

CITY OF LUBBOCK
REGULAR CITY COUNCIL MEETING
September 27, 2012
3:00 P. M.

The City Council of the City of Lubbock, Texas met in regular session on the 27th of September, 2012, in City Council Chambers, City Hall, 1625 13th Street, Lubbock, Texas at 3:00 p. m.

3:00 P.M. CITY COUNCIL CONVENED
City Council Chambers, 1625 13th Street, Lubbock, Texas

Present: Mayor Glen C. Robertson; Mayor Pro Tem Karen Gibson; Council Member Jim Gerlt; Council Member Victor Hernandez; Council Member Latrelle Joy; Council Member Todd R. Klein; Council Member Floyd Price; City Manager Lee Ann Dumbauld; City Secretary Rebecca Garza; City Attorney Sam Medina

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

- *Executive Session; 3.1-3.2; Citizen Comments (2.1-2.2); Sign-ups (2.3); 3.3-3.4; 4.1; 5.1.1-5.1.2; 5.1.4; 5.3; 5.5-5.8; 5.11; 5.15; 5.18; 5.20-5.22; 5.1; 6.9; 5.1.3; 5.2; 5.4; 5.9-5.10; 5.12-5.14; 5.16-5.17; 5.19; 6.1-6.8; and 6.10-6.14*
- *Item 7.1 was postponed indefinitely.*

1. Executive Session

The meeting was called into a closed public session at 3:01 p.m. under the provisions of Section 551, Texas Government Code. City Council recessed at 5:15 p.m.

1. 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.
 1. 1. 1. West Texas Gas, Inc.; WTG Gas Marketing, Inc., and all affiliates.
 1. 1. 2. NTS Communications, Inc.
 1. 1. 3. Civil Action #5:11-CV-116-J in the United States District Court for the Northern District of Texas Lubbock Division, Campbell vs. Lewis, Simpson and the City of Lubbock, Texas.
1. 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.
 1. 2. 1. Public Works Wastewater.
 1. 2. 2. Property description Block O, Section 3, Tract M.
1. 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.

1. 3. 1. City Attorney

1. 3. 2. City Manager

1. 3. 3. City Secretary

1. 4. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.074(a), to discuss personnel matters regarding the duties, responsibilities, and/or appointments to the Building Board of Appeals, and StarCare Board of Trustees.

5:15 P.M. CITY COUNCIL RECESSED TO ATTEND THE WEST TEXAS WALK OF FAME INDUCTION CEREMONY

6:15 P.M. CITY COUNCIL RECONVENED

Council Chambers

2. **Citizen Comments - Any citizen wishing to appear before any regular meeting of the City Council shall advise the City Manager's office of that fact no later than seven calendar days before the meeting at which the citizen wishes to appear. Any citizen wishing to so appear shall inform the City Manager's office, in writing, of the subject of the appearance. The subject matter shall be sufficiently detailed as to inform the City Council and the public of its nature. Such notice shall contain the name and address of the requestor. The appearance of any citizen giving such notice to the City Manager's office shall take precedence in addressing the City Council during the Citizen Comments period. Any citizen failing to advise the City Manager's office of his/her wish to appear before the City Council as hereinabove set forth shall, time permitting, be permitted to address the City Council after those having given notice. In accordance with the Texas Open Meetings Act, the City Council may not take action on public matters during Citizen Comments.**

2. 1. Maggie Trejo will appear before the City Council to discuss the transfer of bond money from one district to another.

Maggie Trejo appeared before Council to speak in support of item 6.9 (Budget Amendment Ordinance).

2. 2. Maurice Stanley will appear before the City Council to discuss funding sources for long-term maintenance of streets and facilities.

Maurice Stanley appeared before Council to discuss street maintenance.

2. 3. **Sign-ups:**

- Debbie Bartholemew appeared before Council to speak about issues regarding her deceased mother.
- LeEarl Bryant appeared before Council to discuss historical structures and property value.
- Epifanio Aguirre; Angela Hightower; Lala Chavez; and Gretchen Scott, Treasurer of the Lubbock Heritage Society, appeared before Council to speak in support of item 6.9 (Budget Amendment Ordinance).
- Jay Leeson appeared before Council to discuss various city issues.
- Burley Owen appeared before Council to discuss Economic Development and LEDA (Lubbock Economic Development Alliance).

3. **Proclamations and Presentations**

3. 1. Invocation by Senior Pastor Raif Turner, Lakeridge Baptist Church.

Senior Pastor Raif Turner, Lakeridge Baptist Church, led the invocation.

