. 1. 6. *Planned Parenthood of Greater Texas Surgical Health Services, et al v. City of Lubbock, Texas*, Case No.5:21-cv-114 in the United States District Court for the Northern District of Texas, Lubbock Division
3. 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.
 3. 2. 1. Texas Department of Transportation (TxDOT) Turnover Program
 3. 2. 2. Lot 305-A, Midway Park Addition
 3. 2. 3. Lease Agreement No. GS-07P-LTX00024 between the City of Lubbock and the United States of America
3. 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 Lubbock Central Appraisal District Board of Directors.

Adjourn from Executive Session

4:30 p.m. - City Council reconvenes in Open Session in City Council Chambers.

4. Ceremonial Items

4. 1. Invocation
4. 2. Pledges of Allegiance
4. 3. Proclamations and Presentations
 4. 3. 1. Presentation of a Special Recognition in support of Chiropractic Health Awareness Month

Call to Order

5. **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 5:00 p.m. on October 26, 2021. Citizen Comments is an opportunity for citizens to make comments and express a position on agenda items. Any comment received that is in the nature of asking a question will be referred to an appropriate member of the City staff for a response.**

6. **Minutes**
 6. 1. August 17, 2021 Special City Council Meeting - Electric Utility Board
September 28, 2021 Regular City Council Meeting
September 29, 2021 Special City Council Meeting - Parks Master Plan Open House
September 30, 2021 Special City Council Meeting - TML Region 3 Regional Meeting

7. **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.**
 7. 1. **Resolution - Finance:** Consider a resolution expressing intent to finance expenditures to be incurred for various capital projects and equipment, which were approved by the City Council in the FY 2021-22 Budget and Capital Program, and to reimburse the City from the proceeds of obligations that will be issued after the expenditure of funds, to pay costs of such projects and equipment.

 7. 2. **Budget Amendment Ordinance 2nd Reading - Finance:** Consider Budget Ordinance No. 2021-O0148, Amendment 2, amending the FY 2021-22 Budget for municipal purposes respecting the Grant Fund to accept and appropriate funding from the FY 2021 Federal Transit Administration Section 5310 Coronavirus Response and Relief Supplemental Appropriation Act Grant and Airport Capital Fund, to appropriate additional funding for Capital Improvement Project 92717, replace Aircraft Rescue Fire Fighting (ARFF) Vehicle; providing for filing; and providing for a savings clause.
 7. 2. 1. **Resolution - Public Transit Services:** Consider a resolution authorizing the acts of the City Financial Officer, in ratifying FY 2021 Federal Transit Administration Section 5310 Coronavirus Response and Relief Supplemental Appropriations Act Grant, Project ID TX-2021-106-00, for the mobility of elderly individuals and individuals with disabilities.

 7. 3. **Ordinance 2nd Reading - Right-of-Way:** Consider Ordinance No. 2021-O0149, abandoning and closing an easement, located in Lot 22A, Tanglewood Addition, Lubbock County, Texas, at 4601 23rd Street.

 7. 4. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a 20-foot alley right-of-way, located in Block 7, Original Town of Lubbock, Lubbock County Texas, at 5th Street and Avenue J.

7. 5. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Parking Lease Agreement between the City of Lubbock and Cast Iron Grill, for the use of a City-owned parking lot at 1801 Crickets Avenue.
7. 6. **Resolution - Planning:** Consider a resolution authorizing the Mayor to execute a Dedicatory Deed, associated Easements, and all related documents, in connection with property described as Tract A, Milwaukee EST Addition, Lubbock County, Texas, located south of 104th Street and west of Milwaukee Avenue.
7. 7. **Resolution - Engineering:** Consider a resolution ratifying the actions of the Mayor, in executing Contract 16224, an agreement and related documents, with the Texas Water Development Board (TWBD), for a grant utilizing TWBD Category 1 Flood Infrastructure Funds (FIF) associated with the project Flood Protection Planning of Watersheds.
7. 8. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Construction Service Contract 15944, with Garney Companies, Inc., for improvements at Pump Station No. 4, including pumps, motors, and starters.
7. 9. **Resolution - Public Works:** Consider a resolution authorizing the Mayor to execute Change Order No. 1 to Contract 15875, with MH Civil Constructors, Inc., for the construction of the brick paving project at the intersection of 13th Street and Texas Avenue.
7. 10. **Resolution - Public Works:** Consider a resolution authorizing the Mayor to execute an Advanced Funding Agreement, Contract 16170, between the City of Lubbock and the State of Texas, acting through the Texas Department of Transportation (TxDOT), for the Pedestrian and Bicyclist Connectivity Project inside Loop 289, at various locations.
7. 11. **Resolution - Water Utilities:** Consider a resolution authorizing the Mayor to execute the Third Amendment to the Raw Water Lease, between the City of Lubbock and the Lake Alan Henry Water District.
7. 12. **Resolution - Public Works Streets:** Consider a resolution authorizing the Mayor to execute Amendment No. 1 to Professional Services Agreement, Contract 15344, with Infrastructure Management Services, for an extension of time.
7. 13. **Resolutions - Public Works Streets:** Consider two resolutions authorizing the Mayor to execute Contract 16197, with MUDco Ready Mix, LLC, and Contract 16093, with West Infrastructure Construction, LLC, to establish the annual pricing of concrete products.
7. 14. **Ordinance 1st Reading - Traffic Management:** Consider an ordinance amending Section 20.05.103 of the Code of Ordinances of the City of Lubbock, with regard to school zones.
7. 15. **Resolution - Business Development:** Consider a resolution approving the Upland Crossing Public Improvement District (PID) Board Bylaws, as reviewed and recommended by the Upland Crossing PID Advisory Board.

