

City of Lubbock, Texas
Regular City Council Meeting
Thursday, March 14, 2013

Glen C. Robertson, Mayor
Karen Gibson, Mayor Pro Tem, District 5
Victor Hernandez, Councilman, District 1
Floyd Price, Councilman, District 2
Todd R. Klein, Councilman, District 3
Jim Gerlt, Councilman, District 4
Latrell Joy, Councilwoman, 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

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.

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

3:00 p.m. -- City Council convenes in open session, and recesses into executive session to consider items 1.-1.3.3.

4:00 p.m. - City Council will recess to attend the ribbon cutting for the traveling exhibit, Blessed John Paul II "I Have Come To You Again," located at the Catholic Renewal Center, 4620 4th Street.

6:15 p.m. -- City Council reconvenes in open session to consider items 2.-6.4.

1. Executive Session

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. Omni Building located at 1208 14th Street.
1. 1. 2. Public, Educational and Governmental Access Channel (PEG) fee in connection with Suddenlink Communications.
1. 1. 3. Franchise fees in connection with West Texas Gas, Inc.
1. 1. 4. Talon/LPE, LTD. v. Kevin Cashman; Texas Construction & Demo, Inc.; Red Industrial, Inc.; Jose Perez, d/b/a J.N.I. Contractors; Grant-Hill, Inc.; Susan Ring; Megan Cashman; and Ethel Cashman, Cause No. 101209-D in the 320th District Court, Potter County, Texas.
1. 1. 5. Concerning the bylaws and the articles of incorporation of Lubbock Economic Development Alliance and Market Lubbock Development Corporation and the proposed amendments thereof.
1. 1. 6. Discuss Chapter 252 of the Texas Local Government Code, purchasing and contracting authority of municipalities, and the case law and Texas Attorney General opinions construing same.

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. Omni Building located at 1208 14th Street.
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
2. **Proclamations and Presentations**
2. 1. Invocation by Media Pastor John Burke, Southcrest Baptist Church.
2. 2. Pledges of Allegiance.
2. 3. Presentation of a special recognition commemorating March 28-30, 2013, as ABC Pro Rodeo Days.
3. **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.**
3. 1. Blaine Roberts of Roberts Truck Center will appear before the City Council to discuss ITB 13-11103-RH, Refuse Collection Cab and Chassis.
3. 2. Mikel Ward will appear before the City Council to express her support for the position of the Mayor and City Manager regarding the LP&L audit and discuss North and East Lubbock Development Corporation.
3. 3. Deanne Clark will appear before the City Council discuss LP&L finances.
4. **Minutes**
4. 1. January 15, 2013 Special City Council Meeting (Electric Utility Board)
February 14, 2013 Regular City Council Meeting
February 18, 2013 Special City Council Meeting (Work Session)
February 18, 2013 Special City Council Meeting (Intellectual Talk Series at Raindrop Turkish House)

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:** Consider Budget Ordinance 2013-O0025 Amendment 15, respecting the Grant Fund, to accept and appropriate additional funding from the Dallas Police Department for the Internet Crimes Against Children (ICAC) Task Force Grant; accept and appropriate funding from the Federal Transit Administration (FTA) for the FY 12 Section 5309 State of Good Repair Grant; providing for filing; and providing for a savings clause.
5. 1. 1. **Resolution - Police Department:** Consider a resolution authorizing the City Manager to execute Supplement 2 of the Interlocal Agreement with the City of Dallas for the Internet Crimes Against Children (ICAC) Task Force investigation.
5. 1. 2. **Contract Resolution - Citibus:** Consider a resolution authorizing the City's Executive Director of Budget to execute contract 11184 a Federal Transit Administration (FTA) FY 2012 Section 5309 State of Good Repair Grant, TX-04-0107-00.
5. 2. **Budget Ordinance Amendment 2nd Reading - Finance:** Consider Budget Ordinance 2013-O0026 Amendment 16, amending the Adopted FY 2012-13 Budget respecting the Fire Pay Plan to provide for greater separation in pay between Battalion Chief, Division Chief, and Deputy Chief; and position control by increasing Battalion Chiefs by one position, and decreasing Captains by one position.
5. 3. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 17 amending the FY 2012-13 Budget respecting the General Fund to provide funding for North and East Lubbock Community Development Corporation; increasing the sales tax revenue estimate; providing for filing; and providing for a savings clause.
5. 4. **Resolution - Finance:** Consider a resolution approving the financing by the Red River Health Facilities Development Corporation of a health facility located within the City of Lubbock, Texas.
5. 5. **Ordinance Amendment 2nd Reading - Public Works Water Resources:** Consider Ordinance 2013-O0028 Amendment to the Code of Ordinances, Section 22.03.085 (6)(A), that increases the water volume rate multiplier from 1.3 to 1.5 for “wholesale” water customers located outside of the City’s corporate limits.
5. 6. **Resolution - Water Utility:** Consider a resolution authorizing the Mayor to execute purchase order contract 22102133 for a generator set engine for an emergency backup generator for Pump Station 14.
5. 7. **Ordinance 1st Reading – Right-of-Way:** Consider an ordinance abandoning and closing a 20-foot underground utility easement located in Block AK Section 42, Lubbock County, adjacent to Tract A, Alcove Park Addition, 32nd and Yuma Avenue.
5. 8. **Ordinance 1st Reading – Right-of-Way:** Consider an ordinance abandoning and closing a Lubbock Power & Light (LP&L) switching enclosure easement located in the southeast corner of Tract A, Clayton Homes Addition, 2318 North University Avenue.
5. 9. **Ordinance 2nd Reading – Right-of-Way:** Consider Ordinance 2013-O0016 abandoning and closing portions of 5th Street, Avenue U, and two alleys, within or adjacent to Blocks 34, 35, 62, and 63 Overton Addition, 2104 5th Street.

5. 10. **Contract Resolution - Library:** Consider a resolution authorizing the Mayor to execute contract 11143 with EBSCO Information Services for library subscription services, BID 13-11143-TL.
5. 11. **Contract Resolution - Fleet:** Consider a resolution authorizing the Mayor to execute purchase order contract 31014077 with Associated Supply Company Inc., for a skid steer loader for Public Works Water Distribution and Maintenance Department.
5. 12. **Contract Resolution - Fleet:** Consider a resolution authorizing the Mayor to execute purchase order contract 31014104 with Sam Pack's Five Star Ford for four 1/2-ton pickups for the Police Department.
5. 13. **Contract Resolution - Fleet:** Consider a resolution authorizing the Mayor to execute purchase order contract 31014100 with Kubota Tractor Corporation for all-terrain vehicles (ATVs) for the Solid Waste Landfill.
5. 14. **Resolution - Fire Department:** Consider a resolution authorizing the Mayor to execute purchase order contract 10007922 with DACO Fire Equipment, Inc. for two Rosenbauer pumpers and one Rosenbauer Quint.
5. 15. **Ordinance 2nd Reading - Planning:** Zone Case 3047-E, Ordinance 2013-O0017. Consider a request of AMD Engineering, LLC, for George McMahan for a zoning change from R-1 Specific Use to R-1 Specific Use for garden homes with reduced rear setback for third car garage units, reduced side setback on corner lots on 1.42 acres, R-1 Specific Use for reduced front and side setbacks, and reduced rear setbacks for third car garage units from the alley on 29.08 acres of unplatted land out of Block E-2, Section 23 (north of 122nd Street between Slide Road and Quaker Avenue).
5. 16. **Ordinance 2nd Reading - Planning:** Zone Case 3048-E. Ordinance 2013-O0018. Consider a request of McDougal Land for a zoning change from R-2 and A-1 to A-3 Specific Use for apartments on Lots 13 through 24 of Block 63, Lots 13 through 24 of Block 34, Blocks 35, and 62 and half of the adjacent right-of-way, Overton Addition (5th Street between Avenue T and Avenue V).
5. 17. **Ordinance 2nd Reading - Planning:** Zone Case 3118-A. Ordinance 2013-O0019. Consider a request of Hugo Reed and Associates, Inc., for FP Investors I, LLC for a zoning change from R-1 Specific Use to R-2 Specific Use for reduced setbacks for duplexes on 17.5 acres of unplatted land out of Block AK, Section 4 (133rd Street between Norfolk Avenue and Knoxville Avenue).
5. 18. **Ordinance 2nd Reading - Planning:** Zone Case 3083-A. Ordinance 2013-O0020. Consider a request of Hugo Reed and Associates, Inc., for Carl Mortensen for a zoning change from R-1 to R-1 Specific Use for riding stables with a reduced setback for the stables on 5.5 acres of unplatted land out of Block AK, Section 21 (109th Street and Ironton Avenue).
5. 19. **Ordinance 2nd Reading - Planning:** Zone Case 2785-A. Ordinance 2013-O0024. Consider a request of Texico Conference Association of Seventh-day Adventists, for Tigris Development, LLC for a zoning change from A-2 limited to church use to A-2 on 9 acres of unplatted land out of Block E, Section 10 (2005 98th Street).
5. 20. **Ordinance 2nd Reading - Planning:** Zone Case 3096-A. Ordinance 2013-O0021. Consider a request of Justin Houston, P.E., for Rex Robertson for a zoning change from C-3, GO, and R-1 to C-3 Specific Use on 24.763 acres of unplatted land out of Block E-2, Section 25 (114th Street and Slide Road).

5. 21. **Ordinance 2nd Reading - Planning:** Zone Case 3202. Ordinance 2013-O0022. Consider a request of Scott Collier, for 1585 Partners, LLC for a zoning change from T Transitional to C-3 for retail stores on 10.833 acres of unplatted land out of Block AK, Section 5 (Southwest corner of 130th Street and Quaker Avenue).
5. 22. **Ordinance 2nd Reading - Planning:** Ordinance 2013-O0023. Consider a request to amend the zoning code to allow “apartments” in the CB-2 district, rather than “A-2 apartments” as currently permitted, and amend the CB-2 parking requirements to add standards for apartments.
6. **Regular Agenda**
 6. 1. **Public Hearing 6:30 p.m. - Planning:** Consider a request for Zone Case 3200, a request of Felipe Rodriguez for a zoning change from C-3 to C-4 limited to a dance hall and all C-3 uses on the northwest half of Lot 14, and Lots 15 through 18, Block 1, Burleson Osborn Heights Addition (2841 and 2837 Clovis Road) and consider an ordinance.
 6. 2. **Public Hearing 6:30 p.m. - Planning:** Consider a resolution approving and granting a variance from the applicable 300-foot minimum distance provisions of City of Lubbock Ordinance 2009-O0060 at the location of 2703-A 26th Street for Host & Toast, a business requesting an off premise alcoholic beverage permit.
 6. 3. **Resolution - City Council:** Consider a resolution creating a Citizen Advisory Committee on City Library Services to study library needs in the City of Lubbock and make recommendations to the City Council.
 6. 4. **Board Appointments - City Secretary:** Consider seven appointments to the Citizen Advisory Committee on City Library Services.

CITY OF LUBBOCK
SPECIAL CITY COUNCIL MEETING
January 15, 2013
2:00 P. M.

The City Council of the City of Lubbock, Texas met in special session on the 15th of January, 2013, at 1301 Broadway, 2nd Floor Conference Room, Lubbock, Texas at 7:30 a. m.

2:00 P.M. CITY COUNCIL CONVENED
1301 Broadway, 2dn Floor Conference Room, 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; City Manager Lee Ann Dumbauld; City Secretary Rebecca Garza; City Attorney Sam Medina

Absent: Council Member Floyd Price

This was a meeting of the Electric Utility Board. A quorum of Council Members attended and participated in discussions during the meeting which the Board considered and discussed the following topics as shown below.

Note: Electric Utility Board (EUB) addressed agenda items in the following order:

- 2.1- 2.11; Executive Session; and 2.12.
- Item 1.1 was deleted.

1. MINUTES

- 1. 1.** Approval of the minutes of the November 20, 2012 Electric Utility Board Meeting.

*** This item was deleted.**

2. REGULAR AGENDA

- 2. 1.** Recognition and welcoming of Suzanne Blake as a new appointee of the Electric Utility Board.

Gail Kring, Electric Utility Board Chairman, introduced Suzanne Blake to those in attendance.

- 2. 2.** The board will consider, nominate and elect officers of the Electric Utility Board.

Gary Zheng, Chief Executive Officer for LP&L, introduced Chad Sales as LP&L's new Electric Utility Financial Analyst.

Motion by George Carpenter to nominate Gail Kring as Chairman; Emilio Abeyta as Vice Chairman; and Robert Musselman as Secretary.

Vote: 7 - 0 Motion carried by the board

* This item was addressed without a quorum of Council Members present.

2. 3. The board will consider, nominate and appoint a new member to serve on the Electric Utility Board's Financial Committee to replace Mike Davis.

Motion by Gail Kring, seconded by Emilio Abeyta to appoint Suzanne Blake to the Financial Committee.

Vote: 7 - 0 Motion carried by the board

2. 4. Discuss and deliberate financial and capital statements, financing options, financial policies of Lubbock Power & Light relating to debt issuance issues, reserve account funding, cost allocation, revenue and expense projections of Lubbock Power & Light.

Damien Pantoya, Financial Director, Electric Utilities, gave a presentation and answered questions from the board.

2. 5. Discuss and deliberate advanced metering and meter reading technologies, services, and related business practices.

Discussion ensued about Advanced Meter Readings (AMR) and the board gave direction to LP&L staff to study and review the best AMR options. The board also discussed an Ad Hoc Subcommittee between LP&L and LWAC (Lubbock Water Advisory Commission) to form recommendations to the Electric Utility Board.

2. 6. Discuss, review and deliberate the Electric Utility Board and staff's presentation to the City Council regarding current and future electric generation power supply options, strategies, developments and related proposals.

The board discussed the presentation and that any corrections would need to be submitted to Gail Kring.

2. 7. Discuss and deliberate customer service and business center procedures, policies, billing procedures, staffing and performance.

Gary Zheng, Chief Executive Officer of LP&L, gave comments and answered questions from the board.

2. 8. Discuss and deliberate electric transmission and distribution system performance, operations, staffing levels and related policies, projects and work management including information related to system reliability and continuity of service (to the extent not security-sensitive).

Dale Stephens, Director of Transmission and Distribution for LP&L, gave comments and answered questions from the board.

2. 9. The board will consider a resolution authorizing the award of ITB# 7113-13-ELD to Scoggin Dickey Chevrolet, for Full Size Pickups.

Dale Stephens, Director of Transmission and Distribution for LP&L; and Felix Orta, Purchasing Manager, Electric Utilities, gave comments and answered questions from the board.

Motion by Marc McDougal, seconded by Emilio Abeyta to award the bid as presented.

Vote: 7 - 0 Motion carried by the board

2. 10. The board will consider a resolution to purchase Mid-Size Pickups from Philpott Motors based on the BuyBoard Cooperative Purchasing Program, BuyBoard Contract 358-10.

Dale Stephens, Director of Transmission and Distribution for LP&L; and Felix Orta, Purchasing Manager, Electric Utilities, gave comments and answered questions from the board.

Motion by Marc McDougal, seconded by Emilio Abeyta to award the bid as presented.

Vote: 7 - 0 Motion carried by the board

2. 11. The board will consider a resolution to purchase a Versalift Aerial Truck from Versalift Southwest based on the Texas Multiple Award Schedule, TXMAS Contract 6-23V020.

Dale Stephens, Director of Transmission and Distribution for LP&L; and Felix Orta, Purchasing Manager, Electric Utilities, gave comments and answered questions from the board.

Motion by Marc McDougal, seconded by Emilio Abeyta to award the bid as presented.

Vote: 7 - 0 Motion carried by the board

2. 12. Discuss and the board will take action on recommendations for appointments to the Electric Utility Board pursuant to Section 2.03.415(e) of the Code of Ordinances of the City of Lubbock.

Discussion ensued, and the board recommended Greg Jones, Paul Ruiz, and Joe Rapier for appointment to the Electric Utility Board.

3. **EXECUTIVE SESSION**

The meeting was called into a closed session at 2:33 p.m. under the provisions of Section 551, Texas Government Code. The meeting reconvened into a public session at 3:25 p.m.

3. 1. Hold an executive session in accordance with V.T.C.A. Government Code §551.086 on the following competitive matters of Lubbock Power & Light:

3. 1. 1. Discuss generation unit specific fixed and variable costs, including forecasts of those costs, capital improvement plans for generation units, and generation unit operating characteristics and outage scheduling and related agreements including the following:

a. Discuss, the board will take action and consider awarding a contract for the replacement of Cooke Station Unit 2 Boiler Controls, RFP# 7108-13-ELP.

b. Discuss, the board will take action and consider awarding a contract for valves and related materials for Cooke Station Unit 2 Boiler Controls.

3. 1. 2. Discuss and the board will take action on agreements, non-disclosure agreements, proposals and strategies related to plans, studies, proposals and analyses for system improvements, generation additions, or sales (other than transmission and distribution system improvements inside the service area for which LP&L is the sole certificated retail provider).

3. 1. 3. Discuss and deliberate customer billing, contract, and usage information, electric power pricing information, system load characteristics, and electric power market analyses and strategies.

3. 1. 4. Discuss and deliberate bidding and pricing information for purchased power, generation and fuel; purchased power agreements; risk management information and related services and strategies.

3. 2. Hold an executive session in accordance with V.T.C.A. Government Code, §551.074 (a)(1) to deliberate the appointment, employment, evaluation, reassignment, duties of a public officer or employee (Electric Utility Board).
3. 3. 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 (Appeal Case No. 07-12-0438-CV of Cause No. 2012-501,169, Republic Power Partners, L.P. v. WTMPA and the City of Lubbock; regulatory matters).

5:15 P.M. CITY COUNCIL ADJOURNED

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

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

CITY OF LUBBOCK
REGULAR CITY COUNCIL MEETING
February 14, 2013
3:00 P. M.

The City Council of the City of Lubbock, Texas met in regular session on the 14th of February, 2013, 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; 2.1-2.3; Citizen Comments (3.1); Sign-ups (3.2); 4.1; 5.2.1-5.2.3; 5.4-5.7; 5.10-5.17; 5.19; 5.21-5.26; 5.3; 5.18; 6.1; 5.1; 5.8; 5.2; 5.9; 5.20; 6.2-6.5; and 7.2.*
- *Items 5.3 and 6.6 were postponed to the February 28, 2013 City Council Meeting.*
- *Item 7.1 was deleted.*

1. Executive Session

The meeting was called into a closed session at 3:00 p.m. under the provisions of Section 551, Texas Government Code. The meeting was called back into a public session at 6:15 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.** Cause No. 2012-503,349 in the 364th Judicial District Court of Lubbock County, Texas, vs Shiva Hotels, LLC, d/b/a Best Western Palms Inn and Suites; Cause No. 2012-503,350 in the 237th Judicial District Court of Lubbock County, Texas vs Astro Enterprises, LLC, d/b/a Baymont Inn and Suites; Cause No. 2012-503,351 in the 140th Judicial District Court of Lubbock County, Texas vs Lubbock Investments, LLC, d/b/a Radisson Hotel and Suites, Villa Town, formerly known as Econolodge.
- 1. 1. 2.** City Council's authority concerning City of Lubbock appointees and employees.
- 1. 1. 3.** Appeal Case No. 07-12-0438-CV of Cause No. 2012-501,169, Republic Power Partners, L.P. v. WTMPA and the City of Lubbock.
- 1. 1. 4.** Consider regulatory options available to the City of Lubbock in connection with the availability, sale, use, and criminalization of synthetic psychoactive designer drugs, including synthetic marijuana.

1. 2. Concerning the bylaws and the articles of incorporation of Lubbock Economic Development Alliance and Market Lubbock Development Corporation and the proposed amendments thereto.
1. 3. 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 Electric Utility Board.
1. 4. 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. 4. 1. City Attorney
1. 4. 2. City Manager
1. 4. 3. City Secretary
1. 4. 4. City Council's authority concerning City of Lubbock appointees and employees.

6:15 P.M. CITY COUNCIL RECONVENED
Council Chambers

2. Proclamations and Presentations

2. 1. Invocation by Pastor Edward Rivera, Emmanuel Worship Center.

Pastor Edward Rivera, Emmanuel Worship Center, led the invocation.

2. 2. Pledges of Allegiance.

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

2. 3. Lubbock Business Park Tax Increment Financing Reinvestment Zone Board of Directors:
Sonny Garza

Lubbock Economic Development Alliance Board of Directors:
Lance Nail (unable to attend)

Market Lubbock, Inc. Board of Directors:
Lance Nail (unable to attend)

3. **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.**

3. 1. Gina Johnson will appear before the City Council to discuss synthetic marijuana.

Gina Johnson appeared before Council to discuss educating the public on synthetic marijuana.

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

- Debbie Bartholomew appeared before Council to discuss issues regarding her deceased mother.
- Mike Iden appeared before Council to speak in opposition to agenda item 5.18 (purchase order contract 31013428 with Roberts Truck Center for Refuse Collection Cab and Chassis, BID 13-11103-RH).
- Ysidro Gutierrez appeared before Council to request a Citizen Comment period in Electric Utility Board Meetings and to speak in opposition of smart meters.
- Dusty Chapters appeared before Council to discuss synthetic marijuana.
- Maurice Stanley appeared before Council to discuss various City issues.
- David Haynes appeared before Council to speak in opposition of fracking and to urge Council to modify the TexLand contract.
- Armando Gonzales appeared before Council to discuss issues regarding LP&L.

4. **Minutes**

4. 1. November 20, 2012 Special City Council Meeting (Electric Utility Board)
January 10, 2013 Regular City Council Meeting
January 15, 2013 Special City Council Meeting (State of the City)
January 17, 2013 Special City Council Meeting (Executive Session - Personnel)
January 18, 2013 Special City Council Meeting (Executive Session - Personnel)
January 22, 2013 Special City Council Meeting (Executive Session - Personnel)

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Floyd Price to approve the November 20, 2012 Special City Council Meeting minutes (Electric Utility Board); the January 10, 2013 Regular City Council Meeting minutes; the January 15, 2013 Special City Council Meeting minutes (State of the City); and the January 17, 18, and 22, 2013 Special City Council Meeting minutes (Executive Session - Personnel).

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 Floyd Price, seconded by Mayor Pro Tem Karen Gibson to approve items 5.2.1-5.2.3; 5.4-5.7; 5.10-5.17; 5.19; and 5.21-5.26.

Vote: 7 - 0 Motion carried

5. 1. **Resolution - City Council :** Resolution No. 2013-R0070 petitioning the Legislature of the State of Texas to revise the Lubbock Reese Redevelopment Authority enabling statute.

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt to approve Resolution No. 2013-R0070.

Vote: 5 - 1 Motion carried

NAY: Council Member Victor Hernandez

Other: Mayor Glen C. Robertson (ABSENT)

5. 2. **Budget Ordinance Amendment 2nd Reading - Finance:** Ordinance 2013-O0009, Amendment 14, respecting the Grant Fund, to accept and appropriate additional funding from the Texas Department of Transportation (TxDOT) for the FY 12 Section 5310 Grant and transfer matching funds from the Transit Fund to the Grant Fund; accept and appropriate funding from the Texas Department of Housing and Community Affairs (TDHCA) for the Comprehensive Energy Assistance Program (CEAP) Grant; accept and appropriate funding from TDHCA for the Community Services Block Grant (CSBG); accept and appropriate funding from the Texas Department of State Health Services (DSHS) for the Public Health Preparedness (PHP) Discretionary Program Grant; and, respecting the Capital Program, to amend Capital Improvement Project (CIP) 92221, Northwest Water Reclamation Plant; amend CIP 91039, Sewer Lines Ahead of Street Paving; and accept and appropriate funding from the National Recreation and Parks Society and Darden Restaurants for the Great American Trails Program and amend CIP 92288, Hoel Park Walking Track.

This item was divided into two questions.

Motion by Council Member Victor Hernandez, seconded by Council Member Jim Gerlt to approve Ordinance No. 2013-O0009 pertaining to all other items except the TDHCA funding for the Comprehensive Energy Assistance Program.

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Ordinance No. 2013-O0009 pertaining to only the TDHCA funding from the Comprehensive Energy Assistance Program.

Vote: 5 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

Council Member Victor Hernandez (RECUSE)

5. 2. 1. **Contract Resolution - Citibus :** Resolution No. 2013-R0055 authorizing the Mayor to execute Amendment No. 1 - TX-16-X007-01 to Contract 51205F7170 a Section 5310 Grant, with the Texas Department of Transportation (TxDOT).
5. 2. 2. **Contract Resolution - Community Development :** Resolution No. 2013-R0056 authorizing the Mayor to execute Contract 11185 and all related documents with Texas Department of Housing and Community Affairs (TDHCA) for the Comprehensive Energy Assistance Program (CEAP) to fund utility assistance programs to low-income families and individuals.
5. 2. 3. **Contract Resolution - Community Development :** Resolution No. 2013-R0057 authorizing the Mayor to execute Contract 11186 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.
5. 3. **Budget Ordinance Amendment 1st Reading - Finance :** Consider Budget Amendment 15, respecting the Grant Fund, to accept and appropriate additional funding from the Dallas Police Department for the Internet Crimes Against Children (ICAC) Task Force Grant; accept and appropriate funding from the Federal Transit Administration (FTA) for the FY 12 Section 5309 State of Good Repair Grant; reduction in the FY 2012-13 Master Lease program; General Fund increase in utilization of net assets; Solid Waste Fund increase in utilization of net assets; Wastewater Fund

increase in utilization of net assets; Water Fund increase in utilization of net assets; Cemetery Fund increase in utilization of net assets; Fleet Fund increase in utilization of net assets; Civic Center Fund increase in Utilization of net assets; providing for filing; and providing for a savings clause.

This item postponed moved to the February 28, 2013 Regular City Council Meeting.

Motion by Council Member Victor Hernandez, seconded by Council Member Floyd Price to postpone this item to the February 28, 2013 Regular City Council Meeting.

Vote: 6 - 1 Motion carried

NAY: Mayor Glen C. Robertson

- 5. 4. **Contract Resolution - Public Works Engineering:** Resolution No. 2013-R0058 authorizing the Mayor to execute Contract 11078 with Allen Butler Construction, Inc., for the construction of Milwaukee Avenue from 94th Street to 114th Street, BID 13-11078-CI.
- 5. 5. **Contract Resolution - Public Works Engineering:** Resolution No. 2013-R0059 authorizing the Mayor to execute Contract 11171, an Agreement for Professional Services, with Kimley Horn and Associates, Inc., for Construction Phase Services on the Milwaukee Avenue paving project from 94th Street to 114th Street.
- 5. 6. **Contract Resolution - Storm Water Management:** Resolution No. 2013-R0060 authorizing the Mayor to execute Contract 11133 with Wunderlich-Malec Systems, Inc., of Carrollton, Texas, for the Storm Water Vault Improvements - Supervisory Control and Data Acquisition (SCADA) Project, BID 13-11133-TL.
- 5. 7. **Contract Resolution - Public Works Water Treatment :** Resolution No. 2013-R0061 authorizing the Mayor to execute Contract 11067 with H2O Solutions, LLC, for water reservoir inspection and cleaning services, BID 13-11067-RH.
- 5. 8. **Contract Resolution – Public Works Streets :** Resolution No. 2013-R0071 authorizing the Mayor to execute Contract 11139 for the 2013 Street Micro-Surfacing Project, BID I3-11139-DG.

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

Motion by Council Member Floyd Price, seconded by Council Member Jim Gerlt to approve Resolution No. 2013-R0071.

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

- 5. 9. **Sale of Property Resolution - Right-of-Way :** Resolution No. 2013-R0072 authorizing the Mayor to execute a contract of sale between the City and Market Lubbock Economic Development Corporation, for the sale of 10.281 acres out of Section 3, Block O, Lubbock County, Texas, 400 Block of East 14th Street.

Linda Chamales, Assistant City Attorney, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt to approve Resolution No. 2013-R0072.

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

5. 10. **Resolution - Parks and Recreation** : Resolution No. 2013-R0062 authorizing the Mayor to execute a Texas Parks and Wildlife Department Certificate of Land Dedication For Park Use regarding Lubbock Southwest Regional Park, TPWD Project Number 20-00099.
5. 11. **Contract Resolution - Vector Control** : Resolution No. 2013-R0063 authorizing the Mayor to execute an interlocal agreement with Lubbock County for vector control services for areas outside the City limits and within Lubbock County.
5. 12. **Ordinance 2nd Reading - Animal Services** : Ordinance 2013-O0008 amending Chapter 4 of the Code of Ordinances of the City of Lubbock, Texas, with regard to repealing outdated and unnecessary provisions, amending provisions to encompass current practices, and conforming the ordinance to the standards and conventions of the rest of the Code of Ordinances; providing a penalty clause; providing a savings clause, and providing for publication.
5. 13. **Resolution - Community Development** : Resolution No. 2013-R0064 authorizing the City Manager or her designee to manually sign contracts and amendments once City Council has approved on the Texas Department of Housing and Community Affairs (TDHCA) electronic contract system.
5. 14. **Contract Resolution - Community Development** : Resolution No. 2013-R0065 authorizing the Mayor to execute Contract 11188 a Community Development Funding contract and all related documents, with the South Plains Association of Governments (SPAG) to fund 2-1-1 Information and Referral Program to conduct information and referral services for Lubbock County residents, and to produce and update the information and referral guide.
5. 15. **Contract Resolution - Community Development** : Resolution No. 2013-R0066 authorizing the Mayor to execute Contract 11190 a Community Development Funding contract and all related documents, with LIFE Run Centers to provide utility assistance to qualified low-income persons and families through the Comprehensive Energy Assistance Program (CEAP) and the Community Services Block Grant (CSBG).
5. 16. **Contract Resolution - Community Development** : Resolution No. 2013-R0067 authorizing the Mayor to execute Contract 11189 a Community Development Funding contract, and all related documents, with Lutheran Social Services of the South (LSSS) to provide utility assistance to qualified low-income persons and families through the Comprehensive Energy Assistance Program (CEAP) and the Community Services Block Grant (CSBG).
5. 17. **Contract Resolution - Technology** : Resolution No. 2013-R0068 authorizing the Mayor to execute Amendment 1 to Contract 10956, dated December 17, 2012, with EnerGov Solutions, LLC.
5. 18. **Contract Resolution - Fleet Services**: Resolution No. 2013-R0069 authorizing the Mayor to execute purchase order contract 31013428 with Roberts Truck Center for Refuse Collection Cab and Chassis, BID 13-11103-RH.

Scott Snider, Assistant City Manager; Lee Ann Dumbauld, City Manager; and Mike Iden, Lubbock Trailer Sales, gave comments and answered questions from Council.

Motion by Council Member Floyd Price, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0069.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to amend the main motion by rejecting all bids.

Vote: 5 - 2 Motion carried

NAY: Mayor Pro Tem Karen Gibson
Council Member Floyd Price

Main motion as amended

Vote: 5 - 2 Motion carried

NAY: Mayor Pro Tem Karen Gibson
Council Member Floyd Price

5. 19. **Ordinance 1st Reading – Right-of-Way** : Ordinance No. 2013-O0027 abandoning and closing a 40-foot wide temporary drainage easement located in Section 43, Block AK, Lubbock County, Texas, 2610 Milwaukee Avenue.
5. 20. **Contract Resolution - Fire Department** : Resolution No. 2013-0073 authorizing the Mayor to execute purchase order contract 10007652 with DACO Fire Equipment for purchase of a Rosenbauer 1250 GPM Pumper and a Rosenbauer HP78 Aerial Quint.

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

Motion by Council Member Floyd Price, seconded by Council Member Todd R. Klein to approve Resolution No. 2013-R0073.

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

5. 21. **Ordinance 2nd Reading - Environmental Health** : Ordinance 2013-O0015 amending Chapter 8, "Businesses and Amusements," Article 8.10, "Tattoo and Body Piercing Establishments," of the Code of Ordinances of the City of Lubbock, Texas, with regard to tattoo studios and body piercing studios by permitting tattooing and/or body piercing at temporary locations under certain conditions and providing for immediate closure of studios or temporary locations in cases of certain diseases; providing a penalty; providing a savings clause; and providing for publication.
5. 22. **Ordinance 2nd Reading - Planning** : - Ordinance 2013-O0010, Zone Case 3198 request of Brumley Properties (for Hwy 179, Ltd.) for a zoning change from R-1 to C-4 for retail sales of commercial tires on 1.455 acres of unplatted land out of Block D6, Section 2 (8602 19th Street).
5. 23. **Ordinance 2nd Reading - Planning** : Ordinance 2013-O0011, Zone Case 3199 request of Hugo Reed and Associates, Inc. (for Steve Pitts) for a zoning change from T to C-3 on 18.4 acres of unplatted land out of Block E-2, Section 22 (southeast corner of 114th Street and Quaker Avenue).
5. 24. **Ordinance 2nd Reading - Planning**: Ordinance 2013-O0012, Zone Case 2508-G request of AMD Engineering, LLC (for Norton Baker) for a zoning change from A-1, C-3, and R-2 to A-1, C-2, and C-3 for apartment and commercial tracts on 23.93 acres of unplatted land out of Block E-2, Section 19 (northeast corner of 114th Street and Indiana Avenue).
5. 25. **Ordinance 2nd Reading - Planning**: Ordinance 2013-O0013, Zone Case 2508-H request of AMD Engineering, LLC (for Norton Baker and Lubbock Land Company, LLC) for a zoning change from R-1, R-1 Specific Use, R-2 and A-1 to IHI with conditions for office warehouse and storage unit facilities on 25.33 acres of unplatted land out of Block E-2, Section 19 (114th Street between Indiana Avenue and University Avenue).

5. 26. **Ordinance 2nd Reading - Planning** : Ordinance 2013-O0014, Zone Case 2278-B request of M.L. Smith, RA (for W.W. Butler, Junior Senior Inc.) for a zoning change from C-2 to C-2 Specific Use for a vet clinic on a portion of Lot 1, Butler 98th and Slide Addition (5214 98th Street).

6. **Regular Agenda**

6. 1. **Public Hearing 6:30 p.m. - Planning** : Consider an appeal of Zone Case 2508-I, an appeal of a denial by the Planning Commission of AMD Engineering, LLC (for Lubbock Land Company, LLC) for a zoning change from R-1 Specific Use to R-2 Specific Use for duplexes with reduced setbacks on corner and cul-de-sac lots on 12.33 acres of unplatted land out of Block E-2, Section 19 (Gary Avenue and 112th Street) and consider an ordinance.

This item failed.

Matthew Perkins, Planning and Zoning Manager, gave comments and answered questions from Council.

Mayor Robertson opened the public hearing at 7:33 p.m.

Dr. Tom Tenner appeared before Council to speak in opposition.

Charlie Hamilton, Managing Partner of Lubbock Land Company; Ginger Robertson, Coldwell Banker Realtor; Tim Green, Owner of Tim Green Homes; and Cory Dulin, Principal and co-founder of AMD Engineering, appeared to speak in favor.

Mayor Pro Tem Gibson closed the public hearing at 8:16 p.m.

Mayor Pro Tem Gibson re-opened the public hearing at 8:17 p.m.

Dr. Tenner gave comments and answered questions from Council.

Mayor Pro Tem Gibson closed the public hearing at 8:25 p.m.

Motion by Council Member Floyd Price, seconded by Council Member Jim Gerlt, to approve item 6.1

Vote: 5 - 1 Motion failed - Under Section 211.006 (f) of the Texas Local Government Code, "The governing body by ordinance may provide that the affirmative vote of at least three-fourths of all its members is required to overrule a recommendation of the municipality's zoning commission that a proposed change to a regulation or boundary be denied." Six affirmative votes were required.

NAY: Council Member Victor Hernandez

Other: Mayor Robertson - RECUSED

6. 2. **Resolution - Planning** : Resolution No. 2013-R0074 approving and granting a variance from the applicable 300-foot minimum distance provisions of City of Lubbock Ordinance 2009-O0060 at the location of 3314 4th Street #200 for Ravi's Liquor, a business requesting an off-premise alcoholic beverage permit.

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

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Resolution No. 2013-R0074.

Vote: 5 - 1 Motion carried

NAY: Council Member Jim Gerlt

Other: Mayor Glen C. Robertson (AWAY)

- 6. 3. Ordinance 2nd Reading - City Council:** Ordinance 2013-O0007 amending Chapter 14 of the Code of Ordinances of the City of Lubbock, Texas, with regard to adding section 14.01.009 relating to illicit synthetic drugs, to prohibit the sale, public display for sale, attempted sale, gift, barter, delivery, possession, or use of illicit synthetic drugs and misbranded drugs; providing for exceptions; providing a penalty clause; providing a savings clause; and providing for publication.

Motion by Council Member Jim Gerlt, seconded by Council Member Floyd Price to approve Ordinance No. 2013-O0007 with an amendment proposed by Council Member Victor Hernandez to amend as follows:

- delete Section 14.01.009 subsection (g): "Any substances similar to the above described substances which, when inhaled or otherwise ingested, may produce intoxication, stupefaction, giddiness, paralysis, irrational behavior, or which, in any manner, changes, distorts, or disturbs the auditory, visual, or mental process of the user, when the substance has no other legitimate, non-narcotic purpose."

