

# DRAFT

## City of Lubbock, Texas Regular City Council Meeting Tuesday, April 10, 2012

Tom Martin, Mayor  
Floyd Price, Mayor Pro Tem, District 2  
Victor Hernandez, Councilman, District 1  
Todd R. Klein, Councilman, District 3  
Paul R. Beane, Councilman, District 4  
Karen Gibson, Councilwoman, District 5  
Jim Gilbreath, Councilman, District 6



Lee Ann Dumbauld, City Manager  
Sam Medina, City Attorney  
Rebecca Garza, City Secretary

<http://www.mylubbock.us>

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

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City of Lubbock City Council Meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary's Office at 775-2025 or write to Post Office Box 2000, Lubbock, Texas 79457 at least 48 hours in advance of the meeting.

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*Note: On occasion the City Council may consider agenda items out of order.*

7:30 a.m. -- City Council Convenes in Council Chambers

1. **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. **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. Atmos Statement of Intent filed by Atmos Energy Corporation to Increase Gas Utility Rates within the Incorporated Areas Served by the Atmos Energy Corporation, West Texas Division and Atmos Shared Services Depreciation filing with the Railroad Commission, Docket No. GUD 10147
  2. 1. 2. Case No. 71 193 Y 00084 08 HealthSmart Holdings, Inc., Formerly The Parker Group, ICON Benefit Administrators II, L.P., HealthSmart Preferred Care II, L.P., and HealthSmart Benefit Solutions, Inc., Formerly American Administrative Group, Inc., v. City of Lubbock, Texas v. Q Elements, LTD., And its General Partner Q-Elements Management Services, LLC; HealthSmart Information Systems, Inc., Formerly CareVu Corporation, Care ARC Texas, L.P. Formerly Care ATC Texas Corp. And its General Partner Parker Group GP, LLC. HealthSmart

Holdings, Inc., d/b/a Free First Healthcare Clinics, Parker GP, LLC as general partner of ICON Benefit Administrators, II, L.P., HealthSmart Preferred Care II, L.P., and its General Partner Parker GP, LLC

2. 1. 3. Cause No. 141 241783 09; Ted Parker v. City of Lubbock; In the 141st District Court of Tarrant County, Texas
2. 1. 4. Cause No. D-IGN-11-001866; Travis County – ICON Benefit Administrators II, L.P. v. Greg Abbott, City of Lubbock vs Lubbock Avalanche Journal, Intervenor
2. 1. 5. No 2007-540,024 ICON Benefit Administrators II, L.P., and American Administrative Group, Inc., in the 72nd District Court of Lubbock County, Texas
2. 1. 6. No. 2007-538,383 City of Lubbock, Texas v. The Parker Group, Inc., d/b/a TPG The Parker Group, ICON Benefit Administrators II, L.P.; American Administrative Group, Inc., and HealthSmart Preferred Care, II, L.P., in the 72nd District Court of Lubbock County, Texas
2. 1. 7. CC-08-01067-B ICON Benefit Administrators II, L.P., and American Administrative Group, Inc. v. Joella Mullin, Stanley Self, Andrea Davenport, Lee Ann Dumbauld, Scott Snider, Leisa Hutcheson, and Unknown Others in the County Court at Law No. 2 of Dallas County, Texas
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. Public Health
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, §551.071 (1)(A) seeking the advice of its legal counsel about pending or contemplated litigation or settlement agreements and hold a consultation with the attorney (Electric Utility - Cause No. 2012-501169, Republic Power Partners, L.P. v. WTMPA and the City of Lubbock).

### 3. **Proclamations and Presentations**

3. 1. Invocation by Dr. Jeffrey Vayda, Gloria Dei Lutheran Church

3. 2. Pledges of Allegiance
3. 3. Presentation of a special recognition commemorating April as Fair Housing Month and April 8 - 14, 2012, as Community Development Week
3. 4. Presentation of a special recognition commemorating April 15 - 22, 2012, as the annual National Days of Remembrance for Victims of the Holocaust
3. 5. Presentation of special recognition commemorating the week of April 8 - 14, 2012, as National Public Safety Telecommunications Week
3. 6. Presentation of a special recognition commemorating April 2012 as National Donate Life Month

4. **Minutes**

4. 1.
  - March 6, 2012, Regular City Council Meeting
  - March 19, 2012, Special City Council Meeting
  - March 20, 2012, Special City Council Meeting (Downtown Redevelopment Press Conference)
  - March 20, 2012, Special City Council Meeting (Joint Jurisdictional Workshop)
  - March 22, 2012, Special City Council Meeting
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.**
  5. 1. **Budget Ordinance Amendment 2nd Reading - Finance:** Ordinance 2012-O0028 Consider Budget Ordinance Amendment 12 amending the Adopted FY 2011-12 Budget respecting the Grant Fund to accept and appropriate funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Comprehensive Energy Assistance Program (CEAP) Grant, Grant No. 82048; accept and appropriate funding from the Federal Transit Administration (FTA) for the Section 5308 - Clean Fuels Grant, Grant No. 88027; respecting the Donations Fund to accept and appropriate funding from Atmos Energy for the Atmos Energy Conservation Customer Value Plan; respecting the FY 2011-12 Master Lease; respecting the Lubbock Power & Light (LP&L) Capital Program to establish Capital Improvement Project No. 92282, Downtown Redevelopment Underground; and respecting the LP&L Operating Fund to increase transfers to the Capital Project Fund and increase utilization of net assets.
    5. 1. 2. **Contract Resolution - Citibus :** Consider a resolution authorizing the City Director of Fiscal Policy to execute an FTA FY 2011 Section 5308 Clean Fuels Grant for hybrid-electirc buses.
  5. 2. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 13 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 Community Services Block Grant (CSBG), Grant No. 82047; accept and appropriate additional funding from the Texas Department of State Health Services (DSHS) for the Community Prevention Section (CPS) - Hazards Grant, Grant No. 81086; respecting the Capital Program to amend Amend Capital Improvement Project No. 92156, Indiana Avenue – 103rd Street to FM 1585; amend Capital Improvement Project No. 92215, Slide Road from Marshall to US 84; respecting the LP&L Capital Project Fund to amend LP&L Capital Improvement Project No. 92197, Tie Line Transformer Replacement; and respecting the LP&L Operating Fund by increasing the transfer to the Capital Project Fund.

5. 3. **Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0029 Consider an ordinance abandoning and closing a five-foot LP&L underground utility easement, located in Lot 534, North Pointe Addition, 4934 Marshall Street.
5. 4. **Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0030 Consider an ordinance abandoning and closing a 52-foot drainage easement in Section 289, Block AK, Bacon Crest Addition, 75th Place and Ironton Avenue.
5. 5. **Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0031 Consider an ordinance abandoning and closing an underground utility easement, located in Tract A, Cuevas Family Partnership Addition, 6401 Frankford Avenue.
5. 6. **Contract Resolution - Public Works Engineering:** Consider a resolution authorizing the Mayor to execute unit price Contract 10521 with Allen Butler Construction, Inc., for construction of Frankford Avenue from 98th Street to 114th Street, BID 12-10521-DT.
5. 7. **Contract Amendment Resolution – Public Works Engineering:** Consider a resolution authorizing the City Manager to begin the design of 34th Street Reconstruction Project from Indiana Avenue to Quaker Avenue.
5. 8. **Contract Resolution - Public Works Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10730 with Parkhill, Smith & Cooper, Inc., for construction phase services for the Northwest Lubbock Drainage Improvements Project.
5. 9. **Contract Resolution- Public Works Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10729 with Cingular Wireless for the lease of space on the City's elevated water storage tank located at 74th Street and Genoa Avenue.
5. 10. **Contract Resolution - Public Works Water Utility:** Consider a resolution authorizing the Mayor to execute Contract 10731 with Big Country Electric Cooperative, Inc., for electricity at the Lake Alan Henry Pump Station.
5. 11. **Ordinance 2nd Reading – Public Works Traffic Engineering:** Ordinance 2012-O0032 Consider an ordinance amending Chapter 20, Traffic, of the Lubbock Code of Ordinances, providing for the amendment of such code; providing a savings clause; providing a penalty for the violation thereof; providing for publication; and providing an effective date.
5. 12. **Contract Resolution - Public Works Traffic Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10382 with Aegis ITS, Inc., for an advanced traffic management system (ATMS) and controller software, RFP 12-10382-RH.
5. 13. **Contract Resolution - Public Works - Traffic Engineering:** Consider a resolution authorizing the Mayor to execute purchase order Contract 93000021 with Twincrest Technologies Corporation for 5.8 GHz Ethernet radios.
5. 14. **Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 22101380 with Godwin Pumps of America for a trailer mounted diesel suction and discharge trash pump.
5. 15. **Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009596 with Associated Supply Company, Inc., for four two-axle loader/backhoe transport trailers, BID 12-10511-CI.