7. 16. **Resolution - Community Development:** Consider a resolution authorizing the Mayor to execute Contract 16151, and all related documents, between the City of Lubbock Community Development Department and the U. S. Department of Housing and Urban Development, for the Community Development Block Grant.
7. 17. **Resolution - Community Development:** Consider a resolution authorizing the Mayor to execute Contract 16152, and all related documents, between the City of Lubbock Community Development Department and the U.S. Department of Housing and Urban Development, for the Emergency Solutions Grant.
7. 18. **Resolution - Community Development:** Consider a resolution authorizing the Mayor to execute Contract 16153, and all related documents, between the City of Lubbock Community Development Department and the U. S. Department of Housing and Urban Development, for the Community Housing Development Organization.
7. 19. **Resolution - Aviation:** Consider a resolution authorizing the Mayor to execute Amendment No. 6 to Contract 15200, with RS&H, Inc., for the Security Systems Upgrade at Lubbock Preston Smith International Airport.
7. 20. **Resolution - Public Transit Services:** Consider a resolution authorizing the Mayor to execute Contract 15860, with Southern Tire Mart, LLC, for the supply of tires for Citibus paratransit vans and staff support vehicles.
7. 21. **Resolution - Health Benefits:** Consider a resolution authorizing the Mayor to execute the renewal of Contract 14820, by and between the City of Lubbock and Dearborn National Life Insurance, to enhance services by adding the SelerixBenSelect benefits administration system.
7. 22. **Resolution - Facilities Management:** Consider a resolution authorizing the Mayor to execute Contract 16057 with BFD Interiors, dba Built for Dreams, for purchase and installation of furniture for the newly constructed Lubbock Power and Light GIS addition.
7. 23. **Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute Purchase Order 31062145, with C&C Manufacturing, LLC, for the purchase of a new 2022 Aljon Landfill Compactor, for Solid Waste Landfill.
7. 24. **Resolution - Parks and Recreation:** Consider a resolution authorizing the Mayor to execute Amendment No. 5 to the Lease Agreement, with Joyland Amusement Park, to extend the term until December 31, 2021.
7. 25. **Resolution - Civic Center:** Consider a resolution approving the recommendation from the Cultural Arts Grant Review Committee and the Civic Lubbock, Inc. Board of Directors, for the 2021 Live Music Performance Grant Program using Hotel Occupancy Tax funds collected at the end of FY 2019-20.
7. 26. **Resolution - Lubbock Power & Light:** Consider a resolution ratifying the Second Amendment to the Master Sales Agreement, by and between the City of Lubbock acting by and through its Electric Utility Board and City Council, and Itron, Inc., regarding the installation, maintenance, and support services relating to automatic meters and metering.

8. **Regular Agenda**
8. 1. **Board Appointments - City Secretary:** Consider a resolution authorizing the City Council to cast votes for candidates to the Lubbock Central Appraisal District Board of Directors.
8. 2. **Board Appointments - City Secretary:** Consider appointments to the Airport Board.
8. 3. **Public Hearing - Business Development:** Hold a public hearing on the proposed 2022 assessment rate for the Northwest Passage Public Improvement District (PID), and consider an ordinance reviewing classifications for the methods of assessing special benefits for the services and improvements of property in the Northwest Passage PID; approving, adopting, and filing with the City Secretary the assessment roll; levying 2022 assessments for the cost of certain services and improvements to be provided in the district during FY 2022-23; fixing charges and liens against the property in the district and against the owners thereof; and providing for the collection of the assessment.
8. 4. **Public Hearing - Business Development:** Hold a public hearing for the City Council to consider the creation of a Public Improvement District for Willow Bend Villas, which covers a portion of an area in the City of Lubbock, Lubbock County, Texas, generally bounded by 19th Street on the north, Kelsey Avenue on the east, and railroad tracks on the south and west.
8. 5. **Resolution - Business Development:** Consider a resolution making findings and authorizing establishment of the Willow Bend Villas Public Improvement District (PID), which covers a portion of an area in the City of Lubbock, Lubbock County, Texas, generally bounded by 19th Street on the north, Kelsey Avenue on the east, and railroad tracks on the south and west.
8. 6. **Public Hearing - Business Development:** Hold a public hearing regarding the proposed creation of the City of Lubbock Property Assessed Clean Energy Program (Lubbock City PACE).
8. 7. **Resolution - Business Development:** Consider a resolution to establish the City of Lubbock Property Assessed Clean Energy Program (Lubbock City PACE).
8. 8. **Resolution - Business Development:** Consider a resolution authorizing the Mayor to execute Contract 16202, with Texas Property Assessed Clean Energy Authority (Texas PACE Authority), for administrative services for the City of Lubbock Property Assessed Clean Energy Program (Lubbock City PACE).