

**CITY OF LUBBOCK
REGULAR CITY COUNCIL MEETING
APRIL 27, 2009
7:30 A. M.**

The City Council of the City of Lubbock, Texas met in regular session on the 27th day of April, 2009, in the City Council Chambers, first floor, City Hall, 1625 13th Street, Lubbock, Texas at 7:30 A. M.

7:30 A.M. CITY COUNCIL CONVENED

City Council Chambers, 1625 13th Street, Lubbock, Texas

Present: Mayor Tom Martin, Mayor Pro Tem Jim Gilbreath, Council Member Paul R. Beane, Council Member Linda DeLeon, Council Member Todd Klein, Council Member John W. Leonard III, and Council Member Floyd Price.

Absent: No one.

1. CITIZEN COMMENTS

Motion was by Council Member DeLeon, seconded by Council Member Klein to approve allowing three minutes for each Citizen to make comments. Motion carried 7 Ayes, 0 Nays.

- Maurice Stanley appeared before Council to discuss concerns regarding pay increases and recruitment of additional police officers.
- Naida Gonzales and Armando Gonzales appeared before Council to discuss concerns regarding the location of the new animal shelter.
- Mickey Jones appeared before Council to discuss concerns regarding the construction delay of the new animal shelter.
- Rusty Arp, Vice President of the Lubbock Police Professionals Association, appeared to discuss concerns regarding pay increases and lack of police officers per population.
- Lubbock Police Department Officers, Michael May, Cory Nunley, Brandon Price, Kevin Cranfill, John Lofton, and Donnie Davidson appeared to discuss pay increases and recruitment of additional police officers.

8:00 A.M. CITY COUNCIL RECESSED INTO EXECUTIVE SESSION.

2. EXECUTIVE SESSION

- 2.1. Hold an executive session in accordance with Vernon's Texas Codes Annotated (V.T.C.A.) Government Code, Section 551.071, to discuss pending or contemplated litigation or settlement agreement, and hold a consultation with attorney. (Police, Water Utility)**
- 2.2. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.072, to deliberate the purchase, exchange, lease, or value of real property. (Libraries, Right-of-Way, Water Utility)**
- 2.3. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.074 (a)(1), to discuss personnel matters (City Attorney, City Manager, City Secretary) and take appropriate action.**
- 2.4. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.086, on the following competitive matters (Electric Utilities):**
 - 2.4.1 to deliberate, vote and take final action on electric rates of Lubbock Power and Light**
 - 2.4.2 to discuss, vote and take final action on a competitive matter regarding operation, financial and capital statements and budgets, revenue and expense projections, strategic business plans, agreements and studies of Lubbock Power and Light**
 - 2.4.3 to discuss and deliberate a competitive matter regarding the strategies, goals, funding and strategic purpose of the City of Lubbock's relationship with and membership in the West Texas Municipal Power Agency.**
- 2.5. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.074(a)(1), to discuss personnel matters regarding duties, responsibilities, and/or appointments to the Building Board of Appeals, Junked Vehicles Compliance Board, Urban Design & Historic Preservation Commission, and the Water Board of Appeals.**

9:04 A.M. CITY COUNCIL REGULAR MEETING RECONVENED.

City Council Chambers

Present: Mayor Tom Martin; Mayor Pro Tem Jim Gilbreath; Council Member Paul R. Beane; Council Member Linda DeLeon; Council Member Todd Klein; Council Member John W. Leonard III; Council Member Floyd Price; Lee Ann Dumbald, City Manager; Rebecca Garza, City Secretary; and Don Vandiver, City Attorney.

Absent: No one

3. PROCLAMATIONS AND PRESENTATIONS

3.1. Invocation by Pastor Bobby Dagnel, First Baptist Church

Invocation was lead by Pastor Bobby Dagnel, First Baptist Church.

3.2. Pledges of Allegiance

Pledges of Allegiance were given in unison by those in the City Council Chambers to the United States flag and the Texas flag.