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

- 6. 4. Contract Resolution - Community Development :** Resolution No. 2013-R0075 authorizing the Mayor to execute Contract 11187 a Community Development Funding contract and all related documents, with Catholic Charities Diocese of Lubbock to provide assistance to families to transition them out of poverty through the Community Service Block Grant (CSBG) for the Parent Empowerment Program.

Motion by Council Member Todd R. Klein, seconded by Council Member Floyd Price to approve Resolution No. 2013-R0075.

Vote: 5 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)
Council Member Victor Hernandez (RECUSE)

- 6. 5. Board Appointments - City Secretary :** Declare three appointments by the Mayor to the Housing Authority Board of Directors: Toby Cecil, Brenda Hawkins, and John Richardson.

Motion by Council Member Floyd Price, seconded by Council Member Latrelle Joy to declare the appointments of Toby Cecil, Brenda Hawkins, and John Richardson to the Housing Authority Board of Directors.

Vote: 6 - 0 Motion carried

Other: Mayor Glen C. Robertson (AWAY)

- 6. 6. Board Appointments - City Secretary :** Consider one appointment to the Electric Utility Board.

Motion by Council Member Floyd Price, seconded by Council Member Todd R. Klein to postpone this item to the February 28, 2013 Regular City Council Meeting.

Vote: 5 - 2 Motion carried

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

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. Presentation and update regarding North and East Lubbock Community Development Corporation regarding accomplishments, current status, and future needs.

This item was deleted.

7. 2. Presentation from Scott Snider, Assistant City Manager and Larry Payton of Celebrity Attractions, regarding the City Bank Auditorium/Coliseum.

Scott Snider, Assistant City Manager; and Larry Payton, with Celebrity Attractions, gave comments and answered questions from Council regarding the City Bank Auditorium/Coliseum.

9:14 P.M. CITY COUNCIL ADJOURNED

There being no further business to come before Council, Mayor Pro Tem Gibson adjourned the meeting.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

**CITY OF LUBBOCK
SPECIAL CITY COUNCIL MEETING
February 18, 2013
11:00 A. M.**

The City Council of the City of Lubbock, Texas met in special session on the 18th of February, 2013, in Committee Room 103, 1625 13th Street, Lubbock, Texas at 11:00 a. m.

**11:00 A.M. CITY COUNCIL CONVENED
Committee Room 103, 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

1. 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.

1. 1. Update and discussion regarding City facilities: priorities and funding options for their replacement, abandonment, expansion or improvement; to include direction for the development of the FY2013-14 Operating and Capital Budget or a potential bond election.

Mary Crites, with Mary K. Crites, AIA - Architect; Mike Kemp, Fire Chief; Roger Ellis, Police Chief; Scott Snider, Assistant City Manager; Randy Truesdell, Director of Parks and Recreation; and Mark Yearwood, Assistant City Manager, gave presentations regarding various owned and leased City facilities and answered questions from Council.

It was the consensus of Council to discuss the twelve City facilities presented by Ms. Crites at the February 28, 2013 City Council Meeting.

12:44 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

**CITY OF LUBBOCK
SPECIAL CITY COUNCIL MEETING
February 18, 2013
5:30 P. M.**

The City Council of the City of Lubbock, Texas met in special session on the 18th of February, 2013, at the Raindrop Turkish House, 29 Briercroft Office Park Drive, Lubbock, Texas at 5:30 p. m.

5:34 A.M. CITY COUNCIL CONVENED

Raindrop Turkish House, 29 Briercroft Office Park Drive, Lubbock, Texas

Present: Council Member Jim Gerlt; Council Member Victor Hernandez; Council Member Latrelle Joy; Council Member Floyd Price; Assistant City Manager Scott Snider; Assistant City Attorney Chad Weaver; Management Assistant to the City Secretary Jennifer Clements

Absent: Mayor Glen C. Robertson; Mayor Pro Tem Karen Gibson; Council Member Todd R. Klein

1. Regular Agenda

- 1. 1.** City Council attended the reception for the "Intellectual Talk Series" at the Raindrop Turkish House.

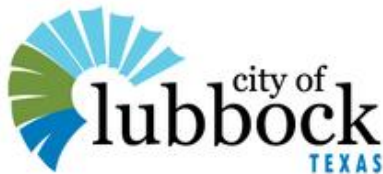
5:51 P.M. CITY COUNCIL ADJOURNED

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

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary



Regular City Council Meeting

5. 1.

Meeting Date: 03/14/2013

Information

Agenda Item

Budget Ordinance Amendment 2nd Reading - Finance: Consider Budget Ordinance 2013-00025

Amendment 15, respecting the Grant Fund, to accept and appropriate additional funding from the Dallas Police Department for the Internet Crimes Against Children (ICAC) Task Force Grant; accept and appropriate funding from the Federal Transit Administration (FTA) for the FY 12 Section 5309 State of Good Repair Grant; providing for filing; and providing for a savings clause.

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

- I. Accept and appropriate an additional \$10,000 from the Dallas Police Department, funded by the Department of Justice, for the ICAC Task Force Grant, for a total grant appropriation of \$31,000. The ICAC Task Force is a grant program funded under an award by the Department of Justice through the Office of Juvenile Justice and Delinquency Prevention under the Federal Missing and Exploited Children's Program to target child solicitation and child pornography over the Internet in Texas.
- II. Accept and appropriate \$875,000 from the FTA for the FY 12 Section 5309 State of Good Repair Grant. The funds will be used for the rehabilitation of CitiBus administrative and maintenance facilities that were originally constructed in 1932. The Texas Department of Transportation awarded the City of Lubbock 175,000 Transportation Development Credits (TDC) to be used as a local match. The TDC agreement was approved at the January 10, 2013, City Council meeting.

Fiscal Impact

Included in Item Summary.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Revised Budget Amendment 15

Budget Detail - Police ICAC 3

Budget Detail - CitiBus Good Repair

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FY 2012-13 BUDGET FOR MUNICIPAL PURPOSES RESPECTING THE GRANT FUND TO ACCEPT AND APPROPRIATE ADDITIONAL FUNDING FROM THE DALLAS POLICE DEPARTMENT FOR THE INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE GRANT; ACCEPT AND APPROPRIATE FUNDING FROM THE FEDERAL TRANSIT ADMINISTRATION (FTA) FOR THE FY 12 SECTION 5309 STATE OF GOOD REPAIR GRANT; PROVIDING FOR FILING; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, Section 102.010 of the Local Government Code of the State of Texas authorizes the City Council to make changes in the budget for municipal purposes; and

WHEREAS, in accordance with the City Budget Ordinance the City Council shall approve all transfers between funds and departments; and

WHEREAS, the City Council deems it advisable to change the FY 2012-13 Budget for municipal purposes and reallocate funds as follows; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the City Council of the City of Lubbock hereby approves changes to the City of Lubbock Budget FY 2012-13 (Budget Amendment #15) for municipal purposes, as follows:

- I. Accept and appropriate an additional \$10,000 from the Dallas Police Department, funded by the Department of Justice, for the ICAC Task Force Grant, for a total grant appropriation of \$31,000.
- II. Accept and appropriate \$875,000 from the FTA for the FY 12 Section 5309 State of Good Repair Grant.

SECTION 2. THAT a copy of the changes made to the City of Lubbock Budget pursuant to this Ordinance shall be filed with the City Secretary and County Clerk of Lubbock as required by law.

SECTION 3. THAT should any section, paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

AND IT IS SO ORDERED

Passed by the City Council on first reading on _____.

Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

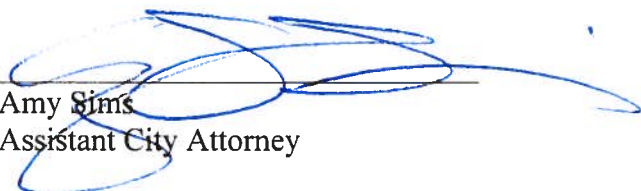
Rebecca Garza
City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock
Executive Director of Budget

APPROVED AS TO FORM:



Amy Sims
Assistant City Attorney

City of Lubbock, TX
Grant Amendment
Existing Grant - Budget Detail
February 14, 2013

Administrative Information:

City Assigned Grant Number:	86058
Grant Name:	Internet Crimes Against Children
Grant Effective Date:	4/1/2010
Grant Provider/Agency:	City of Dallas Police Department/Department of Justice
Original Appropriation Date:	12/15/2012
Original Appropriation-Budget Ordinance:	2010-O0088
Original Grant Acceptance-Resolution:	2010-R0599
Amended Grant Award Amount:	\$ 31,000

Budget Information:

	06/07/2012		Total
	Award	Amendment	Award
Grant Appropriation Detail	Amount	Amount	Amount
Training, Equipment, and Operations	\$ 21,000	10,000	\$ 31,000
Total Appropriation	\$ 21,000	10,000	\$ 31,000

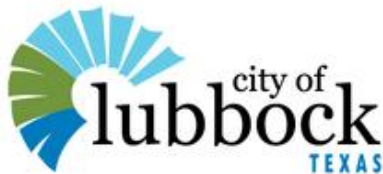
City of Lubbock, TX
Grant Award
New Grant - Budget Detail
February 14, 2013

Administrative Information

City Assigned Grant Number:	<u>88034</u>
Grant Name:	<u>Section 5309 State of Good Repair</u>
Grant Effective Date:	<u>1/1/2013-12/31/2014</u>
Grant Provider/Agency:	<u>Federal Transit Administration</u>
Grant Award Amount:	<u>\$ 875,000</u>

Budget Information

Project Detail	Cost
Capital Outlay	<u>\$ 875,000</u>
Grant Appropriation	<u><u>\$ 875,000</u></u>



Regular City Council Meeting

5. 1. 1.

Meeting Date: 03/14/2013

Information

Agenda Item

Resolution - Police Department: Consider a resolution authorizing the City Manager to execute Supplement 2 of the Interlocal Agreement with the City of Dallas for the Internet Crimes Against Children (ICAC) Task Force investigation.

Item Summary

ICAC is a grant program funded under an award by the United States Department of Justice (DOJ) through their Office of Juvenile Justice and Delinquency Prevention under the Federal Missing and Exploited Children's Program. The City of Dallas has applied for and received from the DOJ a grant to target child solicitation and child pornography over the internet in Texas.

On December 15, 2010, the original two-year agreement was approved by City Council, Resolution 2010-R0599. Supplement 1 agreement was approved by the City Council on June 7, 2012, and Supplement 2 agreement between the City of Dallas and the LPD shall remain in full force and effect, unless terminated by either party. The grant amount is amended to add \$10,000.

Fiscal Impact

This amended agreement increases the amount of grant funding from \$21,000 to \$31,000 that is available for investigations, training, and travel related to internet crimes against children.

Staff/Board Recommending

Roger Ellis, Chief of Police

Attachments

Resolution & Supplement #2 Agreement

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the City Manager of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, a Supplemental #2 to an Interlocal Agreement by and between the City of Dallas, Texas for the Internet Crimes Against Children Task Force Investigation, and related documents. Said Supplemental Agreement is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the Council.

Passed by the City Council this _____ 2013.

GLEN C. ROBERTSON, MAYOR

ATTEST:

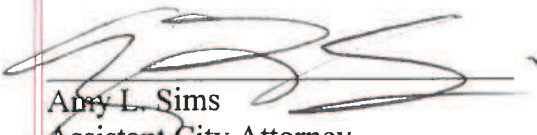
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Roger Ellis, Police Chief

APPROVED AS TO FORM:



Amy L. Sims
Assistant City Attorney

STATE OF TEXAS § SUPPLEMENTAL AGREEMENT NO. 2 TO THE
 § INTERLOCAL AGREEMENT BETWEEN CITY OF
 § DALLAS AND CITY OF LUBBOCK, TEXAS
COUNTY OF DALLAS §

THIS SUPPLEMENTAL AGREEMENT NO. 2 to that certain INTERLOCAL AGREEMENT BETWEEN CITY OF DALLAS AND CITY OF LUBBOCK THROUGH THE LUBBOCK POLICE DEPARTMENT executed by the City Manager under the authority of Resolution No. 10-2590, adopted by the City Council on October 13, 2010, ("the Contract"), by and between the CITY OF DALLAS, TEXAS, a Texas municipal corporation, hereinafter called "CITY", and CITY OF LUBBOCK THROUGH THE LUBBOCK POLICE DEPARTMENT, a Texas municipal corporation, hereinafter called "LUBBOCK POLICE DEPARTMENT", evidences the following:

1. The contract is amended as follows:

The amount of the grant is amended to add an amount not to exceed \$10,000, from \$21,000 to \$31,000.

2. All other terms, provisions, conditions, and obligations of the Contract between the CITY and LUBBOCK POLICE DEPARTMENT shall remain in full force and effect, and said Contract, as same may have been previously amended, and this Supplemental Agreement No. 2 shall be construed together as a single contractual agreement.

EXECUTED this the _____ day of _____, 20__, by CITY, signing by and through its City Manager, duly authorized to execute same by Resolution No. 12-2757, approved on November 14, 2012, and by LUBBOCK POLICE DEPARTMENT, acting through its duly authorized official.

Recommended By:

David O. Brown, Chief of Police

APPROVED AS TO FORM:
THOMAS P. PERKINS, JR.
City Attorney

CITY OF DALLAS
MARY K. SUHM
City Manager

BY _____
Assistant City Attorney

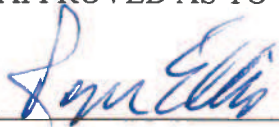
BY _____
Assistant City Manager

CITY OF LUBBOCK:



LeeAnn Dumbauld, City Manager

APPROVED AS TO CONTENT:



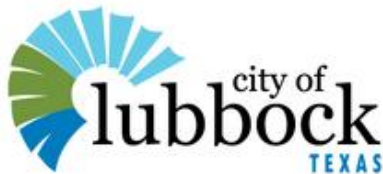
Roger Ellis, Chief of Police

APPROVED AS TO FORM:



Amy Sims, Assistant City Attorney

ICAC-Dallas, Supp #2
1.18.13



Regular City Council Meeting

5. 1. 2.

Meeting Date: 03/14/2013

Information

Agenda Item

Contract Resolution - Citibus: Consider a resolution authorizing the City's Executive Director of Budget to execute contract 11184 a Federal Transit Administration (FTA) FY 2012 Section 5309 State of Good Repair Grant, TX-04-0107-00.

Item Summary

The FTA has allocated \$875,000 to the City as part of a Section 5309 State of Good Repair Grant TX-04-0107-00. The funds will be used for the rehabilitation of its administrative and maintenance facilities that were originally constructed in 1932. More specifically, the funds will be used for the replacement of HVAC systems, plumbing, carpeting, garage doors, roof repairs, purchase of security cameras, fuel tanks, four sets of bus lifts to replace the need for pits, and update shop lighting. The Texas Department of Transportation (TxDOT) awarded the City 175,000 Transportation Development Credits (TDCs) to be used as local match. The TDC agreement was approved at the January 10, 2013, City Council meeting.

FTA regulations require that all grants be applied for and executed electronically. Therefore, the grant will need to be executed electronically by the City's Executive Director of Budget once it is approved by the City Council.

Fiscal Impact

Transportation Development Credits (TDCs) from TxDOT will allow for the FTA funds to be used at 100%, meaning no local match will be required.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution - State of Good Repair Grant

Agreement - State of Good Repair

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Executive Director of Budget of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock a Federal Transit Administration FY 2012 Section 5309 State of Good Repair Grant #TX-04-0107-00 with the Federal Transit Administration, and all related documents. Said grant is attached hereto and incorporated in this Resolution as if fully set forth herein and shall be included in the minutes of the Council.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Bill Howerton, Director Community Development
Citibus Liaison

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

DOT**FTA**

U.S. Department of Transportation

Federal Transit Administration

Application

Recipient ID:	1993
Recipient Name:	CITY OF LUBBOCK
Project ID:	TX-04-0107-00
Budget Number:	1 - Budget Pending Approval
Project Information:	State of Good Repair

Part 1: Recipient Information

Project Number:	TX-04-0107-00
Recipient ID:	1993
Recipient Name:	CITY OF LUBBOCK
Address:	P. O. BOX 2000 , LUBBOCK, TX 79408 2000
Telephone:	(806) 712-2001
Facsimile:	(806) 712-2012

Union Information

Recipient ID:	1993
Union Name:	NONE
Address 1:	
Address 2:	
City:	, 00000 0000
Contact Name:	
Telephone:	() -
Facsimile:	() 0-0000
E-mail:	
Website:	

Part 2: Project Information

Project Type:	Grant	Gross Project Cost:	\$875,000
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Project Number:	TX-04-0107-00	Adjustment Amt:	\$0
Project Description:	State of Good Repair	Total Eligible Cost:	\$875,000
Recipient Type:	City	Total FTA Amt:	\$875,000
FTA Project Mgr:	Luci Nears/Linda Kemp 817-978-0569/0563	Total State Amt:	\$0
Recipient Contact:	Chris Mandrell 806-712-2002	Total Local Amt:	\$0
New/Amendment:	New	Other Federal Amt:	\$0
Amend Reason:	Initial Application	Special Cond Amt:	\$0
Fed Dom Asst. #:	20500	Special Condition:	None Specified
Sec. of Statute:	5309-2	S.C. Tgt. Date:	None Specified
State Appl. ID:	None Specified	S.C. Eff. Date:	None Specified
Start/End Date:	Jan. 01, 2013 - Dec. 31, 2014	Est. Oblig Date:	None Specified
Recvd. By State:	Jan. 23, 2013	Pre-Award Authority?:	No
EO 12372 Rev:	Not Applicable	Fed. Debt Authority?:	No
Review Date:	None Specified	Final Budget?:	No
Planning Grant?:	NO		
Program Date (STIP/UPWP/FTA Prm Plan) :	Jan. 01, 2013		
Program Page:	None Specified		
Application Type:	Electronic		
Supp. Agreement?:	No		
Debt. Delinq. Details:			

Urbanized Areas

UZA ID	UZA Name
481350	LUBBOCK, TX

Congressional Districts

State ID	District Code	District Official
48	19	Randy Nuegebauer

Project Details

City of Lubbock/Citibus was awarded \$875,000 from the FY 2012 5309 State of Good Repair discretionary grant opportunity. The funds will be used for the rehabilitation of its administrative and maintenance facilities that were originally constructed in 1932. More specifically, the funds will be used for the replacement of HVAC systems, plumbing, carpet, garage doors, roof repairs, purchase of security cameras, fuel tanks, four sets of bus lifts to replace the need for pits and update shop lighting. TxDOT awarded City of Lubbock/Citibus 175,000 TDC's in Minute Order 113236 to be used as match.

Earmarks**Earmark Details**

Earmark ID	Earmark Name	Orig. Balance	Amount Applied
D2012-BUSP-176	City of Lubbock/Citibus	\$875,000	\$875,000

Number of Earmarks: 1**Total Amount Applied: \$875,000****Date Sent for Release:****Date Released:****Security****No information found.****Part 3: Budget****Project Budget**

	<u>Quantity</u>	<u>FTA Amount</u>	<u>Tot. Elig. Cost</u>
<u>SCOPE</u>			
114-10 BUS: SUPPORT EQUIP AND FACILITIES	0	\$35,000.00	\$35,000.00
<u>ACTIVITY</u>			
11.41.03 ENG/DESIGN - ADMIN/MAINTENANCE FACILITY	0	\$35,000.00	\$35,000.00
<u>SCOPE</u>			
114-40 BUS: SUPPORT EQUIP AND FACILITIES	0	\$489,000.00	\$489,000.00
<u>ACTIVITY</u>			
11.44.03 REHAB/RENOVATE - ADMIN/MAINT FACILITY	0	\$489,000.00	\$489,000.00
<u>SCOPE</u>			
114-20 BUS: SUPPORT EQUIP AND FACILITIES	0	\$351,000.00	\$351,000.00
<u>ACTIVITY</u>			
11.42.09 ACQUIRE - MOBILE SURV/SECURITY EQUIP	0	\$26,000.00	\$26,000.00
11.42.20 ACQUIRE - MISC SUPPORT EQUIPMENT	0	\$150,000.00	\$150,000.00

11.42.04 ACQUIRE - FUEL TANKS	0	\$175,000.00	\$175,000.00
Estimated Total Eligible Cost:			\$875,000.00
Federal Share:			\$875,000.00
Local Share:			\$0.00

OTHER (Scopes and Activities not included in Project Budget Totals)

None

No Amendment Funding Source information is available for the selected project

Alternative Fuel Codes

Extended Budget Descriptions

11.41.03	ENG/DESIGN - ADMIN/MAINTENANCE FACILITY	0	\$35,000.00	\$35,000.00
These funds, matched with 7,000 TDC's, will be used for architectural and engineering fees.				
11.44.03	REHAB/RENOVATE - ADMIN/MAINT FACILITY	0	\$489,000.00	\$489,000.00
These funds, matched with 97,800 TDC's, will be used to replace the plumbing, fixtures and existing roof in the admin/maintenance facility, purchase new garage doors for the maintenance facility to replace existing ones, replace and enhance the current shop lighting, replace the current HVAC system and carpet in the admin facility and to repaint the admin facility.				
11.42.09	ACQUIRE - MOBILE SURV/SECURITY EQUIP	0	\$26,000.00	\$26,000.00
These funds, matched with 5,200 TDC's, will be used to purchase new security cameras for the admin/maintenance facility.				
11.42.20	ACQUIRE - MISC SUPPORT EQUIPMENT	0	\$150,000.00	\$150,000.00
These funds, matched with 30,000 TDC's, will be used to purchase 4 sets of new bus lifts for the maintenance facility.				
11.42.04	ACQUIRE - FUEL TANKS	0	\$175,000.00	\$175,000.00
These funds, matched with 35,000 TDC's, will be used to purchase new above ground fuel tanks.				

Changes since the Prior Budget

No information found.

Part 4. Milestones

11.41.03 ENG/DESIGN - ADMIN/MAINTENANCE FACILITY 0 \$35,000 \$35,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	RFP/IFB Issued	Apr. 01, 2013
2.	Contract Award	Jun. 01, 2013
3.	Contract Complete	Dec. 31, 2013

11.44.03 REHAB/RENOVATE - ADMIN/MAINT FACILITY 0 \$489,000 \$489,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	RFP/IFB Issued	Jul. 01, 2013
2.	Contract Award	Aug. 30, 2013
3.	Contract Complete	Dec. 31, 2013

11.42.09 ACQUIRE - MOBILE SURV/SECURITY EQUIP 0 \$26,000 \$26,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	RFP/IFB Issued	Apr. 01, 2013
2.	Contract Award	May. 31, 2013
3.	Contract Complete	Jun. 01, 2013

11.42.20 ACQUIRE - MISC SUPPORT EQUIPMENT 0 \$150,000 \$150,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	RFP/IFB Issued	Apr. 01, 2013
2.	Contract Award	May. 31, 2013
3.	Contract Complete	Sep. 30, 2013

11.42.04 ACQUIRE - FUEL TANKS 0 \$175,000 \$175,000

	Milestone Description	Est. Comp. Date
1.	RFP/IFB Issued	Jul. 01, 2013
2.	Contract Award	Aug. 31, 2013
3.	Contract Complete	Dec. 31, 2014

Part 5. Environmental Findings

114403 REHAB/RENOVATE - ADMIN/MAINT FACILITY 0 \$489,000 \$489,000

Finding No. 1 - Other

Finding Details: Upgrade and replacement of plumbing and fixtures

114209 ACQUIRE - MOBILE SURV/SECURITY EQUIP 0 \$26,000 \$26,000

Finding No. 1 - Class II(c)

Finding Details: C21. This activity qualifies as a CE under CFR 23.771.
Purchase of security cameras

114220 ACQUIRE - MISC SUPPORT EQUIPMENT 0 \$150,000 \$150,000

Finding No. 1 - Class II(c)

C19 - Install purchase maintenance equipment

Purchase and installation of operating or maintenance equipment to be located within the transit facility and with no significant impacts off the site.

114204 ACQUIRE - FUEL TANKS 0 \$175,000 \$175,000

Finding No. 1 - Class II(c)

C19 - Install purchase maintenance equipment

Purchase and installation of operating or maintenance equipment to be located within the transit facility and with no significant impacts off the site.

Finding Details: Purchase and installation of above ground fuel tanks

114103 ENG/DESIGN -
ADMIN/MAINTENANCE FACILITY 0 \$35,000 \$35,000

Finding No. 1 - Class II(c)

C01 - Engineering/Design/Planning/Tech.Studies

Activities which do not involve or lead directly to construction, such as planning and technical studies; projects for training and research programs; planning activities eligible for assistance listed in 23 U.S.C. 134, 135, and 307(c); planning activities related to approval of a unified work program and any findings required in the planning process pursuant to 23 C.F.R. Part 450, activities for state planning and research programs pursuant to 23 C.F.R. Part 420; engineering to define the elements of a proposed action or alternatives so that social, economic, and environmental effects can be assessed.\n\n

Part 6: Fleet Status

Fixed Route

		<u>Before</u>	<u>Change</u>	<u>After</u>
I.	Active Fleet			
	A. Peak Requirement	56	0	56
	B. Spares	11	0	11
	C. Total (A+B)	67	0	67
	D. Spare Ratio (B/A)	19.64%	0.00%	19.64%
II.	Inactive Fleet			
	A. Other	0	0	0
	B. Pending Disposal	0	0	0
	C. Total (A+B)	0	0	0
III.	Total (I.C and II.C)	67	0	67

Paratransit

		<u>Before</u>	<u>Change</u>	<u>After</u>
I.	Active Fleet			
	A. Peak Requirement	25	0	25
	B. Spares	7	0	7
	C. Total (A+B)	32	0	32
	D. Spare Ratio (B/A)	28.00%	0.00%	28.00%
II.	Inactive Fleet			
	A. Other	0	0	0

	B. Pending Disposal	0	0	0
	C. Total (A+B)	0	0	0
III.	Total (I.C and II.C)	32	0	32

Part 7. FTA Comments

General Review

Comment Title:	New Comment
Comment By:	Luciana S Nears
Date Created:	Jan. 16, 2013
Date Updated:	Jan. 16, 2013
Ref Section:	Unknown
Comment:	Enter the amount of TDCs being applied to each ALI in the extended budget description Add Environmental Findings for each ALI. Attach the Minute Order awarding the TDCs. and The STIP with the project listed. Complete the talking points screen. Enter a short summary of the grant, it is what Congressional members receive before the grant is awarded. Project Info tab>Earmark screen. This is required only for Earmark or now Discretionary grants. -----All comments addressed/closed.-----

Comments to DOL

Comment Title:	New Comment
Comment By:	Luciana S Nears
Date Created:	Jan. 16, 2013
Date Updated:	None Specified
Ref Section:	Unknown
Comment:	This grant is for facilities rehab. Please review this grant for labor certification in accordance with DOL Section 5333(b) Certification. Grantee Contact: Chris Mandrell Citibus Phone 806 712-2002 Email:CMandrell@citibus.com FTA: Lynn Hayes Lynn.hayes@dot.gov

Part 8: Results of Reviews

The reviewer did not find any errors

Part 9: Agreement

**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT
(FTA G-18, October 1, 2011)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official's electronic signature is entered for this Grant Agreement, FTA has Awarded Federal assistance in support of the Project described below. Upon Execution of this Grant Agreement by the Grantee named below, the Grantee affirms this FTA Award, and enters into this Grant Agreement with FTA. The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(18), October 1, 2011,
<http://www.fta.dot.gov/documents/18-Master.pdf>
- (2) The Certifications and Assurances applicable to the Project that the Grantee has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE GRANTEE DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING THE DATE OF THIS FTA AWARD SET FORTH HEREIN.

FTA AWARD

FTA hereby awards a Federal grant as follows:

Project No: TX-04-0107-00

Grantee: CITY OF LUBBOCK

Citation of Statute(s) Authorizing Project: 49 USC 5309 - Bus and Bus Facilities (FY2006 forward)

Estimated Total Eligible Cost (in U.S. Dollars): \$875,000

Maximum FTA Amount Awarded [Including All Amendments] (in U.S. Dollars): \$875,000

Amount of This FTA Award (in U.S. Dollars): \$875,000

Maximum Percentage(s) of FTA Participation:

Percentages of Federal participation are based on amounts included in the Approved Project Budget, modified as set forth in the text following the Project Description.

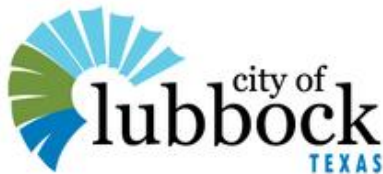
U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

Original Project Certification Date:

Project Description:

State of Good Repair

The Project Description includes information describing the Project within the Project Application submitted to FTA, and the Approved Project Budget, modified by any additional statements displayed in this Grant Agreement, and, to the extent FTA concurs, statements in other documents including Attachments entered into TEAM-Web.



Regular City Council Meeting

5. 2.

Meeting Date: 03/14/2013

Information

Agenda Item

Budget Ordinance Amendment 2nd Reading - Finance: Consider Budget Ordinance 2013-O0026 Amendment 16, amending the Adopted FY 2012-13 Budget respecting the Fire Pay Plan to provide for greater separation in pay between Battalion Chief, Division Chief, and Deputy Chief; and position control by increasing Battalion Chiefs by one position, and decreasing Captains by one position.

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

I. Amend the FY 2012-13 Fire Pay Plan to provide for greater separation in pay between Battalion Chief, Division Chief, and Deputy Chief. Adjusting the pay plan will provide consistent separation in all ranks. The attached Exhibit A amends Exhibit G included in the FY 2012-13 Budget Ordinance 2012-O0100.

II. Amend positions in the Fire Department by increasing Battalion Chiefs by one position, and decreasing captains by one position.

Fiscal Impact

Included in item summary.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Budget Amendment 16

Amended Fire Pay Plan

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FY 2012-13 BUDGET FOR MUNICIPAL PURPOSES RESPECTING THE FIRE PAY PLAN TO PROVIDE FOR GREATER SEPARATION IN PAY BETWEEN BATTALION CHIEF, DIVISION CHIEF, AND DEPUTY CHIEF; AND POSITION CONTROL BY INCREASING BATTALION CHIEFS BY ONE POSITION, AND DECREASING CAPTAINS BY ONE POSITION; PROVIDING FOR FILING; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, Section 102.010 of the Local Government Code of the State of Texas authorizes the City Council to make changes in the budget for municipal purposes; and

WHEREAS, in accordance with the City Budget Ordinance the City Council shall approve all transfers between funds and departments; and

WHEREAS, the City Council deems it advisable to change the FY 2012-13 Budget for municipal purposes and reallocate funds as follows; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the City Council of the City of Lubbock hereby approves changes to the City of Lubbock Budget FY 2012-13 (Budget Amendment #16) for municipal purposes, as follows:

- I. Amend the FY 2012-13 Fire Pay Plan to provide for greater separation in pay between Battalion Chief, Division Chief, and Deputy Chief. Adjusting the pay plan will provide consistent separation in all ranks. The attached Exhibit A amends Exhibit G included in the FY 2012-13 Budget Ordinance 2012-00100.
- II. Amend positions in the Fire Department by increasing Battalion Chiefs by one position, and abolishing one captains position.

SECTION 2. THAT a copy of the changes made to the City of Lubbock Budget pursuant to this Ordinance shall be filed with the City Secretary and County Clerk of Lubbock as required by law.

SECTION 3. THAT should any section, paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

AND IT IS SO ORDERED

Passed by the City Council on first reading on _____.

Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza
City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock
Executive Director of Budget

APPROVED AS TO FORM:



Amy Sims
Assistant City Attorney

Exhibit A

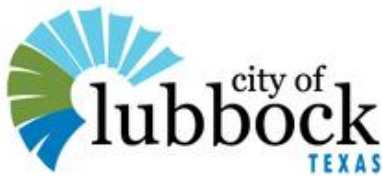
Exhibit G - Fire Pay Plan (40 Hour Shifts) - Amended

Steps	Probationary Fire Fighter FNCS1	Fire Fighter FCS1	Equipment Operator FCS2	Lieutenant FCS3	Captain FCS4	Battalion Chief FCS5	Division Chief FCS6	Deputy Chief FCS7
1	\$ 45,336.48	48,086.58	65,045.49	70,464.36	78,797.10	90,601.89	100,849.76	107,449.05
2		48,894.21	65,345.61	70,847.45	79,385.83	91,312.07	101,255.68	108,857.71
3		49,701.84	65,645.72	71,230.54	79,974.56	92,022.25	101,661.60	110,266.37
4		50,509.47	65,945.84	71,613.63	80,563.28	92,732.43	102,067.52	111,675.02
5		51,317.09	66,245.95	71,996.72	81,152.01	93,442.61	102,473.44	113,083.68
6		52,124.72	66,546.07	72,379.81	81,740.74	94,152.79	102,879.36	114,492.34
7		52,932.35	66,846.19	72,762.90	82,329.47	94,862.98	103,285.28	115,901.00
8		53,739.98	67,146.30	73,145.99	82,918.19	95,573.16	103,691.20	
9		54,547.61	67,446.42	73,529.07	83,506.92	96,283.34	104,097.12	
10		55,355.24	67,746.54	73,912.16	84,095.65	96,993.52		
11		56,162.86	68,046.65	74,295.25	84,684.38	97,703.70		
12		56,970.49	68,346.77	74,678.34	85,273.10			
13		57,778.12	68,646.88	75,061.43	85,861.83			
14		58,585.75	68,947.00	75,444.52				
15		59,393.38	69,247.12	75,827.61				
16		60,201.01	69,547.23					
17		61,008.63	69,847.35					
18		61,816.26						
19		62,623.89						
20		63,431.52						

Progression in each pay grade is based on seniority in that pay grade. Seniority is defined as the total time of employment as a fire fighter for the City of Lubbock. Time-off for disciplinary suspension does not constitute a loss of seniority time, nor does it constitute a break in service. The time involved in "move-up" is also not included. It does mean all years of service as a fire fighter with the City of Lubbock, whether interrupted or uninterrupted, and not merely the last continuous period of service. Seniority credit shall be figured to five decimal places.

Employees who successfully complete one (1) year as Probationary Fire Fighter move to grade FCS1. Fire Fighters advance through each step annually in FCS1 until reaching the 20th step. Progression through the steps in the other grades also requires one year in each step. However, if the anniversary date occurs during the last half of the pay period, the increase does not become effective until the beginning of the next pay period.

Biweekly rate=Hourly rate*106. Annual rate=Biweekly rate*26. All conversions are approximate.



Regular City Council Meeting

5. 3.

Meeting Date: 03/14/2013

Information

Agenda Item

Budget Ordinance Amendment 1st Reading - Finance: Consider Budget Ordinance Amendment 17 amending the FY 2012-13 Budget respecting the General Fund to provide funding for North and East Lubbock Community Development Corporation; increasing the sales tax revenue estimate; providing for filing; and providing for a savings clause.

Item Summary

I. Amend FY 2012-13 expenditures in General Fund in Cost Center 1115, Non-Departmental, by increasing professional services \$251,068 to fund the North and East Lubbock Community Development Corporation.

II. Amend the Sales Tax budgeted revenues in General Fund by increasing the estimate by \$251,068, from \$52,760,491 to \$53,011,559.

Fiscal Impact

Included in Item Summary.

Staff/Board Recommending

Cheryl Brock, Budget Director

Attachments

Budget Amendment 17 - North and East Lubbock

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FY 2012-13 BUDGET FOR MUNICIPAL PURPOSES RESPECTING THE GENERAL FUND TO PROVIDE FOR FUNDING FOR NORTH AND EAST LUBBOCK COMMUNITY DEVELOPMENT CORPORATION; INCREASING THE SALES TAX REVENUE ESTIMATE; PROVIDING FOR FILING; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, Section 102.010 of the Local Government Code of the State of Texas authorizes the City Council to make changes in the budget for municipal purposes; and

WHEREAS, in accordance with the City Budget Ordinance the City Council shall approve all transfers between funds and departments; and

WHEREAS, the City Council deems it advisable to change the FY 2012-13 Budget for municipal purposes and reallocate funds as follows; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the City Council of the City of Lubbock hereby approves changes to the City of Lubbock Budget FY 2012-13 (Budget Amendment #17) for municipal purposes, as follows:

- I. Amend FY 2012-13 expenditures in General Fund in Cost Center 1115, Non-Departmental, by increasing professional services \$251,068 to fund the North and East Lubbock Community Development Corporation.
- II. Increase the Sales Tax revenue estimate in General Fund by \$251,068, from \$52,760,491 to \$53,011,559.

SECTION 2. THAT a copy of the changes made to the City of Lubbock Budget pursuant to this Ordinance shall be filed with the City Secretary and County Clerk of Lubbock as required by law.