5. 16. **Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 10005092 with Altec Industries, Inc., for a telescopic articulating aerial truck with utility bed.
5. 17. **Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009809 with Scoggin-Dickey Chevrolet-Buick for light duty vehicles and Sports Utility Vehicle's (SUV), BID 12-10601-CI.
5. 18. **Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009815 with Forman's Pick Up Pals for light duty vehicles, BID 12-10601-CI.
5. 19. **Contract Resolution - Radio Shop:** Consider a resolution authorizing the Mayor to execute job order Contract 12-10553-JOC with Minnix Commercial Partners, LTD, for the installation of a radio tower security fence.
5. 20. **Contract Resolution - Geographic Information System:** Consider a resolution authorizing the Mayor to execute purchase order Contract \_\_\_\_ with Source Graphics for a wide format copier/scanner, RFP \_\_\_\_\_.
5. 21. **Ordinance 2nd Reading - Planning:** Ordinance 2012-O0023 Zone Case 3159 (2001 60th Street): Consider request of Cori Davis (for Across the Street Ministries) for a zoning change from R-1 (Single-Family District) to A-2 (High-Density Apartment District) limited to church and church related uses on Lot 1, Block 5, Vandelia Village Addition.
5. 22. **Ordinance 2nd Reading – Planning:** Ordinance 2012-O0024 Zone Case 1845-J (4819 Utica Avenue): Consider a request of Billy Rizzo (for Enterprise Rent-A-Car) for a zoning change from C-2 (Local Retail District) to C-4 (Commercial District) limited to automobile rentals and all C-2 permitted uses on parts of Tracts A and B, Gordon Heights Addition.
5. 23. **Ordinance 2nd Reading - Planning:** Ordinance 2012-O0025 Zone Case 3065-C (6914 82nd Street): Consider request of David Bloodworth for a zoning change from C-3 (General Retail District) to C-3 Specific Use for a veterinary clinic or hospital and all permitted C-3 uses on 1.032 acres of unplatted land out of Block AK, Section 30.
5. 24. **Contract Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute an agreement terminating the Land Acquisition and Management Agreement between the City of Lubbock and Science Spectrum, dated February 28, 1991, and an amendment to the Agreement dated December 8, 2003.
5. 25. **Contract Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute a Deed Without Warranty transferring the portion of the Science Spectrum property owned by the City of Lubbock to the Science Spectrum, a non-profit 501(c)3 corporation.
5. 26. **Ordinance 2nd Reading - Lubbock Power & Light:** Ordinance 2012-O0026 Consider an ordinance amending Chapter 2, Article 2.03, Division 12, of the City of Lubbock Code of Ordinances relating to the authority, duties, and responsibilities of the Electric Utility Board and the disbursement of net revenues of Lubbock Power & Light.
5. 27. **Ordinance 2nd Reading - Lubbock Power & Light:** Ordinance 2012-O0027 Consider an ordinance amending Chapter 22, Article 22.02, to relating to the electric utilities division of the City, reflecting related changes in federal and state law and the City Charter, and other changes as recommended by the Electric Utility Board (EUB).
6. **Regular Agenda**

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 of the item indicates to the public the action to be taken.**
7. 1. Budget discussion identifying core services and prioritization of the FY 2012-13 Operating Budget and Capital Program, Lee Ann Dumbauld, City Manager

**Regular City Council Meeting**

**3. 1.**

**Meeting Date:** 04/10/2012

**Submitted By:** Jennifer Clements, City Secretary

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Information

Summary

Invocation by Dr. Jeffrey Vayda, Gloria Dei Lutheran Church

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Attachments

*No file(s) attached.*

**Regular City Council Meeting**

**3.3.**

**Meeting Date:** 04/10/2012

**Submitted By:** Raquel Quigley, City Council

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Information

Summary

Presentation of a special recognition commemorating April as Fair Housing Month and April 8 - 14, 2012, as Community Development Week

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Attachments

*No file(s) attached.*

**Regular City Council Meeting**

**3. 4.**

**Meeting Date:** 04/10/2012

**Submitted By:** Raquel Quigley, City Council

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Information

Summary

Presentation of a special recognition commemorating April 15 - 22, 2012, as the annual National Days of Remembrance for Victims of the Holocaust

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Attachments

*No file(s) attached.*

**Regular City Council Meeting**

**3. 5.**

**Meeting Date:** 04/10/2012

**Submitted By:** Christy Henssley, Police

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Information

Summary

Presentation of special recognition commemorating the week of April 8 - 14, 2012, as National Public Safety Telecommunications Week

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Attachments

proclamation

**Regular City Council Meeting**

**3. 6.**

**Meeting Date:** 04/10/2012

**Submitted By:** Raquel Quigley, City Council

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Information

Summary

Presentation of a special recognition commemorating April 2012 as National Donate Life Month

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Attachments

*No file(s) attached.*

**Regular City Council Meeting**

**4. 1.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

March 6, 2012, Regular City Council Meeting

March 19, 2012, Special City Council Meeting

March 20, 2012, Special City Council Meeting (Downtown Redevelopment Press Conference)

March 20, 2012, Special City Council Meeting (Joint Jurisdictional Workshop)

March 22, 2012, Special City Council Meeting

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**Attachments**

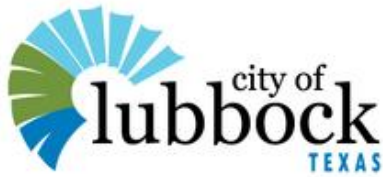
3.6.2012

3.19.2012

3.20.2012 DRC

3.20.2012 JJW

3.22.2012



**Regular City Council Meeting**

**5. 1.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Budget Ordinance Amendment 2nd Reading - Finance:** Ordinance 2012-O0028 Consider Budget Ordinance Amendment 12 amending the Adopted FY 2011-12 Budget respecting the Grant Fund to accept and appropriate funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Comprehensive Energy Assistance Program (CEAP) Grant, Grant No. 82048; accept and appropriate funding from the Federal Transit Administration (FTA) for the Section 5308 - Clean Fuels Grant, Grant No. 88027; respecting the Donations Fund to accept and appropriate funding from Atmos Energy for the Atmos Energy Conservation Customer Value Plan; respecting the FY 2011-12 Master Lease; respecting the Lubbock Power & Light (LP&L) Capital Program to establish Capital Improvement Project No. 92282, Downtown Redevelopment Underground; and respecting the LP&L Operating Fund to increase transfers to the Capital Project Fund and increase utilization of net assets.

**Item Summary**

- I. Accept and appropriate \$1,116,902 from TDHCA for the CEAP Grant. The grant funds programs to assist low-income families and individuals with energy assistance and efficiency.
- II. Accept and appropriate \$2 million from the FTA for the Section 5308 Clean Fuels Grant. The grant provides funding for three hybrid-electric buses and partial funding for a fourth hybrid-electric bus to replace four 1996 NovaBus RTS buses that have exceeded their useful life. The grant assists recipients to finance eligible projects such purchasing or leasing clean fuel bus facilities or electrical recharging facilities and related equipment or projects relating to clean fuel, biodiesel, hybrid electric, or zero emissions technology buses. Transportation Development Credits of \$200,000 will be used for the local match.

A companion item on today's City Council agenda is Item 5.1.2:

**Item 5.1.2:**

**Contract Resolution - Citibus:** Consider a resolution authorizing the City's Director of Fiscal Policy to execute a FTA FY 2011 Section 5308 Clean Fuels Grant for hybrid-electric buses.