3.3. Presentation of a special recognition to the Lubbock Mustang Club for the Great American Pony Drive.

Mayor Martin gave special recognition to the members of the Lubbock Mustang Club for the Great American Pony Drive. Member Sylvie Putman accepted recognition on behalf of the Club.

3.4. Presentation of a special recognition commemorating May 10-17, 2009, as National Association of Letter Carriers Food Drive Week.

Mayor Martin gave special recognition to Charles Peterman, Food Drive Coordinator for the Letter Carriers; Randy Turner, Lubbock Postmaster; and David Weaver, Director of Lubbock South Plains Food Bank, commemorating May 10-17, 2009, as National Association of Letter Carriers Food Drive Week.

3.5. Presentation of a special recognition commemorating April 2009 as Parkinson's Disease Awareness Month.

Mayor Martin gave special recognition to Susan Moeller, Administrator of the West Texas Parkinsonism Society; Lyn Williams, Administrative Assistant of the West Texas Parkinsonism Society; and Barbara Beal, member of the group, commemorating April 2009 as Parkinson's Disease Awareness month.

3.6. Presentation of centennial memorabilia to the City Council by the Lubbock Centennial Committee.

Linda Gaither, President of the Lubbock Centennial Committee, along with the Committee members, presented centennial memorabilia to Council Members.

BOARD RECOGNITIONS

3.7. Animal Shelter Advisory Committee:

Thomas Adams

Board of Health:

Dr. Steve Presley

Dr. Ted Reid (unable to attend)

Citizens Traffic Commission:

Xavier Vela

Community Development & Services Board:

Bill Curnow
Nettie Edwards

Keep Lubbock Beautiful Advisory Committee:

Cathy Mottet
Donna Zartman (unable to attend)
Norma Pike

Urban Design & Historic Preservation Commission:

John White (unable to attend)

Note: Consent Agenda, Regular Agenda, Minutes, and Work Session items were addressed by Council in the following order:

- *5.19; 6.5; 4.1; 5.2; 5.4; 5.7-5.16; 5.18; 5.20; 5.22-5.29; 5.1-5.3; 5.5; 5.6; 5.17; 5.21; 5.29; 6.1-6.4; 7.4; 6.6; and 6.7.*
- *Item 5.29 was included in Consent Agenda and was later reconsidered following item 5.21.*
- *Item 6.5 was continued to the May 14, 2009, Regular City Council Meeting*
- *Item 5.6 was deleted and no action was taken on item 6.6.*

6. REGULAR AGENDA

5.19. Contract Resolution - Police: Resolution No. 2009-R0152 authorizing the Mayor to execute Contract No. 8973 with the Lubbock Avalanche Journal Newspaper, Southwestern Newspaper Company, L.P., for Internet and video media services for recruitment of applicants for the Lubbock Police Department.

Dale Holton, Chief of Police gave comments and answered questions from Council.

Motion was made by Council Member DeLeon, seconded by Council Member Price to approve Resolution No. 2009-R0152 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

6.5. Resolution - City Council: Consider a resolution adopting the provisions of Resolution No. 2006-RO332, in accordance with the directives of said Resolution, resolving to place the Lubbock Fire Department and the Lubbock Police Department within the top 10 fire and police departments in the State of Texas, in regard as to pay, compensation, and benefits/retirement.

Motion was made by Council Member Leonard, seconded by Council Member Beane to continue this item to the May 14, 2009 Regular City Council Meeting. Motion carried 6 Ayes, 1 Nay. Council Member DeLeon voted against.

4. MINUTES

4.1. March 23, 2009, Regular City Council Meeting

April 6, 2009, Special City Council Meeting

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Leonard to approve the minutes of the March 23, 2009 Regular City Council Meeting and the April 6, 2009 Special City Council Meeting. Motion carried: 7 Ayes, 0 Nays.