SECTION 3. THAT should any section, paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

AND IT IS SO ORDERED

Passed by the City Council on first reading on _____.

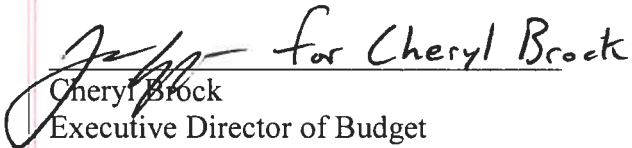
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

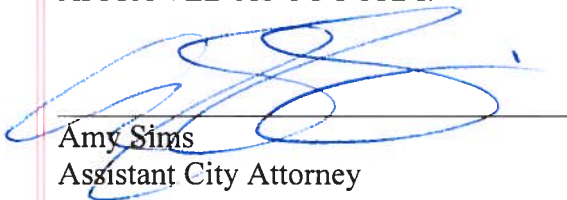
ATTEST:

Rebecca Garza
City Secretary

APPROVED AS TO CONTENT:

_____
Cheryl Brock
Executive Director of Budget

APPROVED AS TO FORM:

_____
Amy Sims
Assistant City Attorney



Regular City Council Meeting

5. 4.

Meeting Date: 03/14/2013

Information

Agenda Item

Resolution - Finance: Consider a resolution approving the financing by the Red River Health Facilities Development Corporation of a health facility located within the City of Lubbock, Texas.

Item Summary

Sears Methodist Retirement System ("Sears"), a Texas nonprofit corporation, has requested that the City consent to a project located in the City to be financed by Red River Health Facilities Development Corporation (the "Issuer"). The Health Facilities Development Act requires that the consent of the City be obtained to the financing by the Issuer. The City will have no liability with respect to the proposed bonds. This consent is substantially similar to the consent resolutions adopted by the City Council in March 2003 and November 2011 for financings for the Garrison Geriatric Education and Care Center.

The City's Bond Counsel, Jerry Kyle, has reviewed this resolution.

Fiscal Impact

None.

Staff/Board Recommending

Pamela Moon, CPA, Executive Director of Finance

Attachments

Resolution - Red River Health Facilities

City Secretary - Red River Health

Letter - Red River Health

RESOLUTION APPROVING THE FINANCING BY THE
RED RIVER HEALTH FACILITIES DEVELOPMENT CORPORATION
OF A HEALTH FACILITY LOCATED WITHIN
THE CITY OF LUBBOCK, TEXAS

WHEREAS, the Health Facilities Development Act, Chapter 221, Texas Health and Safety Code (the "Act"), authorizes and empowers Red River Health Facilities Development Corporation (the "Issuer") to issue revenue bonds on behalf of the City of Windthorst, Texas (the "Issuing Unit") to finance and refinance the costs of health facilities found by the Board of Directors of the Issuer to be required, necessary or convenient for health care, research and education, any one or more, within the State of Texas and in furtherance of the public purposes of the Act; and

WHEREAS, Section 221.030 of the Act provides that the Issuer may provide for the financing or refinancing of one or more health facilities located outside the limits of the Issuing Unit with the consent of each city, county or hospital district within which such health facility is or is to be located; and

WHEREAS, Sears Methodist Retirement System, Inc. ("Sears"), a nonprofit Texas corporation, proposes to obtain financing and refinancing from the Issuer from the proceeds of one or more series of the Issuer's bonds and notes in a maximum principal amount of \$100,000,000, a portion of which will be used to finance and refinance the costs of the health facility described in Exhibit A hereto (the "Project"); and

WHEREAS, the Project is located within the City of Lubbock, Texas (the "City") and outside the limits of the Issuing Unit;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LUBBOCK, TEXAS THAT:

Section 1. The City hereby consents to the financing by the Issuer of the Project for the purposes of Section 221.030 of the Act and approves the financing for the purposes of Section 147(f) of the Internal Revenue Code of 1986; provided that the City shall have no liability in connection with the financing of the Project and shall not be required to take any further action with respect thereto.

Section 2. This Resolution shall take effect immediately from and after its adoption and it is accordingly so ordered.

PASSED AND APPROVED, this the ____ day of _____, 2013.

CITY OF LUBBOCK, TEXAS

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Pamela Moon, Executive Director of Finance

APPROVED AS TO FORM:



Jerry V. Kyle, Jr., Bond Counsel

CERTIFICATE OF CITY SECRETARY

STATE OF TEXAS §
COUNTY OF LUBBOCK §

The undersigned, City Secretary of City of Lubbock, Texas, has legal custody of the written instrument(s) of record referred to herein, which are available for inspection, and I do hereby certify that the copy of such written instrument(s) of record attached to this Certificate is a true and correct copy of the original as same appears in the records of this office. This written instrument(s) or record(s) referred to herein and attached to this Certificate as described as follows:

Resolution _____, approved by the City Council of City of Lubbock on _____, 2013.

In testimony whereof, I subscribed my name hereto officially under the corporate seal of City of Lubbock, Texas, on this the _____ day of _____, 2013.

City Secretary
City of Lubbock, Texas

(SEAL)

LAW OFFICES

MCCALL, PARKHURST & HORTON L.L.P.

600 CONGRESS AVENUE
SUITE 1800
AUSTIN, TEXAS 78701-3248
TELEPHONE: 512 478-3805
FACSIMILE: 512 472-0871

717 NORTH HARWOOD
SUITE 900
DALLAS, TEXAS 75201-6587
TELEPHONE: 214 754-9200
FACSIMILE: 214 754-9250

700 N. ST. MARY'S STREET
SUITE 1525
SAN ANTONIO, TEXAS 78205-3503
TELEPHONE: 210 225-2800
FACSIMILE: 210 225-2984

February 20, 2013

Members of the City Council
City of Lubbock
1625 13th Street, Room 206
Lubbock, Texas 79401

Re: Red River Health Facilities Development Corporation Retirement Facility Revenue Bonds
(Sears Methodist Retirement System Obligated Group Project) Series 2013

Ladies and Gentlemen:

The Red River Health Facilities Development Corporation (the "Issuer") proposes, on behalf of the City of Windthorst, Texas, to issue the captioned bonds (the "Bonds") pursuant to the Health Facilities Development Act, Chapter 221, Texas Health and Safety Code (the "Act"), to provide funds to finance and refinance certain costs incurred for construction, improvement and equipping of a skilled nursing care facility known as The Mildred and Shirley Garrison Geriatric Education and Care Center located at 3710 4th Street, Lubbock, Texas (the "Project"). The Project is owned and operated by Sears Plains Retirement Corporation ("Sears Plains"), an affiliate of Sears Methodist Retirement System, Inc. ("Sears"). Sears and Sears Plains are Texas nonprofit corporations exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986. Our firm is acting as bond counsel to the Issuer in connection with the issuance of the Bonds. The proceeds of the Bonds will be used to finance and refinance health facilities owned by Sears and its affiliates in Abilene, Amarillo, Lubbock, Odessa and Tyler. The use of a single issuer will enable Sears to achieve significant cost savings with respect to the cost of issuance of the Bonds.

Section 221.030 of the Act requires that for any health facilities located outside the City of Windthorst, Texas to be financed with Bond proceeds, the Issuer must obtain a consent to the financing from each city, county or hospital district within which such health facilities are located.

Sears has requested the Issuer to finance and refinance the Project, which is located within the jurisdiction of the City of Lubbock, Texas. Therefore, pursuant to Section 221.030 of the Act, the consent of the City of Lubbock is required prior to the financing and refinancing of the Project with Bond proceeds. For your convenience, I have enclosed a proposed form of a consent resolution with a description of the Project attached thereto as Exhibit A.

This consent is required solely for the purposes of satisfying Section 221.030 of the Act and to enable the Issuer to proceed with the proposed financing and refinancing of the Project with Bond proceeds. This consent in no way imposes any payment or other obligations on the City of Lubbock in connection with the financing.

This consent is substantially similar to the consent resolutions adopted by the City Council in March, 2003 and November, 2011 in connection with financings for the Project.

Therefore, on behalf of the Issuer and Sears we respectfully request that consideration of adoption of the enclosed consent be placed on the agenda of the City Council of Lubbock, Texas at its next available meeting, and that the City Council approve and adopt such consent. Upon such approval, I would also very much appreciate it if you would return three completed, originally executed and sealed certified, resolutions to me in the self-addressed, stamped envelope enclosed for your convenience.

Please do not hesitate to contact me should you have any questions or comments. Thank you very much for your cooperation and assistance.

Sincerely,

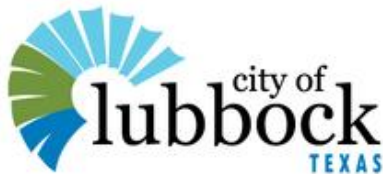
McCall, Parkhurst & Horton L.L.P.

A handwritten signature in dark ink, appearing to read "Ted Brizzolara", with a stylized flourish at the end.

L. E. (Ted) Brizzolara, III

LEB:bc
Enclosures

cc: Keith Perry (via email)
Terri Helge (via email)



Regular City Council Meeting

5. 5.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance Amendment 2nd Reading - Public Works Water Resources: Consider Ordinance 2013-O0028 Amendment to the Code of Ordinances, Section 22.03.085 (6)(A), that increases the water volume rate multiplier from 1.3 to 1.5 for “wholesale” water customers located outside of the City’s corporate limits.

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

The City Code of Ordinances, Section 22.03.091, prohibits the City from providing water to individuals, businesses, agencies, and organizations that are located outside the corporate limits of the City. However, the ordinance allows the City to provide water to federal, state, and local governments as well as governmental agencies that are not within the corporate limits of the City. Governmental entities outside of the City are charged at “wholesale” water rates as defined in Section 22.03.085 (6)(A) of the Code of Ordinances unless specifically identified otherwise.

The “wholesale” water volume rate ordinance specifically indicates that governmental entities must be charged based on the same rate structure as Lubbock’s customers within the City limits with the addition of a 1.3 multiplier. The multiplier is deemed necessary to reflect the additional cost associated with developing water supplies and delivering water to entities receiving water from the City of Lubbock outside of the incorporated limits.

Over the past several months, staff has worked with the Lubbock Water Advisory Commission to develop a "standard template" for sale of water contracts to entities outside the incorporated limits. The Lubbock Water Advisory Commission (LWAC) approved a recommended template for this purpose at their February 1, 2013 meeting. As part of the recommendation, LWAC is recommending that the rate multiplier of 1.3 be increased to 1.5 to more accurately reflect the costs associated with obtaining water rights, water rights permits, developing infrastructure to transport the water to the City of Lubbock, and treat the water to Texas Commission on Environmental Quality required standards. This change will impact “wholesale” customers who are currently under contract with the City for the sale of water as their existing contracts expire and also any new sale of water contracts for future Council consideration.

If approved, staff will follow the Code of Ordinances, as well as the recommended standard template, to negotiate the best wholesale water contract for the citizens of Lubbock. As these contracts are negotiated they will go before LWAC for recommendation and approval and then to the City Council for final consideration.

Fiscal Impact

The fiscal impact associated with this ordinance modification will depend upon the volume of water used by the existing “wholesale” customers that are impacted.

Staff/Board Recommending

Marsha Reed, P.E., Chief Operating Officer
Lubbock Water Advisory Commission

Attachments

Ordinance - Wholesale Water

ORDINANCE NO. 2013-O_____

AN ORDINANCE AMENDING CHAPTER 22 (UTILITIES) OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK, TEXAS, BY AMENDING SECTION 22.03.085(6)(A) OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK BY REVISING THE WATER VOLUME RATE MULTIPLIER FOR WHOLESALE WATER CUSTOMERS AS CONTAINED THEREIN; PROVIDING FOR PUBLICATION; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lubbock deems it to be in the best interest of the citizens of the City of Lubbock to adjust the wholesale water rate multiplier to reflect the cost of developing water supplies and delivering water to entities receiving water from the City of Lubbock outside of the incorporated limits;

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1: THAT Section 22.03.085(6)(A) **Water volume rate generally** of the Code of Ordinances, City of Lubbock, Texas is hereby amended to read as follows:

(6) Wholesale.

(A) The following water volume rate shall be applicable for those federal, state or local governments, governmental agencies or governmental subdivisions that are authorized to purchase water by city ordinance and enter into contracts with the city for wholesale purchases. The Block 1 volume is the amount of water used up to 100% of the average winter consumption ("AWC") of the wholesale customer, the AWC being the average volume of water used as measured by the meter reading for the months of September, October, November, December, January and February, and updated in March of each respective year; the Block 2 volume is the volume of water used in excess of the Block 1 volume up to an additional 200% of the AWC (total of Block 1 and Block 2 is equal to 300% of the AWC); and the Block 3 volume is the amount of water used in excess of the Block 1 and Block 2 volumes. For wholesale customers that do not have an AWC calculated for their service, the AWC shall be established by contract based upon the average volume of water authorized in the contract for delivery in the months of September, October, November, December, January and February. Thereafter, an AWC shall be calculated based upon the volume of water actually used as provided for in this section. Solely for the purposes of wholesale customers, the

water volume rate shall be 1.5 times the water volume rate for all other customers as set forth above, as applicable to each block.

SECTION 2. THAT the City Secretary is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method of publication as provided by law.

SECTION 3. THAT should any section, paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT this Ordinance shall become effective, except as may otherwise be provided herein, from and after its publication as provided by law.

AND IT IS SO ORDERED.

Passed by the city council on first reading this ____ day of _____, 2013.

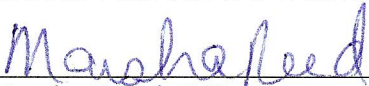
Passed by the city council on second reading this ____ day of _____, 2013.

GLEN C. ROBERTSON, Mayor

ATTEST:

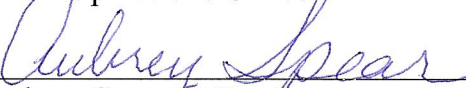
Rebecca Garza,
City Secretary

APPROVED AS TO CONTENT:



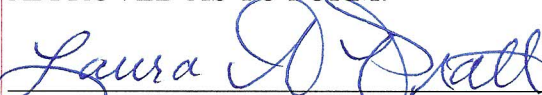
Marsha Reed, P.E.

Chief Operations Officer

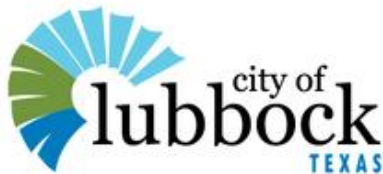


Aubrey Spear, P.E.
Director of Water Resources

APPROVED AS TO FORM:



Laura Pratt,
Assistant City Attorney



Regular City Council Meeting

5. 6.

Meeting Date: 03/14/2013

Information

Agenda Item

Resolution - Water Utility: Consider a resolution authorizing the Mayor to execute purchase order contract 22102133 for a generator set engine for an emergency backup generator for Pump Station 14.

Item Summary

The existing generator that provides emergency backup electrical power to Pump Station 14 experienced a catastrophic engine failure, requiring replacement of the engine component. Failure analysis indicates it is cost prohibitive to perform overhaul repair to the unit because it would exceed approximately 96% of new replacement cost.

The Texas Commission on Environmental Quality (TCEQ) regulation 290.45(b)(1)(D)(v) requires water systems that serve more than 250 connections to deliver a minimum of 0.35 gallons per minute (gpm) to the distribution system in the event of the loss of normal power. This generator meets the requirements of TCEQ and continued operation must be maintained. A rental unit has been placed into service until the new engine can be acquired.

The \$153,125 purchase from Warren Cat of Amarillo is made through the Texas Association of School Boards Local Government Purchasing Cooperative contract 345-10, using an electronic purchasing system, known as Buy Board. 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

\$1,800,000 is appropriated in Capital Improvements Project 92279, pump station emergency electric generators, with \$153,125 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Chief Operating Officer

Attachments

Resolution & PO - Warren Cat

Proposal and Warranty

Budget Detail

CIP Detail

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Purchase Order No. 22102133 for the purchase of Generator Set Engine as per Tx Buy Board Contract No. 345-10, by and between the City of Lubbock and Warren Cat of Amarillo, Texas, and related documents. Said Purchase Order is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

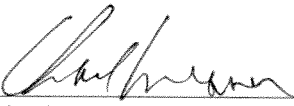
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



R. Keith Smith, P.E., Chief Operating Officer

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Warren Cat-PurchaseOrd
February 27, 2013



PURCHASE ORDER

Page - 1
Date - 02/27/2013
Order Number 22102133 000 OP
Branch/Plant 6343

TO: WARREN CAT
1101 S FM 1912
AMARILLO, Texas 79118
7034

SHIP TO: CITY OF LUBBOCK
WATER TREATMENT PLANT
6001 NORTH GUAVA AVE
LUBBOCK Texas 79403

INVOICE TO: CITY OF LUBBOCK
ACCOUNTS PAYABLE
P.O. BOX 2000
LUBBOCK, TX 79457

BY: 
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 03/14/2013 Freight
Requested 08/30/2013 Taken By D GAMBOA
Delivery PER MCDOLE_C REQ 41270 Buy Board Contract No 345-10

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Replacement Generator Engine	1.000	153,125.0000	EA	153,125.00	08/30/2013
Total Order				153,125.00	

Terms NET 30

INSURANCE CERTIFICATE REQUIRED PRIOR TO INSTALLATION:

Commercial General Liability, per occurrence- \$1,000,000
General Aggregate.
Automotive Liability- Combined Single limit for Any Auto –
\$1,000,000

Worker's Compensation Amounts- \$500,000 or Employer's
Liability and/or Occupational Medical and Disabilities. Copies of
endorsements are required.

City of Lubbock is named as an additional insured on a primary and non contributory basis with a Waiver of subrogation in favor of the
City of Lubbock on all coverages. To include products of completed operations endorsements.

This purchase order encumbers funds in the amount of \$153,125 awarded to Warren Cat of Amarillo Texas, on March 14, 2013. The following is incorporated into and made part of this purchase order by reference: Buy Board Contract No 345-10 Price quotation dated February 12, 2013 from Warren Cat of Amarillo, Texas Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary



1101 S FM 1912
Amarillo, TX 79118-7034
806.335.1511 tel
806.335.3848 fax

February 12, 2013

Ms. Marta Alvarez
Director of Purchasing and Contract Management
City of Lubbock
1625 13th Street
Lubbock, Texas 79401
malvarez@mylubbock.us

Revision # 1

Dear Ms. Alvarez,

We are pleased to submit our revised quotation for a new Caterpillar model 3512 replacement generator set engine, similar to S/N # 1GZ03650. This revision addresses the warranty that will apply to the purchase of the new engine. The factory bill of material is as described below:

2816031	1 EA GENERAL ARRANGEMENT
2819203	1 EA ENGINE AR-3512B
0V1065	1 EA END USE:GENERAL EPG
0V5185	1 EA REPLACEMENT ENGINE - 1GZ03650
3652486	1 EA CERTIFICATION AR – REPL ENGINE
1085555	1 EA SWITCH GP-DISCONNECT
2684441	1 EA DRAIN GP-OIL
5P2586	333 EA OIL-BULK-1LITER
1473738	1 EA OIL SAMPLING VALVE
7N6782	1 EA RESTRICTION INDICATOR
2067130	1 EA CLEANER GP - AIR
1151062	1 EA FUEL PRIMING PUMP RH
1209818	2 EA FUMES DISPOSAL
1979052	1 EA GUARD GP - DAMPER
2410235	1 EA WIRING GP
LE0169	1 EA ELECTRIC STARTING MOTOR
2368821	1 EA CONNECTION GP
GZ0286	1 EA ALTERNATOR CHARGING
1269191	1 EA MOUNTING GP - ALTERNATOR
1336468	1 EA WIRE AS
GG0297	1 EA 1810 BHP 1250 GEN KW W/F 60HZ

The cost of the new engine will be \$153,125.00, delivered to Warren CAT in Midland, Texas. This is the cost of the engine only. This engine may be purchased through the Texas Buy Board program. Our Texas Buy Board vendor number is # 345-10.

Lead time for the new engine is approximately 145 days after notice to proceed.

I am attaching a copy of the Caterpillar warranty statement that will apply to the new engine. The engine will be covered with a 24 month standby warranty.



1101 S FM 1912
Amarillo, TX 79118-7034
806.335.1511 tel
806.335.3848 fax

We appreciate the opportunity to submit our proposal for your consideration. Please don't hesitate to contact me if you have any questions regarding our quotation.

Regards,
WARREN CAT

Steve Akeroyd

Steve Akeroyd
Electric Power Sales Representative

Re: ISO # 10417395

Attachments: Warren CAT terms and conditions
Caterpillar warranty statement

Effective with sales to the first user on or after June 1, 2012

CATERPILLAR LIMITED WARRANTY

Industrial, Petroleum, Locomotive, and Agriculture Engine Products and Electric Power Generation Products Worldwide

Caterpillar Inc. or any of its subsidiaries ("Caterpillar") warrants new and remanufactured engines and electric power generation products sold by it (including any products of other manufacturers packaged and sold by Caterpillar), to be free from defects in material and workmanship.

This warranty does not apply engines sold for use in on-highway vehicle or marine applications; engines in machines manufactured by or for Caterpillar; C175, 3500 and 3600 series engines used in locomotive applications; 3000 Family engines, C0.5 through C4.4 and ACERT (C6.6, C7, C7.1, C9, C9.3, C11, C13, C15, C18, C27, and C32) engines used in industrial, mobile agriculture and locomotive applications; or Cat batteries. These products are covered by other Caterpillar warranties.

This warranty is subject to the following:

Warranty Period

- For new industrial engines, engines in a petroleum applications or Petroleum Power Systems (excluding petroleum fire pump application), or engines in a Locomotive application, or Uninterruptible Power Supply (UPS) systems, the warranty period is 12 months after date of delivery to the first user.
- For new engines used in petroleum fire pump and mobile agriculture applications the warranty period is 24 months after date of delivery to the first user.
- For controls only (EPIC), configurable and custom switchgear products, and automatic transfer switch products, the warranty period is 24 months after date of delivery to the first user.
- For CG132, CG170 and CG260 series power generation products the warranty period is 24 months/16,000 hours, whichever comes first, after date of delivery to first user.
- For electric power generation products other than CG132, CG170 and CG260 series in prime or continuous applications the warranty period is 12 months. For standby applications the warranty period is 24 months/1000 hours. For emergency standby applications the warranty period is 24 months/400 hours. All terms begin after date of delivery to the first user.
- For all Remanufactured Generator (GenEnds) products in prime or continuous applications the warranty period is

12 months. For standby applications the warranty period is 24 months/1000 hours. For emergency standby applications the warranty period is 24 months/400 hours. All terms begin after date of delivery to the first user.

- For all Remanufactured engines, the warranty period is 6 months (12 months for mobile agricultural and standby electric power generation applications) after date of delivery to the first user.
- For all other applications the warranty period is 12 months after date of delivery to the first user.

Caterpillar Responsibilities

If a defect in material or workmanship is found during the warranty period, Caterpillar will, during normal working hours and at a place of business of a Cat dealer or other source approved by Caterpillar:

- Provide (at Caterpillar's choice) new, Remanufactured, or Caterpillar approved repaired parts or assembled components needed to correct the defect.

Note: New, remanufactured, or Caterpillar approved repaired parts or assembled components provided under the terms of this warranty are warranted for the remainder of the warranty period applicable to the product in which installed as if such parts were original components of that product. Items replaced under this warranty become the property of Caterpillar.

- Replace lubricating oil, filters, coolant, and other service items made unusable by the defect.
- Provide reasonable and customary labor needed to correct the defect, including labor to disconnect the product from and reconnect the product to its attached equipment, mounting, and support systems, if required.

For new 3114, 3116, and 3126 engines and electric power generation products (including any new products of other manufacturers packaged and sold by Caterpillar):

- Provide travel labor, up to four hours round trip, if in the opinion of Caterpillar, the product cannot reasonably be transported to a place of business of a Cat dealer or other source approved by Caterpillar (travel labor in excess of four hours round trip, and any meals, mileage, lodging, etc. is the user's responsibility).

For all other products:

- Provide reasonable travel expenses for authorized mechanics, including meals, mileage, and lodging, when Caterpillar chooses to make the repair on-site.

User Responsibilities

The user is responsible for:

- Providing proof of the delivery date to the first user.
- Labor costs, except as stated under "Caterpillar Responsibilities," including costs beyond those required to disconnect the product from and reconnect the product to its attached equipment, mounting, and support systems.
- Travel or transporting costs, except as stated under "Caterpillar Responsibilities."
- Premium or overtime labor costs.
- Parts shipping charges in excess of those that are usual and customary.
- Local taxes, if applicable.
- Costs to investigate complaints, unless the problem is caused by a defect in Caterpillar material or workmanship.
- Giving timely notice of a warrantable failure and promptly making the product available for repair.
- Performance of the required maintenance (including use of proper fuel, oil, lubricants, and coolant) and items replaced due to normal wear and tear.
- Allowing Caterpillar access to all electronically stored data.

Limitations

Caterpillar is not responsible for:

- Failures resulting from any use or installation that Caterpillar judges improper.
- Failures resulting from attachments, accessory items, and parts not sold or approved by Caterpillar.
- Failures resulting from abuse, neglect, and/or improper repair.

(continue on the reverse side.....)

- Failures resulting from user's delay in making the product available after being notified of a potential product problem.
- Failures resulting from unauthorized repairs or adjustments, and unauthorized fuel setting changes.
- Damage to parts, fixtures, housings, attachments, and accessory items that are not part of the engine or electric power generation product (including any products of other manufacturers packaged and sold by Caterpillar).
- Repair of components sold by Caterpillar that is warranted directly to the user by their respective manufacturer. Depending on type of application, certain exclusions may apply. Consult your Cat dealer for more information.

For products operating outside of Australia, Fiji, Nauru, New Caledonia, New Zealand, Papua New Guinea, the Solomon Islands and Tahiti, the following is applicable:

NEITHER THE FOREGOING EXPRESS WARRANTY NOR ANY OTHER WARRANTY BY CATERPILLAR, EXPRESS OR IMPLIED, IS APPLICABLE TO ANY ITEM CATERPILLAR SELLS THAT IS WARRANTED DIRECTLY TO THE USER BY ITS MANUFACTURER.

THIS WARRANTY IS EXPRESSLY IN LIEU OF ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, EXCEPT CATERPILLAR EMISSION-RELATED COMPONENTS WARRANTIES FOR NEW ENGINES, WHERE APPLICABLE. REMEDIES UNDER THIS WARRANTY ARE LIMITED TO THE PROVISION OF MATERIAL AND SERVICES, AS SPECIFIED HEREIN.

CATERPILLAR IS NOT RESPONSIBLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES.

CATERPILLAR EXCLUDES ALL LIABILITY FOR OR ARISING FROM ANY NEGLIGENCE ON ITS PART OR ON THE PART OF ANY OF ITS EMPLOYEES, AGENTS OR REPRESENTATIVES IN RESPECT OF THE MANUFACTURE OR SUPPLY OF GOODS OR THE PROVISION OF SERVICES RELATING TO THE GOODS.

IF OTHERWISE APPLICABLE, THE VIENNA CONVENTION ON CONTRACTS FOR THE INTERNATIONAL SALE OF GOODS IS EXCLUDED IN ITS ENTIRETY.

For personal or family use engines or electric power generation products, operating in the USA, its territories and possessions, some states do not allow limitations on how long an implied warranty may last nor allow the exclusion or limitation of incidental or consequential damages. Therefore, the previously expressed exclusion may not apply to you. This warranty gives you specific legal rights and you may also have other rights, which vary by jurisdiction. To find the location of the nearest Cat dealer or other authorized repair facility, call (800) 447-4986. If you have questions concerning this warranty or its applications, call or write:

In USA and Canada: Caterpillar Inc., Engine Division, P. O. Box 610, Mossville, IL 61552-0610, Attention: Customer Service Manager, Telephone (800) 447-4986. Outside the USA and Canada: Contact your Cat dealer.

For products operating in Australia, Fiji, Nauru, New Caledonia, New Zealand, Papua New Guinea, the Solomon Islands and Tahiti, the following is applicable:

THIS WARRANTY IS IN ADDITION TO WARRANTIES AND CONDITIONS IMPLIED BY STATUTE AND OTHER STATUTORY RIGHTS AND OBLIGATIONS THAT BY ANY APPLICABLE LAW CANNOT BE EXCLUDED, RESTRICTED OR MODIFIED ("MANDATORY RIGHTS"). ALL OTHER WARRANTIES OR CONDITIONS, EXPRESS OR IMPLIED (BY STATUTE OR OTHERWISE), ARE EXCLUDED.

NEITHER THIS WARRANTY NOR ANY OTHER CONDITION OR WARRANTY BY CATERPILLAR, EXPRESS OR IMPLIED (SUBJECT ONLY TO THE MANDATORY RIGHTS), IS APPLICABLE TO ANY ITEM CATERPILLAR SELLS THAT IS WARRANTED DIRECTLY TO THE USER BY ITS MANUFACTURER.

TO THE EXTENT PERMITTED UNDER THE MANDATORY RIGHTS, IF CATERPILLAR IS THE SUPPLIER TO THE USER, CATERPILLAR'S LIABILITY SHALL BE LIMITED AT ITS OPTION TO (a) IN THE CASE OF SERVICES, THE SUPPLY OF THE SERVICES AGAIN OR THE PAYMENT OF THE COST OF HAVING THE SERVICES SUPPLIED AGAIN, AND (b) IN THE CASE OF GOODS, THE REPAIR OR REPLACEMENT OF THE GOODS, THE SUPPLY OF EQUIVALENT GOODS, THE PAYMENT OF THE COST OF SUCH REPAIR OR REPLACEMENT OR THE ACQUISITION OF EQUIVALENT GOODS.

CATERPILLAR EXCLUDES ALL LIABILITY FOR OR ARISING FROM ANY NEGLIGENCE ON ITS PART OR ON THE PART OF ANY OF ITS EMPLOYEES, AGENTS OR REPRESENTATIVES IN RESPECT OF THE MANUFACTURE OR SUPPLY OF GOODS OR THE PROVISION OF SERVICES RELATING TO THE GOODS.

CATERPILLAR IS NOT LIABLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES UNLESS IMPOSED UNDER MANDATORY RIGHTS.

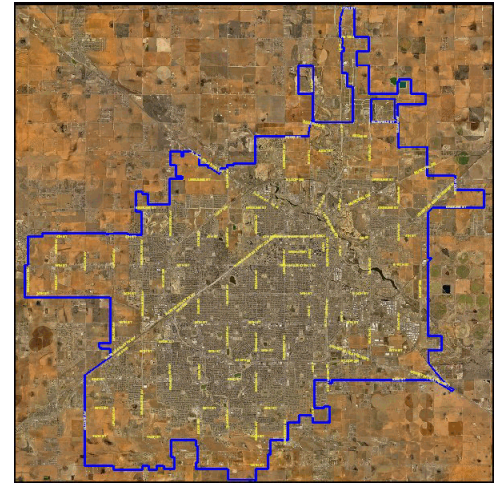
IF OTHERWISE APPLICABLE, THE VIENNA CONVENTION ON CONTRACTS FOR THE INTERNATIONAL SALE OF GOODS IS EXCLUDED IN ITS ENTIRETY.

This warranty covers every major component of the products. Claims under this warranty should be submitted to a place of business of a Cat dealer or other source approved by Caterpillar. For further information concerning either the location to submit claims or Caterpillar as the issuer of this warranty, write Caterpillar Inc., 100 N. E. Adams St., Peoria, IL USA 61629.

**City of Lubbock, TX
Capital Project
Project Cost Detail
March 14, 2013**

Capital Project Number:	92279
Capital Project Name:	<u>Pump Station Emergency Electric Generators</u>

	<u>Budget</u>
<i>Encumbered/Expended</i>	
City Staff	\$ 1,723
Freese & Nichols Engineering	113,934
 <i>Agenda Item March 14, 2013</i>	
Warren Cat - Generator Engine	<u>153,125</u>
<i>Encumbered/Expended To Date</i>	<u>268,782</u>
 <i>Estimated Costs for Remaining Appropriation</i>	
City Staff	10,000
Freese & Nichols Engineering	<u>1,521,218</u>
<i>Remaining Appropriation</i>	<u>1,531,218</u>
 Total Appropriation	 <u><u>\$ 1,800,000</u></u>

Managing Department **Pumping & Control***Project Manager* **Bruce Blalack***Project Classification* **Infrastructure Improvements***Project Status* **Approved***Project Scope*

Design and install permanent stationary emergency electric generators with automatic switchover capabilities at the water booster pump stations.

Project Justification

The generators will improve the reliability of the water pumping system during power outages due to severe weather and other emergencies.

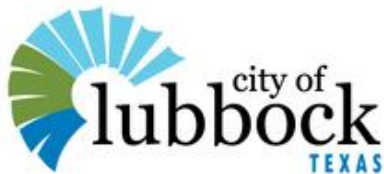
Project History

\$300,000 was appropriated in the FY 2011-12 Budget, Ord. No. 2011-O0080, September 8, 2011.

\$1.5 million was appropriated in the FY 2012-13 Budget, Ord. No. 2012-O0100, September 13, 2012.

<i>Appropriation Detail</i>	Appropriation to Date	Unappropriated Planning Years						Total Project Amount
		FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	
Construction	300,000	1,500,000	1,500,000	0	0	0	0	3,300,000
Total Project Appropriation	300,000	1,500,000	1,500,000	0	0	0	0	3,300,000

<i>Funding Detail</i>	Funding to Date	Unappropriated Planning Years						Total Funding
		FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	
FY 2012 Water Revenue CO's	300,000	0	0	0	0	0	0	300,000
FY 2014 Water Revenue CO's	0	0	1,500,000	0	0	0	0	1,500,000
Prior Year Bonds	0	1,500,000	0	0	0	0	0	1,500,000
Total Funding Sources	300,000	1,500,000	1,500,000	0	0	0	0	3,300,000



Regular City Council Meeting

5. 7.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 1st Reading – Right-of-Way: Consider an ordinance abandoning and closing a 20-foot underground utility easement located in Block AK Section 42, Lubbock County, adjacent to Tract A, Alcove Park Addition, 32nd and Yuma Avenue.

Item Summary

The ordinance abandons and closes a 20-foot underground utility easement located west of Yuma Avenue and north of 32nd Street. The easement is being closed for new development in the area and a new easement will be dedicated with a new plat.

All Utility Companies and Public Works Engineering are in agreement with the easement closure.

Fiscal Impact

None.

Staff/Board Recommending

R. Keith Smith, P.E., Chief Operating Officer

Attachments

Ordinance - Underground Utility Easement

ORDINANCE NO. _____

AN ORDINANCE ABANDONING AND CLOSING A 20-FOOT UNDERGROUND UTILITY EASEMENT, LOCATED IN BLOCK AK, SECTION 42, LUBBOCK COUNTY, TEXAS AND MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE: DIRECTING THE CITY ENGINEER TO MARK THE OFFICIAL MAPS OF THE CITY TO REFLECT SAID ABANDONMENT AND CLOSING; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council finds that the easement as hereinafter described in the body of this Ordinance is no longer needed for easement purposes and for public use; and it would be in the public interest to close, vacate and abandon the same for easement purposes and for public use, and it would be in the public interest to close, vacate and abandon the same; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the easement as hereinafter described shall BE and the same is hereby closed, vacated and abandoned for easement purposes and for public use, such easement being more particularly described in attached Exhibit "A".

SECTION 2. THAT the City Engineer is hereby authorized and directed to mark the official maps of the City of Lubbock to reflect said abandonment and closing, showing the number of this Ordinance and the date of its final passage.

SECTION 3. THAT should any section, paragraph, sentence, phrase, clause or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary of the City of Lubbock is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading this _____, 2013.

Passed by the City Council on second reading this _____, 2013.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



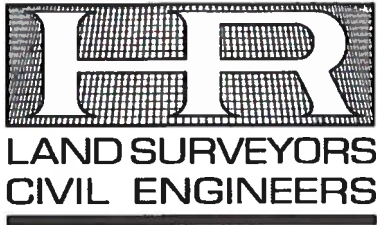
Dave Booher, Right-of-Way Agent

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

A&C-Easements-Block AK, Section 42.ord
02.18.2013

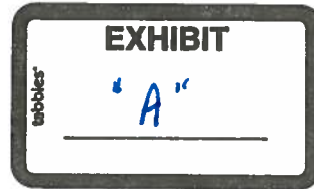


HUGO REED AND ASSOCIATES, INC.