- III. Accept and appropriate \$100,000 from Atmos Energy as a donation for the Atmos Energy Conservation Customer Value Plan.
- IV. Amend the Master Lease as approved on September 8, 2011, Ordinance 2011-O0080, by adding a \$60,000 tapping/insert-A-valve machine. The Pipeline Maintenance Department uses the machine to tap into water pipelines for new water service and to repair leaks throughout the municipal water system while keeping the amount of time and water loss to a minimum. The existing tapping machine is 20 years old and does not have an insert-A-valve capability. The City currently contracts this service with outside vendors at a rate of \$1,000 per inch.
- V. Amend the LP&L Capital Project Fund by establishing Capital Improvement Project No. 92282, Downtown Redevelopment Underground, and appropriate \$425,000 for the purpose of placing electric lines underground in Phase I of the Downtown Redevelopment Project.
- VI. Amend the LP&L Operating Fund by increasing the transfer to the Capital Project Fund by \$425,000 and utilizing net assets by the same amount.

**Fiscal Impact**

Included in Item Summary.

**Staff/Board Recommending**

Items I-IV: Cheryl Brock, Director of Fiscal Policy

Items V and VI: Electric Utility Board

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**Attachments**

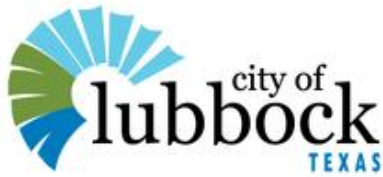
Ordinance - Budget Amendment 12

Grant Detail - CEAP

Resolution & Contract - FTA Section 5308

Budget Detail - Section 5308

Resolution - LP&L CIP Amendment



**Regular City Council Meeting**

**5. 2.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 13 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 Community Services Block Grant (CSBG), Grant No. 82047; accept and appropriate additional funding from the Texas Department of State Health Services (DSHS) for the Community Prevention Section (CPS) - Hazards Grant, Grant No. 81086; respecting the Capital Program to amend Amend Capital Improvement Project No. 92156, Indiana Avenue – 103rd Street to FM 1585; amend Capital Improvement Project No. 92215, Slide Road from Marshall to US 84; respecting the LP&L Capital Project Fund to amend LP&L Capital Improvement Project No. 92197, Tie Line Transformer Replacement; and respecting the LP&L Operating Fund by increasing the transfer to the Capital Project Fund.

**Item Summary**

- I. Accept and appropriate an additional \$113,249 from TDHCA for the CSBG, for a total grant appropriation of \$190,518. The grant provides assistance to reduce poverty, revitalize low-income communities, and empower low-income families and individuals to become self-sufficient. The funding source for the contract is a pass-through grant from the TDHCA. The actual amount allocated to the City for FY 2012 is \$381,035. TDHCA will notify the City as more funds are available. The period of performance is January 1, 2012, through December 31, 2012.
- II. Accept and appropriate an additional \$62,001 from the Texas DSHS for the PPCPS-Hazards, for a total grant appropriation of \$314,962. The grant amendment adds carry-forward funds to the current contract, revises the due dates for applicable reports, and extends the due date for equipment purchases.

The grant funds activities in support of the Center for Disease Control and Prevention (CDC) Cooperative Agreement Work Plan for Public Health Emergency Preparedness designed to upgrade and integrate state and local public health jurisdictions' preparedness for and response to terrorism, outbreaks of infectious disease, and other public health threats and emergencies. The grant funds three full-time positions.

- III. Amend Capital Improvement Project No. 92156, Indiana Avenue – 103rd Street to FM 1585, by decreasing the appropriation by \$250,000, from \$11,076,000 to \$10,826,000.
- IV. Amend Capital Improvement Project No. 92215, Slide Road from Marshall to US 84, by increasing the appropriation by \$250,000, from \$719,700 to \$969,700, for the utility relocations that are necessary prior to the construction of the street.
- V. Amend LP&L Capital Improvement Project No. 92197, Tie Line Transformer Replacement, by \$1.3 million, from \$5.2 million to \$6.5 million, for the replacement of existing circuit breakers and switches.
- VI. Amend the LP&L Operating Fund by increasing the transfer to the Capital Project Fund by \$1.3 million and utilizing net assets by the same amount.

**Fiscal Impact**

Included in Item Summary.

**Staff/Board Recommending**

Cheryl Brock, Director of Fiscal Policy

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**Attachments**

Budget Ordinance - Amendment #13

Grant Detail - CSBG

Grant Detail - PPCPS-Hazards



**Regular City Council Meeting**

**5. 3.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0029 Consider an ordinance abandoning and closing a five-foot LP&L underground utility easement, located in Lot 534, North Pointe Addition, 4934 Marshall Street.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

The ordinance abandons and closes a five-foot LP&L underground utility easement on Lot 534, North Pointe Addition, which is located at North Slide Road and Marshall Street. The easement is being closed to allow for a re-plat of Lots 533 and 534 for new development on the lots.

Lubbock Power & Light is in agreement with the easement closure.

**Fiscal Impact**

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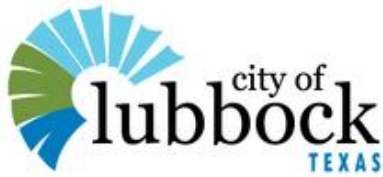
**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Ordinance - LP&L UUE North Pointe



**Regular City Council Meeting**

**5. 4.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0030 Consider an ordinance abandoning and closing a 52-foot drainage easement in Section 289, Block AK, Bacon Crest Addition, 75th Place and Ironton Avenue.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

The ordinance abandons and closes a 52-foot drainage easement in Bacon Crest Addition, out of Section 29, Block AK, which is located north of 75th Place between Ironton Avenue and Kewanee Avenue. The easement is no longer needed due to new development of the area.

Public Works Engineering is in agreement with the easement closure.

**Fiscal Impact**

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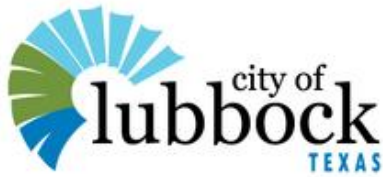
**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Ordinance - Drain Easement Bacon Crest



**Regular City Council Meeting**

**5. 5.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading – Right-of-Way:** Ordinance 2012-O0031 Consider an ordinance abandoning and closing an underground utility easement, located in Tract A, Cuevas Family Partnership Addition, 6401 Frankford Avenue.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

The ordinance abandons and closes an underground utility easement in Tract A, Cuevas Family Partnership Addition, which is located north of 66th Street east of Frankford Avenue. The easement is no longer needed due to new development of the area.

All utility companies are in agreement with the easement closure.

**Fiscal Impact**

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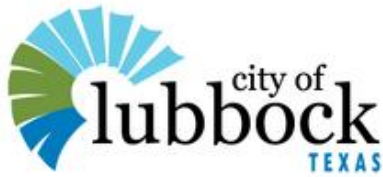
**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Ordinance - Close UUE - Cuevas Family Partnership



**Regular City Council Meeting**

**5. 6.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Public Works Engineering:** Consider a resolution authorizing the Mayor to execute unit price Contract 10521 with Allen Butler Construction, Inc., for construction of Frankford Avenue from 98th Street to 114th Street, BID 12-10521-DT.

**Item Summary**

The Frankford Avenue Paving Improvement Project involves the widening and reconstruction of Frankford Avenue from 98th Street to 114th Street to accommodate development and higher traffic volumes. The project consists of widening the roadway from a two lane asphalt pavement to a seven lane concrete T-1 thoroughfare, construction of a new intersection at 114th street, a traffic signal at 114th Street, pedestrian elements, and drainage features.

Bids were received from the following contractors, and are ranked as follows:

Allen Butler Construction of Ransom Canyon, TX	\$4,978,366
Lone Star Dirt and Paving of Lubbock, TX	5,384,390
Duininck of Roanoke, TX	5,980,842
West Texas Paving of Lubbock, TX	6,044,650

The bid award for this agenda item is awarded by the unit price. The total amount of the award is estimated and actual expenditures may be more or less depending on actual needs. The price per unit will not change.