3. 2. Pledges of Allegiance

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

3. 3. Presentation of a special recognition designating October 7-13, 2012 as Mental Illness Awareness Week.

Mayor Robertson presented special recognition to Dr. Thomas McGovern, Texas Tech University School of Medicine; and Dr. David Gibson, President of the National Alliance on Mental Illness (NAMI), designating October 7 - 13, 2012, as Mental Illness Awareness Week. Dr. McGovern and Dr. Gibson both gave comments on the importance of mental illness awareness and expressed their gratitude to the City Council and Lubbock community.

3. 4. **Appointments Advisory Board:**

Michael Calvillo

Norma Johnson (unable to attend)

Central Business District TIF Reinvestment Board of Directors:

Daniel Pope (unable to attend)

Keep Lubbock Beautiful Advisory Committee:

Marie Meyer (unable to attend)

Lake Alan Henry Board of Appeals:

Ronald Moose (unable to attend)

Permit & License Appeal Board:

Jeffery Lowry (unable to attend)

Planning & Zoning Commission:

Michael Hicks - Council Member Latrelle Joy presented the recognition to Mr. Hicks.

4. **Minutes**

4. 1. August 23, 2012 Regular City Council Meeting
August 30, 2012 Special City Council Meeting

Motion by Council Member Floyd Price, seconded by Mayor Pro Tem Karen Gibson to approve the August 23, 2012 Regular City Council Meeting minutes.

Vote: 7 - 0 Motion carried

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve the August 30, 2012 Special City Council Meeting minutes.

Vote: 7 - 0 Motion carried

5. **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.**

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve items 5.1.1-5.1.2; 5.1.4; 5.3; 5.5-5.8; 5.11; 5.15; 5.18; and 5.20-5.22.

Vote: 7 - 0 Motion carried

5. 1. **Budget Ordinance Amendment 2nd Reading - Finance:** Ordinance 2012-00103, Amendment 24, amending the Adopted FY 2011-12 Budget respecting the Grant Fund to accept and appropriate funding from the Texas Department of Transportation (TxDOT) for the Driving While Intoxicated (DWI) and Speed (Comprehensive) Selective Traffic Enforcement Program (STEP), Grant 86040; accept and appropriate additional funds from the Texas State Library and Archives Commission (TSLAC) for the Library System Operation Grant, Grant NO. 83061; accept and appropriate additional funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Community Services Block Grant (CSBG), Grant 82047; accept and appropriate additional funding from the Federal Transit Administration (FTA) for the FY 2012 Section 5307 Grant, Grant 88020; and reduce funding from the FTA for the FY 2010 Section 5307 Grant, Grant 88002; and amend the Transit Fund, Fund 271, by increasing revenues and expenditures, and respecting Special Revenue Fund 174, Cable Services Fund.

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00103.

Vote: 6 - 0 Motion carried

Other: Council Member Victor Hernandez (RECUSE)

5. 1. 1. **Contract Resolution - Police:** Resolution No. 2012-R0352 authorizing the Mayor to execute contract 10890 for the Selective Traffic Enforcement Program (STEP) Single Year 2013 Comprehensive Grant Agreement by and between the City of Lubbock and Texas Department of Transportation (TXDOT), and all related documents.
5. 1. 2. **Resolution - Library :** Resolution No. 2012-R0353 authorizing the Mayor to execute Amendment 2 of the Library System Operation Grant from the Texas State Library and Archives Commission (TSLAC).
5. 1. 3. **Resolution - Community Development :** Resolution No. 2012-R0363 authorizing the Mayor to execute contract 10690, an Amendment to contract 61120001291, for 2012 funding and all related documents with Texas Department of Housing and Community Affairs (TDHCA) for the Community Services Block Grant (CSBG); to provide assistance to reduce poverty, revitalize low-income communities, and empower low-income families and individuals to become self-sufficient.

Motion by Council Member Floyd Price, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2012-R0363.

Vote: 6 - 0 Motion carried

Other: Council Member Victor Hernandez (RECUSE)

5. 1. 4. **Resolution - Transit** : Resolution No. 2012-R0354 authorizing the City of Lubbock's Budget Director to execute amendment No. 1 of the FY 2012 Federal Transit Administration Section 5307 Grant, to provide operating assistance, preventative maintenance, ADA paratransit and planning assistance.
5. 2. **Budget Ordinance Amendment 1st Reading - Finance** : Ordinance No. 2012-O0108, Amendment 25, amending the Adopted FY 2011-12 Budget respecting the Grant Fund to accept and appropriate additional funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Comprehensive Energy Assistance Program (CEAP), Grant No. 82048; and accept and appropriate funding from the Federal Transit Administration (FTA) for the Section 5304 Planning Grant.