1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806-763-5642 / FAX 806-763-3891

TEXAS REGISTERED ENGINEERING FIRM F-780

TEXAS LICENSED SURVEYING FIRM 100676-00



METES AND BOUNDS DESCRIPTION of a 20' Underground Utility Easement to be located in Section 42, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a 1/2" iron rod with cap set in the North line of the South Half of 32nd Street dedicated by the plat of Tract A, Rolling Plains Addition to the City of Lubbock, Lubbock County, Texas, according to the map, plat and/or dedication deed thereof recorded in Volume 4333, Page, 126, Real Property Records of Lubbock County, Texas, for the Southeast corner of this tract which bears N. 89°54'46"E. a distance of 1061.06 feet and N. 00°05'14" W. a distance of 858.14 feet from the Southwest corner of Section 42, Block AK, Lubbock County, Texas;

THENCE S. 89°54'46" W., along the North line of the South Half of said 32nd Street, a distance of 20.00 feet;

THENCE N. 00°05'14" W., a distance of 498.38 feet to a point in the South line of that tract of land described in County Clerk File Number 2009014889, Official Public Records of Lubbock County, Texas, for the Northwest corner of this tract;

THENCE N. 89°53'51" E., along the South line of said tract of land, a distance of 20.00 feet to a 1/2" iron rod with cap set for the Northeast corner of this tract;

THENCE S. 00°05'14" E., a distance of 498.39 feet to the Point of Beginning.

CONTAINS: 9,968 square feet

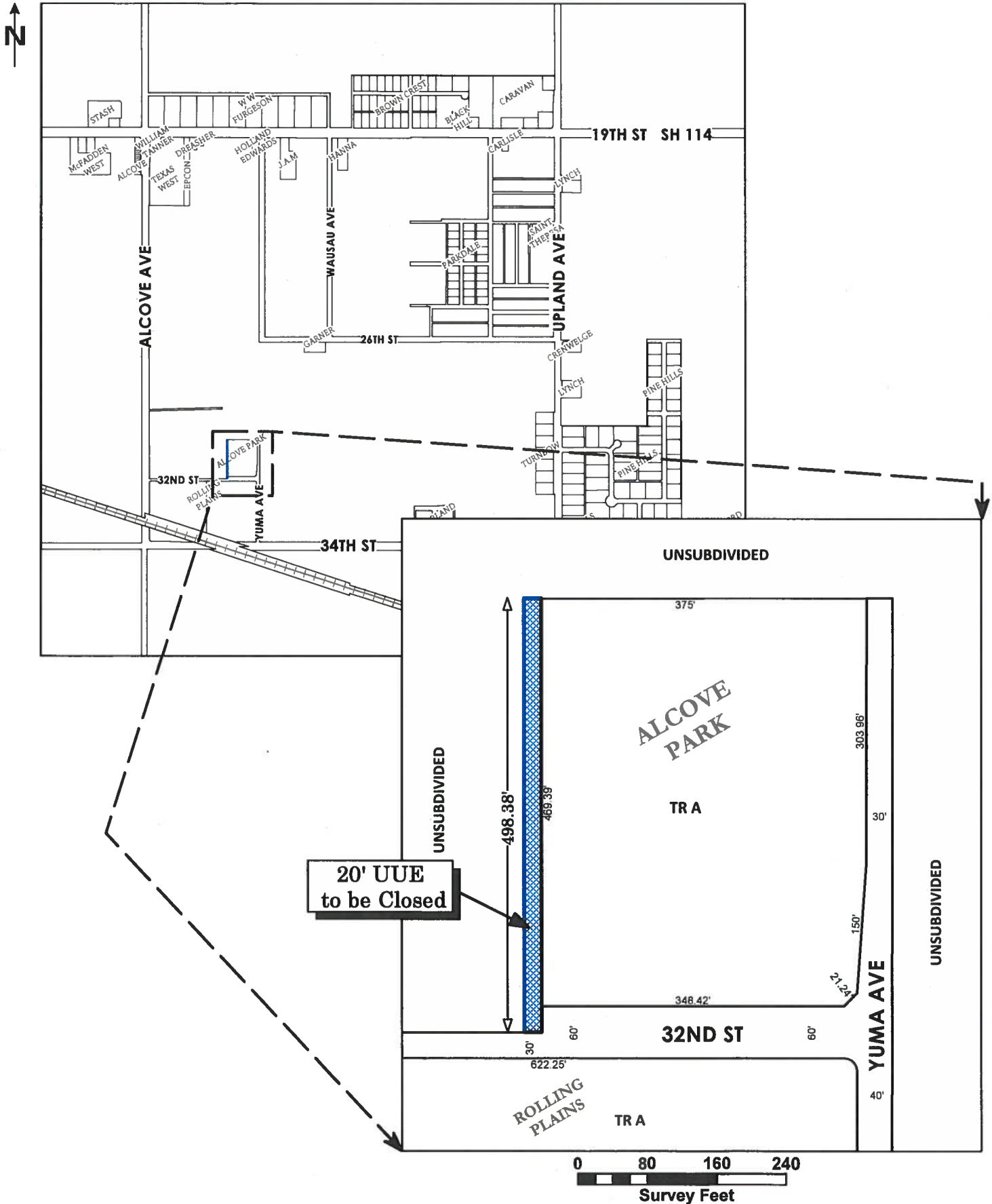
Bearings relative to the South line of Section 42, Block AK, Lubbock County, Texas, being previously recognized as S89°54'46"W.

March 17, 2010

Brent Carroll
Registered Professional
Land Surveyor No. 5410
State of Texas



**Proposed Closing of 20' wide Underground Utility Easement
as Described in CCFN 2011-012273 and
Located Adjacent to Tract A, Alcove Park Addition**



As required by SECTION 1, Chapter 2051, SUBCHAPTER D. GEOSPATIAL DATA PRODUCTS of the Government Code, the City of Lubbock hereby provides notice that the data on this map was created by the City of Lubbock. Any data that appears to represent property boundaries is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



Regular City Council Meeting

5. 8.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 1st Reading – Right-of-Way: Consider an ordinance abandoning and closing a Lubbock Power & Light (LP&L) switching enclosure easement located in the southeast corner of Tract A, Clayton Homes Addition, 2318 North University Avenue.

Item Summary

The ordinance abandons and closes a LP&L 8 X 8 switching enclosure easement located in the southeast corner of Tract A, Clayton Homes Addition, located just east of North University and North Loop 289 access road. The easement is being closed for new development on the property.

LP&L is in agreement with the closure.

Fiscal Impact

None.

Staff/Board Recommending

R. Keith Smith, P.E., Chief Operating Officer

Attachments

Ordinance - Clayton Homes Addition

ORDINANCE NO. _____

AN ORDINANCE ABANDONING AND CLOSING AN LP&L SWITCHING ENCLOSURE EASEMENT LOCATED IN TRACT A, CLAYTON HOMES ADDITION TO THE CITY OF LUBBOCK, LUBBOCK COUNTY, TEXAS AND MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE: DIRECTING THE CITY ENGINEER TO MARK THE OFFICIAL MAPS OF THE CITY TO REFLECT SAID ABANDONMENT AND CLOSING; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council finds that the easement as hereinafter described in the body of this Ordinance is no longer needed for easement purposes and for public use; and it would be in the public interest to close, vacate and abandon the same for easement purposes and for public use, and it would be in the public interest to close, vacate and abandon the same; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the easement as hereinafter described shall BE and the same is hereby closed, vacated and abandoned for easement purposes and for public use, such easements being more particularly described as follows:

Switching enclosure easement located at the southeast corner of Tract "A", Clayton Homes Addition to the City of Lubbock, Lubbock County, Texas, according to the map, plat and/or dedication deed thereof recorded in Volume 6685, Page 105, Real Property Records of Lubbock County, Texas.

SECTION 2. THAT the City Engineer is hereby authorized and directed to mark the official maps of the City of Lubbock to reflect said abandonment and closing, showing the number of this Ordinance and the date of its final passage.

SECTION 3. THAT should any section, paragraph, sentence, phrase, clause or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary of the City of Lubbock is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading this _____, 2013.

Passed by the City Council on second reading this _____, 2013.

GLEN C ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Dave Booher, Right-of-Way Agent

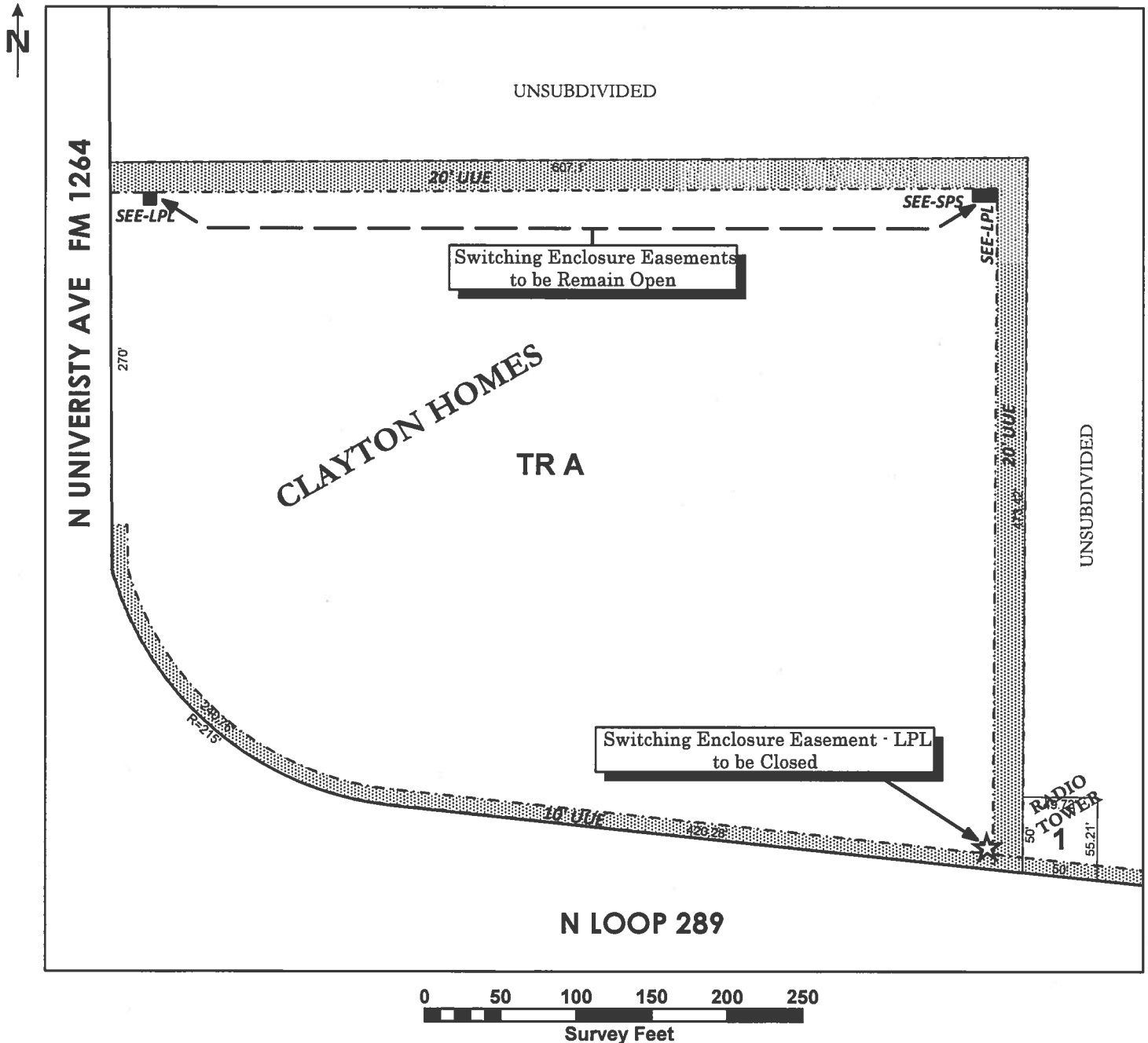
APPROVED AS TO FORM:

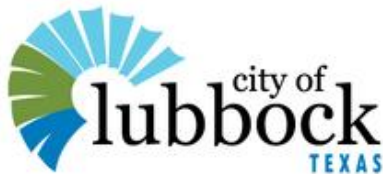


Chad Weaver, Assistant City Attorney

A&C-Easements-Tract A, Clayton Homes Addn.ord
02.18.2013

**Proposed Closing of an 8' x 8' Lubbock Power & Light
Switching Enclosure Easement
Located in the Southeastern Corner Area of
Tract A, Clayton Homes Addition**





Regular City Council Meeting

5. 9.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading – Right-of-Way: Consider Ordinance 2013-O0016 abandoning and closing portions of 5th Street, Avenue U, and two alleys, within or adjacent to Blocks 34, 35, 62, and 63 Overton Addition, 2104 5th Street.

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

The ordinance abandons and closes a portion of 5th Street, Avenue U, and two alleys, adjacent to Blocks 34, 35, 62 and 63 Overton Addition. The closures are due to new development in this area.

The requestor of the closure, McDougal Companies, Inc., is not the original dedicator of the street and alley areas being closed; therefore, there will be a charge for the closure of \$15,000. This is an important project that will add substantial property value to support the North Overton Tax Increment Finance District.

All utility companies and Public Works Engineering are in agreement with the street and alley closure.

Fiscal Impact

None.

Staff/Board Recommending

Lee Ann Dumbauld, City Manager

Attachments

Ordinance - Closure

ORDINANCE NO. _____

AN ORDINANCE ABANDONING AND CLOSING PORTIONS OF FIFTH STREET, AVENUE U, AND ALLEYS, WITHIN OR ADJACENT TO BLOCKS 34, 35, 62 AND 63 OVERTON ADDITION TO THE CITY OF LUBBOCK, LUBBOCK COUNTY, TEXAS AND MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; DIRECTING THE CITY ENGINEER TO MARK THE OFFICIAL MAPS OF THE CITY TO REFLECT SAID ABANDONMENT AND CLOSING; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council finds that the street and alley portions as hereinafter described in the body of this Ordinance are no longer needed for street and alley purposes and for public use; and it would be in the public interest to close, vacate and abandon the same for street and alley purposes and for public use, and it would be in the public interest to close, vacate and abandon the same; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the street and alley portions as hereinafter described shall BE and the same are hereby closed, vacated and abandoned for street and alley purposes and for public use, such street and alley portions being more particularly described as follows

Certain streets and alleys within or adjacent to Blocks 34, 35, 62, and 63, Overton Addition to the City of Lubbock, Lubbock County, Texas, according to the map, plat, and/or dedication deed thereof recorded in Volume 18, Page 610, Deed Records of Lubbock County, Texas, being further described as follows: All of 5th Street situated between the West right-of-way line of Avenue "T" and the East right-of-way line of Avenue "V"; all of Avenue "U" situated between the North right-of-way line of Mac Davis Lane (fka 6th Street) and the South right-of-way line of the alley north of and adjacent to Lots 13-24, Block 34, and Lots 13-24, Block 63, said Overton Addition; and all alley right-of-way lying within Blocks 35 and 62, said Overton Addition, and being situated between Mac Davis Lane, 5th Street, Avenue "T", and Avenue "V".

SECTION 2. THAT the City Engineer is hereby authorized and directed to mark the official maps of the City of Lubbock to reflect said abandonment and closing, showing the number of this Ordinance and the date of its final passage.

SECTION 3. THAT should any section, paragraph, sentence, phrase, clause or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary of the City of Lubbock is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading this _____, 2013.
Passed by the City Council on second reading this _____, 2013.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Dave Booher, Right-of-Way Agent

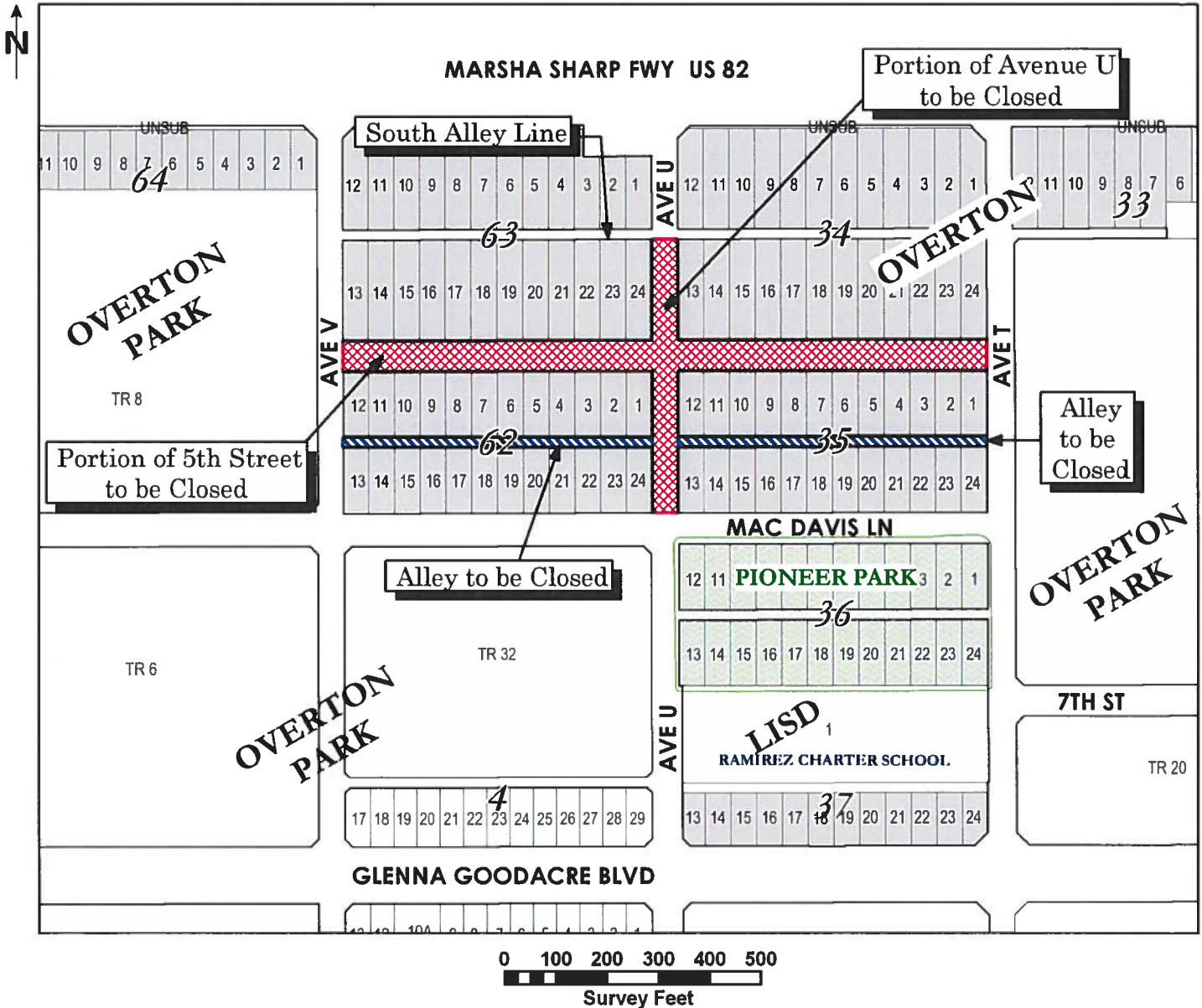
APPROVED AS TO FORM:



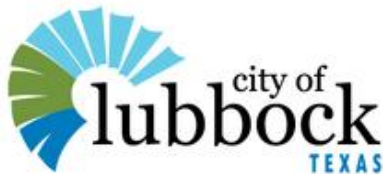
Chad Weaver, Assistant City Attorney

A&C-5th Street Closures.ord
2.07.13

**Proposed Closing of 5th Street between Avenue T & Avenue V,
Proposed Closing of Avenue U between Mac Davis Lane and
the South Alley Line of Blocks 34 & 63, Overton Addition,
and Proposed Closing of the Alleys within Blocks 35 & 62, Overton Addition**



As required by SECTION 1, Chapter 2051, SUBCHAPTER D. GEOSPATIAL DATA PRODUCTS of the Government Code, the City of Lubbock hereby provides notice that the data on this map was created by the City of Lubbock. Any data that appears to represent property boundaries is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



Regular City Council Meeting

5. 10.

Meeting Date: 03/14/2013

Information

Agenda Item

Contract Resolution - Library: Consider a resolution authorizing the Mayor to execute contract 11143 with EBSCO Information Services for library subscription services, BID 13-11143-TL.

Item Summary

For the past 35 years, the Lubbock Public Library has utilized a serials subscription service to manage its magazines, newspapers, and journals. Currently the Mahon Library and its three branches purchase over 178 titles, totaling 280 subscriptions annually.

This contract will provide full-service handling of the library's subscription needs, including providing online management of all facets of the library's account. The subscription agency places the initial orders with the different publishers, manages the libraries' claims for missing issues, and handles new subscriptions, as well as annual renewals. It also furnishes regular reports and notices to the library, and provides a missing copy bank to replace lost or damaged items at no additional cost. In addition, the subscription agency can interface with the library's online catalog system in order to include the publications in the library's holdings. The contract term is for three years, with an option for two additional one-year extensions.

Staff recommends contract award to the sole bidder, EBSCO Information Service of Birmingham, Alabama, for \$20,252 per year.

Fiscal Impact

This amount is provided in the Libraries operating budget.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution & Subscription Services Agreement

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Contract No. 11143 for subscription services for periodicals, by and between the City of Lubbock and EBSCO Information Services, of Birmingham, Alabama, and related documents. Said Contract is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

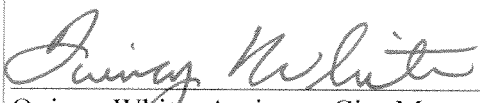
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Quincy White, Assistant City Manager

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

**City of Lubbock, TX
Contract For Services
Subscription Service For Periodicals**

THIS CONTRACT made and entered into this 14th day of March, 2013, by and between the City of Lubbock ("City"), and EBSCO Information Services, ("Contractor").

WITNESSETH:

WHEREAS, the City of Lubbock duly advertised for bids for subscription services for periodicals and bids were received and duly opened as required by law; and

WHEREAS, after careful consideration of the bid submitted by Contractor, the City authorized the execution, in the name of the City of Lubbock a contract with said Contractor covering the purchase and delivery of the said subscription services for periodicals.

NOW, THEREFORE, in consideration of the mutual agreement contained herein, as well as the financial consideration hereinafter referred to, the parties hereby covenant and agree as follows:

1. In accordance with City's specifications and Contractor's bid, copies of which are attached hereto and made part hereof, Contractor will deliver to the City, Subscription Services for Periodicals and more specifically referred to as Items 1 on the bid submitted by the Contractor or in the specifications attached hereto.
2. The City promises and agrees to employ, and does employ, the Contractor to cause to be done the work provided for in this Contract and to complete and finish the same according to the attached specifications, offer, and terms and conditions contained herein.
3. The Contractor shall perform the work according to the procedures outlined in the Bid Form and Specifications attached hereto. The contract shall be for a term of three (3) year, with the option of two (2), one (1) year extensions, said date of term beginning upon formal approval. The City does not guarantee any specific amount of compensation, volume, minimum or maximum amount of services under this contract.
4. This contract shall remain in effect until the expiration date, performance of services ordered, or termination of by either party with a thirty (30) day written notice. Such written notice must state the reason for cancellation. The City of Lubbock reserves the right to award the canceled contract to the next lowest and best bidder as it deems to be in the best interest of the city.
5. Contractor shall at all times be an independent contractor and not an agent or representative of City with regard to performance of the Services. Contractor shall not represent that it is, or hold itself out as, an agent or representative of City. In no event shall Contractor be authorized to enter into any agreement or undertaking for or on behalf of City.
6. Neither the City nor the Contractor shall assign, transfer or encumber any rights, duties or interests accruing from this Contract without the written consent of the other.
7. The City reserves the right to exercise any right or remedy available to it by law, contract, equity, or otherwise, including without limitation, the right to seek any and all forms of relief in

8. At any time during the term of the contract, or thereafter, the City, or a duly authorized audit representative of the City or the State of Texas, at its expense and at reasonable times, reserves the right to audit Contractor's records and books relevant to all services provided to the City under this Contract. In the event such an audit by the City reveals any errors or overpayments by the City, Contractor shall refund the City the full amount of such overpayments within thirty (30) days of such audit findings, or the City, at its option, reserves the right to deduct such amounts owing the City from any payments due Contractor.
9. This Contract consists of the following documents set forth herein; Invitation to Bid No. 13-11143-TL, Specifications, and the Bid Form.

City, State, Zip Code

**City of Lubbock, TX
Purchasing and Contract Management
Subscription Services**

1. GENERAL CONDITIONS

- 1.1 The Lubbock Public Library, a department of the City of Lubbock, expects to purchase approximately 175 – 300 subscriptions of magazines, newspaper, journals or other periodical type of publications over the course of the fiscal year. The approximate amount shall not be considered as binding on the City of Lubbock and the quantity ordered may be less or greater than the said amount.
- 1.2 A “subscription” will be understood by the bidder and the Library to include separately published indexes, special issues, and extra issues for which there is no additional charge by the publisher.
- 1.3 All prices quoted shall be firm and fixed for the first three (3) years.
- 1.4 All discounts and service charges quoted shall be firm and fixed for the specified contract period.
- 1.5 Prices quoted shall be FOL destination and delivered, as required, to the City of Lubbock Library, 1306 9th Street, Lubbock, Texas 79401, and/or to respective branch libraries.
- 1.6 Inability of the successful bidder to deliver 95% of the items ordered may result in cancellation of the contract.
- 1.7 Should the successful bidder fail to adequately render the services agreed to under this contract in the manner acceptable to the City of Lubbock and within the specified time period, the City of Lubbock reserves the right to cancel the contract by giving 60 days written notice.

2. CONTRACT TERM AND PRICING

- 2.1 The contract shall be for a term of three (3) years with two (2) additional one (1) year terms under the same term and conditions upon written agreement from both parties.
- 2.2 Listed quantities are estimates only.

3. TERMINATION OF CONTRACT

- 3.1 This contract shall remain in effect until the expiration date, performance of services ordered, or termination of by either party with a sixty (60) day written notice. Such written notice must state the reason for cancellation. The City of Lubbock reserves the right to award the canceled contract to the next lowest and best bidder as it deems to be in the best interest of the city.

4. EVALUATION

- 4.1 The Library anticipates purchasing periodicals and newspapers that are appropriate for urban public libraries. The following information is required to determine the abilities of the bidder to supply the titles ordered by the Library in the quantities required. A committee will evaluate the bids. Evaluation will be based on the bidder's responses to: The responses to the required criteria items on the Bidders Response Form in 5 must be submitted with the bid to be considered.

4.2 A list of periodical and newspaper titles for Lubbock Public Library is attached to this as Exhibit A. Bidder will write the number of titles that can be supplied in the space below.

4.3 Bids must be based on the publisher's current rates. Any special rates available to libraries must be quoted if they are lower than normal rates. The prices quoted must include all transportation and delivery charges. The bidder will respond to this request by submitting a title-by-title price quote in dollars and include a total cost.

Number of titles that can be supplied

278

Total annual cost of subscriptions

\$ 20,251.79

5. INSTRUCTION FOR COMPLETING BIDDER RESPONSE FORM

Bidder should mark the "Yes" or "No" spaces after all criteria, when bidder can or cannot meet the specification as described.

BIDDER RESPONSE FORM MUST BE SUBMITTED

Required Criteria		Yes	No
1.	Complete the reference form attached on page 28. References should be from contracts that have approximately 175 – 300 subscriptions annually. At least one public library reference is required.	X	
2.	Provide evidence of the comprehensiveness of the bidder's subscription title file by submitting a list or catalog of available titles.	X	
3.	Allow additional orders (both additional titles and increased subscriptions) to be placed after initial order at no more than the subscription list price with no increased service charge or penalty.	X	
4.	Accept additional orders by phone, fax, electronic transmission, or U.S. mail.	X	
5.	Prepay the publisher if necessary to initiate a new order.	X	
6.	Issue a consolidated invoice or invoices to Lubbock Public Library covering all orders to multiple publishers.	X	
7.	Ensure that there are no subscription lapses or missing issues due to a change in periodical vendors.	X	

Required Criteria		Yes	No
8.	Accept claims for non-receipt of materials by means of claiming forms, by fax, by telephone call from an authorized library representative, or electronically. Bidder will provide claiming forms and detailed instructions.	X	
9.	Handle both centralized and decentralized claiming by individual branch libraries.	X	
10.	Accept claims for items damaged in shipment to the Library.	X	
11.	Replace, at no charge to the Library, any issues that are lost, mutilated, or otherwise damaged prior to delivery to the Library	X	
12.	Provide at least two copies of a renewal list, alphabetized by title, with prices, number of subscriptions, at least 4 months prior for the coming year for review prior to placing the orders. This renewal list is the obligation of the current year's successful bidder whether or not it is awarded the contract for the following year.	X	
13.	Supply a paper invoice in duplicate of all subscriptions, as soon as possible, following notification of bid award.	X	
14.	Successful bidder's invoice will include each subscription title with the Library's order number, the price of the subscription, the discounted price, the subscription date, and an invoice total.	X	
15.	Provide a separate invoice for each Library's ship-to address, if so required.	X	
16.	Provide listings on request of the Library's subscriptions arranged by title, showing the following information: title, subscription period, price, number of subscriptions, library agencies, and ISSN.	X	

Preferred Criteria		Yes	No
17.	Provide a monthly report listing the status of all claims. The report should contain the following information: title, ISSN, subscription period, current status of claim, Library agency, and claim date.	X	
18.	Provide machine-readable records of the Library's subscription titles in USMARC format, which the Library can load into its database.	X	
19.	Provide a search interface for print and electronic subscriptions contained within the Lubbock Public Library's collection	X	

Preferred Criteria		Yes	No
28.	Provide an annual report that lists the titles ordered by the Library and which compares the prices of these over the past five years.	X	

5.2 Please describe other services or provide other information about the company that would aid the Library in its evaluation. Attach additional pages if needed. Please see attached.

6. CANCELLATIONS OR TERMINATIONS.

6.1 Bidders must list all contracts or purchaser orders that bidder executed or accepted within the last three (3) years and which were canceled or terminated prior to completion. Responded must include a detailed explanation for the cancellation or termination and final resolution for the matter.

EBSCO has not had any contracts or purchase orders canceled or terminated prior to completion within the last three years.

City of Lubbock, TX
Purchasing and Contract Management
Subscription Services

5.2 Please describe other services or provide other information about the company that would aid the Library in its evaluation. Attach additional pages if needed.

Included at No Charge

- A personal Customer Service Representative who answers any questions you have concerning orders, delivery, claims, renewals, e-journal access and troubleshooting.
- Access to *EBSCONET*®, EBSCO's comprehensive subscription management platform, which offers:
 - Access to the entire title database of more than 355,000 titles.
 - Rate information, license details, terms of use, access & registration information, package information, format information and more.
 - Ability to claim, order and receive alerts for format changes, publisher changes and more.
- The *EBSCO Missing Copy Bank*®, a free service for EBSCO customers that provides access to replacement issues from approximately 2,000 popular serials titles.
- A broad suite of financial, collection development and serials management reports, which allow libraries to evaluate their collections and make budgeting decisions.
- Training and technical support for your librarians and users. Librarians in EBSCO's Customer Success department also conduct regularly scheduled training sessions via web conferencing. To view training schedules, please visit <http://training.ebsco.com>. You can join these regular sessions or we can create customized training specific to your needs. Product and service-specific tutorials are available to all EBSCO clients anytime online. These concise, easy-to-follow tutorials are available in a variety of formats.
- *SmartLinks+*™ technology. When users search in *EBSCOhost*® databases that don't include the full text of the article they are searching for, *SmartLinks+*™ will take them directly to full text if available in any e-journals, e-journal packages or other databases purchased through EBSCO.

Bid Form
City of Lubbock, TX
Subscription Services for Periodicals
ITB No. 13-11143-TL

In compliance with the **Invitation to Bid 13-11143-TL**, the undersigned Bidder having examined the Invitation to Bid and Specifications, and being familiar with the conditions to be met, hereby submits the following Bid for furnishing the material, equipment, labor and everything necessary for providing the items listed below and agrees to deliver said items at the locations and for the prices set forth on this form. A bid will be subject to being considered irregular and may be rejected if it shows omissions, **alterations of form**, conditional alternate bids, additions or alternates in lieu of the items specified, if the unit prices are obviously unbalanced (either in excess of or below reasonably expected values), or irregularities of any kind. The Invitation to Bid **13-11143-TL** is by reference incorporated in this contract. The Bid Form **must be completed** in blue or black ink or by typewriter.

ITEM	DESCRIPTION	ANNUAL TOTAL COST
1.	Public Library Subscriptions, As Specified Herein.	\$ 20,251.79

***PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed 45-60**Days After Receipt of Order (ARO)**

Unless otherwise specified herein, the City may award the bid either item-by-item or on an all-or-none basis for any item or group of items shown on the bid.

The City of Lubbock is seeking a contract for Subscription Services for Periodicals with one or more contractors. In order to assure adequate coverage, the City may make multiple awards, selecting multiple vendors to provide the products desired, if multiple awards are in the best interest of the City. A decision to make a multiple award of this Bid, however, is an option reserved by the City, based on the needs of the City.

PAYMENT TERMS AND DISCOUNTS - Bidder offers a prompt payment discount of 0 %, net 0 calendar days. Discounts will not be considered in determining low bid. Unless otherwise indicated on the Bid Form, payment terms will be **NET THIRTY DAYS**. The City will pay the successful bidder within thirty days after the receipt of a correct invoice or after the date of acceptance, whichever event occurs later. Discounts for prompt payment requiring payment by the City within a stipulated number of days will be interpreted as applying within the stipulated number of calendar days after the date of receipt by the City of a correct invoice or after the date of acceptance that meets contract requirements, whichever event occurs later. Discounts for payment in less than ten days will not be considered.

MOST FAVOURED PRICING: The Bidder certifies that the price quoted is not in excess of the lowest price charged anyone else, including its most favoured customer, for like quality and quantity of the products/services; does not include an element of profit on the sale in excess of that normally obtained by the Bidder on the sale of products/services of like quality and quantity; and does not include any provision for discounts to selling agents. If at any time during the contract period, the supplier should sell or offer for sale to any other customer, an equal or less quantity of similar contract products of like or better quality, at a lower net price(s) than provided herein, supplier agrees to notify the City and sell same product(s) at the lower price(s) on all deliveries made during the period in which such lower price(s) is effective.

INTERLOCAL PURCHASING (optional): The City desires to make available to other local governmental entities of the State of Texas, by mutual agreement with the successful bidder, and properly authorized interlocal purchasing agreements as provided for by the Interlocal Cooperation Act (Chapter 791, Government Code), the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicate on the Bid Form in the space provided below if he/she will honor Political Subdivision orders in addition to orders from the City of Lubbock. Should these other governmental entities decide to participate in this contract, would you (the bidder) agree that all terms, conditions, specifications, and pricing would apply?

Other governmental entities that might have interests in this contract are Frenship Independent School District, Lubbock Housing Authority, Lubbock County, Lubbock County Hospital District, Lubbock Independent School District, South Plains Association of Governments, City of Texarkana, Texas Tech University, West Texas Municipal Power Agency, Lynn County, and City of Wolfforth.

*We would be happy to extend the terms and conditions of this contract to other local governmental entities of the State of Texas. However, we reserve the right to price any institution independently of the pricing offered to Lubbock Public Library in this ITB response.

YES _____

NO X*

- If you (the bidder) checked YES, the following will apply:
- Governmental entities utilizing Interlocal Agreements for Cooperative Purchasing with the City of Lubbock will be eligible, but not obligated, to purchase materials/services under the contract(s) awarded as a result of this solicitation. All purchases by governmental entities other than the City of Lubbock will be billed directly to that governmental entity and paid by that governmental entity. City of Lubbock will not be responsible for another governmental entity's debts. Each governmental entity will order their own materials/service as needed.

THIS BID IS SUBMITTED BY EBSCO Information Services a corporation organized under the laws of the State of Delaware, or a partnership consisting of _____ or individual trading as _____ of the City of _____

Firm: EBSCO Information Services

Address: P.O. Box 2543

City: Birmingham State: AL Zip 35202

Bidder acknowledges receipt of the following addenda:

Addenda No. _____ Date _____

Addenda No. _____ Date _____

M/WBE Firm:	☐	Woman	☐	Black American	☐	Native American
	☐	Hispanic American	☐	Asian Pacific American	☐	Other (Specify)

By _____

Date: January 25, 2013

Authorized Representative - must sign by hand

Officer Name and Title: Ree Sherer, Vice President & General Manager

Please Print

Business Telephone Number 800-633-4604 / 205-991-1218 FAX: 205-995-1613

E-mail Address: rsherer@ebSCO.com

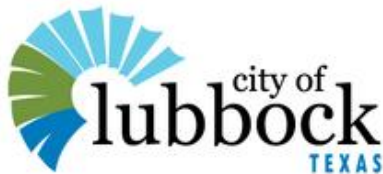
FOR CITY USE ONLY

Bid Form Item Number(s) Awarded to Above Named Firm/Individual: _____

Date of Award by City Council (for bids over \$25,000): _____ Date P.O./Contract Issued: _____

RETURN COMPLETED & SIGNED BID FORM ALONG WITH CITY OF LUBBOCK SPECIFICATIONS.