Staff recommends contract award to the lowest bidder, Allen Butler Construction, Inc., of Ransom Canyon, Texas, for \$4,978,366.

**Fiscal Impact**

\$8,376,000 is appropriated in Capital Improvement Project No. 92228, Frankford Avenue 98th Street to 114th Street, with \$4,978,366 available for this purpose.

**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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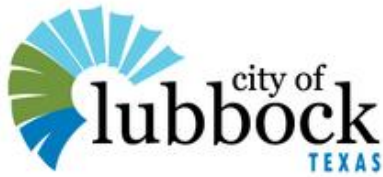
**Attachments**

Resolution & Contract - Widen and Pave Frankford

PSC Recommendation

Budget Detail - 92228

CIP Detail - 92228



**Regular City Council Meeting**

**5. 7.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Amendment Resolution – Public Works Engineering:** Consider a resolution authorizing the City Manager to begin the design of 34th Street Reconstruction Project from Indiana Avenue to Quaker Avenue.

**Item Summary**

The 34th Street Reconstruction Project from Indiana Avenue to Avenue Q is currently under construction as part of the 2009 Bond Election. Unused funds from the construction of the Indiana Avenue to Avenue Q phase of the project are available. On January 9, 2012, the Bond Oversight Committee recommended the remaining funds be used to continue the design and construction of 34th Street to the west as far as the funding will allow.

The resolution allows City staff to move forward with the design contract for 34th Street from Indiana Avenue to Quaker Avenue.

**Fiscal Impact**

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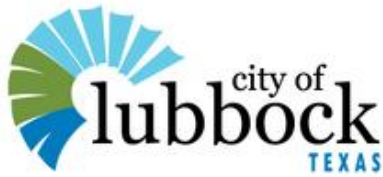
**Staff/Board Recommending**

Bond Oversight Committee

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**Attachments**

*No file(s) attached.*



**Regular City Council Meeting**

**5. 8.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Public Works Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10730 with Parkhill, Smith & Cooper, Inc., for construction phase services for the Northwest Lubbock Drainage Improvements Project.

**Item Summary**

In November 2009, the City Council executed a professional services contract with Parkhill, Smith & Cooper for design services for the Northwest Lubbock Drainage Project. The project provides various levels of flood protection for areas between Maxey Park at Quaker Avenue and 28th Street and Fiesta Plaza at Canyon Lakes. The project benefits the Maxey Park area, the Arnett-Benson neighborhood, and the areas around Playa Lakes 71 (North Wal-Mart), 47 (North Loop 289 & Slide Road), 46 (4th Street & Quaker Avenue), and 45 (Higginbotham Park). All of these lakes will eventually be tied into the storm sewer and the project will ultimately remove over 1,250 structures from the mapped floodplain designation.

On March 6, 2012, the City Council awarded the construction contract for Phase 1 to Utility Contractors of America, Inc. Phase 1 consists of 2.3 miles of storm sewer ranging in size from 78-inch diameter pipe to 10-foot by 10-foot storm sewer box, one storm water sampling station, channel grading and earthwork for interception and storage of playa lake overflow, one inlet structure, and street re-grading and paving. The limits of Phase I extend between Fiesta Plaza (Canyon Lakes) and the intersection of Quaker Avenue and Erskine Street.

The contract for construction phase services allows Parkhill, Smith & Cooper to oversee the construction progress to ensure the construction complies with the plans and specifications. In addition, the consultant team will review contractor submittals and perform density testing to ensure proper compaction in accordance with the plans and specifications.

**Fiscal Impact**

\$36,450,000 is appropriated in Capital Improvement Project No. 92174, Northwest Lubbock and Maxey Park Project, with \$2,399,640 available for this purpose.

**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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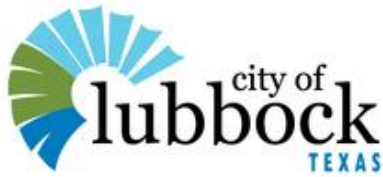
**Attachments**

Resolution

Contract

Budget Detail - 92174

CIP Detail - 92174



**Regular City Council Meeting**

**5. 9.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution- Public Works Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10729 with Cingular Wireless for the lease of space on the City's elevated water storage tank located at 74th Street and Genoa Avenue.

**Item Summary**

The City currently allows cellular communication equipment to be installed on City-owned elevated storage towers located in city limits. The City Engineering Department reviews the equipment, connection type, and contract conditions to verify that the installed equipment will not interfere with the operations of the elevated storage tanks and previously installed communication equipment.

Cingular Wireless requests to install and maintain cellular communications equipment at an elevated water storage tank at 74th Street and Genoa Avenue. The contract term is for five years with the option to renew for three additional five-year terms, with a 20% rental increase with each subsequent term.

**Fiscal Impact**

\$25,000 annual revenue to the Water Fund.

**Staff/Board Recommending**

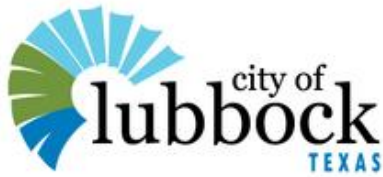
Marsha Reed P.E., Chief Operating Officer

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**Attachments**

Resolution

Cell Tower Agreement Cingular



**Regular City Council Meeting**

**5. 10.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Public Works Water Utility:** Consider a resolution authorizing the Mayor to execute Contract 10731 with Big Country Electric Cooperative, Inc., for electricity at the Lake Alan Henry Pump Station.

**Item Summary**

The Lake Alan Henry Pump Station plays a vital role in the transmission of raw water to Lubbock from Lake Alan Henry. The pump station is located in an area in Garza County where the only authorized electric provider is Big Country Electric Cooperative (BCEC). The City constructed and owns eight miles of 69-kV transmission lines that connect the Lake Alan Henry Pump Station with BCEC's power grid. BCEC constructed a switch station at the point of delivery and has supplied the pump station with temporary power during start-up and testing phases.

The contract provides electric services at the Lake Alan Henry Pump Station per Rate Schedule in Attachment A. The term of the agreement is through April 10, 2021. The City will be billed monthly for a meter charge and actual power consumption. Staff has compared this contract to similar contracts and feels that the rates established are within the market and competitive for this service.

**Fiscal Impact**

Funding is available in the FY 10-11 Water Operating Fund.

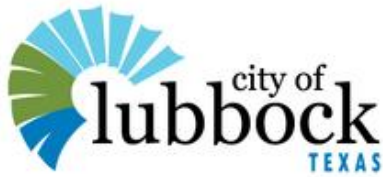
**Staff/Board Recommending**

Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Resolution & Contract - Big Country Electric Service



**Regular City Council Meeting**

**5. 11.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading – Public Works Traffic Engineering:** Ordinance 2012-O0032 Consider an ordinance amending Chapter 20, Traffic, of the Lubbock Code of Ordinances, providing for the amendment of such code; providing a savings clause; providing a penalty for the violation thereof; providing for publication; and providing an effective date.

**Item Summary**

On March 29, 2012, the City Council approved the first reading of the ordinance.

The City Council previously adopted and enacted a new code of ordinances in September 2010 to address non-substantive issues; specifically and primarily to adopt a new numbering scheme for the Code which allows greater flexibility and allows for later expansion. This amendment brings forward substantive changes to this chapter which are intended to update legal references to current law, to repeal outdated and unnecessary provisions, and to conform the code to current style and practice.

In addition to the substantive changes, Division 4, Resident Parking Only Program, section 20.04.111 includes a sixth zone, Monterey High School area. The procedures for permits and the costs have been updated as well.

Article 20.05.001, Moving buildings or oversize loads, enumerates the procedures to which Building Inspection adheres per article 28.09.131(10).

Section 20.04.014, Procedures for establishing limited-time parking areas, calls for disputes to be heard by the Citizens Traffic Commission instead of the City Council.

Division 4, Speed, includes the latest speed and school zone tables that were passed by ordinances on 8/25/2011 and 9/27/2011, respectively.

A blue-lined copy of the revised ordinance is provided.

**Fiscal Impact**

No Fiscal Impact.