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Ordinance No. 2012-O0108.

Vote: 6 - 0 Motion carried

Other: Council Member Victor Hernandez (RECUSE)

5. 3. **Ordinance 2nd Reading - Finance** : Ordinance No. 2012-O0104 supplementing Ordinance No. 2007-00058, 2008-O0079, 2009-O0090, 2010-O0075, and 2011-O0082 pursuant to which Assessments were levied on property within Vintage Township Public Improvement District to provide Public Improvements for the District.
5. 4. **Lease Agreement Resolution- Public Works Water Treatment:** Resolution No. 2012-R0364 authorizing the Mayor to sign contract 10911 for an agreement between the City of Lubbock and Verizon Wireless to lease City property located at 3412 50th Street.

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Resolution No. 2012-R0364.

Vote: 7 - 0 Motion carried

5. 5. **Resolution - Public Works Engineering** : Resolution No. 2012-R0355 authorizing the Mayor to execute eight underground utility easements with Atmos Energy Corporation regarding the 98th Street Sanitary Sewer Line Remediation Project.
5. 6. **Contract Resolution - Public Works Traffic Engineering** : Resolution No. 2012-R0356 authorizing the Mayor to execute contract 10908 with the Lubbock Metropolitan Planning Organization (LMPO) for traffic monitoring and reporting services to provide information and crash data to update the LMPO's Congestion Management Plan.
5. 7. **Contract Resolution - GIS and Data Services** : Resolution No. 2012-R0357 authorizing the Mayor to execute contract 10954 with the Lubbock Metropolitan Planning Organization (LMPO) for geographic and demographic data collection, analysis, and mapping services.
5. 8. **Ordinance 1st Reading – Right-of-Way** : Ordinance No. 2012-O0106 abandoning and closing four portions of a 10-foot water line easement located in Tract A, Q19 Addition to the City of Lubbock, located at 4401 19th Street.
5. 9. **Ordinance 1st Reading – Right-of-Way** : Ordinance No. 2012-O0109 abandoning and closing an alley in Block 213, Original Town of Lubbock, 1702 Texas Avenue.

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

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Ordinance No. 2012-O0109.

Vote: 7 - 0 Motion carried

- 5. 10. Ordinance 2nd Reading – Right-of-Way :** Ordinance 2012-O0105 abandoning and closing a 15.6-foot wide alley in Green-Hankins Addition, a Subdivision of Block 11, Roberts and McWhorter Addition, 313 Vernon Avenue.

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

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Ordinance No. 2012-O0105.

Vote: 6 - 1 Motion carried

NAY: Council Member Victor Hernandez

- 5. 11. Ordinance 2nd Reading – Right-of-Way :** Ordinance 2012-O0102 abandoning and closing two 15-foot access easements located in Tract C, Milwaukee Business Park Addition, and Block AK, Section 35, 6202 Milwaukee Avenue.

- 5. 12. Contract Resolution - Parks and Recreation :** Resolution No. 2012-R0365 authorizing the Mayor to execute a purchase order contract 90500013 with CXT Incorporated, an L.B. Foster Company, of Spokane Valley, Washington, for the purchase of two CXT pre-cast buildings.

Randy Truesdell, Director of Parks and Recreation, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Victor Hernandez to approve Resolution No. 2012-R0365.

Vote: 7 - 0 Motion carried

- 5. 13. Contract Resolution - Parks and Recreation :** Resolution No. 2012-R0366 authorizing the Mayor to execute Job Order Contract 12-10918-JOC with Talon/LPE of Amarillo, Texas, for site work for two pre-cast CXT buildings for Berl Huffman Complex and Mackenzie Park.

Randy Truesdell, Director of Parks and Recreation, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Victor Hernandez to approve Resolution No. 2012-R0366.

Vote: 7 - 0 Motion carried

- 5. 14. Contract Resolution - Parks and Recreation :** Resolution No. 2012-R0367 authorizing the Mayor to execute purchase order contract 90500014 with Exerplay, Inc. of Cedar Crest, New Mexico for the purchase of playground structures.

Lee Ann Dumbauld, City Manager, gave comments and answered questions from Council.

Motion by Council Member Victor Hernandez, seconded by Council Member Jim Gerlt to approve Resolution No. 2012-R0367.