LABEL THE OUTSIDE OF YOUR SEALED BID WITH THE ITB NUMBER, THE CLOSING DATE AND TIME, AND YOUR COMPANY NAME AND ADDRESS.



Regular City Council Meeting

5. 11.

Meeting Date: 03/14/2013

Information

Agenda Item

Contract Resolution - Fleet: Consider a resolution authorizing the Mayor to execute purchase order contract 31014077 with Associated Supply Company Inc., for a skid steer loader for Public Works Water Distribution and Maintenance Department.

Item Summary

The contract is for the purchase of one Case Skid Steer, Model TR270 for the Public Works Water Distribution and Maintenance Department which replaces a 2004 model. The skid steer will be used in areas too tight for a backhoe to make water and sewer repairs. The skid steer will pickup and load debris from water and sewer repairs. It allows the operator to dump backfill material into locations a backhoe cannot. The jack-hammer attachment will be used to break concrete and asphalt to make repairs and the pickup broom to clean-up after repairs.

The \$53,250 purchase from Associated Supply Company Inc. of Lubbock, Texas, is made through the Texas Association of School Boards Local Government Purchasing Cooperative, contract 345-10, using an electronic purchasing system, known as Buy Board. 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

Funding is available in the FY 2012-13 Master Lease Program.

Staff/Board Recommending

Scott Snider, Assistant City Manager

R. Keith Smith, P.E., Chief Operating Officer

Attachments

Resolution - Case Skid Steer

PO & Quote - Associated Supply

Photo - Skid Steer TR270

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Purchase Order No. 31014077 for the purchase of Case Compact Track Skid Steer TR270 as per BuyBoard 345-10, by and between the City of Lubbock and Associated Supply Company, Inc., and related documents. Said Purchase Order is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

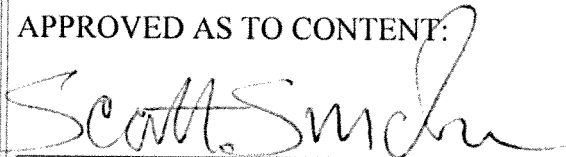
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney



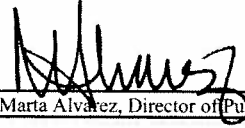
PURCHASE ORDER

Page - 1
Date - 02/22/2013
Order Number 31014077 000 OP
Branch/Plant 3526

TO: ASSOCIATED SUPPLY COMPANY INC
PO BOX 3888
LUBBOCK Texas 79452

SHIP TO: CITY OF LUBBOCK
FLEET SERVICES
206 MUNICIPAL DRIVE
LUBBOCK Texas 79403

INVOICE TO: CITY OF LUBBOCK
ACCOUNTS PAYABLE
P.O. BOX 2000
LUBBOCK, TX 79457

BY: 
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 02/22/2013 Freight
Requested 02/22/2013 Taken By D.TORRES
Delivery PER M.TREVINO/REQ 41350 BUY BOARD 345-10

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Case Skid Steer TR270	1.000	53,250.0000	EA	53,250.00	05/22/2013

Water Dist & Maint

Total Order

Terms NET DUE ON RECEIPT

53,250.00

This purchase order encumbers funds in the amount of \$53,250 awarded to Associated Supply Company, Inc. of Lubbock, Texas on March 14, 2013. The following is incorporated into and made part of this purchase order by reference: Price Quotation dated February 12, 2013 from Associated Supply Company, Inc. of Lubbock, Texas and Buy Board Contract 345-10. Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary



2102 SLATON HIGHWAY
P.O. BOX 1838 • 806/745-2080
LUBBOCK, TEXAS 79452
FAX: 806/748-1268

1412 KERMIT HWY
432/337-2823
ODESSA, TEXAS 79704
FAX: 432/337-8313

7576 I-40 EAST
P.O. BOX 11210 • 806/372-8386
AMARILLO, TEXAS 79120
FAX: 806/372-1999

2203 WEST FLORIDA AVE
432/683-9999
MIDLAND, TEXAS 79701
FAX: 432/683-8885

2604 S. MAIN
806/435-7773
PERRYTON, TEXAS 79070
FAX: 806/435-7187

CITY OF LUBBOCK

attn: PURCHASING

Lubbock Texas

—QUOTATION—

Date 02/12/2013

The following submitted for your consideration subject to the terms set forth below:

ONE (1) NEW CASE COMPACT TRACK SKIDSTEER MODEL TR270 PACKAGE

Equipped with 2-speed E-H controls; Open ROPS (Does not have closed cab); Vinyl Suspension operator's seat; E-H Keyed ignition display; 12.6 Rubber tracks; Manual Couplers; 72" Low profile extended Loader bucket with Bolt-on cutting edge; One (1) New Striker 4M-SSL Hydraulic hammer withmoil point; One (1) New Hopper Sweeper 84" wide; and all other standard equipment.

Total list price for this package \$68,234.00
Texas Buy Board contract #345-10 price \$58,250.00

NOTE: ASCO "INVENTORY SPECIAL DISCOUNT" CASH PRICE \$53,250.00

PLUS ALL APPLICABLE TAXES

TERMS NET DUE ON DELIVERY OR APPROVED FINANCING

A cancellation charge of 20 per cent of the total purchase price will be assessed and is hereby agreed to by customer on all cancelled orders.

Quoted FOB LUBBOCK TEXAS Quotation expires 45 days unless otherwise noted. All used equipment quoted subject to prior sale and is not guaranteed.
All prices, terms, and delivery date are subject to approval by the management of the company.

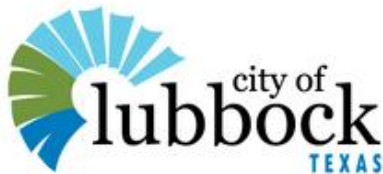
Accepted

Quoted By Richard Thomack

Approved, Associated Supply Co.

By _____





Regular City Council Meeting

5. 12.

Meeting Date: 03/14/2013

Information

Agenda Item

Contract Resolution - Fleet: Consider a resolution authorizing the Mayor to execute purchase order contract 31014104 with Sam Pack's Five Star Ford for four 1/2-ton pickups for the Police Department.

Item Summary

Three 1/2-ton pickups will be used by Police Investigations; one of the 1/2-ton pickups will be used by Patrol. The three 1/2-ton pickups will replace 2008 models. The pickups will be used by Investigations for general transportation purposes, as well as transportation of personnel, equipment, and evidence to and from standard and off road crime scene locations. The one 1/2-ton pickup for Patrol will replace a 2000 model and will be used for lake patrols at Lake Alan Henry and towing of boats.

This contract is available through the Texas Procurement and Support Services (TPASS) contract A-701. TPASS administers a cooperative purchasing program created by legislation in 1979, in accordance with Sections 271.081-271.083 Local Government Code, V.T.C.A., Section 2155.202 and 2175.001(1) of the Texas Government Code, Title 10, Subtitle D. This legislation provides the legal authority for local governments to participate in the TPASS program and provides State of Texas volume purchasing power to local governments.

Staff recommends the purchase order contract to be awarded to Sam Pack's Five Star Ford, Carrollton, Texas, in the amount of \$105,200.

Fiscal Impact

Funding is available in the FY 2012-13 Master Lease Program.

Staff/Board Recommending

Scott Snider, Assistant City Manager
Roger Ellis, Chief of Police

Attachments

Resolution - Sam Pack's

PO & Quote - Sam Pack's

Photo - Ford F150

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Purchase Order No. 31014104 for the purchase of ½ Ton Pick-Up Trucks for Police Division as per TPASS A-071, by and between the City of Lubbock and Sam Pack's Five Star Ford of Carrollton, Texas, and related documents. Said Purchase Order is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney



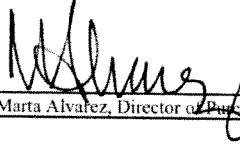
PURCHASE ORDER

Page - 1
Date - 02/27/2013
Order Number 31014104 000 OP
Branch/Plant 3526

TO: SAM PACK'S FIVE STAR FORD
P O BOX 110098
CARROLLTON Texas 75011-0098

SHIP TO: CITY OF LUBBOCK
FLEET SERVICES
206 MUNICIPAL DRIVE
LUBBOCK Texas 79403

INVOICE TO: CITY OF LUBBOCK
ACCOUNTS PAYABLE
P.O. BOX 2000
LUBBOCK, TX 79457

BY: 
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 02/27/2013 Freight
Requested 02/27/2013 Taken By D.TORRES
Delivery PER M.TREVINO/REQ 41352 TPASS A071

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
1/2 Ton Crew Cab Pickup	3.000	26,175.1100	EA	78,525.33	07/31/2013
1/2 Ton Crew Cab Pickup	1.000	26,675.1100	EA	26,675.11	07/31/2013

Terms NET 25 EOM

Total Order 105,200.44

This purchase order encumbers funds in the amount of \$105,200.44 awarded to Sam Pack's Five Star Ford of Carrollton, Texas on March 14, 2013. The following is incorporated into and made part of this purchase order by reference: Price Quotation dated February 6, 2013 from Sam Pack's Five Star Ford of Carrollton, Texas and TPASS Contract A-071. Resolution# _____.

CITY OF LUBBOCK

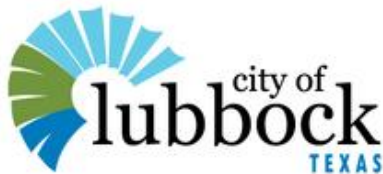
ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary

	\$105,200.44
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Regular City Council Meeting

5. 13.

Meeting Date: 03/14/2013

Information

Agenda Item

Contract Resolution - Fleet: Consider a resolution authorizing the Mayor to execute purchase order contract 31014100 with Kubota Tractor Corporation for all-terrain vehicles (ATVs) for the Solid Waste Landfill.

Item Summary

The contract is for the purchase of three all-terrain vehicles (ATV) for the Solid Waste landfill. The units will replace two 2005 and one 2006 models. The Texas Commission on Environmental Quality (TCEQ) requires that windblown litter be collected inside the landfill property each day the facility is open [30 Texas Administrative Code (TAC) 330.139.] In addition, the TCEQ requires that litter be collected along the route to the landfill for a distance of two miles in either direction of the front entrance each day the landfill is open (30TAC 330.145.) The combined acreage of both City landfills is 1,585 acres and the combined mileage for right-of-way litter collection is eight miles.

The ATVs are utilized to transport litter removal crews on the landfill property and along the right-of-way in order to maintain regulatory compliance. The ATVs offer versatility and can carry a four person crew, have a cargo area to store litter collected and pull a trailer to store the litter. The ATVs can operate in all weather conditions, in all terrains including landfill slopes and bar ditches. Other uses for the ATVs include hauling and delivering materials around the landfill, and collecting methane gas readings.

The \$57,649 purchase from Associated Supply Company Inc. of Lubbock, Texas, is made through the Texas Association of School Boards Local Government Purchasing Cooperative, contract 373-11, 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

Funding is available in the FY 2012-13 Solid Waste Fund Operating budget.

Staff/Board Recommending

Scott Snider, Assistant City Manager

Attachments

Resolution & PO - Kubota Tractor

Photo - Kubota ATV

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Purchase Order No.31014100 for the purchase of all-terrain vehicles for Solid Waste Landfill as per BuyBoard 373-11, by and between the City of Lubbock and Kubota Tractor Corporation of Torrance, California, and related documents. Said Purchase Order is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

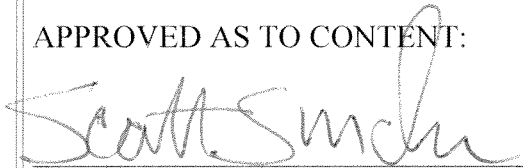
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney



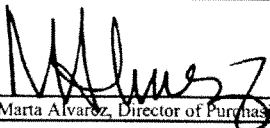
PURCHASE ORDER

Page - 1
Date - 02/26/2013
Order Number 31014100 000 OP
Branch/Plant 3526

TO: KUBOTA TRACTOR CORPORATION
3401 DEL AMO BLVD
TORRANCE California 90503

SHIP TO: CITY OF LUBBOCK
FLEET SERVICES
206 MUNICIPAL DRIVE
LUBBOCK Texas 79403

INVOICE TO: CITY OF LUBBOCK
ACCOUNTS PAYABLE
P.O. BOX 2000
LUBBOCK, TX 79457

BY: 
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 02/26/2013 Freight
Requested 02/26/2013 Taken By D.TORRES
Delivery PER M.TREVINO/REQ 40817 BUY BOARD 373-11 / QUOTE#BB171

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
ATV's V-Series RTV1140CPX-A	3.000	19,216.2500	EA	57,648.75	06/13/2013

Total Order

Terms NET 30 57,648.75

This purchase order encumbers funds in the amount of \$57,648.75 awarded to Kubota Tractor Corporation of Torrance, California on March 14, 2013. The following is incorporated into and made part of this purchase order by reference: Price Quotation BB171 dated February 25, 2013 from Kubota Tractor Corporation of Torrance, California and Buy Board Contract 373-11. Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary



KUBOTA TRACTOR CORPORATION NATIONAL ACCOUNT PRODUCT QUOTATION

373-11

PHONE: 310-370-3370 EXT. 1813 FAX: 310-370-3846 EMAIL: CBENNETT@KUBOTA.COM

Quota # 88171-2012

Purchasing Party:	City of Lubbock	REMIT TO:	Kubota Tractor Corporation
Contact:	Katrina	ADDRESS:	3401 DEL AMO BLVD
Phone #:	757-2151	CITY:	TORRANCE STATE: CA 90503
Fax #:		DLR #	70800 PHONE:
Email:		CONTACT	Mike Murphy FAX:

COMMENTS: Prices for product quoted are good for 60 days from quote date.

IMPORTANT - This WORKSHEET MUST BE VERIFIED BY KUBOTA NATIONAL ACCOUNTS before a PO is issued. Please fax to Cynthia Bennett (310) 370-3846 or email the worksheet to cbennett@kubota.com. PO's without verified quote may be subject to change. PO Must Be Issued To Kubota Tractor Corporation

General Description of Product	B, BX, L, M Series (20%)	RTV Series (17%)	Z & F Series (20%)	T/G Series (17%)
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ORDERING INFORMATION					FOR KUBOTA USE ONLY			
QTY	Product Code	MODEL CODE	Assembly Fees Apply	UNIT LIST PRICE	% Discount	NATIONAL ACCT. DISCOUNT PRICE	TOTAL LIST PRICE	TOTAL NATIONAL ACCOUNT PRICE

A. Catalog / Price Sheet Items being purchased - Itemize Below								
3		RTV1140CPX-A	V Series RTV1140CPX-A Orange	\$ 15,995.00	17%	\$ 13,275.85	\$ 47,985.00	\$ 39,827.55
3		V4461	FRONT STEEL CAB ENCLOSURE	\$ 3,080.00	17%	\$ 2,556.40	\$ 9,240.00	\$ 7,669.20
3		V4462	REAR STEEL CAB ENCLOSURE	\$ 1,597.00	17%	\$ 1,325.51	\$ 4,791.00	\$ 3,976.53
3		V4209	FRONT HEAVY LOAD STRUT ASSEMBLY	\$ 225.00	17%	\$ 186.75	\$ 675.00	\$ 560.25
3		V4349	TRAILER HITCH	\$ 31.00	17%	\$ 25.73	\$ 93.00	\$ 77.19
3		V4232	BACKUP ALARM	\$ 137.00	17%	\$ 113.71	\$ 411.00	\$ 341.13
3		V4234	GLOVE BOX	\$ 146.00	17%	\$ 121.18	\$ 438.00	\$ 363.54
3		V4267A	WIPER KIT DRIVER SIDE	\$ 164.00	17%	\$ 136.12	\$ 492.00	\$ 408.36
Subtotal A:				\$ 21,375.00		\$ 17,741.25	\$ 64,125.00	\$ 53,223.75

B. Unpublished Options, Accessory or Service Items- Itemize Below								
						\$ -	\$ -	\$ -
		Selected tires or wheels:						
		ATV: Front 25 x 10 - 12, 6 ply						
		Rear 25 x 11 - 12, 6 ply						
		HDWS: Front 25 x 10 - 12, 6 ply						
Subtotal B:				\$ -		\$ 0.00	\$ -	\$ -

C.	Other Allowances, Discounts, Trade-ins, Freight, Make Ready or Miscellaneous Charges					
3	Dealer Assembly Fee	\$ 1,225.00		\$ 1,225.00	\$ 3,675.00	\$ 3,675.00
	Factory Assembly Fees			\$ -	\$ -	\$ -
3	Dealer Inspection Fees	\$ 250.00		\$ 250.00	\$ 750.00	\$ 750.00
	Subtotal C:	\$ 1,475.00		\$ 1,475.00	\$ 4,425.00	\$ 4,425.00
	Check: Total cost of Unpublished Options (B) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B)	For this transaction the percentage is:		0%		
TOTAL= (A+B+C)		\$22,850.00		\$19,216.25	\$68,550.00	\$57,648.75

Pricing Subject to Established Membership

AUTHORIZED SIGNATURE: X *Catrennia Williams* DATE 2/26/13

BuyBoard order processing charge of 2% on Section B items is the responsibility of the delivering dealer. Kubota will reimburse BuyBoard for the entire order processing charge and deduct the amount applicable to Section B from internal dealer compensation credits

All orders are subject to the terms and conditions as outlined in the National Purchase Agreement.

SUBJECT TO ALL APPLICABLE SALES TAX

Payment Terms = Net 45 Days

The Standard Kubota Warranty Applies, which does not include pick up or delivery.

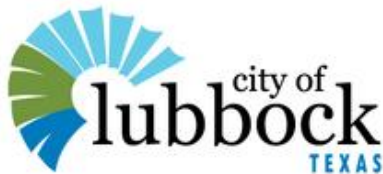
FOR KTC INTERNAL USE

Quota # 88171-2012

Quote Date: 11/28/2012 REV 2.25.13

Verified By: TLB





Regular City Council Meeting

5. 14.

Meeting Date: 03/14/2013

Information

Agenda Item

Resolution - Fire Department: Consider a resolution authorizing the Mayor to execute purchase order contract 10007922 with DACO Fire Equipment, Inc. for two Rosenbauer pumpers and one Rosenbauer Quint.

Item Summary

The purchase order contract is for two pumpers that will be assigned to Station 18 and 19. The Quint purchase will be assigned to Station 16 to serve as a scheduled replacement of an engine that is due for normal scheduled replacement. Combining the scheduled acquisitions results in a cost savings from volume pricing and a dealer absorption of a Houston-Galveston Area Council (H-GAC) administrative fee.

The \$1,497,621 purchase is from DACO Fire Equipment Inc. of Lubbock, Texas, through the H-GAC Contract FS12-11, category DC05 and DA11. H-GAC is a regional planning, commission created under Acts of the 59th Legislature, Regular Session, 1965, recodified as a Texas Local Government Code, Chapter 391. The H-GAC program was established pursuant to the Texas Inter-local Cooperation Act allowing governmental and qualifying non-profit entities to use the Act to obtain commonly needed products and services. H-GAC purchases conform to the requirements of Texas competitive bid statutes.

Fiscal Impact

Funding of this acquisition is approved in the FY 2012-13 operating budget. The price reflects a \$10,000 discount and a \$2,000 H-GAC administration fee savings attributed to both apparatus being purchased under a single purchase order and a \$15,901 savings in interest with the pre-purchase of the chassis.

Staff/Board Recommending

Mike Kemp, Fire Chief

Attachments

Resolution & PO - Rosenbauer

Pumper

Quint

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Purchase Order No. 10007922 for the purchase of Rosenbauer Pumpers/Rosenbauer Quint as per HGAC Contract FS 12-11, by and between the City of Lubbock and DACO Fire Equipment, and related documents. Said Purchase Order is attached hereto and incorporated in this resolution as if fully set forth herein and shall be included in the minutes of the City Council.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

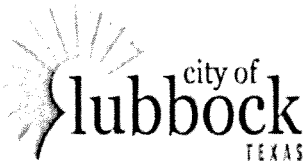


Mike Kemp, Fire Chief

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney



PURCHASE ORDER

Page - 1
Date - 03/01/2013
Order Number 10007922 000 OP

TO:

DACO FIRE SAFETY EQUIPMENT
201 AVENUE R
P.O. BOX 5006
LUBBOCK Texas 79408 5006

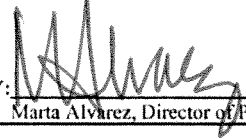
SHIP TO:

Branch/Plant 5615

CITY OF LUBBOCK
CENTRAL FIRE STATION COMPLEX
RAUL SALAZAR
1515 EAST URSULINE
LUBBOCK Texas 79401

INVOICE TO: CITY OF LUBBOCK
ACCOUNTS PAYABLE
P.O. BOX 2000
LUBBOCK, TX 79457

BY:


Marta Alvarez, Director of Purchasing & Contract Management

Ordered 02/28/2013 Freight
Requested 02/28/2014 Taken By D GAMBOA
Delivery PER SALAZAR_R REQ 41363 HGAC Contract No FS 12-11

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Rosenbauer 1250 GPM Pumpers	2.000	430,349.0000	EA	860,698.00	02/28/2014
Rosenbauer Quint 78' Rear Mount Ladder	1.000	636,923.0000	EA	636,923.00	02/28/2014
Total Order					
Terms NET 30 DAYS				1,497,621.00	

This purchase order encumbers funds in the amount of \$1,497,621 awarded to DACO Fire Equipment of Lubbock, Texas, on March 14, 2013. The following is incorporated into and made part of this purchase order by reference: HGAC Contract FS 12-11 Price quotation dated February 27, 2013 from DACO Fire Equipment of Lubbock, Texas Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary



CONTRACT PRICING WORKSHEET
for MOTOR VEHICLES In The State Of Texas

*This Form must be prepared by Contractor, and provided to End User to attach to Purchase Order, with copy to H-GAC.
The H-GAC fee shall be calculated and shown as a separate line item.*

Buying Agency:	CITY OF LUBBOCK	Contractor:	DACO FIRE EQUIPMENT
Contact Person:	Marta Alvarez - Director of Purchasing & Contract Management	Prepared By:	STEVE DAVIS
Phone:	806-775-2171	Phone:	817-281-4172
Location City, State:	LUBBOCK, TEXAS	Contract No.:	FS12-11
Date:	13-Feb-13	Product Code:	DC05
Product Description:	Spartan, 4-Door Full-Tilt 96" Wide Aluminum Cab, Pumper, Formed Aluminum Body, Single Axle, 1250 GPM Pump, Side Mounted		

A. Item Base Unit Price Per H-GAC Contract: **A:** 282740

B. Published Options (Itemize below and attach additional sheet(s) if necessary)

Code	Description	Cost	Code	Description	Cost
				Subtotal From Additional Sheet(s):	139377
Subtotal B:					139,377

Note: Published Options are options submitted with the contractor's bid.

C. Unpublished Options (Itemize below and attach additional sheet(s) if necessary)

Code	Description	Cost	Code	Description	Cost
				Subtotal From Additional Sheet(s):	18821
Subtotal C:					18,821
Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction, the percentage is:					4%

D. Other Price Adjustments (E.G. Installation, Freight, Delivery, Etc.)

Pre-Construction and Final Inspection Trips	1915
Additional Daco Fire Discount	0
pre pay chassis at time of chassis completion	-7504
Subtotal D:	(5,589)

E. Unit Cost of Item Before Any Applicable Trade-In/Other Allowances (A+B+C+D)	435,349
Quantity Ordered	X 2
Subtotal E:	870,698

F. H-GAC Fee Calculation (From Current Fee Tables)	Subtotal F:	2000
---	-------------	------

G. Trade-In/Other Allowances	
DACO FIRE DISCOUNT	-12000
Subtotal G:	(12,000)

H.	Total Purchase Price (E+F+G):	860,698
-----------	--------------------------------------	---------

(Please Type, or Print Legibly)

Estimated Delivery Date: 330



CONTRACT PRICING WORKSHEET

for MOTOR VEHICLES In The State Of Texas

This Form must be prepared by Contractor, and provided to End User to attach to Purchase Order, with copy to H-GAC.
The H-GAC fee shall be calculated and shown as a separate line item.

Buying Agency:	CITY OF LUBBOCK TEXAS	Contractor:	DACO FIRE EQUIPMENT
Contact Person:	Marta Alvarez, Directo for Purchasing & Contract Management	Prepared By:	STEVE DAVIS
Phone:	806-775-2171	Phone:	817-281-4172
Location City, State:	LUBBOCK, TEXAS	Contract No.:	FS12-11
Date:	28-Feb-13	Product Code:	DA11
Product Description:	Rosenbauer 4-Door Tilt Cab, Formed Aluminum Body, Single Axle, 78' Rear Mount Steel Ladder		

A. Item Base Unit Price Per H-GAC Contract: A: 521665

B. Published Options (Itemize below and attach additional sheet(s) if necessary)

Code	Description	Cost	Code	Description	Cost
				Subtotal From Additional Sheet(s):	152825
				Subtotal B:	152,825

Note: Published Options are options submitted with the contractor's bid.

C. Unpublished Options (Itemize below and attach additional sheet(s) if necessary)

Code	Description	Cost	Code	Description	Cost
				Subtotal From Additional Sheet(s):	-29255
				Subtotal C:	(29,255)
Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction, the percentage is:					-4%

D. Other Price Adjustments (E.G. Installation, Freight, Delivery, Etc.)

Pre pay chassis at delivery	-8312	
Additional Discount	-2000	
	Subtotal D:	(10,312)

E. Unit Cost of Item Before Any Applicable Trade-In/Other Allowances (A+B+C+D)	634,923
Quantity Ordered	X 1
Subtotal E:	634,923

F. H-GAC Fee Calculation (From Current Fee Tables)	Subtotal F:	2000
--	-------------	------

G. Trade-In/Other Allowances	

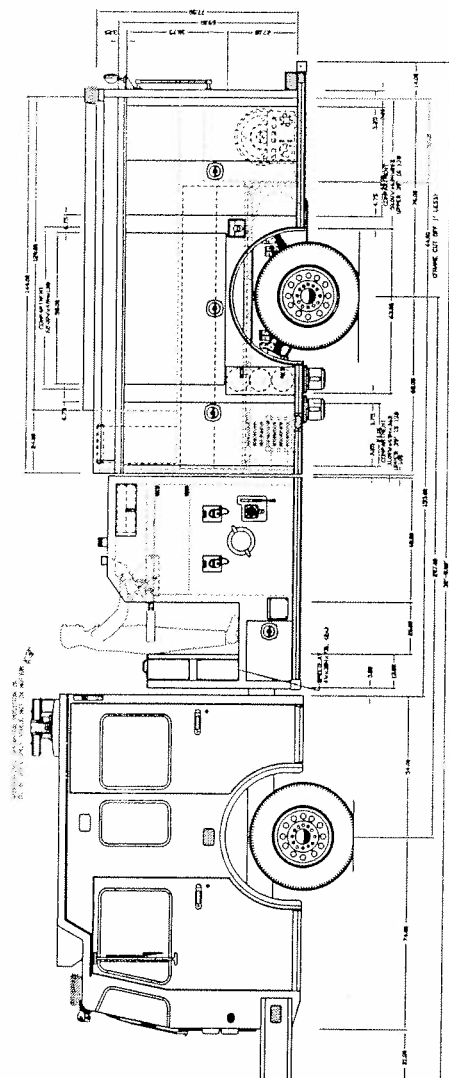
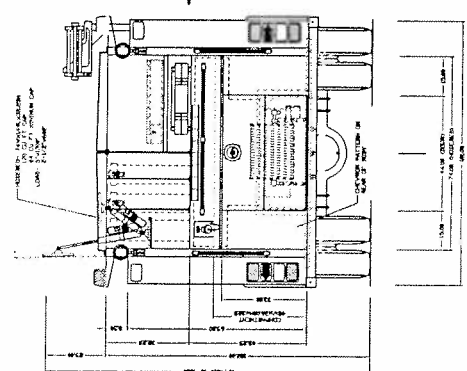
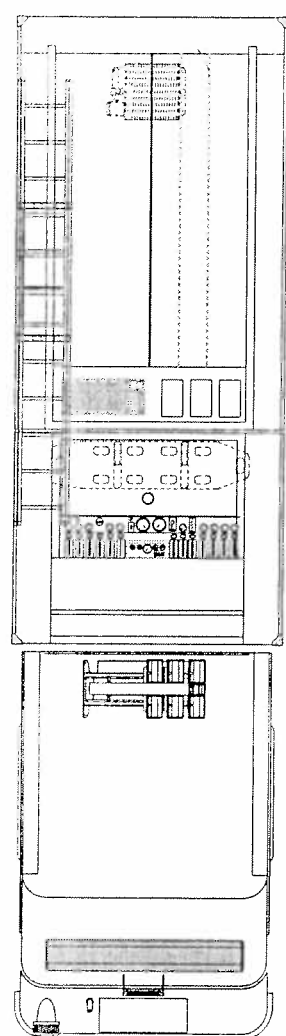
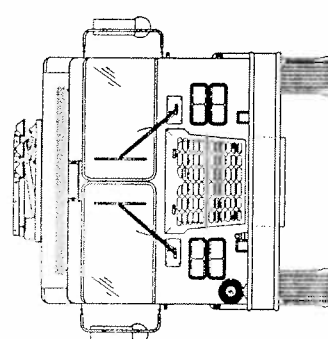
H.	Total Purchase Price (E+F+G):	636,923
----	-------------------------------	---------

(Please Type, or Print Legibly)

Estimated Delivery Date: 330

NOTES:

1. OVERALL HEIGHT IS IN LOADED CONDITION. UNLOADED HEIGHTS MAY BE 4" ABOVE HEIGHTS SHOWN.
2. DO NOT SCALE DRAWING.
3. ALL DIMENSIONS ARE APPROXIMATE AND SUBJECT TO ENGINEERING CHANGES.
4. DRAWING MAY OR MAY NOT SHOW ALL DIMENSIONS AS SHOWN IN THE WRITTEN DETAIL SPECIFICATIONS.
5. INCLUSION OF AN ITEM ON THE DRAWING DOES NOT CONSTITUTE AN INCLUSION OF THAT ITEM WITH THE FINAL DELIVERED UNIT.

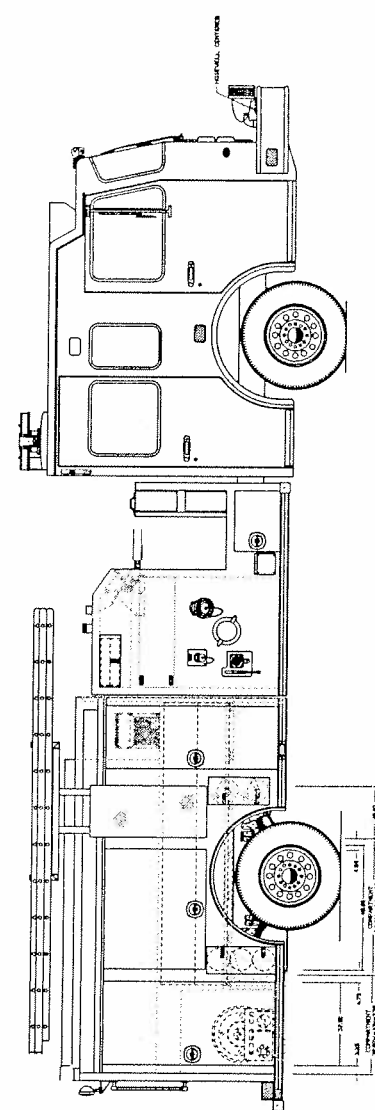


APPROVED BY:

CHASSIS:	SPARTAN
PUMP:	HALE 1250 GPM
TANK:	POLY/500/30/30(FOAM)
PANEL MATL:	BLACK THERMOPLASTIC
COMP INTERIOR:	SPRAY LINED
MAXIMUM HEIGHT	NONE
MAXIMUM LENGTH	NONE
BODY WIDTH	101"

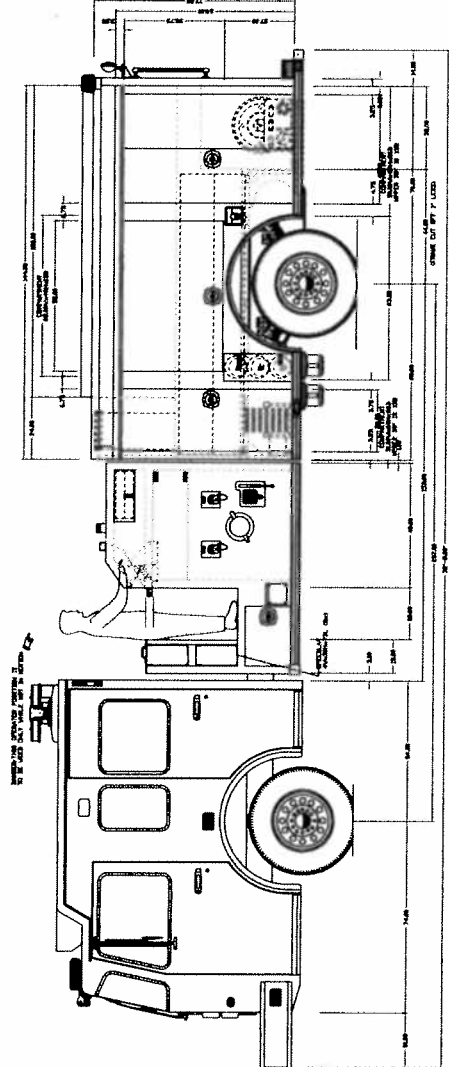
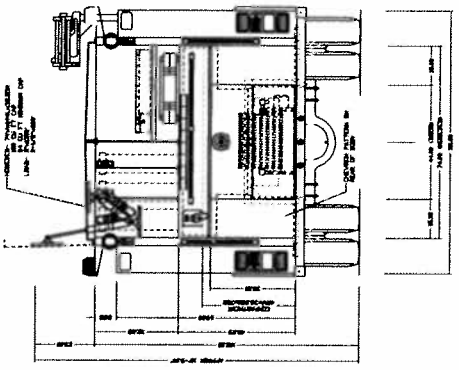
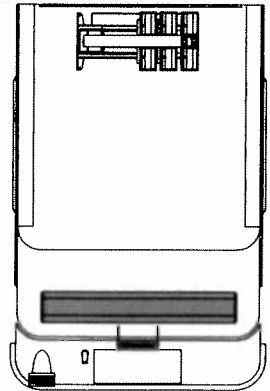
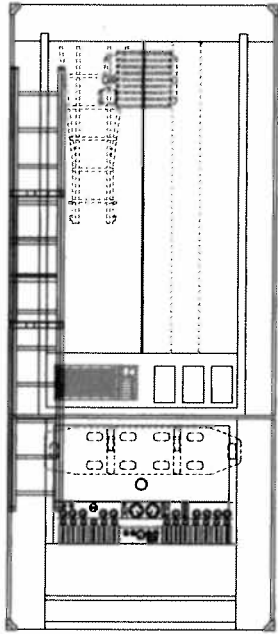
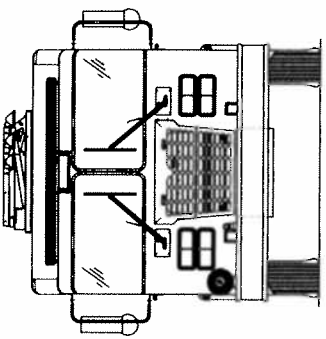
LUBBOCK, TX

ROSENBAUER FX 1/8"
 LUBBOCK, TX



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APPROVED BY:

CHASSIS:	SPARTAN
PUMP:	HALE 1250 GPM
TANK:	POLY/500/30/30(FOAM)
PANEL MATL:	BLACK THERMOPLASTIC
COMP INTERIOR:	SPRAY LINED
MAXIMUM HEIGHT	NONE
MAXIMUM LENGTH	NONE
BODY WIDTH	101"