5. CONSENT AGENDA

- Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Price to approve items 5.2; 5.4; 5.7-5.16; 5.18; 5.20; 5.22-5.29 on consent agenda as recommended by staff. Motion carried: 7 Ayes, 0 Nays.
- 5.2. Budget Amendment Ordinance 1st Reading - Finance: Ordinance No. 2009-O0037 Amendment No. 11 amending the FY 2008-09 budget respecting the Grant Fund to accept and appropriate grant funding from the Texas Department of Transportation for the STEP - Click It or Ticket Mobilization Project; respecting the LP&L Operating Budget as recommended by the Electric Utility Board on March 30, 2009, and as approved by the City Council in a meeting conducted pursuant to Section 551.086 of the Texas Government Code; and respecting the Community Development Fund to accept and appropriate funding from the Texas Department of Housing and Community Affairs for the Low Income Home Energy Assistance Program and from the Texas Department of Housing and Community Affairs for the Department of Energy Weatherization Assistance Program.**
- 5.4. Resolution – Business Development: Resolution No. 2009-R0153 authorizing the Mayor to execute an agreement with Lubbock Economic Development Alliance, Inc., for sharing in the cost of the construction of Lubbock Business Park Boulevard from North Elm Avenue to Martin Luther King, Jr. Boulevard.**
- 5.7. Contract Resolution - Traffic Engineering: Resolution No. 2009-R0154 authorizing the Mayor to execute purchase order Contract No. 345838 with Paradigm Traffic Systems for eight traffic controllers for use at signalized intersections.**

- 5.8. Ordinance 2nd Reading - Traffic Engineering: Ordinance No. 2009-O0030 amending Section 16-175.2 of the Code of Ordinances with regard to the establishment of school zones and speed limits, adding a reduced speed school zone on Frankford Avenue 200 feet north and 200 feet south of 102nd Street.**
- 5.9. Ordinance 2nd Reading – Right-of-Way: Ordinance No. 2008-O0048 abandoning and closing a 25-foot utility and public access easement located in Block D-6, Section 1, Lubbock County, Texas, 7328 19th Street.**
- 5.10. Street Use License Resolution - Right-of-Way: Resolution No. 2009-R0155 authorizing the Mayor to execute a street use license agreement with Texland Petroleum L.P., for the use of a dedicated street for a pipeline, 3002 East Municipal Drive.**
- 5.11. Contract Resolution – Water Utility: Resolution No. 2009-R0156 authorizing the Mayor to execute Amendment No. 3 to Contract No. 6067 with HDR Engineering extending the timeline and increasing the compensation for engineering construction phase services associated with the Major Water Line Replacement (34th Street) and the Downtown Water Line Replacement projects.**
- 5.12. Contract Resolution - Water Utilities: Resolution No. 2009-R0157 authorizing the Mayor to execute purchase order Contract No. 346197 with South Plains Communications for data radio replacement services.**
- 5.13. Contract Resolution - Water Utility: Resolution No. 2009-R0158 authorizing the Mayor to execute Contract No. 8964, a professional services agreement, with Texas Tech University to complete archeological services required under Texas Historical Commission Archeological Permit No. 2440 and 2625.**
- 5.14. Contract Resolution - Water Utility: Resolution No. 2009-R0159 authorizing the Mayor to execute Contract No. 8969 with Trace Analysis Incorporated for laboratory analysis of soil samples for the Land Application Site as required by the City’s Texas Commission on Environmental Quality Discharge Permit, BID 09-025-FO.**
- 5.15. Contract Amendment Resolution - Parks and Recreation: Resolution No. 2009-R0160 authorizing the Mayor to execute Amendment No. 2 to Contract No. 7886 with Marion Moss Enterprises and TIBH Industries for litter control and disposal at the Youth Sports Complex properties.**
- 5.16. Contract Resolution - Civic Facilities: Resolution No. 2009-R0161 authorizing the Mayor to execute Amendment No. 1 to Contract No. 6333, a license agreement, with Civic Lubbock Inc., specifying salary and benefit reimbursements for full-time concession and box office employees only, removing the Entertainment Task Force Standing Sub Committee, and adding language requiring Civic Lubbock, Inc., to maintain general liability insurance naming the City of Lubbock as primary additional insured, liquor liability insurance, and crime insurance.**

