

**CITY OF LUBBOCK
REGULAR CITY COUNCIL MEETING**

July 14, 2011

7:30 A. M.

The City Council of the City of Lubbock, Texas met in regular session on the 14th of July, 2011, in City Council Chambers, City Hall, 1625 13th Street, Lubbock, Texas at 7:30 a. m.

7:38 A.M. CITY COUNCIL CONVENED

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

Present: Mayor Tom Martin; 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: Mayor Pro Tem Floyd Price.

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

- *Citizen Comments; 3.1-3.3; 5.1-5.2; 5.4-5.11; 5.17-5.20; 5.22-5.28; 5.30; 5.32-5.36; 5.38-5.42; 5.3; 5.12-5.16; 5.21; 5.29; 5.31; 5.37; 7.1-7.2; 4.1; 6.3-6.4; 6.1-6.2; 6.5-6.7; and 7.3-7.4.*

1. CITIZEN COMMENTS

- 1.1. Mickey Jones will appear before the City Council to discuss after hours answering service and animal ordinances.**

Mickey Jones appeared before Council to discuss after hours answering services and enforcement of animal ordinances.

- 1.2. Lea Kidd will appear before the City Council to discuss the deterioration of neighborhoods, landlords, and code/ordinance enforcement.**

Lea Kidd did not appear.

- 1.3. Maurice Stanley will appear before the City Council to discuss redistricting.**

Maurice Stanley appeared before Council to discuss redistricting.

- 1.4. Philip Ford will appear before the City Council to discuss the effects of the heat on the elderly during hot summer months and LP&L's shut-off policies.**

Philip Ford appeared before Council to discuss the effects of the heat on the elderly during the hot summer months and LP&L's shut-off policies.

Gary Zheng, Chief Executive Officer for LP&L; and Dana Box, Customer Service Manager for LP&L, gave comments and answered questions from Council.

- Naida Gonzales, Ysidro Gutierrez, and T.J. Patterson appeared before Council to discuss redistricting.
- Motion was made by Council Member Klein, seconded by Council Member Hernandez, to take up item 7.1. Motion failed: 2 Ayes, 4 Nays. (Mayor Martin, and Council Members Beane, Gibson, and Gilbreath voted nay.

8:50 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 Icon Benefit Administrators II, L.P. American Administrative Group, Inc., and HealthSmart Preferred Care, II, L.P. v. Greg Abbott, Attorney General of Texas, and the City of Lubbock, Case No. D-1-GN-11-001866 in the 345th District Court, Travis County, Texas**
 - 2.1.2 Health Benefits: Cause No. CC-08-01067-B in the County Court at Law No. 2 of Dallas County, Texas**
 - 2.1.3 Health Benefits: In the matter of arbitration between the City of Lubbock and HealthSmart Holdings, Inc., et al Case No.71-193-Y-00084-08**
 - 2.1.4 Ted Parker v. City of Lubbock Case No. 141 241783 09 in the 141st District Court, Tarrant County**
- 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 Parks and Recreation**
- 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 discuss, vote, and take final action on customer billing and electric power pricing**
 - 2.4.2 to discuss and deliberate plans, studies, proposals, and analyses for system improvements and risk management information and related strategies**
 - 2.4.3 to discuss and deliberate bidding and pricing information for purchased power, generation and fuel, purchased power agreements, and related services and strategies**
- 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.**

9:40 A.M. CITY COUNCIL RECONVENED

Council Chambers

3. PROCLAMATIONS AND PRESENTATIONS

- 3.1. Invocation by Senior Pastor Baron Eliason, Westminster Presbyterian Church**

Senior Pastor Baron Eliason, Westminster Presbyterian 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.
- 3.3. Board Recognitions:**
 - Water Board of Appeals**

Ben Alexander (unable to attend)
 - Zoning Board of Adjustment**

Carl Tepper

Appointments Advisory Board

Carlos Morales
Nathan Cage

Civic Lubbock, Inc., Board of Directors

Dr. Idris Traylor

Lubbock Water Advisory Commission

George Sell

5. CONSENT AGENDA

Motion was made by Council Member Klein, seconded by Council Member Beane, to approve items 5.1-5.2; 5.4-5.11; 5.17-5.20; 5.22-5.28; 5.30; 5.32-5.36; and 5.38-5.42. Motion carried: 6 Ayes, 0 Nays.