Vote: 6 - 0 Motion carried

Other: Council Member Todd R. Klein (RECUSE)

5. 15. Resolution - Parks and Recreation : Resolution No. 2012-R0358 authorizing the Mayor to execute contract 10835, a shared parking agreement with Grace Presbyterian Church.

5. 16. Contract Resolution - Fleet : Resolution No. 2012-R0368 authorizing the Mayor to execute a firm fixed price fuel Contract 10642 for bulk unleaded gasoline and bulk diesel fuel to be delivered to the City of Lubbock and Citibus for a two-year term, RFP 12-10642-MA.

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

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt to approve Resolution No. 2012-R0368.

Vote: 7 - 0 Motion carried

5. 17. Resolution - Community Development : Resolution No. 2012-R0369 authorizing the Mayor to execute contract 9264, an amendment to a Community Development funding contract with the North and East Lubbock Community Development Corporation (NELCDC), to extend the Down Payment Closing Cost Program.

Quincy White, Assistant City Manager, gave comments and answered questions from Council.

Motion by Council Member Floyd Price, seconded by Council Member Jim Gerlt to approve Resolution No. 2012-R0369.

Vote: 7 - 0 Motion carried

5. 18. Resolution - Community Development : Resolution No. 2012-R0359 authorizing the Mayor to execute contract 10567, an amendment to a Community Development funding contract with the Salvation Army for the Emergency Solutions Grant (ESG) for rapid re-housing of homeless individuals and families by providing assistance with rent, utilities, relocation, and stabilization services.

5. 19. Resolution - Community Development : Resolution No. 2012-R0370 authorizing the Mayor to approve the donation of a vacant Urban Renewal lot to the New Construction Program, as HOME Match to further affordable housing, for a new single-family residence to be constructed at 210 and 212 Avenue S, designated as Parcel 087500-28-5 & 6, being legally described as the South 30 feet of Lot 5 and the North 30 feet of Lot 6, Beck Subdivision of Block 28 of the Roberts & McWhorter Addition to the City of Lubbock, Lubbock County, Texas.

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt to approve Resolution No. 2012-R0370.

Vote: 7 - 0 Motion carried

5. 20. **Contract Resolution - Facilities** : Resolution No. 2012-R0360 authorizing the Mayor to execute contract 10915 with ThyssenKrupp Elevator for an upgrade to the passenger elevator at Mahon Library.
5. 21. **Resolution - Technology** : Resolution No. 2012-R0361 authorizing the Mayor to execute purchase order Contract 33000284 with SHI Government Solutions for the renewal of the Novell Software maintenance licenses and purchase of additional licenses.
5. 22. **Resolution - City Secretary** : Resolution No. 2012-R0362 confirming the City Manager's appointment of Vickie Bennett to the Civil Service Commission.

6. **Regular Agenda**

6. 1. **Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-O0110, Zone Case No. 3185 request of AMD Engineering, LLC, on behalf of XNO, LLC, for a zoning change from R-1 to C-3 Specific Use for a wholesale/retail store on 20.21 acres of land located in Block AK, Section 44, Northwest corner of West Loop 289 and 34th Street, and to consider an ordinance.

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

Mayor Robertson opened the public hearing at 7:58 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 7:59 p.m.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Ordinance No. 2012-O0110.

Vote: 7 - 0 Motion carried

6. 2. **Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-O0111, Zone Case No. 3186 request of Bobby Dalton Jr., for a zoning change from T to IHC for an auto repair shop on .491 acres of unplatted land out of Block E2, Section 24, 11908 Slide Road, and to consider an ordinance.

Mayor Robertson opened the public hearing at 8:01 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:02 p.m.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-O0111.

Vote: 7 - 0 Motion carried

- 6. 3. Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-00112, Zone Case No. 3187 request of Hugo Reed and Associates, Inc., on behalf of Happy State Bank, for a zoning change from R-1 and T to C-3 for commercial development on 5.384 acres of land out of Block E2, Section 16, South of 98th Street and West of Quaker Avenue, and to consider an ordinance..

Mayor Robertson opened the public hearing at 8:01 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:02 p.m.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00112.

Vote: 7 - 0 Motion carried

- 6. 4. Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-00113, Zone Case No. 3188 request of Joseph Reed, on behalf of Church on the Rock, for a zoning change from T to A-2 limited to a church and church-related uses on Tract A, Church on the Rock Addition and approximately .9 acres of unplatted land, 10503 Slide Road, and to consider an ordinance.