**Staff/Board Recommending**

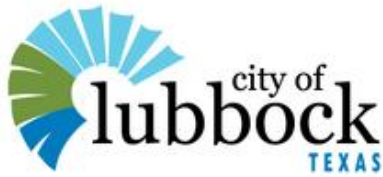
Marsha Reed, P.E., Chief Operating Officer

Sam Medina, City Attorney

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**Attachments**

Revisions - Chapter 20



**Regular City Council Meeting**

**5. 12.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Public Works Traffic Engineering:** Consider a resolution authorizing the Mayor to execute Contract 10382 with Aegis ITS, Inc., for an advanced traffic management system (ATMS) and controller software, RFP 12-10382-RH.

**Item Summary**

In the November 2009 Bond Election, Lubbock voters approved funding for traffic signal upgrades. The system replaces the current 15-year old traffic system. The ATMS integrates into the City's Ethernet-based communications system using fiber optics and wireless technology.

The contract provides project management, installation, configuration of the central computer software and controller software, training, and testing. Evaluation criteria published in the Request for Proposals include: experience, 30%; qualifications, 25%; time and budget, 20%; references, 15%; and cost, 10%.

Proposals were received from the following companies:

Aegis ITS of Anaheim, CA	\$375,526
Kimley-Horn and Associates of Phoenix, AZ	430,000
Telvent USA Corporation of Rockville, MD	848,940

The evaluation committee recommends contract award to the highest ranked proposal, Aegis ITS, Inc., of Anaheim, California, for \$375,526.

**Fiscal Impact**

\$4.75 million is appropriated in Capital Improvement Project No. 92216, Traffic Signal Upgrades, with \$375,526 available for this purpose.

**Staff/Board Recommending**

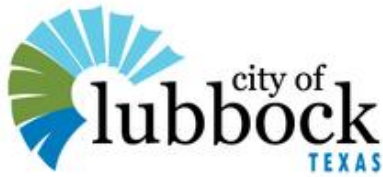
Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Project Schedule

Budget Detail - CIP 92216



**Regular City Council Meeting**

**5. 13.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Public Works - Traffic Engineering:** Consider a resolution authorizing the Mayor to execute purchase order Contract 93000021 with Twincrest Technologies Corporation for 5.8 GHz Ethernet radios.

**Item Summary**

The contract is for three 5.8 GHz wireless Ethernet access point clusters, sixty 5.8 GHz wireless Ethernet radios, and all equipment and mounting hardware necessary to install the equipment. The access point clusters will be installed by City contractors onto the Municipal Hill Tower, West Tower, and the Texas Department of Transportation's radio tower at the Lubbock District office. With an existing access point cluster currently installed on the South Tower, the system will communicate to sixty 5.8 GHz radios that will be installed at traffic signals. Traffic signal controllers are currently the only field devices monitored by the Traffic Engineering Department's serial radio network. Once the radio system is upgraded to 5.8 GHz Ethernet technology, field devices including conflict monitors and detectors may be monitored and devices, including cameras and dynamic message signs can be added to the network.

The \$122,896 purchase from Twincrest Technologies of Mansfield, Texas, is through the Texas Multiple Awards Schedule (TXMAS) Texas Smart Buy program contract 550-A2. The TXMAS program adapts existing competitively awarded federal government contracts to the procurement needs of the State of Texas and local governments. As the responsible federal entity, the General Services Administration's (GSA) Federal Supply Service awards Federal Supply Schedule contract by competitive procurement procedures for more than 50 schedules covering multiple commodities and services. The prices reflected on GSA schedule contracts are the most favored customers prices and the maximum price allowable. To be considered for the TXMAS Program, an existing contract must be awarded by the federal government or other governmental entity using a competitive process and adaptable to the laws of the State of Texas (Texas Government Code, Title 10, Subtitle D, Sections 2155.062, 2155.502, 2155.504).

**Fiscal Impact**

\$4,750,000 is appropriated in Capital Improvement Project No. 92216, Traffic Signal Upgrades, with \$122,896 available for this purpose.

**Staff/Board Recommending**

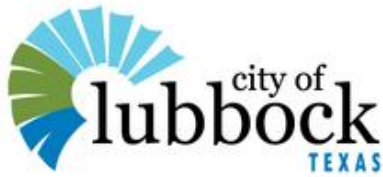
Marsha Reed, P.E., Chief Operating Officer

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**Attachments**

Resolution & Contract - Traffic Ethernet Radios

Budget Detail - CIP 92216



**Regular City Council Meeting**

**5. 14.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 22101380 with Godwin Pumps of America for a trailer mounted diesel suction and discharge trash pump.

**Item Summary**

The purchase order contract is for one 2012 trailer mounted diesel suction and discharge trash pump for Water Distribution and Maintenance. The trash pump replaces a 1991 model that will be used to pump water out of excavation sites to make repairs on broken water mains.

The \$41,569 purchase from Godwin Pumps of America of Bridgeport, New Jersey, is made through the Texas Association of School Boards Local Government Cooperative, Contract 344-10, using an electronic purchasing system, known as BuyBoard. The purchasing cooperative is an administrative agency created in accordance with Section 791.001 of the Texas Government Code and used to obtain the benefits and efficiencies that can accrue to members of a cooperative, to comply with state bidding requirements, and to identify qualified vendors of commodities, goods, and services.

**Fiscal Impact**

This equipment is approved in the Adopted FY 2011-12 Master Lease Program.

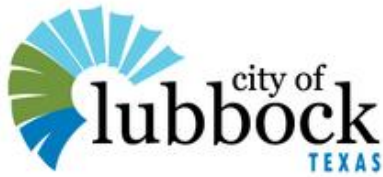
**Staff/Board Recommending**

Mark Yearwood, Chief Information Officer Assistant City Manager

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**Attachments**

Resolution & Contract - Trash Pump



**Regular City Council Meeting**

**5. 15.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009596 with Associated Supply Company, Inc., for four two-axle loader/backhoe transport trailers, BID 12-10511-CI.

**Item Summary**

The purchase order contract is for four 2012 two-axle loader/backhoe transport trailers for Water Distribution and Maintenance. The trailers replace one 1993 and three 2002 model trailers that will be used to transport backhoes and materials to and from water and sewer projects.

Staff recommends contract award the sole bidder, Associated Supply Company of Lubbock, Texas, for \$46,464.

**Fiscal Impact**

The trailers are approved in the Adopted FY 2011-12 Master Lease Program.

**Staff/Board Recommending**

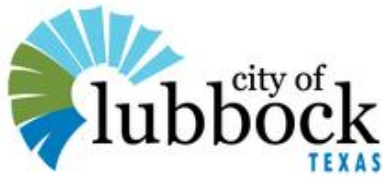
Mark Yearwood, Chief Information Officer Assistant City Manager

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**Attachments**

Resolution & Contract - ASCO - Trailers

Trailer



**Regular City Council Meeting**

**5. 16.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 10005092 with Altec Industries, Inc., for a telescopic articulating aerial truck with utility bed.

**Item Summary**

The contract is for one telescopic articulating aerial truck with utility bed for Parks and Recreation. The vehicle replaces a 2001 model that will be used for maintaining City parks' security lighting, scoreboards, sports field lighting, overhead lighting, trimming trees, and baseball field netting.

The \$123,776 purchase from Altec Industries of Waxahachie, Texas, is through the Texas Multiple Awards Schedule (TXMAS) contract TXMAS 11-23V050. The TXMAS program adapts existing competitively awarded federal government contracts to the procurement needs of the State of Texas and local governments. As the responsible federal entity, the General Service Administration's (GSA) Federal Supply Service awards Federal Supply Schedule contracts by competitive procurement procedures from more than 50 schedules covering multiple commodities and services. The prices reflected on GSA schedule contracts are the most favored customer prices and the maximum price allowable. To be considered for the TXMAS program, an existing contract must be awarded by the federal government or other governmental entity using a competitive process and adaptable to the laws of the State of Texas (Texas Government Code Title 10, Subtitle D, Sections 2155.062, 2155.502, 2155.504).

**Fiscal Impact**

The equipment is approved in the Adopted FY 2011-12 Master Lease Program.

