

City of Lubbock, Texas
Regular City Council Meeting
Tuesday, July 23, 2019

Daniel M. Pope, Mayor
Jeff Griffith, Mayor Pro Tem, District 3
Juan A. Chadis, Councilman, District 1
Shelia Patterson Harris, Councilwoman, District 2
Steve Massengale, Councilman, District 4
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, 1625 13th Street, 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 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 Work Session in Committee Room 103 in City Hall - Items for presentation and discussion on such issues that may require more in-depth consideration by the City Council, than Regular Agenda items. Action may be taken on a Work Session item if the item indicates to the public the action to be taken.

1. Hear and discuss presentations regarding the following and provide guidance to staff as appropriate.
 1. 1. Drainage Criteria Manual
 1. 2. Walk and Bike Lubbock Pedestrian and Bike Master Plan
 1. 3. The City Council may discuss:
 - 1) one or more Consent Agenda items that have been pulled from the Consent Agenda, pursuant to Lubbock City Council Rules; or
 - 2) any item from the Regular Agenda, except an item that requires a public hearing. All public hearings will be held during consideration of the Regular Agenda. No action will be taken by the City Council during the Work Session.

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

2. **Executive Session**

2. 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.

2. 1. 1. Joint Application of Oncor Electric Delivery Company, LLC and City of Lubbock, Acting by and Through Lubbock Power & Light, for a Certificate of Convenience and Necessity for the Proposed Wadsworth to New Oliver to Farmland 345-kv Transmission Line in Lubbock and Lynn Counties, Texas, and the Proposed Southeast to New Oliver to Oliver 115-kv Transmission Line in Lubbock County, Texas, SOAH Docket No. 473-19-2405, PUC Docket No. 48909.

2. 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.

2. 2. 1. Joint Application of Oncor Electric Delivery Company, LLC and City of Lubbock, Acting by and Through Lubbock Power & Light, for a Certificate of Convenience and Necessity for the Proposed Wadsworth to New Oliver to Farmland 345-kv Transmission Line in Lubbock and Lynn Counties, Texas, and the Proposed Southeast to New Oliver to Oliver 115-kv Transmission Line in Lubbock County, Texas, SOAH Docket No. 473-19-2405, PUC Docket No. 48909.

2. 3. Hold an executive session in accordance with the Texas Government Code, Section 551.074, to discuss personnel matters, the appointment, employment, evaluation or reassignment of the following:
 2. 3. 1. City Attorney
 2. 3. 2. City Manager
 2. 3. 3. City Secretary

2. 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; and to deliberate the offer of a financial or other incentive to a business prospect described herein above.
 2. 4. 1. Lubbock Economic Development Alliance (LEDA) Quarterly Report

Adjourn from Executive Session

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

3. Ceremonial Items

3. 1. Invocation

3. 2. Pledges of Allegiance

3. 3. Proclamations and Presentations

3. 3. 1. Presentation of a Special Recognition in support of Golf Cart Safety Awareness Month

3. 3. 2. Presentation of Honorary Citizenships to the Mandela Washington Fellowship for Young African Leaders from Texas Tech University

3. 3. 3. Presentation of Honorary Citizenships welcoming the Junior Ambassador delegation from Lubbock's sister city Musashino, Japan

3. 4. Board Recognitions:

Capital Improvements Advisory Committee

Andy Bean

Larry Bradley

Irene Cantu Franks

Jonathan Hill

Thomas Payne

Katie Salter

Shane Salyer

Lubbock Reese Redevelopment Authority Board of Directors

Rebecca Postar

Call to Order

4. **Citizen Comments - According to Lubbock City Council Rules, any citizen wishing to appear before a regular meeting of the City Council, regarding any matter posted on the City Council Agenda, shall complete the sign-up form provided at the meeting, no later than 5:00 p.m.**

5. **Minutes**

5. 1. May 22, 2019 Special City Council Meeting - Lubbock Economic Development Alliance
June 19, 2019 Special City Council Meeting - Coffee with the Mayor
June 25, 2019 Regular City Council Meeting

6. **Consent Agenda - Items considered to be routine and 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.**

6. 1. **Budget Amendment Ordinance 2nd Reading - Finance:** Consider Budget Ordinance No. 2019-O0089, Amendment 20, amending the FY 2018-19 Budget for municipal purposes respecting the General Fund to amend the Non-Departmental Operating Budget and Sales Tax Revenue; providing for filing; and providing for a savings clause.

6. 2. **Budget Amendment Ordinance 1st Reading - Finance:** Consider Budget Ordinance Amendment 21 amending the FY 2018-19 Budget for municipal purposes respecting the Lubbock Business Park Tax Increment Finance District Fund to amend the operating Budget; amend Capital Improvement Project 92563 – North King Street; providing for filing; and providing for a savings clause.