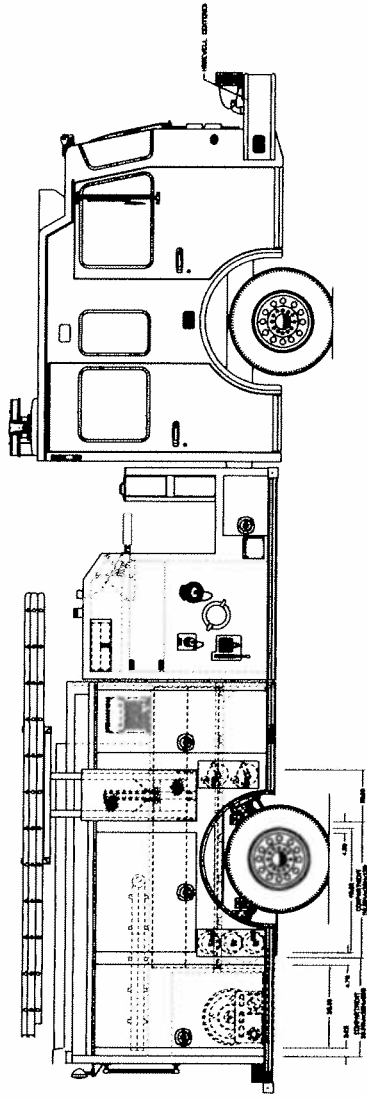
LUBBOCK, TX

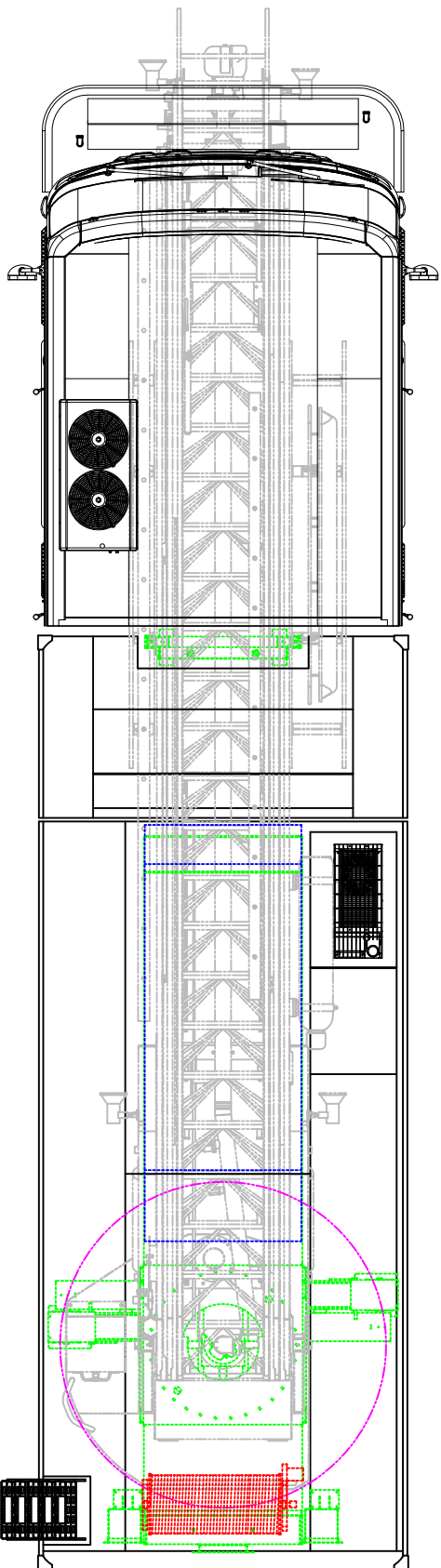


ROSENBAUER FX 1/8"

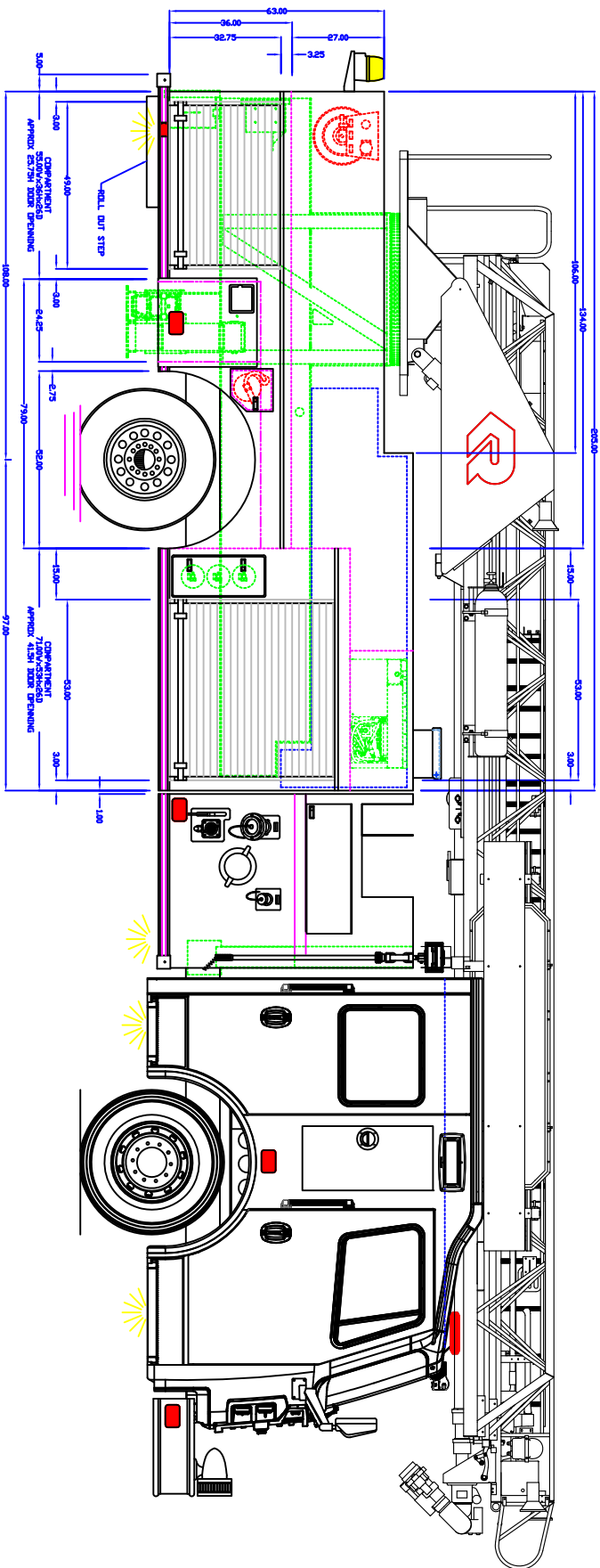
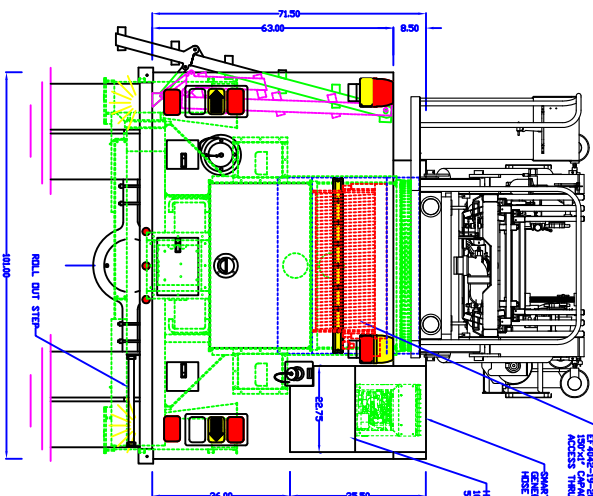
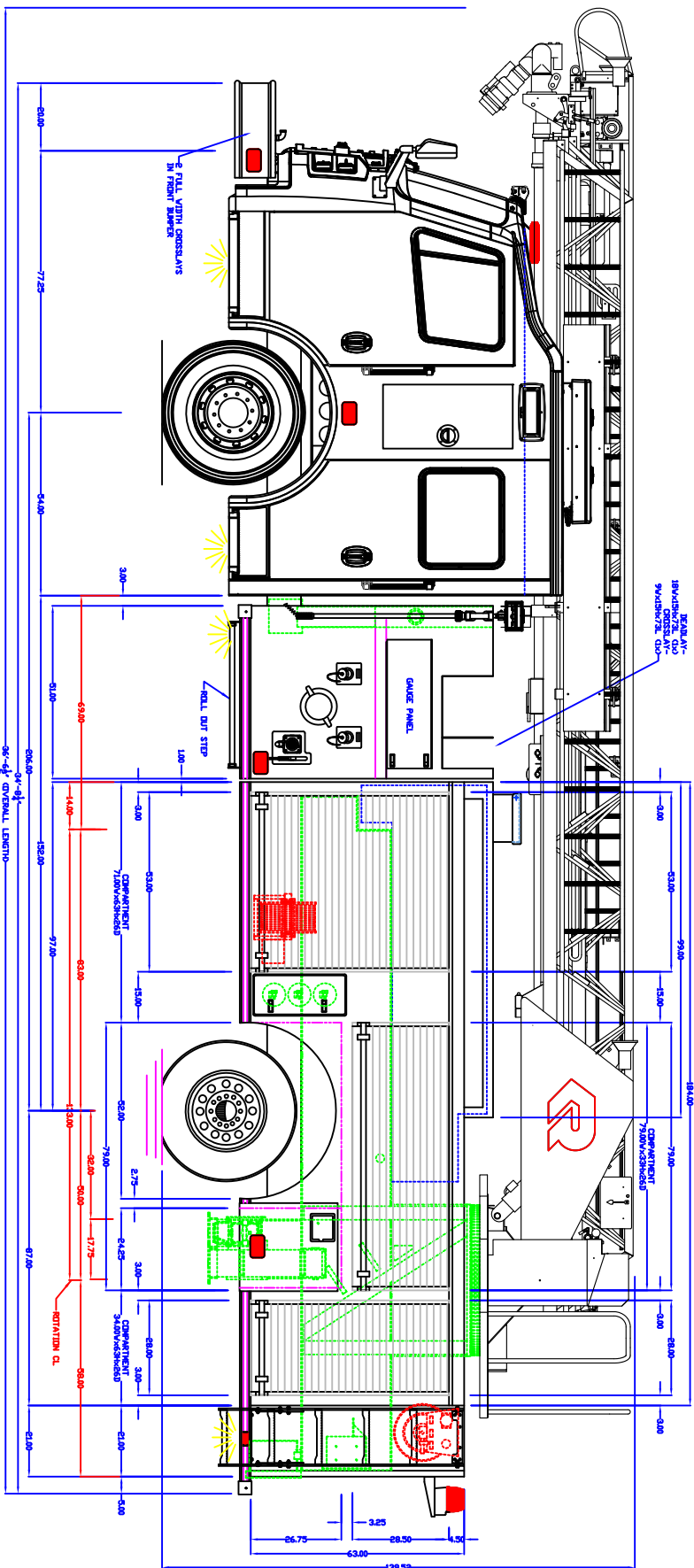


LUBBOCK, TX





- NOTES:
1. OVERALL HEIGHT IS IN LOADED CONDITION. UNLOADED HEIGHTS MAY BE 4" ABOVE HEIGHTS SHOWN.
 2. DO NOT SCALE DRAWING.
 3. ALL DIMENSIONS ARE APPROXIMATE AND SUBJECT TO ENGINEERING CHANGES.
 4. DRAWING MAY OR MAY NOT SHOW ALL ITEMS AS DESCRIBED IN THE WRITTEN DETAIL SPECIFICATIONS.
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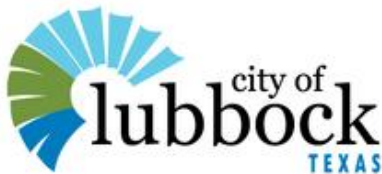
APPROVED BY:		CHASSIS: ROSENBAUER COMMANDER	
PUMP: HALE 1250 GPM		TANK: POLY/400/30/30(COAM)	
PANEL MATL: BLACK THERMO		COMP INTERIOR: SPATTER COAT	
MAXIMUM HEIGHT		NONE	
MAXIMUM LENGTH		NONE	
BODY WIDTH		101"	
REVISED	TEX	DATE: 2-20-13	
DRAWN	TEX	DATE: 2-19-13	

PROPRIETARY AND CONFIDENTIAL
THE INFORMATION CONTAINED IN THIS DRAWING IS
THE PROPERTY OF ROSENBAUER. IT IS TO BE USED FOR
REPRODUCTION IN PART OR AS A WHOLE WITHOUT
THE WRITTEN PERMISSION OF ROSENBAUER IS
PROHIBITED.

LUBBOCK, TX
78' VIPER-SHORT



ROSENBAUER FX 1/8"
lubbock, tx 78 viper- short 1



Regular City Council Meeting

5. 15.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3047-E, Ordinance 2013-O0017. Consider a request of AMD Engineering, LLC, for George McMahan for a zoning change from R-1 Specific Use to R-1 Specific Use for garden homes with reduced rear setback for third car garage units, reduced side setback on corner lots on 1.42 acres, R-1 Specific Use for reduced front and side setbacks, and reduced rear setbacks for third car garage units from the alley on 29.08 acres of unplatted land out of Block E-2, Section 23 (north of 122nd Street between Slide Road and Quaker Avenue).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:

The request is to zone 30.5 acres from R-1 Specific Use for Vintage Township to R-1 Specific Use for reduced setbacks and garden homes.

Proposed Land Use:

The proponent is proposing one block which backs up to Vintage Township, to be built as garden homes. The balance of the 30.5 acres will be single family with reduced front, side (on corner lots and cul de sac locations) and rear setbacks inclusive of an allowance for a third car, or an additional non-rear facing garage to be built up to 18 inches to the property line.

This case removes the design regulations from the Vintage Township Specific Use case, to revert back to a standard subdivision with reduced setbacks.

Adjacent Land Uses:

North: Residential, Zoned R-1 Specific Use(Vintage Township)

South: Vacant single family, T (transitional)

East: Residential, Zoned R-1 Specific Use for Vintage Township

West: Developing residential, Zoned R-1 Specific Use

Planning and Zoning (P&Z) Public Hearing Notes from February 7, 2013:

No one appeared before the P&Z to speak in favor or opposition. P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

The proposal is consistent with the CLUP.

P&Z Recommendation:

1. On the .42 acre tract for garden homes, a third car, or additional, non-rear facing garage will be allowed with a minimum 18-inches rear setback.
2. On the 29.04 acre tract front setback minimum will be 20 feet, side setback minimum on corner lots shall be 5 feet, and a minimum 18 inches rear setback for a third car, or additional non-rear facing garages will be allowed.

3. On the 29.08 acre tract a 20 foot front setback, 5 foot side setbacks on corner lots, and 18 inch rear setback for a third car, or additional non-rear facing garages.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3047-E

Zone Case 3047-E

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3047-E; A ZONING CHANGE FROM R-1 SPECIFIC USE TO R-1 SPECIFIC USE FOR GARDEN HOMES WITH REDUCED REAR SETBACK FOR THIRD CAR GARAGE UNITS AND REDUCED SIDE SETBACK ON CORNER LOTS ON 1.42 ACRES AND R-1 SPECIFIC USE FOR REDUCED FRONT AND SIDE SETBACKS AND REDUCED REAR SETBACKS FOR THIRD CAR GARAGE UNITS FROM THE ALLEY, ON 29.08 ACRES OF UNPLATTED LAND OUT OF BLOCK E-2, SECTION 23, LUBBOCK, TEXAS; SUBJECT TO CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.**

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3047-E

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **R-1 Specific Use** to **R-1 Specific Use for garden homes with reduced rear setback for third car garage units and reduced side setback on corner lots on 1.42 acres and R-1 Specific Use for reduced front and side setbacks and reduced rear setbacks for third car**

garage units from the alley on 29.08 acres of unplatted land out of Block E-2, Section 23, City of Lubbock, Lubbock County, Texas, located at north of 122nd Street between Slide Road and Quaker Avenue, subject to conditions, and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SUBJECT TO THE FOLLOWING CONDITIONS:

1.42 acre tract

- 1. THAT the Garden Homes with a minimum 18" (eighteen inch) rear setback for a third car, or additional, non-rear facing garage.**

29.08 acre tract

- 2. THAT the 20' front setbacks, 5' side setbacks on corner lots, and 18" rear setback for a third car, or additional, non-rear facing garages.**

SECTION 2. THAT the granting of this specific use zoning is hereby made subject to compliance with all provisions of Zoning Ordinance No. 7084, as amended, including particularly, but not limited to, Section 40.03.3102 of the Codified Zoning Ordinance, which provides that a Building Permit shall be applied for and secured within thirty (30) months of the effective date of the zone change or all undeveloped property shall automatically revert back to the previous zoning classification, which in this case is the **R-1 Specific Use** zone district; and if such reversion occurs, the Director of Planning is directed to remove from the Zoning Map the legend indicating such specific use. The Specific Use authorized by this Ordinance is permitted under provision of Section 40.03.3101-40.03.3103 of Codified Zoning Ordinance No. 7084 on the property described as **north of 122nd Street between Slide Road and Quaker Avenue, City of Lubbock, Lubbock County, Texas.**

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 4. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Randy Henson, Director of Planning

APPROVED AS TO FORM:



Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3047-E
February 7, 2013



Rezone to R-1 Specific Use-Garden Homes

METES AND BOUNDS DESCRIPTION of a 1.42 acre tract of land located in Section 23, Block E-2, Lubbock County, Texas, prepared for Zone Change Purposes only and being further described as follows:

BEGINNING at a point in which bears S 89°57'39"E approximately 2,862.60 feet and North approximately 1191.53 feet from the Northwest corner of Section 23, Block E-2, Lubbock County, Texas;

THENCE N 44°02'23" E an approximate distance of 143.50 feet;

THENCE S 45°57'40" E an approximate distance of 406.00 feet;

THENCE S 57°58'18" E an approximate distance of 24.03 feet;

THENCE S 44°02'21" W an approximate distance of 148.50 feet;

THENCE N 45°57'39" W an approximate distance of 429.50 feet to the Point of Beginning and containing approximately 1.42 acres, including any Right of Way.

PREPARED FOR ZONE CHANGE REQUEST ONLY; DOES NOT REPRESENT A SURVEY.

Prepared for: George McMahan
December 10, 2012



Rezone to R-1 Specific Use

METES AND BOUNDS DESCRIPTION of a 29.08 acre tract of land located in Section 23, Block E-2, Lubbock County, Texas, prepared for Zone Change Purposes only and being further described as follows:

BEGINNING at a point in which bears S 89°57'39"E approximately 2,862.60 feet and North approximately 1191.53 feet from the Northwest corner of Section 23, Block E-2, Lubbock County, Texas;

THENCE S 45°57'39" E an approximate distance of 429.50 feet;

THENCE N 44°02'21" E an approximate distance of 148.50 feet;

THENCE S 57°58'20" E an approximate distance of 24.03 feet;

THENCE S 45°57'39" E an approximate distance of 190.00 feet;

THENCE S 45°57'42" E an approximate distance of 221.14 feet;

THENCE S 45°13'32" E an approximate distance of 57.84 feet;

THENCE N 23°36'24" E an approximate distance of 17.97 feet;

THENCE S 40°39'53" E an approximate distance of 114.14 feet;

THENCE S 33°07'03" E an approximate distance of 194.52 feet;

THENCE S 48°56'25" E an approximate distance of 54.17 feet;

THENCE S 43°24'20" E an approximate distance of 107.50 feet;

THENCE S 43°22'49" E an approximate distance of 7.53 feet;

THENCE S 02°08'09" W an approximate distance of 14.01 feet;

THENCE S 43°24'21" E an approximate distance of 20.00 feet;

THENCE S 87°50'41" E an approximate distance of 14.28 feet;

THENCE S 43°24'20" E an approximate distance of 114.82 feet;

THENCE S 46°35'40" W an approximate distance of 10.00 feet;

THENCE S 43°24'20" E an approximate distance of 161.77 feet;

THENCE S 01°43'08" W an approximate distance of 14.11 feet;

THENCE S 43°24'20" E an approximate distance of 10.00 feet;

THENCE S 46°35'40" W an approximate distance of 77.88 feet;

THENCE S 00°02'33" W an approximate distance of 255.50 feet;

THENCE N 89°56'27" W an approximate distance of 1,260.23 feet;

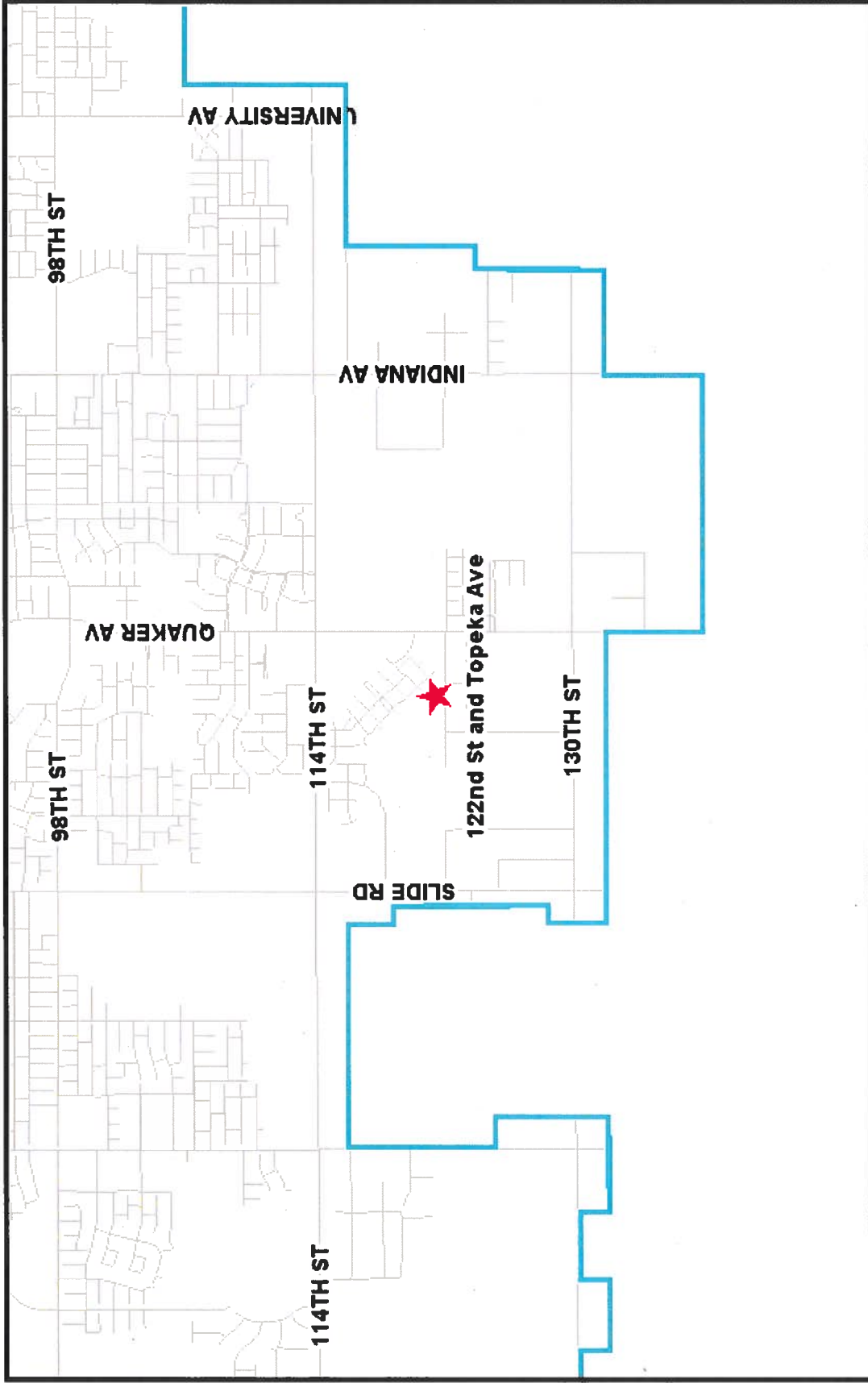
THENCE N 00°02'21" E an approximate distance of 1,250.72 feet;

THENCE N 45°57'39" W an approximate distance of 121.68 feet;

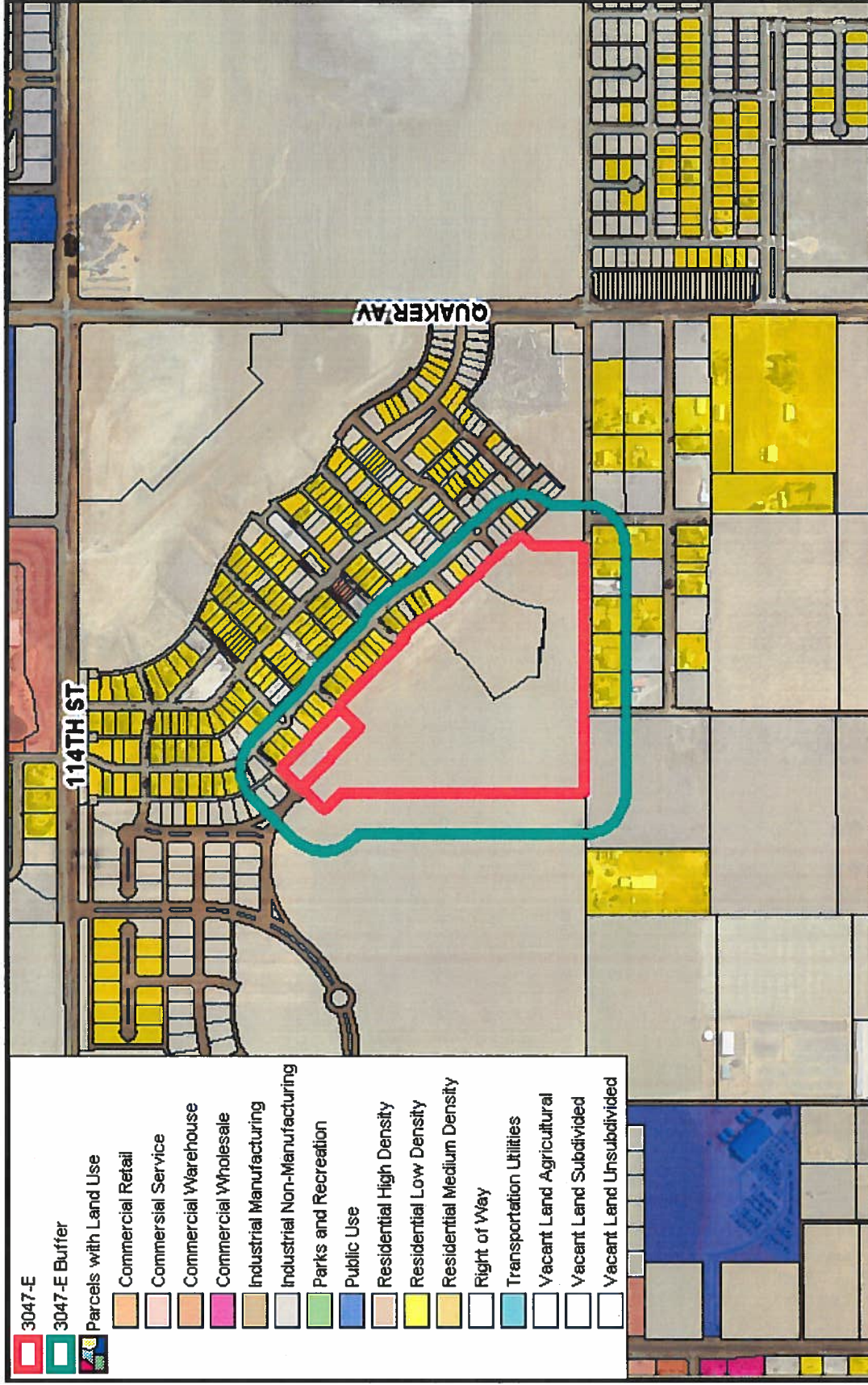
THENCE N 44°02'23" E an approximate distance of 158.50 feet to the Point of Beginning and containing approximately 29.08 acres, including any Right of Way.

PREPARED FOR ZONE CHANGE REQUEST ONLY; DOES NOT REPRESENT A SURVEY.

Prepared for: George McMahan
December 10, 2012

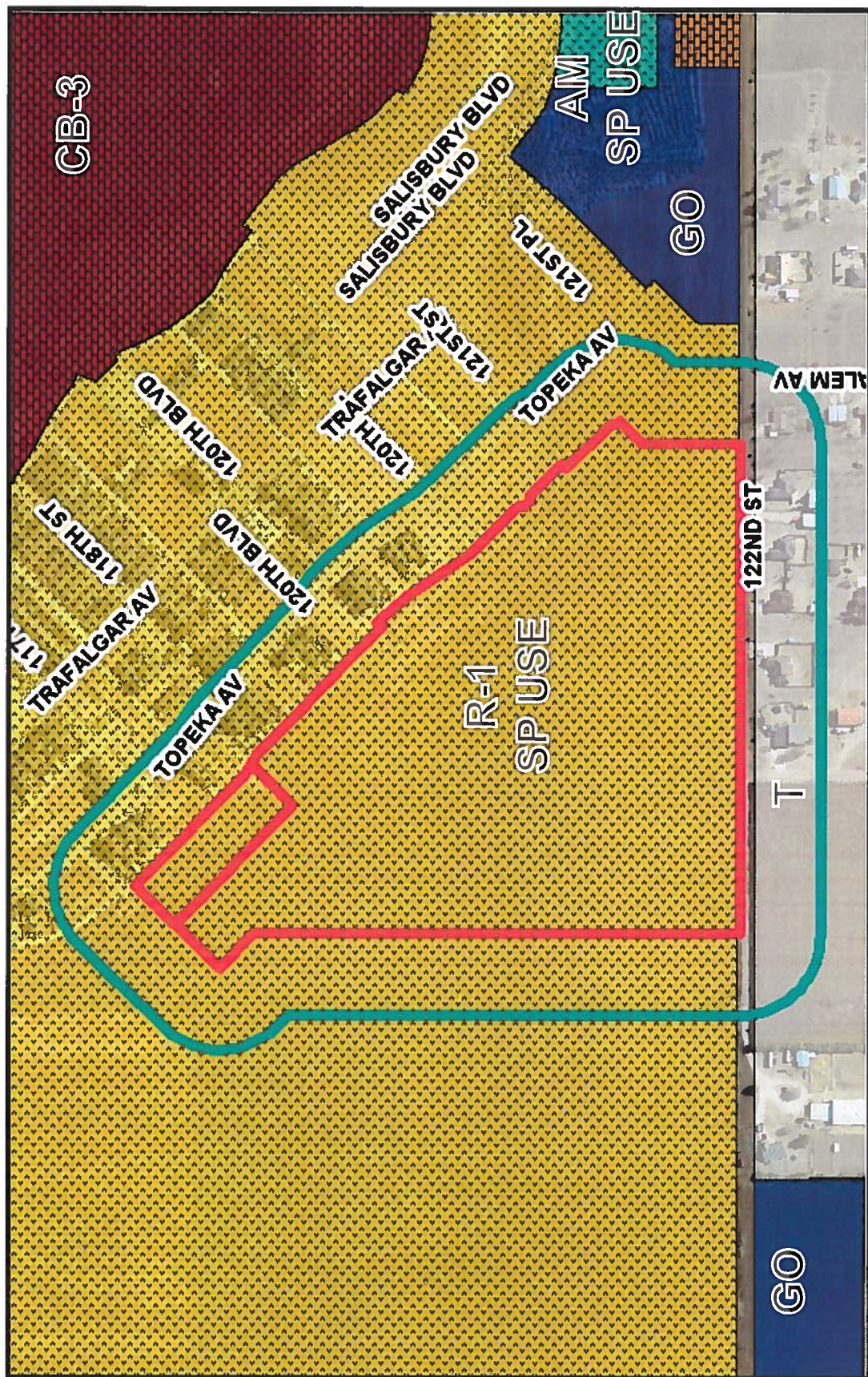


P.Z.C. Case 3047-E



P.Z.C. Case 3047-E

Continued request of AMD Engineering, LLC (for George McMahan) for a zoning change from R-1 Specific Use to R-1 Specific Use for garden homes, north of 122nd Street between Slide Road and Quaker Avenue.



P.Z.C. Case 3047-E Zoning

APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Applicant AMD Engineering, LLC

(Please Print)

2807 74th Street, Ste. 8

Street/Post Office Box

Lubbock

TX

79423

City

State

Zip

(806) 771-5976

Telephone

For George McMahan

7703 LaSalle

Street/Post Office Box

Lubbock

TX

79424

City

State

Zip

(806) 790-8007

Telephone

Location or Address: Approximately 1,552-310-foot deep tract on the north side of 122nd Street between Slide Road and Quaker Avenue

Legal Description:* See Attached

Existing Land Use: Agricultural

Existing Zoning: Specific Vintage Township Zoning

Acreage or Square Footage of Property: 1.42 acres – Garden Home / 29.08 acres – ~~Standard Residential~~

Zoning Requested: R-1 Specific Use for Garden Homes with the Zero Lot Line on the north side of lots with 20' front setback, 5' side setback, and 18" rear setback for a detached garage.
R-1 Spec. Use with 20' front setback, 5' side setback, and 18" rear setback for detached garage parallel to alley for all remaining residential. *for corner lots*

Proposed Development: Garden Home Lots and Standard Residential.

If property is not subdivided, will preliminary plat be submitted?

Yes x

No


Applicant's Signature

April 9, 2012

Date

Filing Fee: \$565

(\$475.00 for the first acre; \$3.00 for each additional acre)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

PBC: 17664
Chad: 2457

Zone Case No.:

3047-E

For City Use Only

Agenda No.:

Request for zoning change from:

R-1 SV

To:

R-1 SV

on 20.5 acres of unplatted land out of Block E-2 Section 23

on Lot(s)

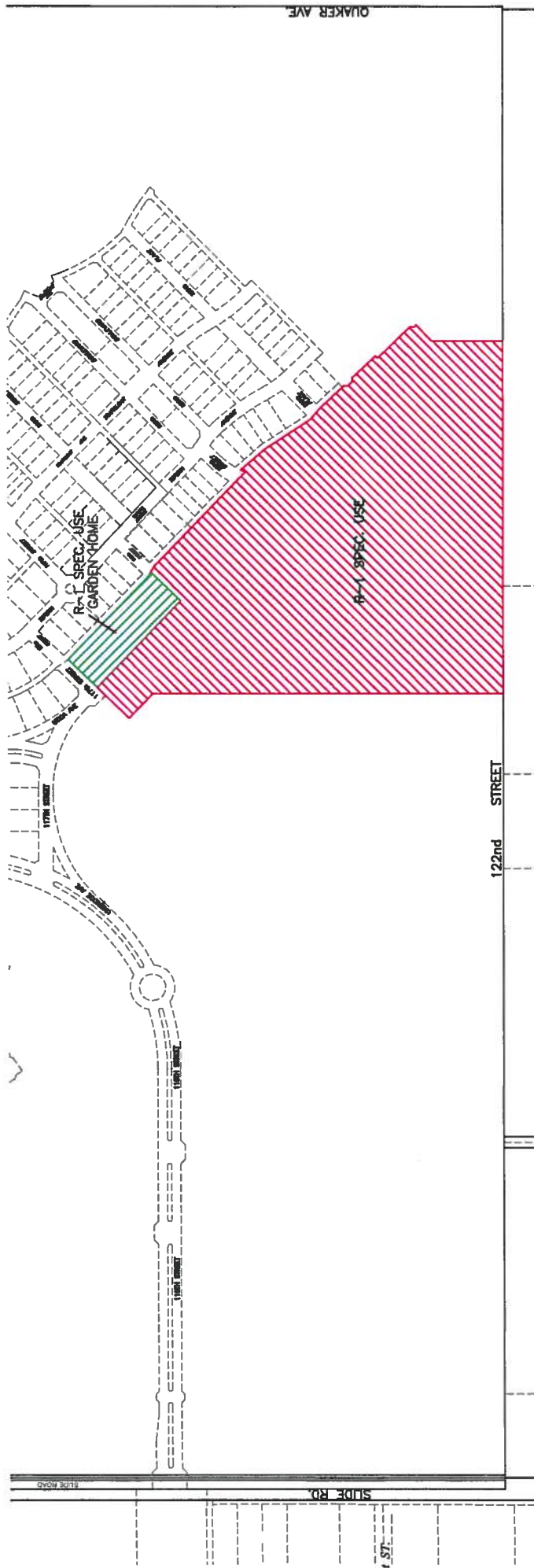
Block(s)

Addition

(Address:

122nd St between

Slide Rd and Quaker Ave





Rezone to R-1 Specific Use-Garden Homes

METES AND BOUNDS DESCRIPTION of a 1.42 acre tract of land located in Section 23, Block E-2, Lubbock County, Texas, prepared for Zone Change Purposes only and being further described as follows:

BEGINNING at a point in which bears S 89°57'39"E approximately 2,862.60 feet and North approximately 1191.53 feet from the Northwest corner of Section 23, Block E-2, Lubbock County, Texas;

THENCE N 44°02'23" E an approximate distance of 143.50 feet;

THENCE S 45°57'40" E an approximate distance of 406.00 feet;

THENCE S 57°58'18" E an approximate distance of 24.03 feet;

THENCE S 44°02'21" W an approximate distance of 148.50 feet;

THENCE N 45°57'39" W an approximate distance of 429.50 feet to the Point of Beginning and containing approximately 1.42 acres, including any Right of Way.

PREPARED FOR ZONE CHANGE REQUEST ONLY; DOES NOT REPRESENT A SURVEY.