5.1. Budget Ordinance Amendment 2nd Reading - Finance: Ordinance 2011-00059 Budget Ordinance, Amendment 12, amending the Adopted FY 2010-11 Budget respecting the Grant Fund to increase funding from the Federal Transit Authority (FTA) for the FY 2010-11 Section 5307 Federal Grant; increase funding from the FTA for the FY 2010-11 Job Access and Reverse Commute Program (JARC) Grant; increase funding from the FTA for the FY 2010-11 New Freedom Mobility Management Grant; respecting the Citibus Enterprise Fund to transfer to the Grant Fund the local match for the JARC; transfer to the Grant Fund the local match for the New Freedom Mobility Management Grant; respecting the Capital Program to establish Capital Improvement Project No. 8568, Wildlife Hazard Assessment (WHA) and appropriate funds; and amend the North Overton Tax Increment Financing Reinvestment Zone (TIF) projects.

5.1.1 Contract Resolution – Citibus: Resolution No. 2011-R0277 authorizing the City of Lubbock’s Chief Financial Officer to execute the FTA Section 5307 Grant. This is a routine grant that Citibus receives on an annual basis.

5.1.2 Contract Resolution – Citibus: Resolution No. 2011-R0278 authorizing the City of Lubbock’s Chief Financial Officer to execute a JARC grant for public transportation to places of employment and Route 19 and Route 34.

5.1.3 Contract Resolution – Citibus: Resolution No. 2011-R0279 authorizing the City of Lubbock’s Chief Financial Officer to execute a New Freedom Mobility Management grant. New Freedom funds are based on a formula using data from the FY 2010 National Transit Database reports.

- 5.2. **Budget Ordinance Amendment 1st Reading - Finance: Ordinance No. 2011-O0060, Amendment 13, amending the Adopted FY 2010-11 Budget respecting the Grant Fund to accept and appropriate funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Community Services Block Grant (CSBG).**
- 5.4. **Ordinance 2nd Reading - Business Development: Ordinance 2011-O0053, reviewing classifications for the methods of assessing special benefits for the services and improvements of property in the Quincy Park Public Improvement District; approving, adopting and filing with the City Secretary the Assessment Roll; closing the hearing and levying assessments based on the revised Service Plan for the cost of certain services and/or improvements to be provided in the PID during FY 2011-12.**
- 5.5. **Resolution - Business Development: Resolution No. 2011-R0280 approving the Bylaws of North Point Public Improvement District (PID) Advisory Board.**
- 5.6. **Contract Resolution - Business Development: Resolution No. 2011-R0281 authorizing the Mayor to execute a developer participation agreement with Gold Properties, LLC, for the City of Lubbock to participate in the cost of certain public improvements for the North Overton Tax Increment Reinvestment Zone (TIF).**
- 5.7. **Ordinance 2nd Reading - Public Works Water Utility: Ordinance 2011-O0051, prohibiting the potable use of groundwater beneath adjacent City-owned properties located at 401 North Ash Street in Lubbock, Texas, a 159.96 acre tract or parcel of land out of Section 1, 79 and 80, Block A, Lubbock County, Texas, and placing specific restrictions on the non-potable use.**
- 5.8. **Contract Resolution - Public Works Water Utility: Resolution No. 2011-R0282 authorizing the Mayor to execute Contract 10255 with Talon/LPE for water well plugging services.**
- 5.9. **Contract Resolution - Public Works Water Utility: Resolution No. 2011-R0283 authorizing the Mayor to execute purchase order Contract 22100833 with Teledyne Tekmar Company for a purge and trap concentrator with autosampler for the analysis of water at the Water Treatment Laboratory, Bid 11-10141-DD.**
- 5.10. **Contract Resolution - Public Works Water Utility: Resolution No. 2011-R0284 authorizing the Mayor to execute unit price Contract 10145 with Norit Americas, Inc., for powdered activated carbon, Bid 11-10145-DT.**
- 5.11. **Contract Resolution – Public Works Engineering: Resolution No. 2011-R0285 authorizing the Mayor to execute Contract 10340 with Alan Plummer Associates, Inc., for basic construction phase services for the North Water Treatment Plant SCADA system improvements.**