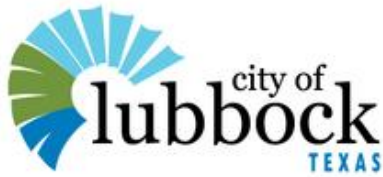
**Staff/Board Recommending**

Mark Yearwood, Chief Information Officer Assistant City Manager

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**Attachments**

Resolution & Contract - Altec Aerial Truck



**Regular City Council Meeting**

**5. 17.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009809 with Scoggin-Dickey Chevrolet-Buick for light duty vehicles and Sports Utility Vehicle's (SUV), BID 12-10601-CI.

**Item Summary**

The purchase order contract is for the following vehicles.

The item numbers correspond to those shown on the provided bid tabulation.

Item 1 and 2: Two full-size SUV for the following departments:

Police Patrol – The vehicle replaces a 2001 model SUV the City shares with Garza County at Lake Alan Henry (LAH). Lubbock Police Department uses the SUV when conducting police patrol duties at LAH.

Street Drainage – The vehicle replaces a 1995 model and will be used to survey new construction, alleys, and various projects for the Public Work Engineering Department. A full-size, 4-wheel drive SUV is necessary due to the conditions of the work areas and the size of equipment carried.

Item 3: One 1/2 ton, extended cab, long bed, 4x2 pickup for Parks and Recreation. The vehicle replaces a 1997 model and will be used to inspect parks and park projects and to safely haul items that cannot be carried in the cab of the pickup.

Item 4: One 1/2 ton, crew cab, short bed, 4x2 pickup for Police Investigations. The vehicle replaces a 2006 model and will be used to transport victims, witnesses, and suspects; for investigations; and to carry equipment and evidence.

Item 5: One 1/2 ton, crew cab, short bed, 4x2 pickup for Police Training. The vehicle replaces a 2001 model at the Police Academy and will be used daily to deliver supplies and equipment, tow trailers, and any other needs related to daily activities.

Item 6: One 1/2 ton, crew cab, short bed, 4x4 pickup for Police Patrol. The vehicle replaces a 2005 Crown Victoria for the Accident Investigation Unit and will be used to haul large equipment for processing accident scenes including paint, drag sleds, total station mapping system, crash data retrieval system, measuring tools, wooden stakes, traffic cones, marking flags, and various tools.

Item 7: One 1/2 ton, extended cab, short bed 4x2 pickup for Streets. The vehicle replaces a 2004 model and will be used by City Pavement Management Operations inspectors. The inspectors annually oversee street maintenance projects including micro-surfacing, asphalt patching, concrete replacement, and asphalt rejuvenation and evaluate the condition of street infrastructure.

Item 8 and 9: Two 3/4 ton, regular cab, long bed 4x4 pickups for the following departments:

Airport – The vehicle replaces a 1989 model and will be used by facility maintenance personnel for building repairs and maintenance at airport properties and to plow snow and to de-ice (spreader on the bed) during inclement weather.

Solid Waste Collections - The vehicle replaces a 2000 model and will be used for customer calls, container audits, property damage claim checks, accident investigations, and recycling site visits.

Item 10: Two 3/4 ton, regular cab, regular bed 4x4 pickups for Water Meter and Customer Service. The vehicles replace 2006 models and will be used to respond to water line breaks and any customer complaints or concerns.

Item 11: Six 3/4 ton, extended cab, regular bed, 4x2 pickups for Water Distribution and Maintenance. The vehicles replace two 2003 models and four 2006 models and will be used by pipeline maintenance to supervise work and to deliver materials and equipment to work crews.

Item 12: One 3/4 ton, crew cab, short bed, 4x2 pickup for Parks and Recreation. The vehicle replaces a 1997 model and will be used to transport staff and temporary summer workers to sites to clean and to deliver materials to projects and special events.

Item 13: One 3/4 ton, regular cab, bed deleted pickup for Vector Control. The vehicle replaces a 1996 model and will be used to apply chemicals to treat the mosquito population. The truck carries a turbo sprayer used for the application of a larvicide chemical on playa lakes and other standing water. A flatbed will be installed on the pickup.

Item 15: One 3/4 ton, regular cab, bed deleted , 4x4 pickup for Airport. The vehicle replaces a 1989 model and will be used to perform electrical repairs, replace light fixtures on the airfield, and repair the landscape irrigation systems. A service body will be installed on the pickup.

Item 16: One 3/4 ton, regular cab, bed deleted, 4x4 pickup for Water Meter and Customer Service. The vehicle replaces a 2006 model and will be used to place water meters for new customers and change out water shut off valves for residential and commercial customers. A service body will be installed on the pickup.

Item 17: One 3/4 ton, regular cab, bed deleted, 4x2 pickup for Facilities Management. The vehicle replaces a 2001 model and will be used for transportation of tools and equipment for building maintenance repairs and installations. A service body will be installed on the pickup.

Item 18: Two 1-ton, extended cab, 4x4 pickups for Water Pumping and Control and Water Reservoir. The vehicle for Water Pumping and Control replaces a 2006 model and will be used to perform mechanical repairs on pumps, motors, and valves at water facilities at the City, Bailey County, and Lake Alan Henry pump stations. The vehicle for Water Reservoir is an addition to the fleet and will be used to perform mechanical repairs on pumps, motors, and valves at water facilities throughout Lubbock, Bailey County Well Field system, and Lake Alan Henry system, and to respond to calls after hours and emergencies associated with the public drinking water system.

A bid tabulation is provided.

Staff recommends bid award for Items 1-13 and 15-18 to Scoggin-Dickey Chevrolet-Buick of Lubbock, Texas, for \$584,423.

### **Fiscal Impact**

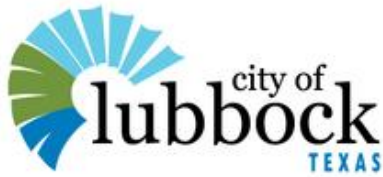
The vehicles are approved in the Adopted FY 2011-12 Master Lease Program.

### **Staff/Board Recommending**

Mark Yearwood, Chief Information Officer, Assistant City Manager

Resolution & Contract - Scoggin-Dickey

Light Duty Vehicles



**Regular City Council Meeting**

**5. 18.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Fleet Services:** Consider a resolution authorizing the Mayor to execute purchase order Contract 31009815 with Forman's Pick Up Pals for light duty vehicles, BID 12-10601-CI.

**Item Summary**

The purchase order contract is for the following items.

The item numbers correspond to those shown on the provided bid tabulation.

Item 14: One general purpose flatbed to be placed on a 3/4 ton, regular cab, bed deleted, pickup for Vector Control. The general purpose flatbed placed on a 3/4 ton pickup will be used by Vector Control to apply chemicals to treat the mosquito population. The truck carries a turbo sprayer for the application of a larvicide chemical on playa lakes and other standing water.

Item 19: Two service bodies with cranes to be placed on a 3/4 ton, extended cab, bed deleted 4x4 pickup for Water Pumping and Control and Water Reservoir. One service body with crane will be placed on a vehicle for Water Pumping and Control and will be used to perform mechanical repairs on pumps, motors, and valves at water facilities throughout the Lubbock, Bailey County, and Lake Alan Henry pump stations.

The second service body with crane will be placed on a vehicle for Water Reservoir and will be used to perform mechanical repairs on pumps, motors, and valves at water facilities throughout the Lubbock, Bailey County Well Field System, and Lake Alan System when completed. The vehicle will be used to respond to calls after hours and during emergencies associated with the public drinking water system.

A bid tabulation is provided.

Staff recommends bid award for Items 14 and 19 to Forman's Pick Up Pals of Lubbock, Texas, for \$36,046.

**Fiscal Impact**

The vehicles are approved in the Adopted FY 2011-12 Master Lease Program.

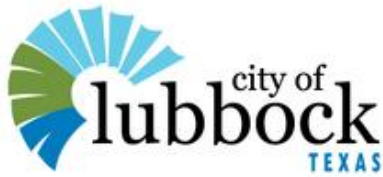
**Staff/Board Recommending**

Mark Yearwood, Chief Information Officer Assistant City Manager

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**Attachments**

Resolution & Contract - Formans Pickup Pals  
Light Duty Vehicles



**Regular City Council Meeting**

**5. 19.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - Radio Shop:** Consider a resolution authorizing the Mayor to execute job order Contract 12-10553-JOC with Minnix Commercial Partners, LTD, for the installation of a radio tower security fence.

