

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

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.

12:00 p.m. - The 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. Vital Statistics
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. 19th Street and Avenue X
1. 2. 2. Commercial Lease Amendment for property located at 5034 Frankford Avenue, Lubbock, Texas, 79424

1. 3. 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.

1. 3. 1. Lubbock Economic Development Alliance update regarding ongoing LEDA economic development projects and negotiations with business prospects including any related financial incentives offered or discussed.

Adjourn from Executive Session

1:00 p.m. or immediately following Executive Session - The City Council reconvenes 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.

2. **Work Session - Hear and discuss presentations regarding the following and provide guidance to staff as appropriate.**

2. 1. Recognition of Mandela Washington Fellows

2. 2. Discuss Sewer Lateral Committee Recommendations and Policies

2:00 p.m. - The City Council continues in Open Session in City Council Chambers.

3. **Ceremonial Items**

3. 1. Invocation

3. 2. Pledges of Allegiance

Call to Order

4. **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 July 23, 2024. Citizen Comments provide an opportunity for citizens to make comments and express a position on agenda items.**

5. **Minutes**

5. 1. 9 June 25, 2024 Regular City Council Meeting
June 25, 2024 Special City Council Meeting - Swearing-In Ceremony

6. **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.**

6. 1. 21 **Budget Ordinance Amendment 2nd Reading - Finance:** Consider Budget Ordinance No. 2024-O0100, Amendment 40, amending the FY 2023-24 Budget for municipal purposes respecting the Civil Service Positions; providing for filing; and providing for a savings clause.

6. 2. 26 **Budget Ordinance Amendment 2nd Reading - Finance:** Consider Budget Ordinance No. 2024-O0101, Amendment 41, amending the FY 2023-24 Budget for municipal purposes respecting the Airport Capital Project Fund and Airport Operating Fund; providing for filing; and providing for a savings clause.

6. 3. 30 **Budget Ordinance Amendment 2nd Reading - Finance:** Consider Budget Ordinance No. 2024-O0102, Amendment 42, amending the FY 2023-24 Budget for municipal purposes respecting the Operating Budget for Market Lubbock Inc.-Visit Lubbock and Sports Authority; providing for filing; and providing for a savings clause.

6. 4. 35 **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 43, amending the FY 2023-24 Budget for municipal purposes respecting the Cable Services Fund; providing for filing; and providing for a savings clause.

6. 5. 39 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Right-of-Way Deed and one (1) Drainage Easement Deed, and all related documents, in connection with certain real property located in Section 8, Block JS, Lubbock County, Texas (Parcel 4), on the west side of North Milwaukee Avenue and on the north side of Erskine Street, to be utilized for the 2022 Roadway Bond Project.

6. 6. 62 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 39, Block AK, Lubbock County, Texas (Parcel 31), at the southwest corner of 34th Street and Upland Avenue, to be utilized for the 2022 Roadway Bond Project.
6. 7. 72 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 42, Block AK, Lubbock County, Texas, at the southwest corner of 34th Street and Upland Avenue, to be utilized for the 2022 Roadway Bond Project.
6. 8. 82 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 6), on the west side of Upland Avenue across from 12th Street, to be utilized for the 2022 Roadway Bond Project.
6. 9. 92 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 7), on the west side of Upland Avenue, north of 12th Street, to be utilized for the 2022 Roadway Bond Project.
6. 10. 102 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 8), at the southwest corner of Upland Avenue and 9th Street, to be utilized for the 2022 Roadway Bond Project.
6. 11. 113 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 13), on the west side of Upland Avenue, south of 4th Street, north of 8th Street, to be utilized for the 2022 Roadway Bond Project.
6. 12. 123 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 16), at the southeast corner of Upland Avenue and 4th Street, to be utilized for the 2022 Roadway Bond Project.