Mayor Robertson opened the public hearing at 8:01 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:02 p.m.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00113.

Vote: 7 - 0 Motion carried

- 6. 5. Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-00114, Zone Case No. 3047-D request of Stellar Development Company, on behalf of Stellar Land Company, for a zoning change from R-1 Specific Use to GO for a garden office park and one tract to AM Specific Use for a bank on 7.8 acres of land out of Block E2, Section 23, Northwest corner of 122nd Street and Quaker Avenue, and to consider an ordinance..

Mayor Robertson opened the public hearing at 8:01 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:02 p.m.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00114.

Vote: 7 - 0 Motion carried

- 6. 6. Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-00115, Zone Case No. 3190 request of Bobby Beale, P.E., on behalf of Lubbock Windmill Real Estate, LLC, for a zoning change from R-1 to IHC on 4.437 acres of unplatted land out of Block AK, Section 30 (6542 82nd Street) and to consider an ordinance.

Mayor Robertson opened the public hearing at 8:01 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:02 p.m.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00115.

Vote: 7 - 0 Motion carried

- 6. 7. Public Hearing 6:30 p.m. - Planning** : Ordinance No. 2012-00116, Zone Case No. 3145-C request of the City of Lubbock for a zoning change from M-1 to IHI on Lots 11 through 20, Block 73, Original Town Addition, West of Avenue G, between 8th Street and 9th Street, and to consider an ordinance.

Drew Paxton, Senior Planner, gave comments and answered questions from Council.

Mayor Robertson opened the public hearing at 8:03 p.m.

No one appeared to speak in favor or opposition.

Mayor Robertson closed the public hearing at 8:03 p.m.

Motion by Council Member Floyd Price, seconded by Council Member Latrelle Joy to approve Ordinance No. 2012-00116.

Vote: 7 - 0 Motion carried

- 6. 8. Resolution - Planning** : Resolution No. 2012-R0371 approving and granting a variance from the applicable 300-foot minimum distance from public schools provision of City of Lubbock Ordinance 2009-00060, for Noodles and Company, a business requesting an on-premise alcoholic beverage permit for the business space, located at 1003 University, between 10th Street and Main Street on University.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Latrelle Joy to approve Resolution No. 2012-R0371.

Vote: 6 - 1 Motion carried

NAY: Council Member Jim Gerlt

- 6. 9. Budget Ordinance 1st Reading Amendment - Councilman Victor Hernandez** : Ordinance No. 2012-00107, Amendment 1, amending the Adopted FY 2012-13 Budget respecting the General Capital Project Fund by amending Capital Improvement Project 92217, 34th Street Reconstruction – Indiana Avenue to Avenue Q, and by amending Capital Improvement Project 92287, Llano Esacado Lake (Lake #2).

Councilman Victor Hernandez gave a presentation and answered questions from Council.

The question was divided as follows:

Motion by Council Member Victor Hernandez, seconded by Mayor Pro Tem Karen Gibson to approve Ordinance No. 2012-O0107 to include the following:

- to amend Capital Improvement Project 92217, 34th Street Reconstruction, Indiana Avenue to Avenue Q, by reducing the funding, \$765,978, from \$21,490,978, to \$20,725,000, and amend Capital Improvement Project 92281, by increasing funding by \$765,978 from zero to \$765,978 by changing/revising the scope of the project to include project scope – construct street improvements on North University Avenue, including drainage, curbs, gutters, landscaping and sidewalks, curb ramps, utility line relocation, traffic signalization, and acquisition of land right-of-ways and street lighting. Project justification – develop North University Avenue from the North Frontage Road of the Marsha Sharp Freeway to Clovis Road as a modern business district with a business façade, color symbols, landscaping, graphics, flags, and entry gateways reflecting an International Hispanic influence.

Vote: 7 - 0 Motion carried

Motion by Council Member Victor Hernandez, seconded by Council Member Floyd Price to approve Ordinance No. 2012-O0107 to include the following:

- to amend Capital Improvement Project 92287, by revising the scope of the project to include improvements in the Buddy Holly Recreation Area located at North University and Cesar Chavez Boulevard based on the 2003 Fiesta Master Plan. The scope includes the evaluation and renovation of the existing Landwer House, including irrigation and landscaping as identified in the 2003 Fiesta Plaza Master Plan, specifically by shifting the use of \$414,169 from the construction of a pavilion to the evaluation and renovation of the existing Landwer House.