Prepared for: George McMahan
December 10, 2012



Rezone to R-1 Specific Use

METES AND BOUNDS DESCRIPTION of a 29.08 acre tract of land located in Section 23, Block E-2, Lubbock County, Texas, prepared for Zone Change Purposes only and being further described as follows:

BEGINNING at a point in which bears S 89°57'39"E approximately 2,862.60 feet and North approximately 1191.53 feet from the Northwest corner of Section 23, Block E-2, Lubbock County, Texas;

THENCE S 45°57'39" E an approximate distance of 429.50 feet;

THENCE N 44°02'21" E an approximate distance of 148.50 feet;

THENCE S 57°58'20" E an approximate distance of 24.03 feet;

THENCE S 45°57'39" E an approximate distance of 190.00 feet;

THENCE S 45°57'42" E an approximate distance of 221.14 feet;

THENCE S 45°13'32" E an approximate distance of 57.84 feet;

THENCE N 23°36'24" E an approximate distance of 17.97 feet;

THENCE S 40°39'53" E an approximate distance of 114.14 feet;

THENCE S 33°07'03" E an approximate distance of 194.52 feet;

THENCE S 48°56'25" E an approximate distance of 54.17 feet;

THENCE S 43°24'20" E an approximate distance of 107.50 feet;

THENCE S 43°22'49" E an approximate distance of 7.53 feet;

THENCE S 02°08'09" W an approximate distance of 14.01 feet;

THENCE S 43°24'21" E an approximate distance of 20.00 feet;

THENCE S 87°50'41" E an approximate distance of 14.28 feet;

THENCE S 43°24'20" E an approximate distance of 114.82 feet;

THENCE S 46°35'40" W an approximate distance of 10.00 feet;

THENCE S 43°24'20" E an approximate distance of 161.77 feet;

THENCE S 01°43'08" W an approximate distance of 14.11 feet;

THENCE S 43°24'20" E an approximate distance of 10.00 feet;

THENCE S 46°35'40" W an approximate distance of 77.88 feet;

THENCE S 00°02'33" W an approximate distance of 255.50 feet;

THENCE N 89°56'27" W an approximate distance of 1,260.23 feet;

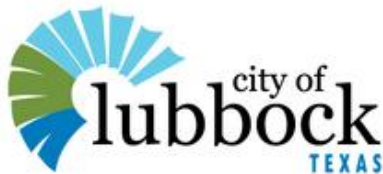
THENCE N 00°02'21" E an approximate distance of 1,250.72 feet;

THENCE N 45°57'39" W an approximate distance of 121.68 feet;

THENCE N 44°02'23" E an approximate distance of 158.50 feet to the Point of Beginning and containing approximately 29.08 acres, including any Right of Way.

PREPARED FOR ZONE CHANGE REQUEST ONLY; DOES NOT REPRESENT A SURVEY.

Prepared for: George McMahan
December 10, 2012



Regular City Council Meeting

5. 16.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3048-E. Ordinance 2013-O0018. Consider a request of McDougal Land for a zoning change from R-2 and A-1 to A-3 Specific Use for apartments on Lots 13 through 24 of Block 63, Lots 13 through 24 of Block 34, Blocks 35, and 62 and half of the adjacent right-of-way, Overton Addition (5th Street between Avenue T and Avenue V).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:

From R-2 Two-Family District and A-1 Family Apartment District to A-3 High-Rise Apartment District Specific Use.

Proposed Land Use:

The subject property is proposed to be zoned A-3 for an apartment development.

Adjacent Land Uses:

N - Commercial, Zoned IHC Interstate Highway Commercial District

S - Residential, Zoned A-3 High-Rise Apartment District Specific Use and R-2 Two-Family District

E - Commercial, Zoned IHC Interstate Highway Commercial District Specific Use

W - Residential, Zoned A-3 High-Rise Apartment District Specific Use

Planning and Zoning (P&Z) Public Hearing Notes from February 7, 2013:

No one other than the applicant appeared before the P&Z. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

The proposal represents a minor change to the CLUP. The current designation of the area north of 5th Street is commercial while the proposed zone change is for high density residential. However, the proposal for high density residential does provide a buffer for the existing commercial uses to the north and east of this property.

It has become the standard in the North Overton area to move the buildings to the exterior of the lots and have parking located in the interior of the lot. The proposal is for a seven-foot setback to the face of the building from Mac Davis Lane, Avenue T, and Avenue V. A one-foot setback and a five-foot six-inch setback to the face of the building are proposed along the alley. Along with the building elevations, this project appears to meet the North Overton redevelopment standards.

P&Z Commission Recommendation:

The P&Z recommends approval with the following condition, and a comment in the motion that this constitutes a minor change to the CLUP:

1) Tied to the proposed site plan.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3048-E

Zone Case 3048-E

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3048-E**; A ZONING CHANGE FROM **R-2 AND A-1 TO A-3 SPECIFIC USE FOR APARTMENTS**, ON **LOTS 13-24, BLOCK 63, LOTS 13-24, BLOCK 34, AND BLOCKS 35 AND 62 AND HALF OF THE ADJACENT RIGHT OF WAY, OVERTON ADDITION**, LUBBOCK, TEXAS; SUBJECT TO CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, the 1986 Comprehensive Land Use Plan as amended is a guide to help the Lubbock Planning and Zoning Commission and City Council determine the physical development of the community; however, planning is a continuous process and change is inevitable; and

WHEREAS, the Lubbock Planning and Zoning Commission and City Council recognize that the zone change is a minor deviation from the 1986 Comprehensive Land Use Plan as amended, which protects public and private commitments that have been previously based on the Plan; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3048-E

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **R-2 and A-1 to A-3 Specific Use for apartments on Lots 13-24, Block 63, Lots 13-24, Block 34, and Blocks 35 and 62 and half of the adjacent right of way, Overton Addition, City of Lubbock, Lubbock County, Texas, located at 5th Street between Avenue T and Avenue V**, subject to conditions, and being further described as follows:

SUBJECT TO THE FOLLOWING CONDITIONS:

1. **THAT the zone change is tied to the proposed site plan and building elevations.**

SECTION 2. THAT the granting of this specific use zoning is hereby made subject to compliance with all provisions of Zoning Ordinance No. 7084, as amended, including particularly, but not limited to, Section 40.03.3102 of the Codified Zoning Ordinance, which provides that a Building Permit shall be applied for and secured within thirty (30) months of the effective date of the zone change or all undeveloped property shall automatically revert back to the previous zoning classification, which in this case is the **3048-E** zone district; and if such reversion occurs, the Director of Planning is directed to remove from the Zoning Map the legend indicating such specific use. The Specific Use authorized by this Ordinance is permitted under provision of Section 40.03.3101-40.03.3103 of Codified Zoning Ordinance No. 7084 on the property described as **5th Street between Avenue T and Avenue V**, City of Lubbock, Lubbock County, Texas.

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 4. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

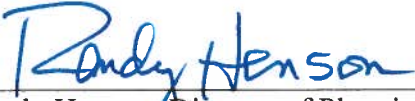
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



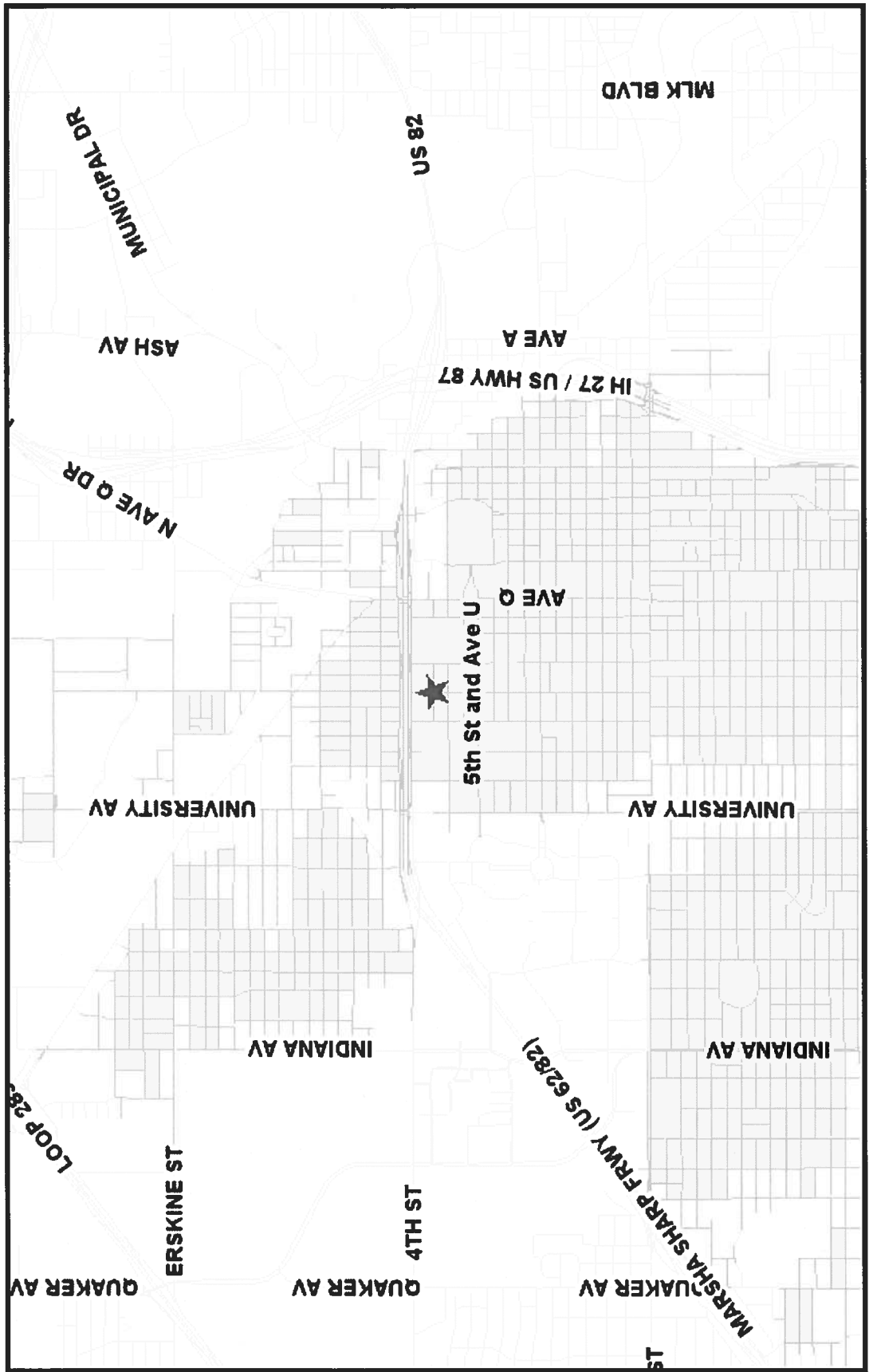
Randy Henson, Director of Planning

APPROVED AS TO FORM:

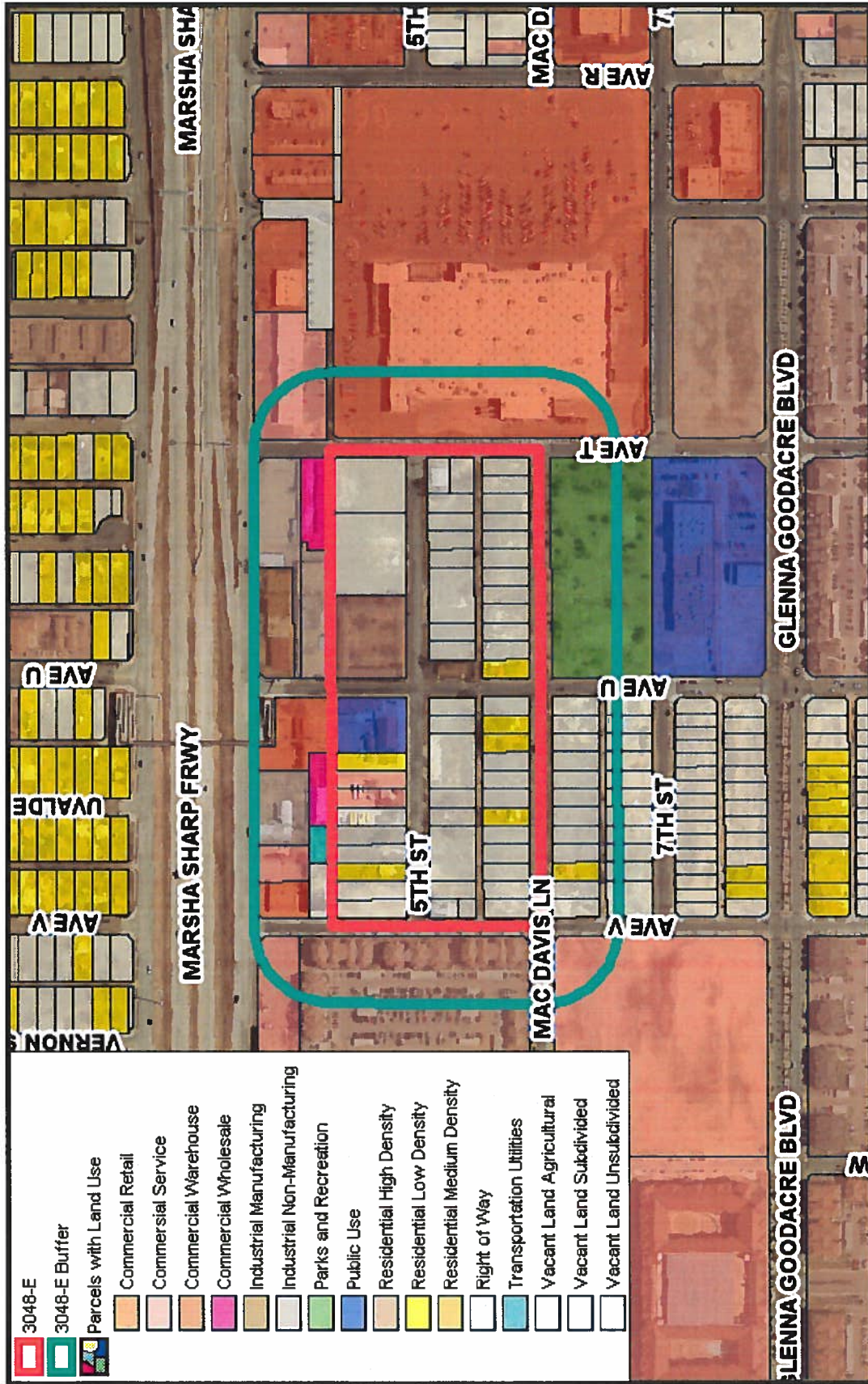


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3048-E
February 7, 2013

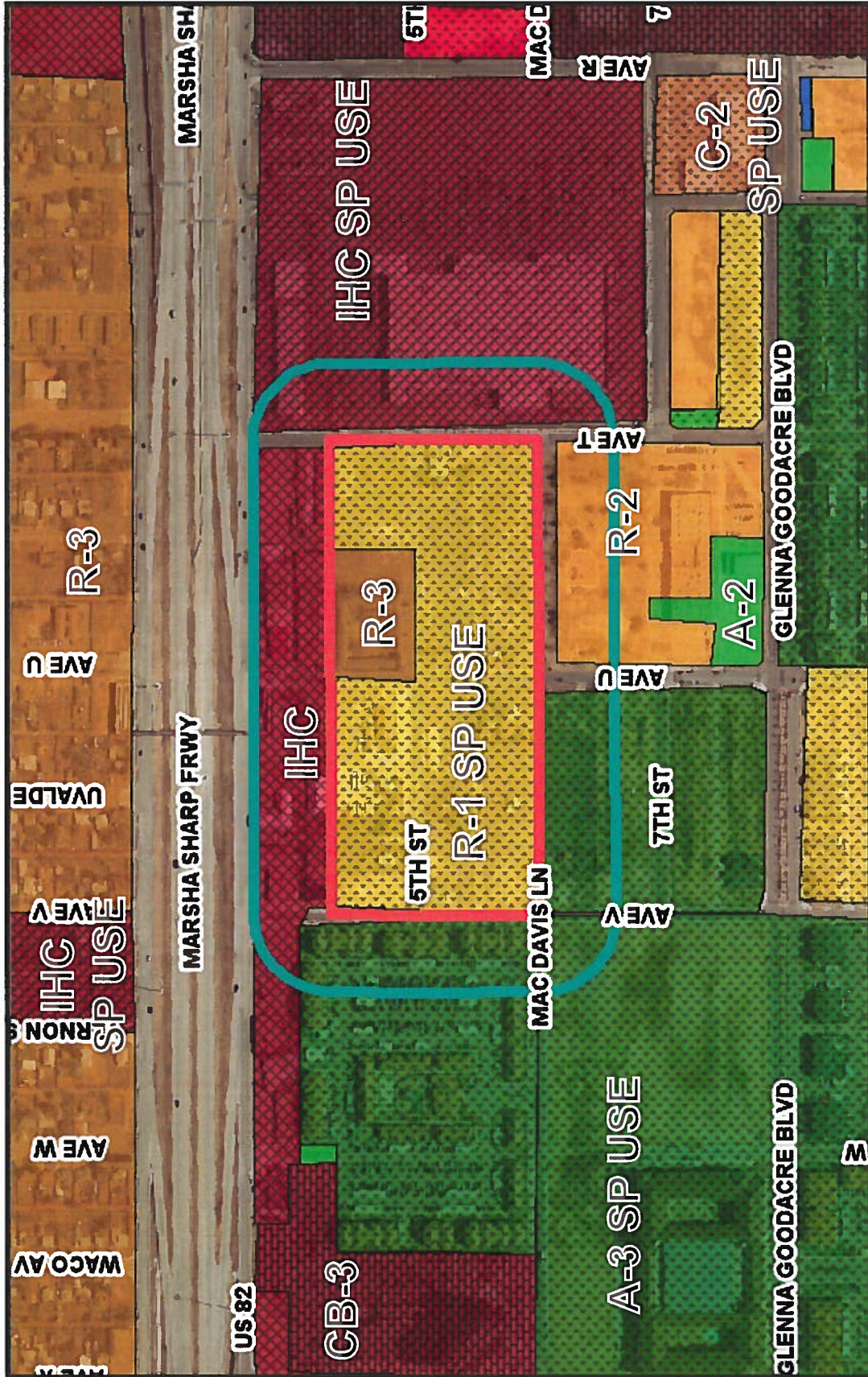


P.Z.C. Case 3048-E



P.Z.C. Case 3048-E

Request of McDougal Land for a zoning change from R-2 and A-1 to A-3 Specific Use for apartments, 5th Street between Avenue T and Avenue V



P.Z.C. Case 3048-E Zoning



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Applicant
(Please Print)

McDougal Land
5001 W. Loop 239
Street/Post Office Box
LB TX 79414
City State Zip
(806) 796-4663
Telephone

For

Street/Post Office Box

City State Zip
()
Telephone

Location or Address:

See Attached

Legal Description:*

Existing Land Use:

Church, Residential

Existing Zoning:

R-2 A-1

Acreage or Square Footage of Property:

Zoning Requested:

A-3 SPECIAL USE

Proposed Development:

Apartment's

If property is not subdivided, will preliminary plat be submitted?

Yes ☒

No ☐

Applicant's Signature

Date

1/2/13

Filing Fee:

\$520 OK # 0450302
(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for Non-Profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

RECEIPT 17670

For City Use Only

Map 1

Zone Case No.:

3048-E

Agenda No.:

3

Request for zoning change from:

R-2, A-1

To:

R-2 SP USE
A-3 Sp Use

on Lot(s):

Block(s):

Block 53 lots 13-24, Bk 34 lots 13-24, Blocks 35 and 62

Subdivision:

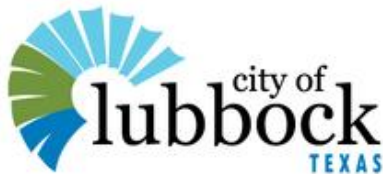
Address:

Stn 9 between Ave T
and Ave V

MARSHA SHARP FWY US 82



1.50



Regular City Council Meeting

5. 17.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3118-A. Ordinance 2013-O0019. Consider a request of Hugo Reed and Associates, Inc., for FP Investors I, LLC for a zoning change from R-1 Specific Use to R-2 Specific Use for reduced setbacks for duplexes on 17.5 acres of unplatted land out of Block AK, Section 4 (133rd Street between Norfolk Avenue and Knoxville Avenue).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:

From R-1 Single-Family District Specific Use to R-2 Two-Family District Specific Use.

Proposed Land Use:

The subject property is proposed to be zoned R-2 Specific Use for a duplex development with reduced setbacks.

Adjacent Land Uses:

N - Residential, Zoned A-2 High-Density Apartment District
S - Residential, Zoned R-1 Single-Family District Specific Use
E - Residential, Zoned R-1 Single-Family District Specific Use
W - Residential, Zoned R-1 Single-Family District Specific Use

Planning & Zoning (P&Z) Public Hearing Notes from February 7, 2013:

No one other than the applicant appeared before the P&Z. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

The proposal is consistent with the CLUP. The current designation is single family residential, and the duplex R-2 proposal will provide additional buffering between the A-2 zoned property to the north, and the R-1 zoned property to the south. The applicant is also requesting a reduced front yard setback (20-foot versus 25-foot) and a reduced setback for side yards facing a street (5-foot versus 10-foot) which has been approved in several newer developments.

P&Z recommendation with any proposed conditions:

- 1) A 20-foot minimum front yard setback shall be required.
- 2) A 5-foot minimum front yard setback for side yards facing a street shall be required.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3118-A

Zone Case 3118-A

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3118-A**; A ZONING CHANGE FROM **R-1 SPECIFIC USE TO R-2 SPECIFIC USE FOR REDUCED SETBACKS FOR DUPLEXES**, ON **17.5 ACRES OF UNPLATTED LAND OUT OF BLOCK AK, SECTION 4**, LUBBOCK, TEXAS; SUBJECT TO CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3118-A

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **R-1 Specific Use** to **R-2 Specific Use for reduced setbacks for duplexes on 17.5 acres of unplatted land out of Block AK, Section 4**, City of Lubbock, Lubbock County, Texas, located at **133rd Street between Norfolk Avenue and Knoxville Avenue**, subject to conditions, and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SUBJECT TO THE FOLLOWING CONDITIONS:

- 1. THAT a 20 ft. minimum front yard setback shall be required**
- 2. THAT a 5ft. minimum front yard setback for side yards facing a street shall be required.**

SECTION 2. THAT the granting of this specific use zoning is hereby made subject to compliance with all provisions of Zoning Ordinance No. 7084, as amended, including particularly, but not limited to, Section 40.03.3102 of the Codified Zoning Ordinance, which provides that a Building Permit shall be applied for and secured within thirty (30) months of the effective date of the zone change or all undeveloped property shall automatically revert back to the previous zoning classification, which in this case is the **3118-A** zone district; and if such reversion occurs, the Director of Planning is directed to remove from the Zoning Map the legend indicating such specific use. The Specific Use authorized by this Ordinance is permitted under provision of Section 40.03.3101-40.03.3103 of Codified Zoning Ordinance No. 7084 on the property described as **133rd Street between Norfolk Avenue and Knoxville Avenue**, City of Lubbock, Lubbock County, Texas.

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 4. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:


Randy Henson, Director of Planning

APPROVED AS TO FORM:


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3118-A
February 7, 2013

**VACANT PROPERTY
PROPOSED MULTI-FAMILY**

S88°13'52"E 2361.7'

N88°13'29"W

13415

TWO	PARK
PHASE	PHASE
KEL	KEL

STREET

ENCLOSURE AT KHELGAON KHARIES
OF PAK

REQUESTED R-2 SPECIFIC USE ZONING SECTION 4, BLOCK AK

LUBBOCK COUNTY, TEXAS

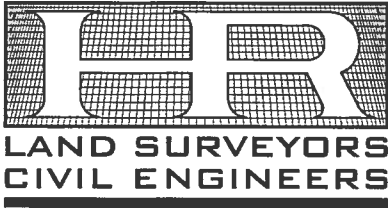


HR HUGO REED
AND ASSOCIATES, INC.

**LAND SURVEYORS
CIVIL ENGINEERS**

TEXAS LICENSED SURVEYING FIRM 100676-00
TEXAS REGISTERED ENGINEERING FIRM F-760

**1601 AVENUE N
LUBBOCK, TEXAS 79401
PHONE: 806 / 763-5642
FAX: 806 / 763-3891**



HUGO REED AND ASSOCIATES, INC.

1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806-763-5642 / FAX 806-763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

Proposed R-2 Specific Use Zoning

METES AND BOUNDS DESCRIPTION of an approximately 17.5 acre tract of land located in Section 4, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a point which bears S. $01^{\circ}46'31''$ W., an approximate distance of 669.8 feet and S. $88^{\circ}13'29''$ E., an approximate distance of 1638.2 feet from the Northwest corner of Section 4, Block AK, Lubbock County, Texas;

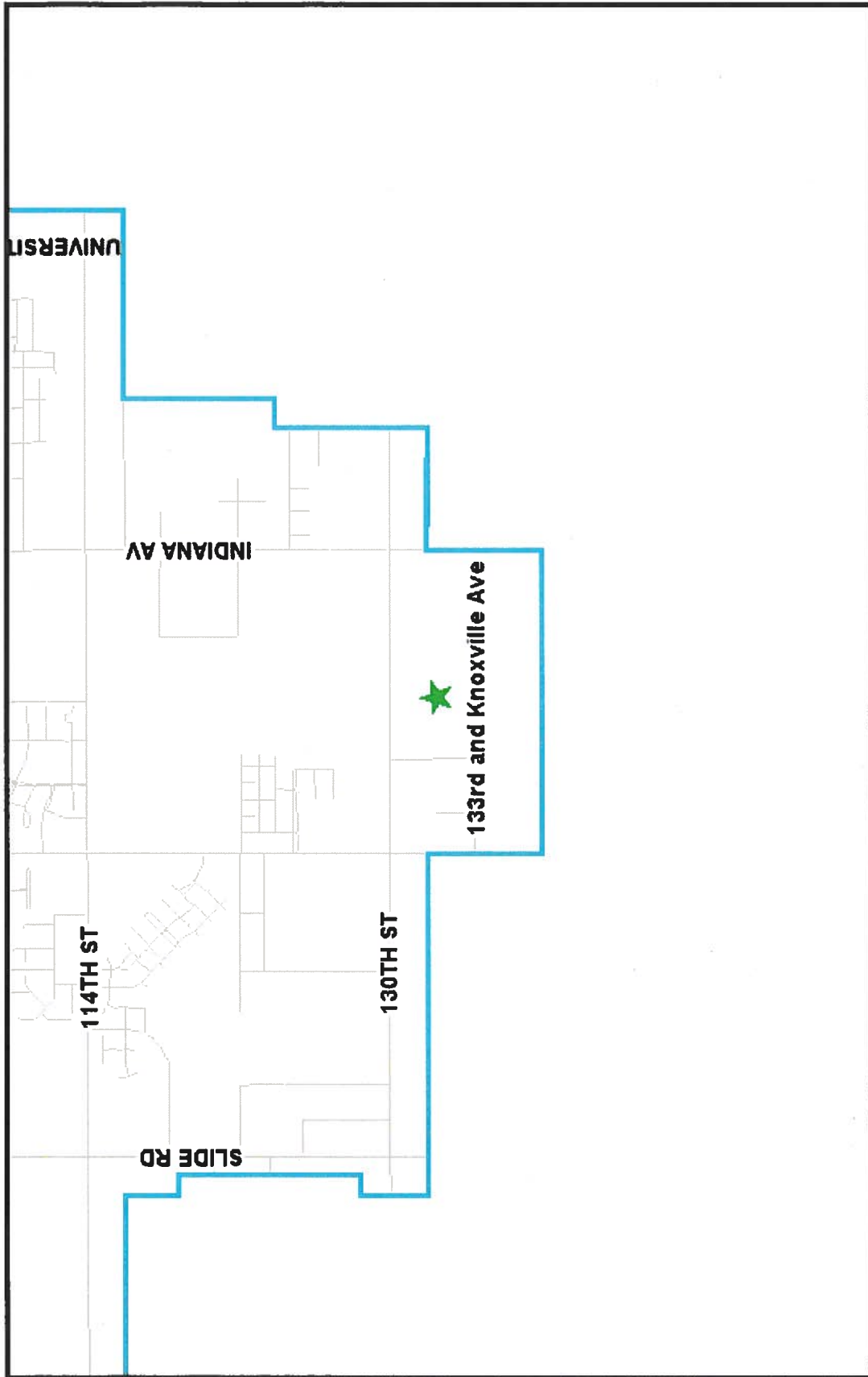
THENCE S. $88^{\circ}13'52''$ E., an approximate distance of 2361.7 feet to a point;

THENCE S. $01^{\circ}46'31''$ W., an approximate distance of 323.1 feet to a point;

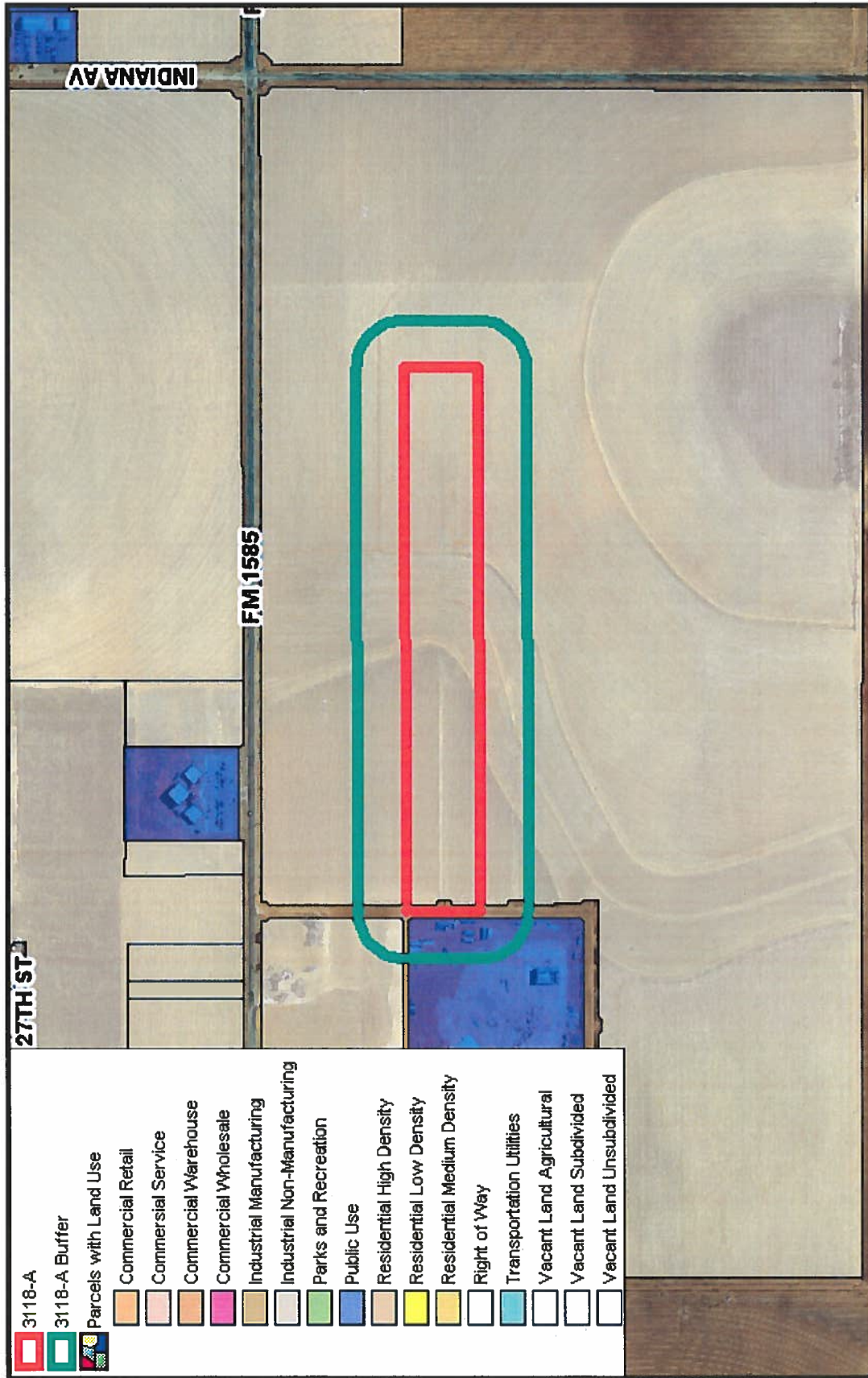
THENCE N. $88^{\circ}13'29''$ W., an approximate distance of 2361.7 feet to a point;

THENCE N. $01^{\circ}46'31''$ E., an approximate distance of 322.9 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY

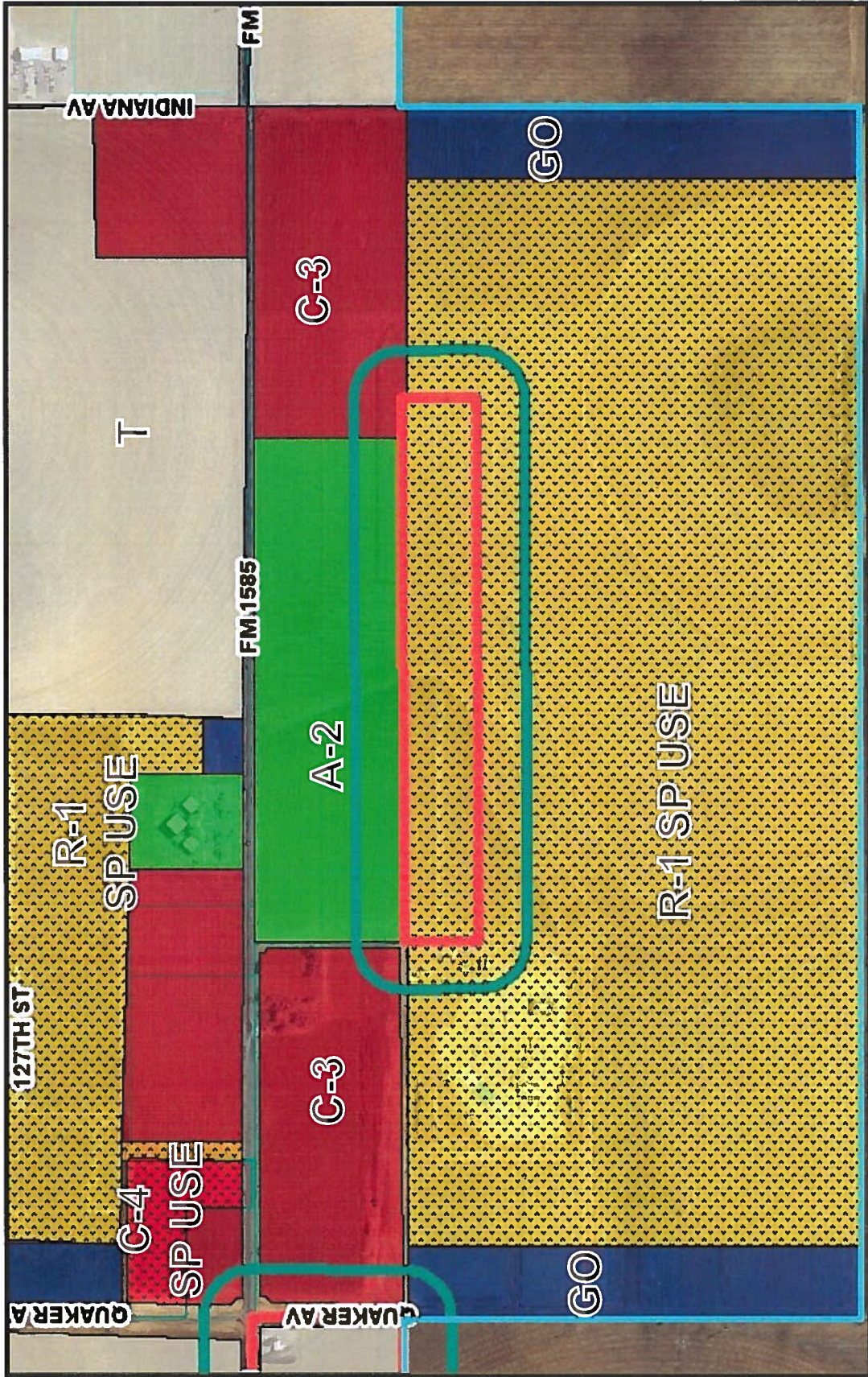


P.Z.C. Case 3118-A



P.Z.C. Case 3118-A

Request of Hugo Reed and Associates, Inc. (for FP Investors I, LLC) for a zoning change from R-1 Specific Use to R-2 Specific Use for reduced setbacks for duplexes, 133rd Street between Norfolk Avenue and Knoxville Avenue



P.Z.C. Case 3118-A Zoning



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission

PO Box 2000 / 1625 13th St

Lubbock, TX 79457

Applicant **Hugo Reed and Associates, Inc.**
(Please Print) **1601 Avenue N**
Street/Post Office Box
Lubbock, Texas 79401
City State Zip
(806) 763-5642
Telephone

For **FP Investors I, LLC**
17103 Preston Road, Suite 225
Street/Post Office Box
Dallas TX 75248-1389
City State Zip
972-858-1111
Telephone

Location or Address: Approximately 133rd Street between Memphis Avenue and Knoxville Avenue

Legal Description: See attached

Existing Land Use: Vacant Existing Zoning: R-1 Specific Use

Acreage or Square Footage of Property: Approximately 17.5 Acres

Zoning Requested: R-2 Specific Use (reduce front setback to 20 feet)

Proposed Development: Duplex units

If property is not subdivided, will preliminary plat be submitted?