- 5.17. **Contract Resolution – Public Works Streets: Resolution No. 2011-R0286** authorizing the Mayor to reject all bids for annual pricing for guardrail repair, replacement, and installation services, Bid 11-10068-DT.
- 5.18. **Resolution - Public Works: Resolution No. 2011-R0287** requiring overhead utilities in the downtown area to be relocated into an underground duct system in the public right-of-way.
- 5.19. **Ordinance 1st Reading – Right-of-Way: Ordinance No. 2011-O0061** abandoning and closing a 10-foot underground waterline easement located in the Southview Two Addition, Lubbock County, Texas, 1601 74th Street.
- 5.20. **Ordinance 1st Reading – Right-of-Way: Ordinance No. 2011-O0062** abandoning and closing a 75-foot drainage easement located out of the Southwest Quarter Section 18, Block A, Lubbock County, Texas, North Quaker.
- 5.22. **Street Use License Resolution - Right-of-Way: Resolution No. 2011-R0288** authorizing the Mayor to execute a street use license with Louise Hopkins Underwood Center for the Arts to use a portion of a dedicated street for a private storm sewer, 511 Avenue K.
- 5.23. **Contract Resolution - Right-of-Way: Resolution No. 2011-R0289** authorizing the Mayor to execute Contract 10332 with Lance Inderman and Chad Inderman for the purchase of a permanent 35-foot wide easement and 20-foot temporary easement for the construction of the Lake Alan Henry Treated Waterline Project.
- 5.24. **Ordinance 2nd Reading - Planning: Ordinance 2011-O0055, Zone Case 1061-I (602 West Loop 289):** request of CMS Properties (for Equity Commercial Properties, Ltd.) for zoning change from General Retail District (C-3) to Interstate Highway Commercial District (IHC) on Tract D, Wal-Mart Addition.
- 5.25. **Ordinance 2nd Reading - Planning: Ordinance 2011-O0057, Zone Case 2904-E (north of Marsha Sharp Freeway and west of University Avenue):** request of TAO Development Group (for R&N Investments II, LLC) for zoning change from Interstate Highway Commercial District (IHC) Specific Use to IHC on Tracts 1, 2, and 4, R & N Isom Addition.
- 5.26. **Ordinance 2nd Reading - Planning: Ordinance 2011-O0054, Zone Case 3155 (south of 116th Street and east of Indiana Avenue):** request of G. Greenstreet Construction (for Stenocall, a Division of Lubbock Radio Paging Services) for a zoning change from Transitional District (T) to Commercial District (C-4) Specific Use (mini warehouses) on 10.42 acres of unplatted land out of Block E-2, Section 21.