6. 3. **Budget Amendment Ordinance 1st Reading - Finance:** Consider Budget Ordinance Amendment 22 amending the FY 2018-19 Budget for municipal purposes respecting the Airport Capital Fund to establish Capital Improvement Project 92614 – Acquire Snow Removal Equipment and appropriate funding; providing for filing; and providing for a savings clause.

6. 4. **Resolution - Finance:** Consider a resolution authorizing the Mayor to execute Contract 14739 with West Texas Services d/b/a Tom's Tree Place, for maintenance of landscape and right-of-way areas in the North Overton Public Improvement District.

6. 5. **Ordinance 2nd Reading - Right-of-Way:** Consider Ordinance No. 2019-O0088, abandoning and closing a portion of a 20-foot wide alley located south of East Slaton Road and east of Zenith Avenue, adjacent to the south line of the Bennett-Kerr Addition.

6. 6. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a portion of a 20-foot wide alley located in Block 147, Original Town of Lubbock, Lubbock County, Texas, 1314 14th Street.

6. 7. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a portion of 14th Street located adjacent to Block 147 and Block 163, Original Town of Lubbock, Lubbock County, Texas, 1300 14th Street.

6. 8. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a portion of a 20-foot wide alley located in Block 163, Original Town of Lubbock, Lubbock County, Texas, 1211 14th Street.

6. 9. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a portion of a 20-foot wide alley located in Block 179, Original Town of Lubbock, Lubbock County, Texas, 1501 15th Street.
6. 10. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a 20-foot wide underground utility easement located in Block 84, Original Town of Lubbock, Lubbock County, Texas, 1301 9th Street.
6. 11. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a 25,884 square foot portion of Avenue L, a street right-of-way, located between Block 84, Original Town of Lubbock and Block 4, Memorial Center Addition, Lubbock County, Texas, 901 Avenue K.
6. 12. **Ordinance 1st Reading - Right-of-Way:** Consider an ordinance abandoning and closing a portion of a 15-foot wide alley located between Lot 11 and Lot 14, Block 20, Country Club Addition, Lubbock County, Texas, 707 North Avenue N.
6. 13. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Deed Without Warranty in favor of Dennis Dillon d/b/a O'Tool Industries, for the sale of real property located in Lot 14, Block 20, Country Club Addition, Lubbock County, Texas, 707 North Avenue N.
6. 14. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Street Use License and/or City Public Grounds Monitor Well Permit with InControl Technologies, Inc. as the contractor for the Texas Commission on Environmental Quality (TCEQ) Dry Cleaners Remediation Program, 7002 and 7004 Hartford Ave.
6. 15. **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to execute a Parking Lease Agreement with TAJ AL MALK, d/b/a R & B Terraced Brewery, for the use of a city parking lot located at 1801 Crickets Avenue.
6. 16. **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Contract 14683 with High Sierra Electronics, Inc., for High Water Detection Warning System, RFP 19-14683-FM.
6. 17. **Resolution - Public Health Services:** Consider a resolution authorizing the Mayor to execute Contract Agreement 14676 with Patagonia Health to provide an electronic medical record system for the City of Lubbock Health Department, RFP 19-14676-SG.

6. 18. **Resolution - Community Development:** Consider a resolution authorizing the Mayor to execute Amendment 1 to Contract 12774, dated September 22, 2016, and all related documents, between the City of Lubbock for the Community Development Department, and AmeriNational Community Services, LLC d.b.a. AmeriNat, for experienced loan processing, underwriting services, and document preparation.
6. 19. **Resolution - Community Development:** Consider a resolution authorizing the Mayor to execute Amendment 1 to Contract 12967 dated September 22, 2016, and all related documents, between the City of Lubbock for the Community Development Department, and TDA Consulting, Inc., for comprehensive training, consultation, and implementation for the five-year consolidated plan.
6. 20. **Resolution - Community Development:** Consider a resolution authorizing the City Council to adopt the Consolidated Plan and Action Plan as recommended by the Community Development Services Board and required by the United States Department of Housing and Urban Development.
6. 21. **Resolution - Telecommunications:** Consider a resolution authorizing the Mayor to execute Contract 14795 with PDT Communications, LLC d/b/a/ Waterfield Technology, for the professional services and license of the replacement of the Interactive Voice Response system for Lubbock Power and Light.
6. 22. **Resolution - Facilities:** Consider a resolution authorizing the Mayor to execute Amendment 1 to Contract 14259 with Kleen-Tech, Acquisition, LLC, for Custodial Services for various facilities throughout the City.
6. 23. **Resolution - Facilities:** Consider a resolution authorizing the Mayor to execute Purchase Order 100222037 with Officewise Furniture and Supply, for the purchase of furniture, fixtures, and equipment for the Citizens Tower and Utility Customer Services Center.
6. 24. **Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute Contract 14713 with Stewart & Stevenson, for the maintenance and repair of permanently installed generators, RFP 19-14713-SG.
6. 25. **Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute Contract 14712 with Fleetwash, Inc., for Mobile Car Wash Services to be performed at Fleet Services.
6. 26. **Resolution - Lubbock Fire Rescue:** Consider a resolution authorizing the Mayor to execute an Interlocal License Agreement between the City of Lubbock and South Plains College, for the use of Lubbock Fire Rescue training facilities, for instruction of students seeking basic fire suppression certification.