**Item Summary**

The contract is for Proposal A or Proposal B, described as follows:

**PROPOSAL A:**

The contract involves installing 3,000 linear feet of six foot chain link fence around 11 acres at the west radio tower located at 7806 28th Street. The fence includes three strands of barb wire at the top and one ten-foot single slide gate. Total contract amount for Proposal A is \$45,109.

**PROPOSAL B**

The contract involves installing 975 linear feet of six foot chain link fence around the Radio Tower facility and each guy wire anchors located at 7806 28th Street. The fence includes three strands of barb wire at the top, walk gates at each guy wire anchor, and two sixteen-foot double swing gates to access the tower facility. Total contract amount for Proposal B is \$28,632.

The contract with Minnix Commercial Partners, LTD, of Lubbock, Texas, is made through BuyBoard Contract No. Area I – 1 MCP – Option 1, using an electronic system known as EZIQC , to access indefinite quantity construction contracts (job order contracts) that are competitively bid to accomplish maintenance, repair, and minor new construction. The contract is based on a catalog of pre-priced construction tasks for all divisions of construction. Texas Government Code Chapter 791 allows political subdivisions of Texas to contract with another political subdivision of Texas or another state to purchase goods and services. Pursuant to Texas Local Government Code Chapter 271.102, participating in purchasing cooperatives with other local governments and cooperative purchasing organizations satisfies state law requiring municipalities to solicit competitive bids.

**Fiscal Impact**

Proposal A for \$45,109 or Proposal B for \$28,632 is appropriated in the Adopted FY 2011-12 Radio Shop Operating Budget.

**Staff/Board Recommending**

Mark Yearwood, Chief Information Officer Assistant City Manager.

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**Attachments**

*No file(s) attached.*



**Regular City Council Meeting**

**5. 20.**

**Meeting Date:** 04/10/2012

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### **Information**

#### **Agenda Item**

**Contract Resolution - Geographic Information System:** Consider a resolution authorizing the Mayor to execute purchase order Contract \_\_\_\_ with Source Graphics for a wide format copier/scanner, RFP \_\_\_\_\_.

#### **Item Summary**

High resolution digital scanning of large format plans, maps and photos is an integral part of document backup and preservation in City departments and a means for distribution of information to the public on the City's website. Copies of documents are used by City employees for projects and meetings. Record sets of documentation for construction projects are preserved in this manner.

The current scanner/copier system was purchased in November 2002 and is centrally located on the first floor of City Hall in the Engineering Map Vault. The current system has outlived its technological life expectancy and is producing poor quality scan and prints even though it has had regular cleaning and maintenance.

The contract replaces the current Xerox Synergix 8825 scanner/copier system. Xerox has withdrawn from the wide-format market, so it was not possible to upgrade the current machine. Evaluation criteria published in the Request for Proposals (RFP) include: cost, 30%; equipment performance and features, 25%; support services and maintenance agreement, 20%; references, 15%; and trade-in allowance.

Proposals were received from the following companies and are ranked as follows:

Source Graphics  
Kip America  
Konica Minolta  
Metro Repro  
Data-Line 5100  
Data-Line 7140  
CAD Supplies Specialty  
CAD & Graphic Suppl

The machine proposed by Source Graphics is the only one that meets all requirements of the RFP; the committee evaluated each proposal on its merits. The wide format KIP 7700 copier with the KIP 2300 scanner combination provides high resolution scanning, including the ability to scan documents up to 0.6 inches thick, and extremely high speed printing (65 D-size sheets per hour). The duty cycle (the amount of time in a given period that an electrical device can perform work without overheating) for this machine is four times that of any other machine proposed. The moving parts of the machine are warranted much longer than those of the other proposals.

The proposal includes local service provider, The Reproduction Company. The 5-year maintenance agreement of \$1,500 for the first year (included in this proposal price) increasing to \$1,735 in the final year is less than the current \$2,400 maintenance contract currently budgeted for the Xerox system. The vendor and the local service provider have outstanding professional references.

Staff recommends contract award to Source Graphics of Anaheim, California, with The Reproduction Company of Lubbock, Texas, as the service provider, for \$31,362.

**Fiscal Impact**

\$31,700 is appropriated in Capital Improvement Project No. 8551, GIS Digital Orthos and Contours, with \$31,362 available for this purpose.

**Staff/Board Recommending**

Mark Yearwood, Chief Information Officer Assistant City Manager

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**Attachments**

BAFO Wide Format Scanner/Copier

Budget Detail - CIP 8551

CIP Detail - 8551



**Regular City Council Meeting**

**5. 21.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading - Planning:** Ordinance 2012-O0023 Zone Case 3159 (2001 60th Street): Consider request of Cori Davis (for Across the Street Ministries) for a zoning change from R-1 (Single-Family District) to A-2 (High-Density Apartment District) limited to church and church related uses on Lot 1, Block 5, Vandelia Village Addition.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

**Zoning Request:**

The request is to zone a residential structure from R-1 to A-2 limited to a church and church related uses.

**Proposed Land Use:**

Across the Street Ministries proposes a community development center to be affiliated with Vandelia Church of Christ, located adjacent to the property, and other city churches. A-2 is the minimum district that allows a community center or any church related activity.

**Adjacent Land Uses:**

North - Residential, Zoned for a church, school, and residential

South - Residential, Zoned R-1

East - Residential, Zoned R-1

West - Residential, Zoned R-1

**Planning and Zoning (P&Z) Commission Public Hearing Notes:**

Other than the proponent, no citizens appeared before the P&Z Commission in opposition or support.

**Impact on the Comprehensive Land Use Plan (CLUP):**

A-2 is customarily used as a buffer between commercial and residential zones. In this case, the proposed A-2 is an extension of an existing church use across the street and will not cause a problem to the adjacent R-1. The change from R-1 to A-2 is a minor change to the CLUP, but should be positive for the area and the surrounding community.

**P&Z Commission Recommendation:**

The P&Z Commission recommends approval of the case with the following two conditions:

1. A-2 Limited to Church and Church related uses.
2. A letter submitted with the zone case file allowing parking at Vandelia Church of Christ located at 2002 60th Street.

**Fiscal Impact**

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**Staff/Board Recommending**

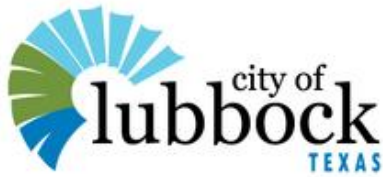
Quincy White, Assistant City Manager

P&Z Commission



**Attachments**

Ordinance - Zone Case 3159



**Regular City Council Meeting**

**5. 22.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading – Planning:** Ordinance 2012-O0024 Zone Case 1845-J (4819 Utica Avenue): Consider a request of Billy Rizzo (for Enterprise Rent-A-Car) for a zoning change from C-2 (Local Retail District) to C-4 (Commercial District) limited to automobile rentals and all C-2 permitted uses on parts of Tracts A and B, Gordon Heights Addition.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

**Zoning Request:**

The request is to zone 4819 Utica from C-2 to C-4 permitted use - limited to rental of automobiles and all C-2 permitted uses.

**Proposed Land Use:**

The applicant proposes an Enterprise Rent-A-Car location. The existing building has had a number of businesses during the last several years, partially due to a lack of visibility to a thoroughfare. With a car rental store and regional office being a specific destination point, the rent-a-car business should not require the high visibility from the thoroughfare that a retail business requires.

**Adjacent Land Uses:**

North - Residential, Zoned R-2 (Two-Family District)

South - Commercial, Zoned C-2

East - Commercial, Zoned C-2

West - Church, Zoned R-1 (Single-Family District)

**Planning and Zoning (P&Z) Commission Public Hearing Notes:**

Other than the proponent, no citizens appeared before the P&Z Commission in opposition or support.

**Impact on the Comprehensive Land Use Plan (CLUP):**

With a C-4 limited use, the request is not in conflict with the CLUP. The impact on the adjacent neighborhood should be minimal compared to various of uses currently permitted.