- 5.27. Ordinance 2nd Reading - Planning: Ordinance 2011-O0056, Zone Case 2931-C (south of Colgate Street and east of North Chicago Avenue): request of Hugo Reed and Associates, Inc. (for Northpark 289 Apts, LLC) for zoning change from High-Density Apartment District (A-2) limited to A-2 Specific Use (Phase 2 of Renaissance Apartments) on 5.2 acres of unplatted land out of Block JS, Section 1.**
- 5.28. Ordinance 2nd Reading - Planning: Ordinance 2011-O0058, Zone Case 2895-G (east of Milwaukee Avenue between 88th and 92nd Streets): request of AMD Engineering, LLC (for Lubbock Land Company) for zoning change from Single-Family District (R-1) Specific Use to Garden Office District (GO) on 9.1 acres of unplatted land out of Block AK, Section 28.**
- 5.30. Contract Amendment Resolution - Cemetery: Resolution No. 2011-R0290 authorizing the Mayor to execute Amendment 1 to a contract between the City of Lubbock and Cen-Tex Cemetery Investment Corp., assignee of Community State Bank, as parties to the certain Compromise and Settlement Agreement and Release of All Claims dated February 24, 2006, regarding the pricing structure and revenue allocation of future mausoleum crypt and niche sales.**
- 5.32. Contract Amendment Resolution - Community Development: Resolution No. 2011-R0291 authorizing the Mayor to execute Amendment 2 to a Community Development Funding Contract with Lutheran Social Services of the South Plains (LSSS) to provide assistance to qualified low-income persons and families through the Comprehensive Energy Assistance Program (CEAP).**
- 5.33. Contract Amendment Resolution - Airport: Resolution No. 2011-R0292 authorizing the Mayor to execute Change Order 2 to Contract 9593 with Duinick, Inc., for construction services for Phase II Runway 8/26 Taxiway Improvements Project.**
- 5.34. Contract Amendment Resolution - Airport: Resolution No. 2011-R0293 authorizing the Mayor to execute Change Order 3 to Contract 9063 with North Texas Contracting, Inc., for construction services for Phase I Runway 8/26 Taxiway Improvements Project.**
- 5.35. Contract Resolution - Fleet Services: Resolution No. 2011-R0294 authorizing the Mayor to execute purchase order Contract 23100801 with Godwin Pump for a trailer mounted centrifugal pump, Bid 11-10152-RH.**
- 5.36. Contract Resolution - Public Information: Resolution No. 2011-R0295 authorizing the Mayor to execute Contract 10333 with Swagit Productions, LLC, for video streaming services.**

- 5.38. **Resolution - Civic Centers: Resolution No. 2011-R0296 approving the recommendation from the Cultural Arts Grant Review Committee and the Civic Lubbock, Inc., Board of Directors for Cycle 1 of 2 granting periods for the 2011 Cultural Arts Grant Program using Hotel Occupancy Tax (HOT) funds collected at the end of FY 2009-10.**
- 5.39. **Contract Resolution - Police: Resolution No. 2011-R0297 authorizing the Mayor to execute unit price Contract 10138 with Nardis, Inc., for off-the-rack uniforms, Bid 11-10138-RH.**
- 5.40. **Contract Resolution – Police: Resolution No. 2011-R0298 authorizing the Mayor to execute Contract 8618 with Children’s Advocacy Center of the South Plains for coordination of joint investigations involving child abuse.**
- 5.41. **Resolution - City Secretary: Resolution No. 2011-R0299 granting Limousines of Lubbock approval to operate a 1999 Lincoln Tiffany Executive Super Stretch car in its limousine business.**
- 5.42. **Resolution - City Secretary: Resolution No. 2011-R0300 granting Limousines of Lubbock approval to operate a 2000 Lincoln Krystal Executive Super Stretch car in its limousine business.**

6. REGULAR AGENDA

- 5.3. **Ordinance 2nd Reading - Business Development: Ordinance 2011-O0052 reviewing classifications for the methods of assessing special benefits for the services and improvements of property in the North Overton Public Improvement District; approving, adopting and filing with the City Secretary the Assessment Roll; closing the hearing and levying assessments based on the revised Service Plan for the cost of certain services and/or improvements to be provided in the PID during FY 2011-12.**

Cheryl Brock, Capital Project Manager, gave comments and answered questions from Council.