Vote: 7 - 0 Motion carried

- 6. 10. Budget Ordinance Amendment 1st Reading - Councilwoman Latrelle Joy :** Ordinance No. 2012-O0117, Amendment 2, amending the Adopted FY 2012-13 budget respecting General Fund by adding three positions to position control, appropriation of additional sales tax revenue, and amend the payroll and benefits in Internal Audit and City Council office.

Council Member Latrelle Joy; and Lee Ann Dumbauld, City Manager, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Ordinance No. 2012-O0117.

Vote: 5 - 2 Motion carried

NAY: Mayor Glen C. Robertson
Mayor Pro Tem Karen Gibson

- 6. 11. Budget Ordinance Amendment 1st Reading - Councilwoman Karen Gibson:** Ordinance No. 2012-00118 amending Ordinance No. 00100 regarding the FY 2012-13 Budget as it relates to providing for Council approval of certain positions; providing for filing of this amendment; and providing for a savings clause.

Mayor Pro Tem Karen Gibson gave comments and answered questions from Council.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve Ordinance No. 2012-00118.

Vote: 7 - 0 Motion carried

- 6. 12. Resolution - Finance :** Resolution No. 2012-R0372 authorizing the Mayor to execute an amendment to the Grant Management Agreement between the City of Lubbock and Market Lubbock, Inc. dated January 25, 1996.

Motion by Council Member Floyd Price, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2012-R0372.

Vote: 7 - 0 Motion carried

- 6. 13. Resolution - Finance :** Resolution No. 2012-R0373 expressing intent to finance expenditures to be incurred for various projects and equipment approved by the City Council in the FY 2012-13 Budget and Capital Program and to reimburse itself from the proceeds of obligations that will be issued in a subsequent period.

Lee Ann Dumbauld, City Manager, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Resolution No. 2012-R0373.

Vote: 7 - 0 Motion carried

- 6. 14. Board Appointments - City Secretary :** Consider four appointments to the Airport Board, two appointments to the Appointments Advisory Board, three appointments to the Building Board of Appeals, one appointment to the Citizens Traffic Commission, five appointments to the Model Codes & Construction Advisory Board, and one appointment to the StarCare Board of Trustees.

Airport Board: Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price, to reappoint Mark Piercy.

Vote: 7 - 0 Motion carried

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt, to reappoint Margaret Randale and Bill Young.

Vote: 7 - 0 Motion carried

Motion by Council Member Jim Gerlt, seconded by Mayor Pro Tem Karen Gibson, to appoint Brett Underwood.

Vote: 7 - 0 Motion carried

Appointments Advisory Board: Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price, to appoint Keith Patrick. The additional District 3 position will be held.

Vote: 7 - 0 Motion carried

Building Board of Appeals: Motion by Council Member Floyd Price, seconded by Council Member Latrelle Joy, to appoint Lisa Alexander.

Vote: 7 - 0 Motion carried

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price, to appoint Robert Wood.

Vote: 7 - 0 Motion carried

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price, to appoint Lance Landusky.

Vote: 7 - 0 Motion carried

Citizens Traffic Commission: Motion by Council Member Floyd Price, seconded by Council Member Todd R. Klein, to appoint Bill Bates.

Vote: 7 - 0 Motion carried

Model Codes & Construction Advisory Board: Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Todd R. Klein, to appoint Scott Stephens.

Vote: 7 - 0 Motion carried

Motion by Council Member Floyd Price, seconded by Council Member Todd R. Klein, to appoint Larry Driskill.

Vote: 7 - 0 Motion carried

Motion by Council Member Floyd Price, seconded by Council Member Todd R. Klein, to appoint Rusty Thoma, Jr.

Vote: 7 - 0 Motion carried

Motion by Council Member Todd R. Klein, seconded by Council member Latrelle Joy, to reappoint Cyril Reasoner and Dr. Berhl Robertson.

Vote: 7 - 0 Motion carried

Starcare board of Trustees: Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy, to appoint William Carter.

Vote: 7 - 0 Motion carried

7. **Work Session/Business Agenda - Items for presentations and discussions on such issues that may require more in-depth consideration of the City Council than Regular Agenda items. Action may be taken on a Work Session/Business Agenda item posting if the item indicates to the public the action to be taken.**

7. 1. Discussion of the duties, responsibilities and City oversight of Market Lubbock, Inc. and Lubbock Economic Development Alliance (LEDA), including statutory, contractual and budgetary issues.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to postpone indefinitely.

Vote: 7 - 0 Motion carried

8:48 P.M. CITY COUNCIL ADJOURNED

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

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary