

**CITY OF LUBBOCK**  
**REGULAR CITY COUNCIL MEETING**  
March 2, 2011  
7:30 A. M.

The City Council of the City of Lubbock, Texas met in regular session on the 2nd of March, 2011, in City Council Chambers, City Hall, 1625 13th Street, Lubbock, Texas at 7:30 a. m.

**7:33 A.M. CITY COUNCIL CONVENED**

**City Council Chambers, 1625 13<sup>th</sup> Street, Lubbock, Texas**

**Present:** Mayor Tom Martin; Mayor Pro Tem Floyd Price; Council Member Paul R. Beane; Council Member Karen Gibson; Council Member Jim Gilbreath; Council Member Victor Hernandez; Council Member Todd R. Klein; Lee Ann Dumbauld, City Manager; Rebecca Garza, City Secretary; and Sam Medina, City Attorney.

**Absent:** No one.

*Note: City Council addressed agenda items in the following order:*

- *Citizen Comments; 7.2; 3.1-3.2; 3.4; 3.3; 3.5; 4.1; 5.1-5.3; 5.5-5.9; 5.4; 6.1-6.2; and 7.1*

**1. CITIZEN COMMENTS**

- Natalia Salazar, President of the Arnett Benson Neighborhood Association, appeared before Council to express concern regarding student housing development in the Arnett Benson area.
- Morris H. "Spike" Wideman, Chris Steinfath, Ronnie Steinfath, and Jack Strong appeared before Council to express concerns about a future McDonald's restaurant in their neighborhood.

**7:48 A.M. CITY COUNCIL RECESSED INTO EXECUTIVE**

**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.

- 2.1.1 Right-of-Way**
  - 2.1.2 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.**
  - 2.2.1 Right-of-Way**
  - 2.2.2 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 and take appropriate action.**
  - 2.3.1 City Attorney**
  - 2.3.2 City Manager**
  - 2.3.3 City Secretary**
- 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 & 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, asset purchase agreements, and studies of Lubbock Power & 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 and membership in the West Texas Municipal Power Agency**
  - 2.4.4 to discuss and deliberate wholesale power supply strategies, proposals, and contracts of Lubbock Power & Light**

**8:16 A.M. CITY COUNCIL RECONVENED**

**City Council Conference Room 103**

**7. WORK SESSION/BUSINESS AGENDA**

- 7.2. Finance: FY 2011-12 Operating Budget and Capital Program discussion to include all funds and operations of the City.**

The City Council discussed budget philosophies and gave policy direction for the upcoming FY 2011-12 Operating Budget and Capital Program. City Manager Dumbauld was directed to place a work session item on the agenda to present the Airport Master Plan at the next regularly scheduled council meeting.

**9:10 A.M. CITY COUNCIL RECESSED**

**9:31 A.M. CITY COUNCIL RECONVENED**

**Council Chambers**

**3. PROCLAMATIONS AND PRESENTATIONS**

**3.1. Invocation by Pastor John Givens, Community Christian Church**

Pastor John Givens, Community Christian Church, led the invocation.

**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.

**3.4. Presentation of a special recognition commemorating Nat Williams Elementary, Destination ImagiNation 5th grade team for their endeavors to assist two children**

Mayor Martin and Councilman Todd R. Klein presented special recognition to the Nat Williams 5<sup>th</sup> grade Destination ImagiNation team, for their efforts in assisting Torrence Spence and Ismeal Waldman. Mitzi Flournoy, teacher at Nat Williams Elementary, gave comments on the student's fundraising events and sincere desire to help the two children. Torrence Spence and her mother, Traci McClead, were also recognized.

**3.3. Mayor Tom Martin will present a check, totaling \$5,000, on behalf of the Lubbock Apartment Association to the Lubbock United Neighborhood Association from the proceeds from the Mayor's State of the City Address**

Mayor Martin introduced members of the Lubbock Apartment Association, and gave comments on the importance of the Lubbock United Neighborhood Association (LUNA) in this community. Gary Mitchel, board member for the Lubbock Apartment Association, gave comments and presented the \$5,000 check to Carol Hedrick, Executive Director of LUNA.

**3.5. Board Appointments**

**Housing Authority:**

Toby Cecil

Brenda Hawkins

**Redistricting Advisory Committee:**

J.Q. Warnick, Jr., Chair  
Olga Aguero  
Bernie Bass  
Bill Bates  
Dustin Burrows (unable to attend)  
Ken Corbin (unable to attend)  
Charlie Hamilton  
Michelle Hunter  
Marc McDougal (unable to attend)  
Burley Owens (unable to attend)  
Maurice Stanley  
Mike Stevens (unable to attend)  
Maggie Trejo  
Morris Wilkes (unable to attend)  
Maurice Williams

**4. MINUTES**

**4.1. February 10, 2011, Regular City Council Meeting**

Motion was made by Council Member Gibson, seconded by Mayor Pro Tem Price, to approve the February 10, 2011 Regular City Council minutes. Motion carried; 7 Ayes, 0 Nays.