Motion was made by Council Member Gilbreath, seconded by Council Member Klein, to approve Ordinance No. 2011-O0052. Motion carried: 6 Ayes, 0 Nays.

- 5.12. **Contract Resolution – Public Works Engineering: Resolution No. 2011-R0301 authorizing the Mayor to execute unit price Contract 10071 with D&H Petroleum & Environmental Services for Lake Alan Henry (LAH) Boathouse Fuel Line and Containment System at LAH, RFP 11-10071-MA.**

Motion was made by Council Member Gilbreath, seconded by Council Member Klein, to approve Resolution No. 2011-R0301 to reject all bids. Motion carried: 6 Ayes, 0 Nays.

- 5.13. Contract Resolution - Public Works Engineering: Resolution No. 2011-R0302 authorizing the Mayor to execute unit price Contract 10156 with Lone Star Dirt and Paving, Ltd, for strip paving 114th Street from Slide Road to Memphis Avenue, Bid 11-10156-MA.**

Marsha Reed, Chief Operating Officer, gave comments and answered questions from Council.

Motion was made by Council Member Beane, seconded by Council Member Gibson, to approve Resolution No. 2011-R0302. Motion carried: 4 Ayes, 0 Nays. Council Member Gilbreath recused. Council Member Hernandez was away from the dais.

- 5.14. Contract Resolution - Public Works Traffic Engineering: Resolution No. 2011-R0303 authorizing the Mayor to execute unit price Contract 10067 with Brown-McKee, Inc., for traffic signal pier drilling services, Bid 11-10067-FO.**

Marsha Reed, Chief Operating Officer; and Marta Alvarez, Director of Purchasing and Contract Management, gave comments and answered questions from Council.

Motion was made by Council Member Klein, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0303. Motion carried: 6 Ayes, 0 Nays.

- 5.15. Contract Resolution - Public Works Traffic Engineering: Resolution No. 2011-R0304 authorizing the Mayor to execute purchase order Contract 10002317 with Consolidated Traffic Controls for traffic control and signal preemption equipment.**

Marsha Reed, Chief Operating Officer; and Marta Alvarez, Director of Purchasing and Contract Management, gave comments and answered questions from Council.

Motion was made by Council Member Klein, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0304. Motion carried: 6 Ayes, 0 Nays.

- 5.16. Contract Resolution - Public Works Traffic Engineering: Resolution No. 2011-R0305 authorizing the Mayor to execute purchase order Contract 10002765 with Paradigm Traffic Systems, Inc., for video detection equipment.**

Marsha Reed, Chief Operating Officer; and Marta Alvarez, Director of Purchasing and Contract Management, gave comments and answered questions from Council.

Motion was made by Council Member Klein, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0305. Motion carried: 6 Ayes, 0 Nays.

- 5.21. Alley Use License Resolution - Right-of-Way: Resolution No. 2011-R0306 authorizing the Mayor to execute an alley use license with Aunt Carol's Bakery and Confectionary to use a portion of a dedicated alley for a grease trap, 3709 19th Street.**

Motion was made by Council Member Klein, seconded by Council Member Hernandez, to approve Resolution No. 2011-R0306. Motion carried: 5 Ayes, 0 Nays. Council Member Gilbreath recused.

- 5.29. Variance Resolution – Planning: Resolution No. 2011-R0307 approving and granting a variance from the applicable 300-foot minimum distance provisions of City of Lubbock Ordinance 2009-O0060 at the location of 2703 A 26th Street for Host and Toast, a business requesting an off premise alcoholic beverage permit.**

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

Motion was made by Council Member Hernandez, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0307. Motion carried: 4 Ayes, 2 Nays. Council Members Beane and Klein voted nay.