- 5.18. Contract Resolution - Police: Resolution No. 2009-R0162 authorizing the Mayor to execute Contract No. 8971, an agreement with Lubbock Cooper Independent School District Police Department, to allow radio and mobile data computer communications between law enforcement agencies.**
- 5.20. Contract Resolution - Fleet Services: Resolution No. 2009-R0163 authorizing the Mayor to execute purchase order Contract No. 346335 with Gene Messer Chevrolet for pickup trucks for the Codes Department, BID 09-024-FO.**
- 5.22. Tax Abatement Contract Resolution - Business Development: Resolution No. 2009-R0164 authorizing the Mayor to execute Contract No. 8974, an industrial tax abatement agreement, with Thomas Hurley, individually and the Hurley Companies dba Hurley Packaging, Essence Bottling, and Hurley Containers.**
- 5.23. Resolution - Business Development: Resolution No. 2009-R0165 calling for a public hearing to consider the creation of a Public Improvement District for Quincy Park, which covers a portion of an area in the City of Lubbock, Lubbock County, Texas, generally bounded by portions of 88th Street and 89th Street on the north, Upland Avenue on the west, 98th Street on the south, and Quincy Avenue on the east.**
- 5.24. Notice of Intent Resolution - Business Development: Resolution No. 2009-R0166 giving notice of intent to the presiding officers of each governing body of each taxing unit having jurisdiction in assessing taxes on 711 and 714 2nd Place to execute an amendment to the Tax Abatement Agreement with Sysco West Texas, formerly known as Watson/Sysco Food Service, eliminating the job requirements due to technological innovations and adding the requirement to utilize LP&L for electrical services.**
- 5.25. Ordinance Amendment 2nd Reading - Building Inspection: Ordinance No. 2009-O0032 amending Chapter 6, Article VI of the Lubbock Code of Ordinances, adopting the 2006 International Residential Code and providing for certain amendments thereto to meet local conditions.**
- 5.26. Ordinance Amendment 2nd Reading - Building Inspection: Ordinance No. 2009-O0035 amending Chapter 6, Article VII of the Lubbock Code of Ordinances, adopting the 2006 International Fuel Gas Code and providing for certain amendments thereto to meet local conditions.**
- 5.27. Ordinance Amendment 2nd Reading - Building Inspection: Ordinance No. 2009-O0034 amending Chapter 6, Article IV of the Lubbock Code of Ordinances, adopting the 2006 International Mechanical Code and providing for certain amendments thereto to meet local conditions.**
- 5.28. Ordinance Amendment 2nd Reading - Building Inspection: Ordinance No. 2009-O0033 amending Chapter 6, Article III of the Lubbock Code of Ordinances, adopting the 2006 International Plumbing Code and providing for certain amendments thereto to meet local conditions.**

- 5.29. Resolution Amendment - Planning: Resolution No. 2009-R0173 approving the adoption of an addendum to the Comprehensive Land Use Plan, amending Resolution No. 2118 to include newly annexed property in the south part of Lubbock.**

This item was reconsidered following item 5.21.

Note: Regular Agenda Items, Consent Agenda Items moved to Regular Agenda, and Work Session Items are listed in the order they were addressed:

- *5.1; 5.3; 5.5; 5.17; 5.21; 5.29; 6.1-6.4; 7.4;6.6; 6.7; 7.2; 7.1; and 7.3.*

5. CONSENT AGENDA

- 5.1. Budget Amendment Ordinance 2nd Reading - Finance: Ordinance 2009-O0031 Amendment No. 10 amending the FY 2008-09 Budget respecting the Community Development Fund to accept and appropriate funding from the Texas Department of Housing and Community Affairs for the Community Services Block Grant Self-Sufficiency program; respecting the Transit Fund to accept and appropriate funding from the Federal Transit Administration for capital items as part of the American Recovery and Reinvestment Act; respecting the Capital Improvement Program by reducing the total appropriation in the Capital Improvement Project titled "Overpass, Loop 289 at Slide Road" and establishing a Capital Improvement Project titled "West Loop 289 from Frankford Avenue south to 34th Street".**