**5. CONSENT AGENDA**

Motion was made by Council member Klein, seconded by Mayor Pro Tem Price, to approve items 5.1-5.3; and 5.5-5.9. Motion carried: 7 Ayes, 0 nays. Motion carried: 7 Ayes, 0 Nays.

**5.1. Budget Ordinance Amendment 2nd Reading - Finance: Ordinance 2011-O0020 Budget Ordinance, Amendment 6, amending the Adopted FY 2010-11 Budget respecting the Grant Fund to accept and appropriate from the Department of State Health Services for the Milk and Dairy Grant; accept and appropriate from the Federal Transit Administration for the FY 2011 Section 5309 Discretionary Grant; and amend Citibus Grant Fund No. 88001, FY 2008-09 Section 5307 Grant.**

**5.1.1 Contract Resolution - Health: Resolution No. 2011-R0104 authorizing the Mayor to execute Contract 2011-035295 with the**

**Texas Department of State Health Services for supplies necessary to perform analyses milk and dairy products.**

- 5.2. Ordinance 1st Reading – Right-of-Way: Ordinance No. 2011-O0026 abandoning and closing a portion of a 20-foot underground utility easement and a 10 x 20 foot water line easement located in Tract 3A-1, Overton Park Addition, 501 University Avenue.**
- 5.3. Contract Resolution - Right-of-Way: Resolution No. 2011-R0105 authorizing the Mayor to execute an easement on City property with Big Country Electric Cooperative, Inc., a cooperative corporation, for an electric right-of-way easement regarding the construction of the Lake Alan Henry Pipeline Project.**
- 5.5. Contract Resolution - Public Works Engineering: Resolution No. 2011-R0106 authorizing the Mayor to execute Change Order 1 to Contract 9295 with Allen Butler Construction, Inc., for the paving improvements on Indiana Avenue from 103rd Street to FM 1585 (130th Street).**
- 5.6. Contract Resolution - Public Works Engineering: Resolution No. 2011-R0107 authorizing the Mayor to execute an agreement with Lubbock Land Company for construction of paving improvements on Iola Avenue from 84th Street to 92nd Street.**
- 5.7. Contract Resolution – Public Works Streets: Resolution No. 2011-R0108 authorizing the Mayor to execute a unit price Contract 9912 for the 2011 Street Micro-Surfacing Project, Bid 11-9912-FO.**
- 5.8. Ordinance 2nd Reading - Planning: Ordinance 2011-O0025 Zone Case 3148 (6830 Marsha Sharp Freeway): request of Jay House (for B. Gail House) for zoning change from Transitional (T) to Interstate Highway Commercial (IHC) on 3.33 acres of unplatted land out of Block AK, Section 35.**
- 5.9. Ordinance 2nd Reading – Parks and Other Public Places: Ordinance 2011-O0021, amending Chapter 16, Parks and Other Public Places, of the Code of Ordinances, providing for the amendment of such code; providing a savings clause; providing a penalty for the violation thereof; and providing when such code and this ordinance shall become effective.**

**6. REGULAR AGENDA**

- 5.4. Contract Resolution - Water Utility: Resolution No. 2011-R0109 authorizing the Mayor to execute a lease extension agreement with WWC Texas RSA Limited Partnership d/b/a Verizon Wireless for placement of telecommunications equipment upon City property located at 74th Street and Genoa Avenue.**

Wood Franklin, City Engineer, gave comments and answered questions from Council.

Motion was made by Mayor Pro Tem Price, seconded by Council Member Klein, to approve Resolution No. 2011-R0109. Motion carried: 7 Ayes, 0 Nays.

**6.1. Board Appointments - City Secretary: Appoint the Chairperson of the Audit and Investment Committee.**

Motion was made by Council Member Klein, seconded by Mayor Pro Tem Price, to appoint Rick Trice as Chairperson of the Audit and Investment Committee. Motion carried: 7 Ayes, 0 Nays.

**6.2. Board Appointments - City Secretary: Consider one appointment to the Libraries Board.**

Motion was made by Council Member Klein, seconded by Mayor Pro Tem Price, to appoint Dave King to the Libraries Board. Motion carried: 7 Ayes, 0 Nays.

**7. WORK SESSION/BUSINESS AGENDA (Continued)**

**7.1. Michael Molina will appear on behalf of Texas Tech University to make a presentation regarding a new residence hall and possible parking garage.**

Michael Molina, Vice Chancellor of Facilities, Planning, and Construction at Texas Tech University, appeared before Council to give a presentation over the future Boston Avenue Residence Hall and Dining Facility. John Scovell, Texas Tech Regent, was also present.

**10:27 A.M. CITY COUNCIL ADJOURNED**

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