- 5.31. Resolution - Community Development: Resolution No. 2011-R0308 approving the proposal for the Community Development and Services Board (CDSB) FY 2011-12 funding recommendations to the United States Department of Housing and Urban Development (HUD) under the Community Development Block Grant (CDBG), Home Investment Partnership Program (HOME), and the Emergency Shelter Grant (ESG).**

Motion was made by Council Member Gilbreath, seconded by Council Member Beane, to approve Resolution No. 2011-R0308 pertaining only to the Catholic War Veterans funding recommendation. Motion carried: 5 Ayes, 0 Nays. Council Member Hernandez recused.

Motion was made by Council Member Hernandez, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0308 pertaining to all other items except Catholic War Veterans funding recommendation. Motion carried: 6 Ayes, 0 Nays.

- 5.37. Contract Resolution - Facilities: Resolution No. 2011-R0309 authorizing the Mayor to execute job order Contract 10254 with Talon/LPE for the demolition of the Civic Center courtyard fountain and associated infrastructure.**

Mark Yearwood, Chief Information Officer; and Lee Ann Dumbauld, City Manager, gave comments and answered questions from Council.

Motion was made by Council Member Hernandez, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0309. Motion carried: 6 Ayes, 0 Nays.

7. WORK SESSION/BUSINESS AGENDA

7.1. Presentation of Lubbock Redistricting Model, Judge Warnick

Judge J.Q. Warnick, Chair of the Redistricting Advisory Committee, appeared before Council to give a presentation on the Lubbock Redistricting Model chosen by the Redistricting Committee. Judge Warnick introduced the Spanish/English and Sign Language interpreters who attended the redistricting meetings to assist citizens. He also recognized City staff, the consultants, and the Redistricting Committee for all of their efforts in helping with the redistricting process. On behalf of the Committee, Judge Warnick presented "Model One" as the Committee's recommendation. Judge Warnick gave comments on the Board's decisions, and answered questions from Council.

11:00 A.M. CITY COUNCIL RECESSED

11:10 A.M. CITY COUNCIL RECONVENED

Council Chambers

7. WORK SESSION/BUSINESS AGENDA (Continued)

7.2. 2011 Legislative Agenda update, Robert Floyd, Hance Scarborough.

Robert Floyd, with Hance Scarborough, appeared before Council to give a 2011 Legislative Agenda update. Mr. Hance gave comments and answered questions from Council.

11:35 A.M. CITY COUNCIL RECESSED

12:37 P.M. CITY COUNCIL RECONVENED

Council Chambers

4. MINUTES

4.1. June 9, 2011, Regular City Council Meeting

Motion was made by Council Member Gilbreath, seconded by Council Member Beane, to approve the June 9, 2011 Regular City Council minutes. Motion carried: 6 Ayes, 0 Nays.

6. REGULAR AGENDA (Continued)

- 6.3. Public Hearing 9:30 a.m. - Business Development: Hold a public hearing to consider the creation of a Public Improvement District (PID) for Valencia, generally bounded by portions of 85th Street on the north, 88th Place on the south, Iola Avenue on the east, and Milwaukee Avenue on the west.**

Public hearing only. No action was taken on this item.

Cheryl Brock, Capital Project Manager, gave comments and answered questions from Council.

Mayor Martin opened the public hearing at 12:39 p.m.

Drew Wegman, with Betenbough Homes, appeared to speak in favor.

No one appeared to speak in opposition.

Mayor Martin closed the public hearing at 12:45 p.m.

- 6.4. Resolution - Business Development: Resolution No. 2011-R0310 making findings and authorizing establishment of the Valencia Public Improvement District (PID) generally bounded by portions of 85th Street on the north, 88th Place on the south, Iola Avenue on the east, and Milwaukee Avenue on the west.**

Motion was made by Council Member Beane, seconded by Council Member Gilbreath, to approve Resolution No. 2011-R0310. Motion carried: 6 Ayes, 0 Nays.

- 6.1. Public Hearing 9:30 a.m. - Business Development: Hold a public hearing to consider an ordinance to levy the assessment for the North Point Public Improvement District (PID), the boundary of which includes the area between Erskine Street and Ursuline Street, and between North Quaker Avenue to a line east of Frankford Avenue.**

Public hearing only. No action was taken on this item.