**P&Z Commission Recommendation:**

The P&Z Commission recommends approval of the case with the following two conditions:

1. Only cars in the process of being rented may be parked on the site. No repairs or activity other than detailing shall be allowed.
2. A screening fence along the northern boundary of the property behind 4636 50th Street with a "finished" fence facing south when that portion of the parcel is developed.

**Fiscal Impact**

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**Staff/Board Recommending**

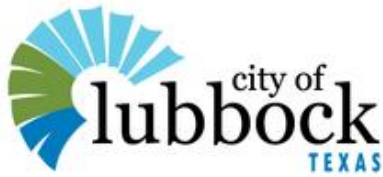
Quincy White, Assistant City Manager

P&Z Commission

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**Attachments**

Ordinance - Zone Case 1845-J



**Regular City Council Meeting**

**5. 23.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading - Planning:** Ordinance 2012-O0025 Zone Case 3065-C (6914 82nd Street): Consider request of David Bloodworth for a zoning change from C-3 (General Retail District) to C-3 Specific Use for a veterinary clinic or hospital and all permitted C-3 uses on 1.032 acres of unplatted land out of Block AK, Section 30.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

**Zoning Request:**

The request is to zone 6914 82nd Street from C-3 to C-3 Specific Use for a veterinary clinic or hospital and all permitted C-3 uses.

**Proposed Land Use:**

The applicant proposes a veterinary clinic or hospital. Veterinary clinics or hospitals are permitted as a specific use in any C-2A or less restricted zoning district. They are required to be maintained within a completely enclosed, soundproof building and operated in such a way as to produce no objectionable odors outside its walls.

**Adjacent Land Uses:**

North - Commercial, Zoned C-3  
South - Residential, Zoned A-2 (High-Density Apartment District)  
East - Transition, Zoned T (Transitional)  
West - Commercial, Zoned C-3

**Planning and Zoning (P&Z) Commission Public Hearing Notes:**

Other than the proponent, no citizens appeared before the P&Z Commission in opposition or support.

**Impact on the Comprehensive Land Use Plan (CLUP):**

The proposal is consistent with the CLUP. The proposed use should not have a negative impact on the surrounding properties, and should not be a detriment to traffic in the area. Clinics approved to date have produced very few complaints.

**P&Z Commission Recommendation:**

The P&Z Commission recommends to approval of the case.

**Fiscal Impact**

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**Staff/Board Recommending**

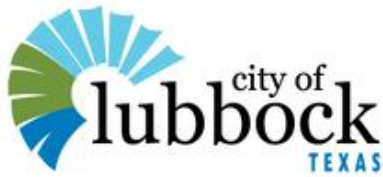
Quincy White, Assistant City Manager

P&Z Commission

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## **Attachments**

Ordinance - Zone Case 3065-C



**Regular City Council Meeting**

**5. 24.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute an agreement terminating the Land Acquisition and Management Agreement between the City of Lubbock and Science Spectrum, dated February 28, 1991, and an amendment to the Agreement dated December 8, 2003.

**Item Summary**

In 1991, the City of Lubbock and Science Spectrum, a non-profit 501(c)3 corporation, entered into a 20-year agreement to enable the Omni Theater to be built. The City issued Certificates of Obligation, Series 1991, to acquire the site and to finance the construction and equipment of the Exhibition Hall/Auditorium that is currently known as the Omni Theater. The certificates of obligation have been repaid in connection with the issuance of the City's General Obligation Refunding Bonds, Series 1999.

The Science Spectrum Board of Directors successfully managed the Omni Theater for the past 20 years. The agreement is scheduled to expire in 2013, 20 years after its grand opening in 1993.

The Science Spectrum Board of Directors identified the need for renovations to the Omni Theater. To raise the money to complete the renovations and to maintain the appeal of this popular venue, the Board must hold the title to the building. The board requested that the City terminate the current agreement and convey the title of the building to the Science Spectrum.

**Fiscal Impact**

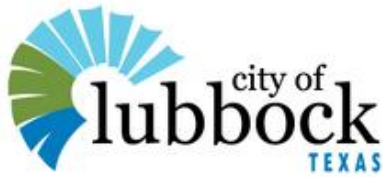
The current amended agreement provides no revenue to the City of Lubbock. The termination of the agreement removes the property from the City inventory.

**Staff/Board Recommending**

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**Attachments**

Terminating



**Regular City Council Meeting**

**5. 25.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Contract Resolution - City Manager:** Consider a resolution authorizing the Mayor to execute a Deed Without Warranty transferring the portion of the Science Spectrum property owned by the City of Lubbock to the Science Spectrum, a non-profit 501(c)3 corporation.

**Item Summary**

The Science Spectrum Board of Directors identified the need for renovations to the Omni Theater. To raise money to complete the renovations and to maintain the appeal of this popular venue, the Board must hold the title to the building. The Board requested that the City convey the title of the building to the Science Spectrum.

In 1991, the City of Lubbock and Science Spectrum entered into a 20-year agreement to enable the Omni Theater to be built. The City issued Certificates of Obligation, Series 1991, to acquire the site and to finance the construction and equipment of the Exhibition Hall/Auditorium that is currently known as the Omni Theater. The certificates of obligation have been repaid in connection with the issuance of the City's General Obligation Refunding Bonds, Series 1999. The Science Spectrum Board of Directors successfully managed the Omni Theater for the past 20 years.

The Deed without Warranty conveys the property from the City of Lubbock to Science Spectrum, as long as Science Spectrum utilizes the property solely in a manner that promotes a public purpose. Science Spectrum is "to provide an exhibition hall/auditorium for the presentation of cultural, scientific, and education programs for the benefit of the City's residents." If the property ceases to be so used, all rights, title, and interest conveyed shall automatically revert to and vest in the City.

**Fiscal Impact**

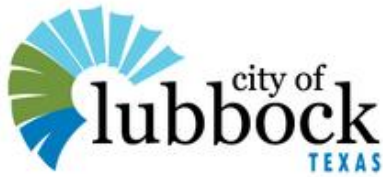
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**Staff/Board Recommending**

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**Attachments**

transferring



**Regular City Council Meeting**

**5. 26.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading - Lubbock Power & Light:** Ordinance 2012-O0026 Consider an ordinance amending Chapter 2, Article 2.03, Division 12, of the City of Lubbock Code of Ordinances relating to the authority, duties, and responsibilities of the Electric Utility Board and the disbursement of net revenues of Lubbock Power & Light.

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

Consider an ordinance amending Chapter 2, Article 2.03, Division 12, of the City of Lubbock Code of Ordinances relating to the authority, duties, and responsibilities of the Electric Utility Board and the disbursement of net revenues of Lubbock Power & Light.

Exhibit A represents the original Electric Utility Board (EUB) recommendation regarding Chapter 2. Exhibit B represents language recommended by EUB, amended by the City Council, and subsequently published pursuant to Section 2.03.418. Exhibit C highlights final changes recommended by EUB, in response to the request for final review made by the City Council on February 9, 2012.

**Fiscal Impact**

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**Staff/Board Recommending**

Gary Zheng, Director of Electric Utilities

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**Attachments**

[Ordinance - LP&L](#)

[Exhibit A](#)

[Exhibit B](#)

[Exhibit C](#)



**Regular City Council Meeting**

**5. 27.**

**Meeting Date:** 04/10/2012

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**Information**

**Agenda Item**

**Ordinance 2nd Reading - Lubbock Power & Light:** Ordinance 2012-O0027 Consider an ordinance amending Chapter 22, Article 22.02, to relating to the electric utilities division of the City, reflecting related changes in federal and state law and the City Charter, and other changes as recommended by the Electric Utility Board (EUB).

**Item Summary**

On March 29, 2012, the City Council approve the first reading of the ordinance.

Consider an ordinance amending Chapter 22, Article 22.02, to relating to the electric utilities division of the City, reflecting related changes in federal and state law and the City Charter, and other changes as recommended by EUB.

**Fiscal Impact**

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**Staff/Board Recommending**

Gary Zheng, Director of Electric Utilities

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**Attachments**

Ordinance - 6.8 LP&L

Exhibit A