- 5.1.1 Contract Amendment Resolution - Community Development: Resolution No. 2009-R0167 authorizing the Mayor to execute Amendment No. 1 to Community Development Funding Contract No. 8830 with Catholic Family Services for additional funds to provide assistance to families to transition them out of poverty through the Community Service Block Grant for the Self-Sufficiency Program.**

- 5.1.2 Resolution – Public Works Engineering: Resolution No. 2009-R0168 authorizing the Mayor to execute Amendment No. 1 to Contract No. 8980, the Advanced Funding Agreement, with the Texas Department of Transportation for the design and construction of the Slide Road overpass at North Loop 289, reducing the City's share of the construction cost from \$25 million to \$13,546,325.**

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Klein to approve Ordinance No. 2009-O0031, Resolution No. 2009-R0167, and Resolution No. 2009-R0168 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

5.3. Resolution - Finance: Resolution No. 2009-R0169 designating authorized representatives on the City's accounts with the Texas Local Government Investment Pool.

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Price to approve Resolution No. 2009-R0169 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

5.5. Contract Resolution - Public Works: Resolution No. 2009-R0170 authorizing the Mayor to execute unit price Contract No. 8826 with Allen Butler Construction for the construction of streets, water, and sewer in the Lubbock Business Park Project Phase IB, BID 09-709-BM.

Marsha Reed, P.E., Director of Public Works, gave comments and answered questions from Council.

Motion was made by Council Member Price, seconded by Council Member Klein to approve Resolution No. 2009-R0170 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

5.6. Resolution – Public Works Engineering: Consider a Resolution authorizing the Mayor to execute Amendment No. 1 to Contract No. 8980, the Advanced Funding Agreement, with the Texas Department of Transportation for the design and construction of the Slide Road overpass at North Loop 289, reducing the City's share of the construction cost from \$25 million to \$13,546,325.

This item was deleted.

5.17. Contract Resolution - Police: Resolution No. 2009-R0171 authorizing the Mayor to execute a memorandum of understanding with the Lubbock Regional Mental Health Mental Retardation Center the guideline protocol for services provided by the Lubbock Regional MHMR to the City of Lubbock Police Department for providing care, treatment, and services to detainees to ensure a high standard level of care and treatment to people who come in contact with the Lubbock Police Department.

Dale Holton, Chief of Police, gave comments and answered questions from Council.

Motion was made by Council Member Klein, seconded by Council Member Price to approve Resolution No. 2009-R0171 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

5.21. Resolution - Fire: Resolution No. 2009-R0172 authorizing the Mayor to execute purchase order Contract No. 345802 with Casco Industries for municipal fire hose, BID 09-035-RH.

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Klein to approve Resolution No. 2009-R0172 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

5.29. Resolution Amendment - Planning: Resolution No. 2009-R0173 approving the adoption of an addendum to the Comprehensive Land Use Plan, amending Resolution No. 2118 to include newly annexed property in the south part of Lubbock.

Randy Henson, Director of Planning, gave comments and answered questions from Council.

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Leonard to approve Resolution No. 2009-R0173 as recommended by staff. Motion carried 7 Ayes, 0 Nays.

Council Member DeLeon was away from the dias.

10:09 A.M. CITY COUNCIL RECESSED

10:17 A.M. CITY COUNCIL RECONVENED

City Council Chambers

Council Member DeLeon was away from the dias; she arrived following item 6.2.

6. REGULAR AGENDA (CONTINUED)

6.1. Public Hearing 10:00 a.m. - Planning: Ordinance No. 2009-O0038 Zone Case No. 3116 (South of Farm to Market 1585 and north of the Lubbock City limits between Indiana Avenue and Quaker Avenue) Hold a public hearing to consider request of Hugo Reed and Associates, for Ford Development, for zoning change from Transition (T) to Single-Family District (R-1) Specific Use, High-Density Apartment District (A-2), Garden Office District (GO), and General Retail District (C-3) on 320.35 acres of unplatted land out of Block AK, Section 4, and to consider an ordinance.