Cheryl Brock, Capital Project Manager, gave comments and answered questions from Council.

Mayor Martin opened the public hearing at 12:47 p.m.

No one appeared to speak in favor or opposition.

Mayor Martin closed the public hearing at 12:47 p.m.

- 6.2. Ordinance 1st Reading - Business Development: Ordinance No. 2011-O0063 reviewing classifications for the methods of assessing special benefits for the services and improvements of property in the North Point Public Improvement District (PID); approving, adopting, and filing with the City Secretary the Assessment Roll; closing the hearing; and levying assessments based on the revised Service Plan for the cost of certain services and/or improvements to be provided in the PID during FY 2011-12.**

Motion was made by Council Member Klein, seconded by Council Member Beane, to approve Ordinance No. 2011-O0063. Motion carried: 6 Ayes, 0 Nays.

6.5. Contract Resolution - Civic Centers: Resolution No. 2011-R0311 authorizing the Mayor to execute a license agreement with Civic Lubbock, Inc., (CLI) for the restoration and refurbishing of the JI Allison House.

Mark Yearwood, Chief Information Officer; and Brooke Allison, Director of Municipal Museums and Special Events, gave comments and answered questions from Council.

Motion was made by Council Member Klein, seconded by Council Member Gibson, to approve Resolution No. 2011-R0311. Motion carried: 4 Ayes, 1 Nay. Council Member Beane voted nay. Council Member Gilbreath recused.

6.6. Resolution - City Attorney: Introduce into record and discuss without action a proposed resolution amending certain policies and procedures as set forth in the City of Lubbock Council Rules, Order of Business, and Procedures manual to include "Guidelines for the Retention and Hiring of Outside Legal Counsel."

Discussion ensued, and Council introduced into the record a proposed resolution amending certain policies and procedures to included "Guidelines for the Retention and Hiring of Outside Legal Counsel." Formal action will be taken on this resolution at the next Regular City Council Meeting.

6.7. Board Appointments - City Secretary: Consider one appointment to the Building Board of Appeals and appoint the Chairperson of the Lubbock Water Advisory Commission.

Building Board of Appeals: Motion was made by Council Member Gilbreath, seconded by Council Member Gibson, to appoint Ken Ellis. Motion carried: 6 Ayes, 0 Nays.

Lubbock Water Advisory Commission (Chair): Motion was made by Council Member Beane, seconded by Council Member Gilbreath, to appoint Jim Collins as Chair. Motion carried: 6 Ayes, 0 Nays.

1:08 P.M. CITY COUNCIL RECESSED

1:16 P.M. CITY COUNCIL RECONVENED

Council Chambers

7. WORK SESSION/BUSINESS AGENDA (Continued)

7.3. Presentation and discussion on Senate Bill 100, as it relates to options for general election dates. Becky Garza, City Secretary; and John Grace, Assistant City Attorney.

Becky Garza, City Secretary; and John Grace, Assistant City Attorney gave a presentation on Senate Bill 100, as it relates to options for general election dates. Roxine Stinson, Chief Deputy, Office of Elections for Lubbock County, was also in attendance and gave comments and answered questions from the Council.

2:28 P.M. CITY COUNCIL RECESSED

2:40 P.M. CITY COUNCIL RECONVENED

Council Chambers

7. WORK SESSION/BUSINESS AGENDA (Continued)

7.4. FY 2011-12 Operating Budget and Capital Program discussion to include all funds and operations of the City. Lee Ann Dumbauld, City Manager; and Andy Burcham, Chief Financial Officer.

Lee Ann Dumbauld, City Manager; and Andy Burcham, Chief Financial Officer, presented the FY 2011-12 Operating Budget and Capital Program to Council.

3:00 P.M. CITY COUNCIL ADJOURNED

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