6. 27. **Resolution - Business Development:** Consider a resolution to approve a Downtown Grant Program (Permittable) expenditure of Market Lubbock, Inc. to be provided to Damascus Road Downtown, Inc., located at 1306 Broadway, pursuant to Article IV, Section 5 of the Amended and Restated ByLaws of Market Lubbock Economic Development Corporation.
6. 28. **Resolutions - Business Development:** Consider a resolution to approve a Downtown Grant Program (Permittable) expenditure and a resolution to approve a Downtown Grant (Facade) expenditure of Market Lubbock, Inc., to be provided to Ralldco Development at 1520 Buddy Holly Avenue, pursuant to Article IV, Section 5 of the Amended and Restated Bylaws of Market Lubbock Economic Development Corporation.
6. 29. **Ordinance 2nd Reading - Development Services:** Consider Ordinance No. 2019-O0091, adopting the 2015 International Residential Code with amendments to suit local conditions.
6. 30. **Ordinance 2nd Reading - Development Services:** Consider Ordinance No. 2019-O0090, adopting the 2015 International Fuel Gas Code with amendments to suit local conditions.
6. 31. **Resolution - City Manager:** Consider a resolution authorizing the City Council to endorse the Walk and Bike Lubbock Pedestrian and Bicycle Master Plan, as an integral component of the Plan Lubbock 2040 Comprehensive Plan for the Future.

7. **Regular Agenda**

7. 1. **Public Hearing - Planning:** Consider a request for Zone Case 3085-A, a request of Madewell 21st Duplexes, LLC, for a zone change to Two-Family Residential (R-2) from Garden Office (GO) at 6506 21st Street, located approximately 130 feet west of Milwaukee Avenue on the north side of 21st Street, Ridgewood II Addition, Lots 87-A-1 and 87-B-1, and consider an ordinance.
7. 2. **Public Hearing - Planning:** Consider a request for Zone Case 3257-G, a request of Hugo Reed and Associates, for the City of Lubbock, for a zone change to Apartment Medical (AM) from Single Family Residential (R-1) at 14101 Indiana Avenue, located at the southeast corner of Indiana Avenue and 140th Street, on 3.9 acres of unplatted land out of Block AK, Section 1, and consider an ordinance.
7. 3. **Public Hearing - Planning:** Consider a request for Zone Case 3257-H, a request of Hugo Reed and Associates, for the City of Lubbock, for a Specific Use to allow a Police Station on land zoned Apartment Medical District (AM) at 14101 Indiana Avenue, located at the southeast corner of Indiana Avenue and 140th Street, on 3.9 acres of unplatted land out of Block AK, Section 1, and consider an ordinance.

7. 4. **Public Hearing - Planning:** Consider a request for Zone Case 3388, a request of Hugo Reed and Associates, for Prudential Enterprises, LLC, for a zone change to Two-Family Residential (R-2) from Single-Family Residential (R-1) at 7401 4th Street, located at the southeast corner of Wausau Avenue and 4th Street, on 7.5 acres of unplatted land out of Block D-6, Section 1, and consider an ordinance.

7. 5. **Public Hearing - Planning:** Discuss and take any appropriate action on a report requesting that the City Council amend Chapter 40 “Zoning” of the Code of Ordinances to correct the list of permitted uses in the Commercial (C-4), Light Manufacturing (M-1), and Specific Use districts, and consider an ordinance.

7. 6. **Ordinance 1st Reading - Planning:** Consider an ordinance amending Chapter 40 “Zoning” of the Code of Ordinances to remove the separation and parking requirements related to microbreweries and similar uses from the Central Business District (CB-4) Depot District, which are outlined in Section 40.03.2121(a) and Section 40.03.2122(15).

7. 7. **Ordinance - Finance:** Consider an ordinance of the City of Lubbock, Texas, authorizing the issuance and sale of City of Lubbock, Texas, Tax Notes, Series 2019; levying a tax in payment thereof; and enacting other provisions relating to the subject.