Mayor Martin opened the public hearing at 10:17 a.m.

Randy Henson, Director of Planning gave a presentation and answered questions from Council.

Terry Holman, Hugo Reed and Associates, spoke in favor of the Ordinance. No one spoke in opposition.

Mayor Martin closed the public hearing at 10:22 a.m.

Motion was made by Council Member Leonard, seconded by Mayor Pro Tem Gilbreath to approve Ordinance No. 2009-O0038 as recommended by staff and the Planning and Zoning Commission. Motion carried: 7 Ayes, 0 Nays.

- 6.2. Public Hearing 10:00 a.m. - Planning: Ordinance No. 2009-O0039 Zone Case No. 3119 (4801 North Interstate 27) Hold a public hearing to consider request of Tanya Cintron, for NTCH-NM, LLC, aka Cleartalk, for zoning change from Single-Family District (R-1) to Heavy Commercial (C-4) Specific Use for a 150 foot tall communications tower on 0.0574 acres of unplatted land out of Block A, Section 9, and to consider an ordinance.**

Mayor Martin opened the public hearing at 10:24 a.m.

Mark Ray, NTCH-NM, LLC, spoke in favor of the Ordinance. No one spoke in opposition.

Randy Henson, Director of Planning gave a presentation and answered questions from Council.

Mayor Martin closed the public hearing at 10:36 a.m.

Motion was made by Council Member Price, seconded by Council Member Klein to approve Ordinance No. 2009-O0039 as recommended by staff and the Planning and Zoning Commission. Motion carried: 7 Ayes, 0 Nays.

Council Member DeLeon returned to the dias at 10:36 a.m.

- 6.3. Public Hearing 10:00 a.m. - Planning: Ordinance No. 2009-O0040 Zone Case No. 2996-B (south of East Emory Street and east of North Ivory Avenue) Request of Brian DeLatte, for Senior Living at Emory, LP, for zoning change from Single-Family District (R-1) and General Retail District (C-3) Specific Use to High-Density Apartment District (A-2) on 16.25 acres of unplatted land out of Block A, Section 1, and to consider an ordinance.**

Mayor Martin opened the public hearing at 10:36 a.m.

Randy Henson, Director of Planning gave a presentation and answered questions from Council.

Brian DeLatte, Senior Living at Emory, LP, spoke in favor of the Ordinance. No one spoke in opposition.

Mayor Martin closed the public hearing at 10:38 a.m.

Motion was made by Council Member Pice, seconded by Mayor Pro Tem Gilbreath to approve Ordinance No. 2009-O0040 as recommended by staff and the Planning and Zoning Commission. Motion carried: 7 Ayes, 0 Nays.

- 6.4. Public Hearing 10:00 a.m. - Planning: Ordinance No. 2009-O0041 Zone Case No. 3050-C (130th Street between Quaker Avenue and Memphis Avenue) Hold a public hearing to consider request of Ricky Green, for RTR Investments, for zoning change from Two-Family District (R-2) Specific Use to General Retail District (C-3) on 13.73 acres on unplatted land out of Block E-2, Section 22, north of Farm to Market 1585, and to consider an ordinance.**

Mayor Martin opened the public hearing at 10:40 a.m.

Randy Henson, Director of Planning gave a presentation and answered questions from Council.

Ricky Green, RTR Investments, spoke in favor of the Ordinance. No one spoke in opposition.

Mayor Martin closed the public hearing at 10:41 a.m.

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Klein to approve Ordinance No. 2009-O0041 as recommended by staff and the Planning and Zoning Commission with the following condition:

“A site plan review with proposed materials shall occur on each of the C-3 parcels prior to any subdivision or construction on the property.”

Motion carried: 7 Ayes, 0 Nays.