6. 13. 134 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and all related documents, in connection with certain real property located in Section 1, Block D-6, Lubbock County, Texas (Parcel 21), at the northeast corner of Upland Avenue and 19th Street, to be utilized for the 2022 Roadway Bond Project.
6. 14. 145 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept, for and on behalf of the City of Lubbock, one (1) Street, Public Use, and Right-of-Way Deed, and (1) Water Line Easement Deed, and all related documents, in connection with certain real property located in Section 38, Block AK, of the GC & SF R.R. Co. Survey, Lubbock County, Texas (Parcel 12), on the east side of Upland Avenue, at the railroad crossing, to be utilized for the 2022 Roadway Bond Project.
6. 15. 163 **Resolution - Right-of-Way:** Consider a resolution authorizing the Mayor to accept a Real Estate Sales Contract, and all related documents, by and between the City of Lubbock and Lubbock Land Holdings, LLC, for the purchase of real property located in Lot 21, 82nd Acres Addition to the City of Lubbock, Lubbock County, on the east side of I-27, south of 82nd Street, to be used for drainage improvements on the 2022 Roadway Bond Project.
6. 16. 183 **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Change Order No. 2 to Contract 16162, with Landmark Structures, LP, related to the construction completion of the 2.0 Million Gallon Elevated Storage Tanks at 3rd Street and University Avenue and 87th Street and Avenue P.
6. 17. 224 **Resolution - Engineering:** Consider a resolution authorizing the Mayor to execute Public Works Contract 18144, with West Texas Paving, Inc., for Unpaved Roads Improvements C.O. Phase 4.
6. 18. 236 **Resolution - Facilities Management:** Consider a resolution authorizing the Mayor to execute for and on behalf of the City of Lubbock, a Mutual Termination of Lease Agreement, and all related documents, by and between the City of Lubbock and Dolgencorp of Texas, Inc., regarding property at 2015 50th Street-Unit B.
6. 19. 288 **Resolution - Civic Centers:** Consider a resolution approving the recommendation from the Cultural Arts Grant Review Sub-Committee and the Civic Lubbock, Inc. Board of Directors, for the 2024 Cultural Arts Grant Program, using Hotel Occupancy Tax funds collected at the end of Fiscal Year 2022-23.
6. 20. 319 **Resolution - Information Technology:** Consider a resolution authorizing the Mayor to execute Contract 18160, with Vexus Fiber Internet Services, for upgrades of internet services for various City departments.
6. 21. 327 **Resolution - Information Technology:** Consider a resolution authorizing the Mayor to execute Contract 18193, with Unite Private Networks, to provide Secondary Business Internet Service connections for Citizens Tower and multiple City locations.

7. **Regular Agenda**

7. 1. 337 **Public Hearing - Planning (District 3):** Consider a request for Zone Case 763-D, a request of Woda Cooper Companies, Inc. for Buslon, Inc., for a zone change from Low Density Single-Family District (SF-2) and Medium Density Residential District (MDR) to Medium Density Residential District (MDR), at 5311 Bangor Avenue, located north of 54th Street and east of Bangor Avenue, on approximately 5.9 acres of unplatted land out of Block E-2, Section 28, and consider an ordinance.
7. 2. 352 **Public Hearing - Planning (District 6):** Consider a request for Zone Case 2538-MM, a request of K-9 Kennels, for a zone change from Low Density Single-Family District (SF-2) to Heavy Commercial District (HC), at 1607 and 1715 Alcove Avenue, located north of 19th Street and east of Alcove Avenue, on approximately 6.1 acres of unplatted land out of Block D-6, Section 1, and consider an ordinance.
7. 3. 371 **Public Hearing - Planning:** Hold a public hearing in accordance with Section 43.0694(a) of the Texas Local Government Code, regarding the City of Lubbock's intent to annex an area of land consisting of approximately 374.74 acres of real property commonly known as the Highland Oaks Subdivision, located within an area located south of 146th Street (F.M. 7500), east of Frankford Avenue, north of Woodrow Road (F.M. 7600), and west of Slide Road (F.M. Road 1730) into Lubbock's corporate limits.
7. 4. 385 **Resolution and Order - City Secretary:** Consider a resolution and order for a special city election to be held on November 5, 2024, in accordance with Texas Local Government Code Section 43.0696, regarding the annexation of approximately 374.74 acres of real property commonly known as the Highland Oaks Subdivision, located within an area located south of 146th Street (F.M. 7500), east of Frankford Avenue, north of Woodrow Road (F.M. 7600), and west of Slide Road (F.M. Road 1730).