7. WORK SESSION/BUSINESS AGENDA

7.4. Presentation by Lubbock Economic Development Alliance on the feasibility study of kiosks, flat panel displays, and zipper/ticker displays to provide information to Lubbock visitors, and the effectiveness of differing types of kiosks in delivering such information to visitors.

Gary Lawrence, Lubbock Economic Development Alliance, gave a presentation and answered questions from Council regarding options and benefits of advertising local events, venues, and maps via kiosks, flat panel displays, and zipper/ticket displays to visitors of Lubbock. At this time, Lubbock Economic Development Alliance, Inc. and Market Lubbock Inc. feel there is not enough information to make a recommendation. He stated there was a need to update signage for the city.

6. REGULAR AGENDA (CONTINUED)

6.6. Ordinance - City Council: Consider an ordinance amending Chapter 16 of the Code of Ordinances of the City of Lubbock, Texas, by amending Sections 16-265, 16-266, and 16-267 of the Code of Ordinances of the City of Lubbock by expanding applicability thereof to all persons operating a motor vehicle with a suspended, revoked, or canceled driver's license, to persons permitting such persons to operate a motor vehicle, and to persons aiding or abetting such a person; and providing a savings clause.

No action was taken on this item.

6.7. Board Appointments - City Secretary: Consider one appointment to the Building Board of Appeals; one appointment to the Community Development & Services Board; three appointments to the Junked Vehicle Compliance Board; four appointments to the Park & Recreation Board; one appointment to the Public Transit Advisory Board; one appointment to

the Urban Design & Historic Preservation Commission; and three appointments to the Water Board of Appeals.

Motion was made by Mayor Pro Tem Gilbreath, seconded by Council Member Leonard to appoint Rodney Roberts to the Building Board of Appeals; to reappoint Carl Beyer, and appoint Helen Payne and David White to the Junked Vehicle Compliance Board; to reappoint Kathleen Hamilton and Christy Martinez-Garcia and appoint Brian Pierce and Jeff Baker to the Park and Recreation Board; to appoint Bruce Curlee to the Public Transit Advisory Board; to appoint Brianna Ingram to the Urban Design & Historic Preservation Commission; and to reappoint Jesus Arenas, Jr. and Tammi Swoboda and appoint Bill Craft to the Water Board of Appeals. Motion carried: 7 Ayes, 0 Nays.

Appointment to the Community Development & Services Board was deleted.

11:40 A.M. CITY COUNCIL RECESSED INTO EXECUTIVE SESSION

1:44 P.M. CITY COUNCIL RECONVENED

Present: Mayor Tom Martin; Mayor Pro Tem Jim Gilbreath; Council Member Paul R. Beane; Council Member Todd Klein; Council Member John W. Leonard III; Council Member Floyd Price; Rebecca Garza, City Secretary; and Don Vandiver, City Attorney.

Absent: Council Member Linda DeLeon; Lee Ann Dumbald, City Manager.

Lee Ann Dumbald returned at 1:45 p.m.

Council Member DeLeon returned at 1:46 p.m.

7. WORK SESSION/BUSINESS AGENDA (CONTINUED)

7.2. Presentation on Truth in Taxation.

Andy Burcham, Chief Financial Officer, gave a presentation and answered questions from Council regarding Truth in Taxation for Fiscal Year 2009 and years prior.

7.1. Presentation on alternatives from the feasibility study of the Northwest Lubbock and Maxey Park drainage areas.

Michael Keenum, P.E., Storm Water Engineer, and Marsha Reed, P.E., Director of Public Works, gave a presentation and answered questions regarding construction options, expected completion dates, and expenses related to the Northwest Lubbock and Maxey Park drainage areas.

There was City Council consensus for staff to move forward looking at budget for Alternate 5 project.

7.3. Presentation on the results of the 2008 Insurance Service Office Inspection.

Rhea Cooper, Fire Chief, gave a presentation and answered questions regarding 2008 Insurance Service Office Inspection.

3:24 P.M. CITY COUNCIL ADJOURNED.

There being no further business to come before Council, Mayor Martin adjourned the meeting.