Yes X No

Applicant's Signature

January 10, 2013

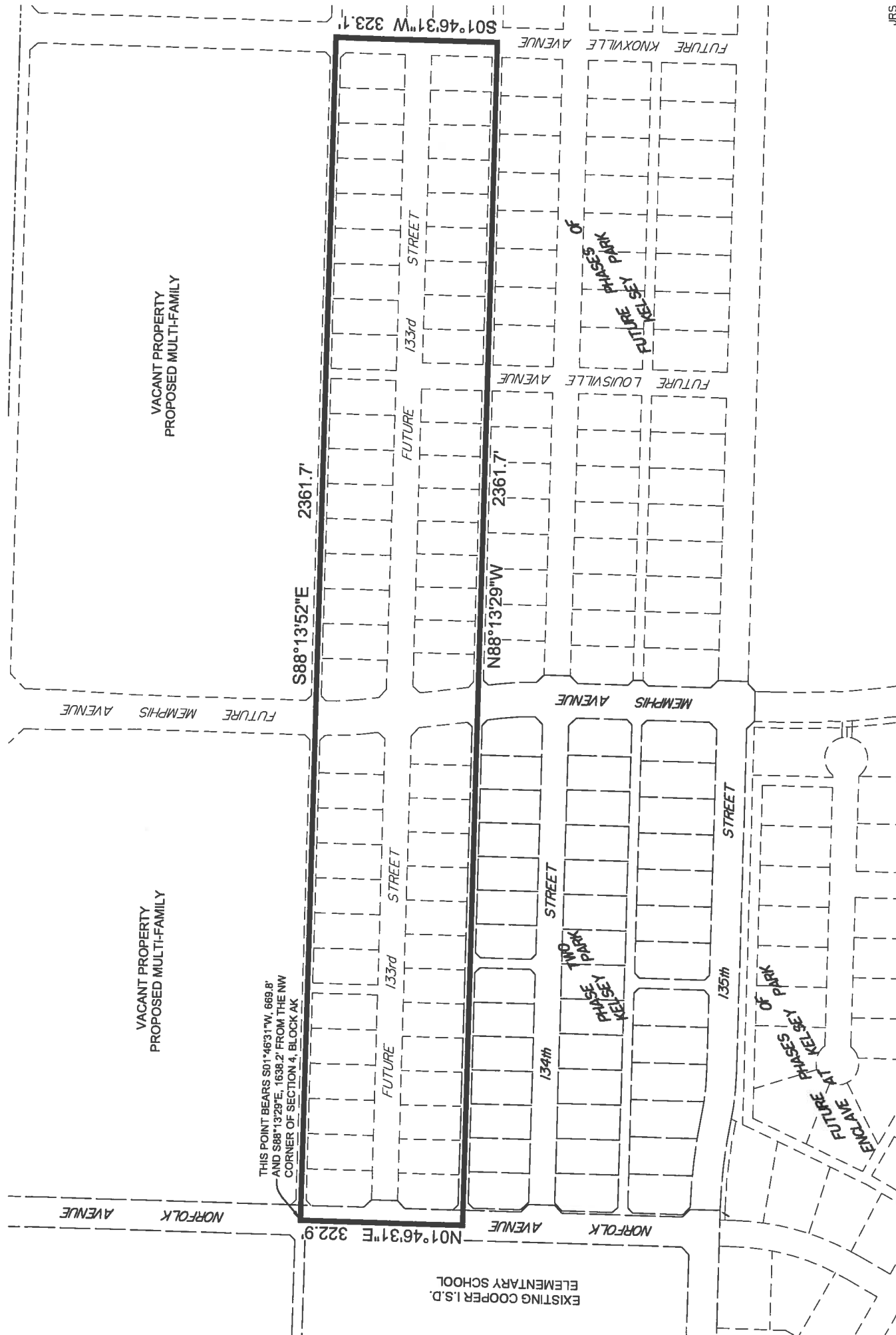
Date

Filing Fee: **\$526.00**
(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for non-profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

Receipt 17671 CK# 3492 **For City Use Only** M+B map 76
Zone Case No.: 3118-A Agenda No.: 4
Request for zoning change from: R-1 SP. Use To: R-2 SP. Use

on Lot(s): 17.5 acres of unplatted land out of Block A & section 4
Subdivision: Block(s): Norfolk
Address: 133rd St between Memphis Ave and Knoxville Ave



HUGO REED AND ASSOCIATES, INC.

LAND SURVEYORS
CIVIL ENGINEERS

1601 AVENUE N
LUBBOCK, TEXAS 79401
PHONE: 806 / 763-5642
FAX: 806 / 763-3891

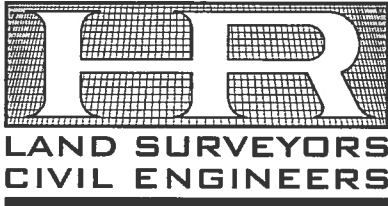


REQUESTED R-2 SPECIFIC USE ZONING

SECTION 4, BLOCK AK

LUBBOCK COUNTY, TEXAS

JRS



HUGO REED AND ASSOCIATES, INC.

1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806-763-5642 / FAX 806-763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

Proposed R-2 Specific Use Zoning

METES AND BOUNDS DESCRIPTION of an approximately 17.5 acre tract of land located in Section 4, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a point which bears S. $01^{\circ}46'31''$ W., an approximate distance of 669.8 feet and S. $88^{\circ}13'29''$ E., an approximate distance of 1638.2 feet from the Northwest corner of Section 4, Block AK, Lubbock County, Texas;

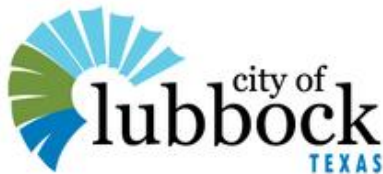
THENCE S. $88^{\circ}13'52''$ E., an approximate distance of 2361.7 feet to a point;

THENCE S. $01^{\circ}46'31''$ W., an approximate distance of 323.1 feet to a point;

THENCE N. $88^{\circ}13'29''$ W., an approximate distance of 2361.7 feet to a point;

THENCE N. $01^{\circ}46'31''$ E., an approximate distance of 322.9 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY



Regular City Council Meeting

5. 18.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3083-A. Ordinance 2013-O0020. Consider a request of Hugo Reed and Associates, Inc., for Carl Mortensen for a zoning change from R-1 to R-1 Specific Use for riding stables with a reduced setback for the stables on 5.5 acres of unplatted land out of Block AK, Section 21 (109th Street and Ironton Avenue).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request: R-1 Residential to R-1 Specific Use for riding stables.

Proposed Land Use:

The proponent is requesting zoning for riding stables, and a reduced setback from 200-feet to 50-feet for the distance required from a structure to the nearest property zoned R-1. The location is adjacent to a playa within the subdivision, and will have no homes immediately adjacent. It is across the street from the first row of homes. The developer wants to make stables available to residents of the subdivision, with a riding area within the playa lake area that is natural range land.

Adjacent Land Uses:

N – Transitional – Zoned T Transitional

S – Residential & Commercial – Zoned R-1 Residential Single Family & C-2A Restricted Local Retail

E – Residential – Zoned R-1 Residential Single

W – Transitional – Zoned T Transitional

Planning & Zoning (P&Z) Public Hearing Notes from February 7, 2013:

No one appeared before the Board to speak in favor or opposition. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

This property is currently zoned residential single family. The CLUP designates this area for R-1 zoning. The area surrounding this property is zoned transitional and is suitable for R-1 zoning. The subject location is in a flood zone which makes it a difficult property to develop for homes sites. The proposal of stables would be a viable use for an otherwise difficult to use piece of property.

The zoning ordinance requires that the minimum size for a property zoned for stables shall be one acre and only horses, mules or donkeys shall be permitted.

The P&Z recommends the request with the following condition:

1. That the location of the stables should be a minimum of 50-foot from the sides and rear, and 61-foot from the front property lines.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
Planning and Zoning Commission

Attachments

Ordinance - Zone Case 3083-A

Zone Case 3083-A

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3083-A; A ZONING CHANGE FROM R-1 TO R-1 SPECIFIC USE FOR RIDING STABLES WITH A REDUCED SETBACK FOR THE STABLES, ON 5.5 ACRES OF UNPLATTED LAND OUT OF BLOCK AK, SECTION 21, LUBBOCK, TEXAS; SUBJECT TO CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.**

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3083-A

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **R-1** to **R-1 Specific Use for riding stables with a reduced setback for the stables on 5.5 acres of unplatted land out of Block AK, Section 21**, City of Lubbock, Lubbock County, Texas, located at **109th Street and Ironton Avenue**, subject to conditions, and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SUBJECT TO THE FOLLOWING CONDITIONS:

- 1. THAT the location of the stables should be a minimum of 50 feet from the sides and rear, and 61 feet from the front property lines.**

SECTION 2. THAT the granting of this specific use zoning is hereby made subject to compliance with all provisions of Zoning Ordinance No. 7084, as amended, including particularly, but not limited to, Section 40.03.3102 of the Codified Zoning Ordinance, which provides that a Building Permit shall be applied for and secured within thirty (30) months of the effective date of the zone change or all undeveloped property shall automatically revert back to the previous zoning classification, which in this case is the **3083-A** zone district; and if such reversion occurs, the Director of Planning is directed to remove from the Zoning Map the legend indicating such specific use. The Specific Use authorized by this Ordinance is permitted under provision of Section 40.03.3101-40.03.3103 of Codified Zoning Ordinance No. 7084 on the property described as **109th Street and Ironton Avenue**, City of Lubbock, Lubbock County, Texas.

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 4. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

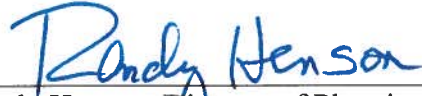
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



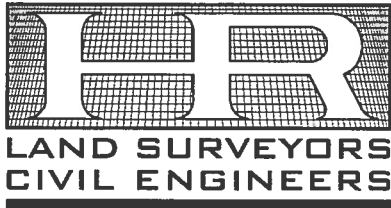
Randy Henson, Director of Planning

APPROVED AS TO FORM:



Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3083-A
February 7, 2013



HUGO REED AND ASSOCIATES, INC.

1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806-763-5642 / FAX 806-763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

Proposed R-1 Specific Use Zoning

METES AND BOUNDS DESCRIPTION of an approximately 5.5 acre tract of land located in Section 21, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a point which bears S. 88°09'15" E., an approximate distance of 2430.2 feet and N. 01°50'45" E., an approximate distance of 1424.8 feet from the Southwest corner of Section 21, Block AK, Lubbock County, Texas;

THENCE N. 22°32'03" W., an approximate distance of 532.00 feet to a point;

THENCE N. 67°27'57" E., an approximate distance of 155.00 feet to a point of curvature;

THENCE Northeasterly, along a curve to the right, said curve having a radius of approximately 950.0 feet, a central angle of approximately 23°42'39", approximate tangent lengths of 199.4 feet and an approximate chord distance of 390.3 feet to a point of intersection;

THENCE S. 01°10'37" W., an approximate distance of 557.1 feet to a point;

THENCE S. 78°01'05" W., an approximate distance of 318.4 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY



REQUESTED R-1 SPECIFIC USE ZONING SECTION 21, BLOCK AK LUBBOCK COUNTY, TEXAS



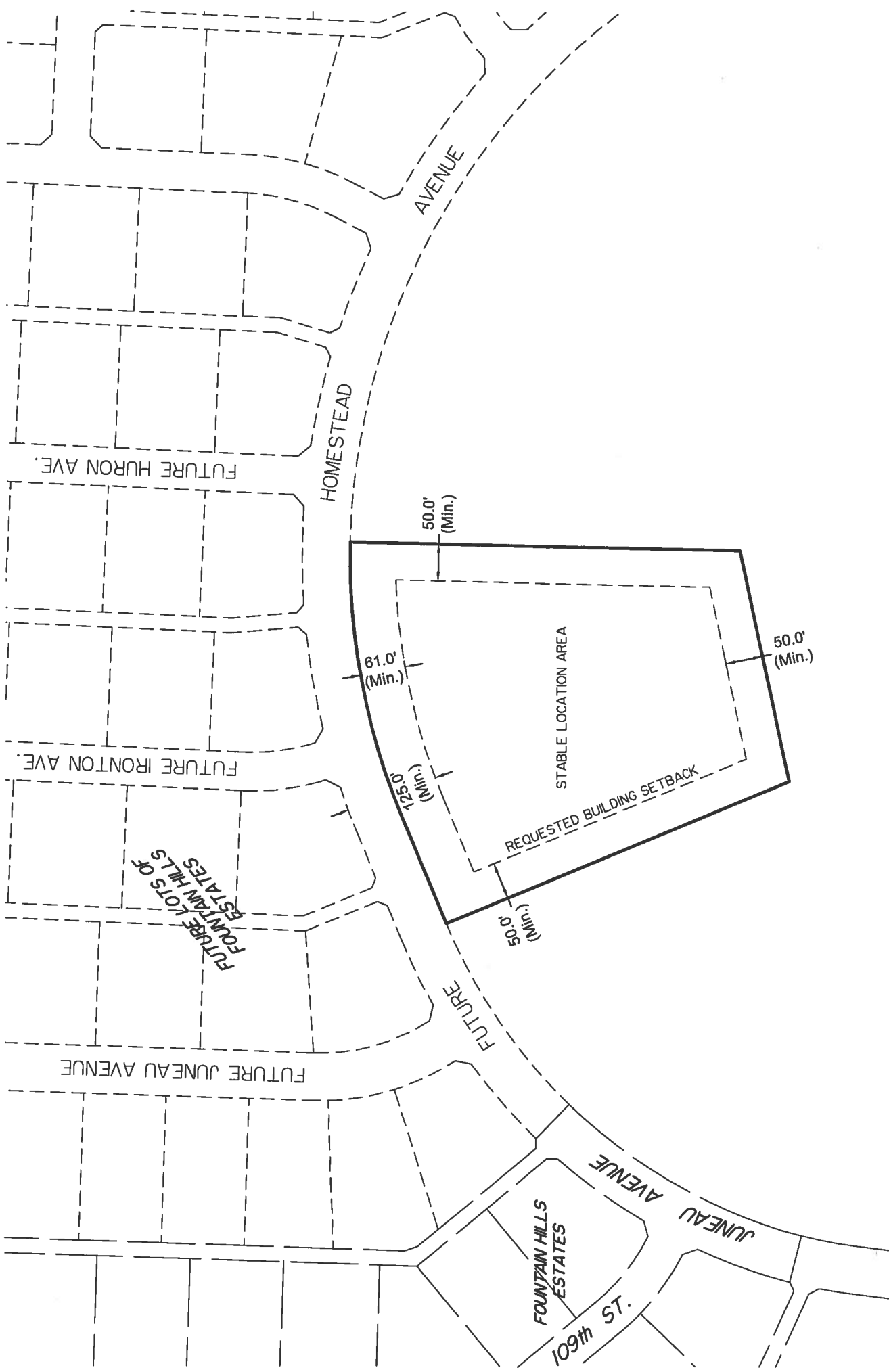
HUGO REED
AND ASSOCIATES, INC.

LAND SURVEYORS
CIVIL ENGINEERS

TEXAS LICENSED SURVEYING FIRM 100676-00
TEXAS REGISTERED ENGINEERING FIRM F-760

1601 AVENUE N
LUBBOCK, TEXAS 79401

PHONE: 806 / 763-5642
FAX: 806 / 763-3891



REQUESTED R-1 SPECIFIC USE WITH REDUCED SETBACKS AS SHOWN PRELIMINARY SITE PLAN



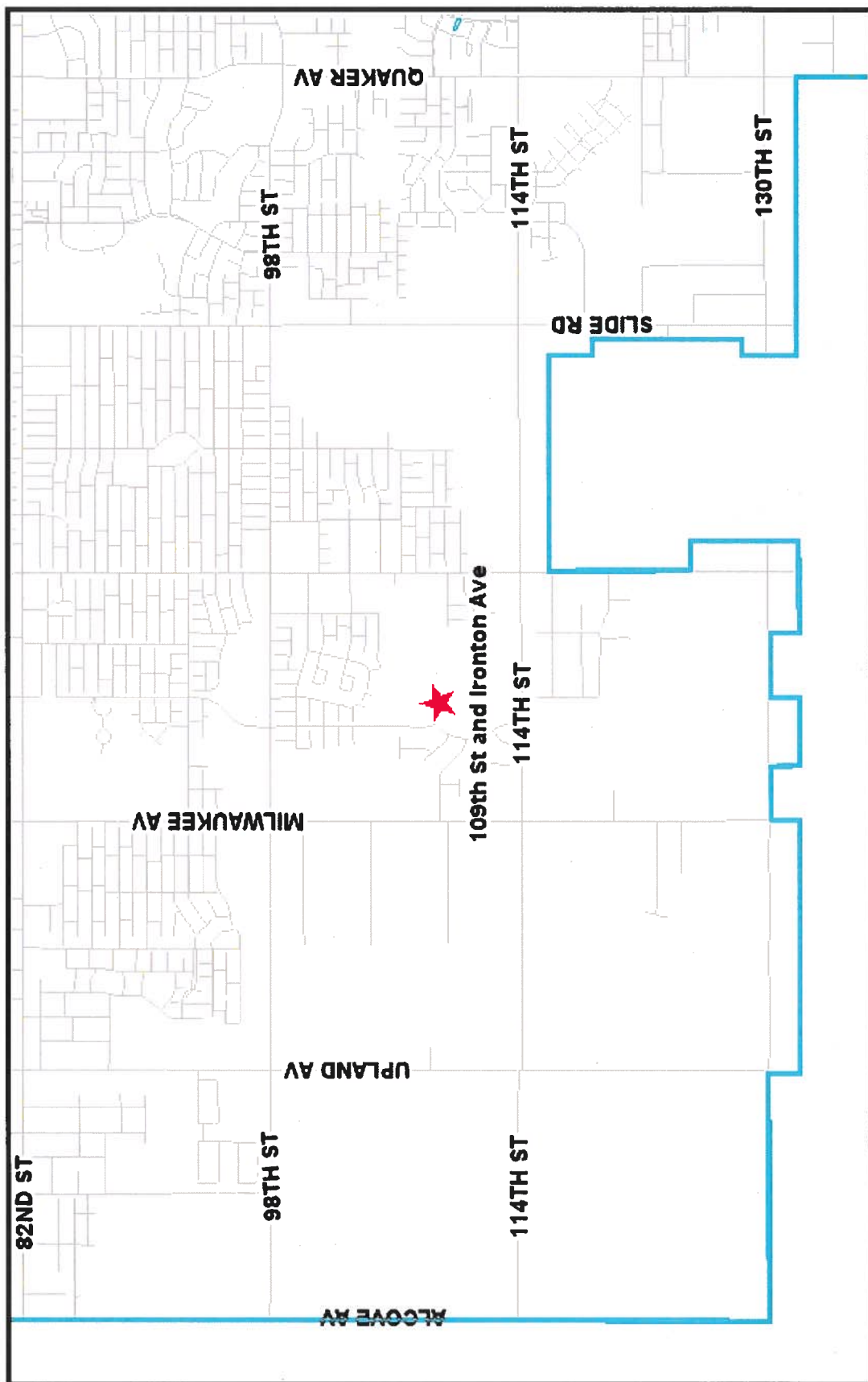
HR

**HUGO REED
AND ASSOCIATES, INC.**

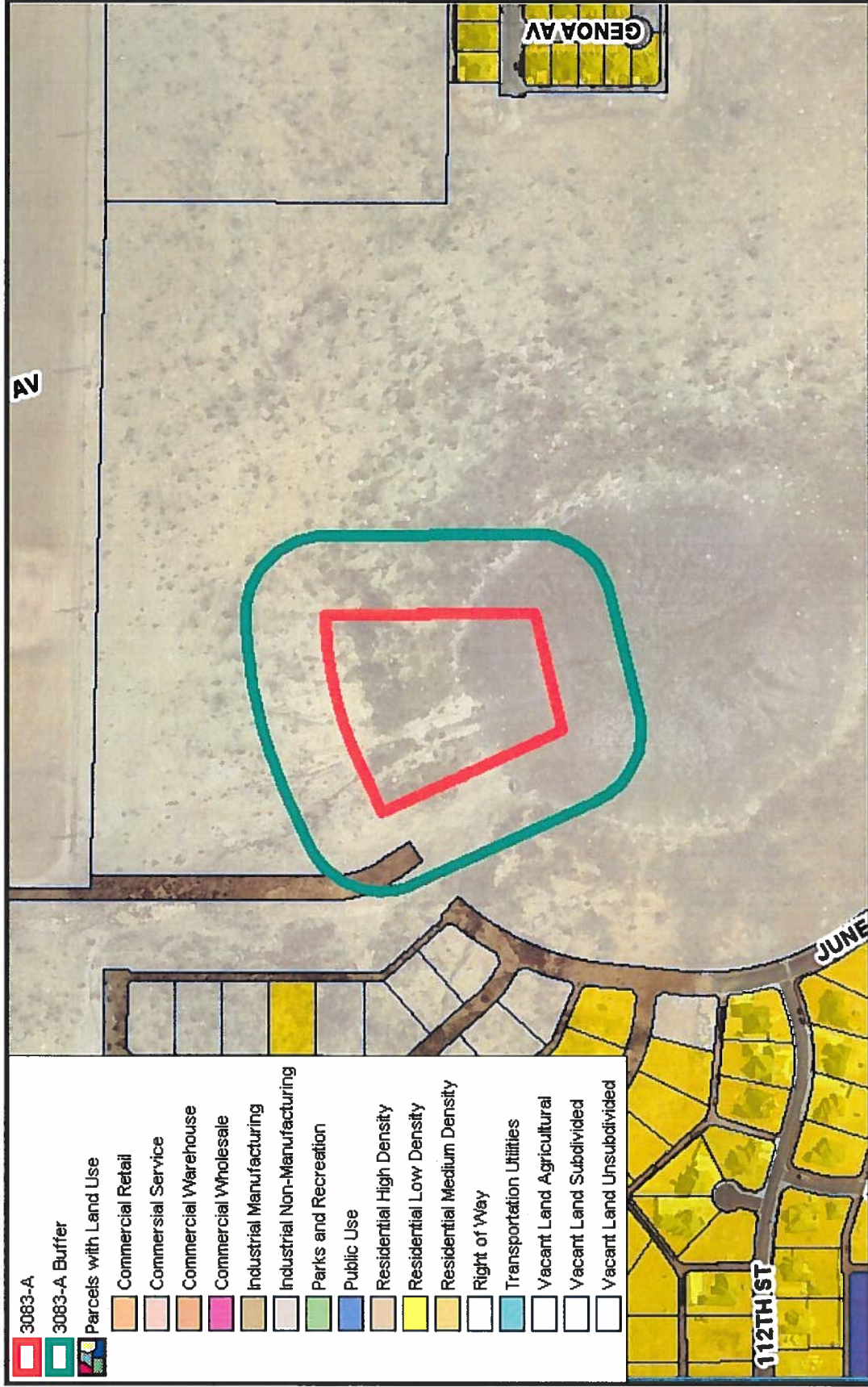
LAND SURVEYORS
CIVIL ENGINEERS
TEXAS LICENSED SURVEYING FIRM 100676-00
TEXAS REGISTERED ENGINEERING FIRM F-760

1601 AVENUE N
LUBBOCK, TEXAS 79401
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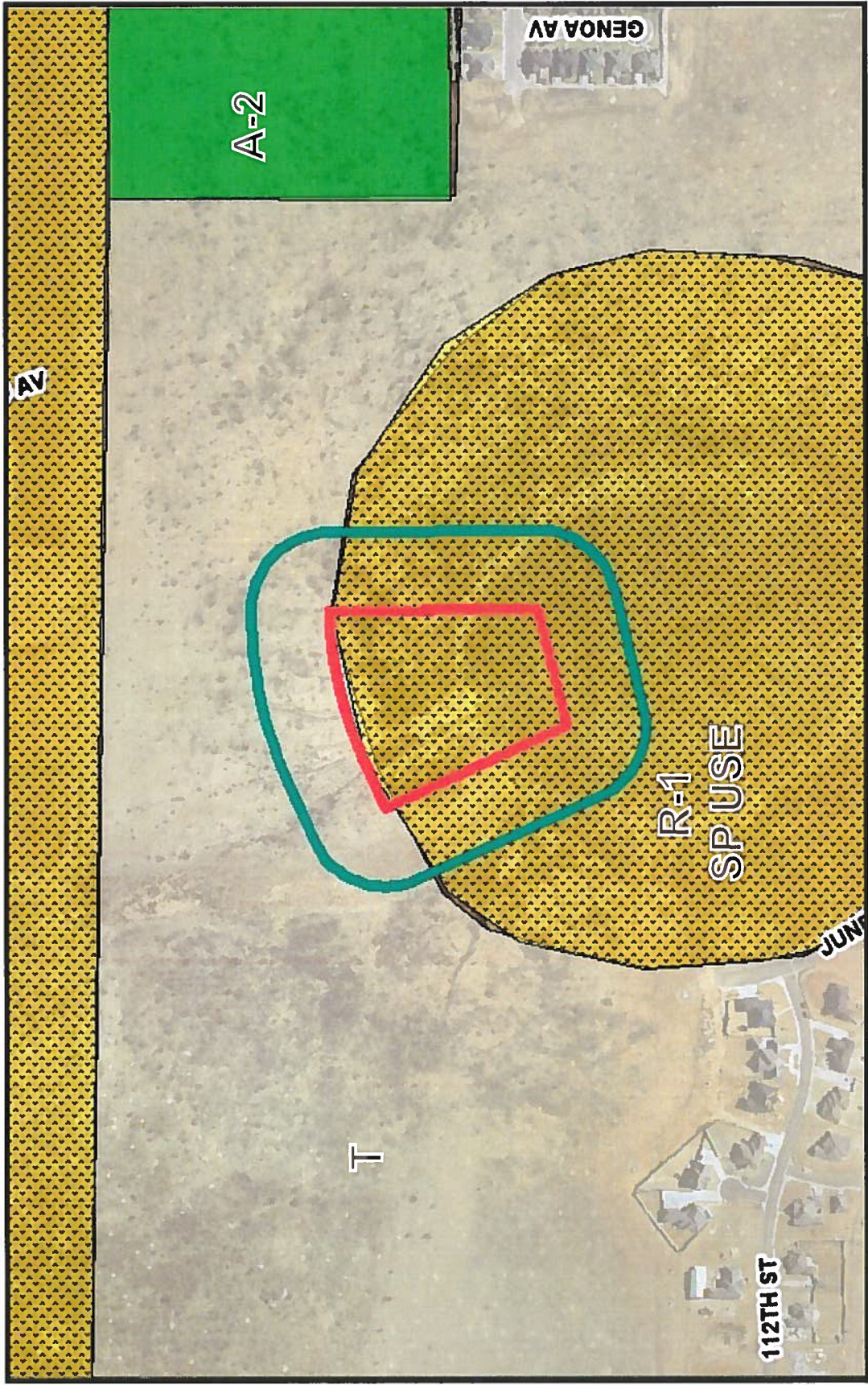


P.Z.C. Case 3083-A



P.Z.C. Case 3083-A

Request of Hugo Reed and Associates, Inc. (for Carl Mortensen) for a zoning change from R-1 to R-1 Specific Use for riding stables with a reduced setback for the stables, 109th Street and Ironton Avenue



P.Z.C. Case 3083-A Zoning



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Applicant
(Please Print)

Hugo Reed and Associates, Inc.

1601 Avenue N

Street/Post Office Box

Lubbock, Texas 79401

City

State

Zip

(806) 763-5642

Telephone

For

Carl and Debora Mortensen

5211 70th Street

Street/Post Office Box

Lubbock

TX

79424-2017

City

State

Zip

806-863-3656

Telephone

Location or Address: Approximately Ironton Avenue and 109th Street

Legal Description:* See attached

Existing Land Use: Vacant

Existing Zoning: R-1 Conditional Use

Acreage or Square Footage of Property: Approximately 5.5 Acres

Zoning Requested: R1 Spec Use Division 27(d) with reduced setbacks as shown on prelim site plan (attached)

Proposed Development: Stables

If property is not subdivided, will preliminary plat be submitted?

Yes X

No

[Signature]
Applicant's Signature

January 10, 2013

Date

Filing Fee: \$ 490.00

(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for non-profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

Receipt 17674

For City Use Only

mtb

map 42

Zone Case No.: 3201

Agenda No.: 5

Request for zoning change from: R-1 SR USE

To: R-1 SR USE

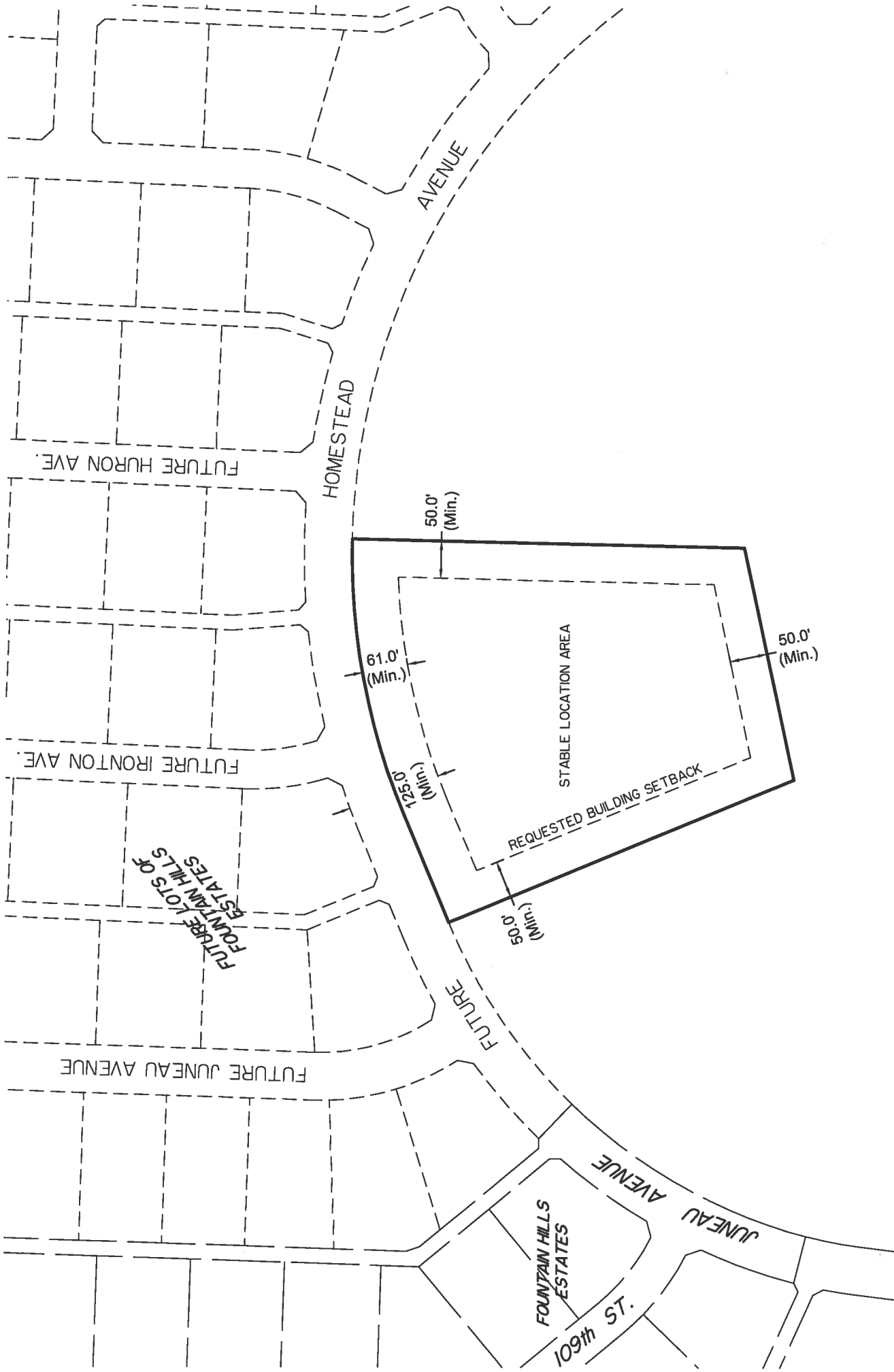
5.5 acres of unplatted land w/ of block A & section 21

on Lot(s):

Block(s):

Subdivision:

Address: 109th St and Ironton Ave



REQUESTED R-1 SPECIFIC USE WITH REDUCED SETBACKS AS SHOWN

PRELIMINARY SITE PLAN



HUGO REED
AND ASSOCIATES, INC.

LAND SURVEYORS
CIVIL ENGINEERS

TEXAS LICENSED SURVEYING FIRM 100576-00
TEXAS REGISTERED ENGINEERING FIRM F-760

1601 AVENUE N
LUBBOCK, TEXAS 79401
PHONE: 806 / 763-5642
FAX: 806 / 763-3891



REQUESTED R-1 SPECIFIC USE ZONING SECTION 21, BLOCK AK LUBBOCK COUNTY, TEXAS

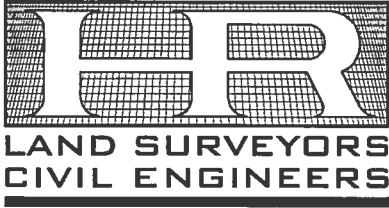


HUGO REED
AND ASSOCIATES, INC.

LAND SURVEYORS
CIVIL ENGINEERS
TEXAS LICENSED SURVEYING FIRM 100676-00
TEXAS REGISTERED ENGINEERING FIRM F-760

1601 AVENUE N
LUBBOCK, TEXAS 79401
PHONE: 806 / 763-5642
FAX: 806 / 763-3891

THIS POINT BEARS S88°09'15"E, 2430.2' AND
N01°50'45"E, 1424.8' FROM THE SW CORNER OF
SECTION 21, BLOCK AK



HUGO REED AND ASSOCIATES, INC.

1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806-763-5642 / FAX 806-763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

Proposed R-1 Specific Use Zoning

METES AND BOUNDS DESCRIPTION of an approximately 5.5 acre tract of land located in Section 21, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a point which bears S. 88°09'15" E., an approximate distance of 2430.2 feet and N. 01°50'45" E., an approximate distance of 1424.8 feet from the Southwest corner of Section 21, Block AK, Lubbock County, Texas;

THENCE N. 22°32'03" W., an approximate distance of 532.00 feet to a point;

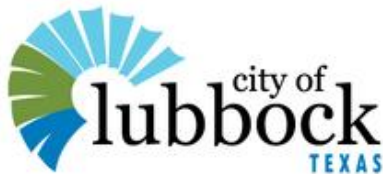
THENCE N. 67°27'57" E., an approximate distance of 155.00 feet to a point of curvature;

THENCE Northeasterly, along a curve to the right, said curve having a radius of approximately 950.0 feet, a central angle of approximately 23°42'39", approximate tangent lengths of 199.4 feet and an approximate chord distance of 390.3 feet to a point of intersection;

THENCE S. 01°10'37" W., an approximate distance of 557.1 feet to a point;

THENCE S. 78°01'05" W., an approximate distance of 318.4 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY



Regular City Council Meeting

5. 19.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 2785-A. Ordinance 2013-O0024. Consider a request of Texico Conference Association of Seventh-day Adventists, for Tigris Development, LLC for a zoning change from A-2 limited to church use to A-2 on 9 acres of unplatted land out of Block E, Section 10 (2005 98th Street).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:

The current zoning is A-2 limited to church use. The proposal is to remove the church restriction and allow A-2 for apartments.

Proposed Land Use:

The proposed land use is for apartments, with a minor change to the design guidelines to allow the height up to 48 foot. The height in A-2 is 40 foot, structures above that height are allowed when they do not add living area. The steep pitch on the roof of this project may take the overall height to th 48 foot.

Adjacent Land Uses:

N – Residential – Zoned R-1 Specific Use for Residential Estates

S – Residential – Zoned R-1 Specific Use for reduced setbacks

E – Residential – Zoned R-1 Specific Use for reduced setbacks

W – Residential – Zoned R-1 Specific Use for reduced setbacks and R-2 Duplexes with reduced setbacks

P&Z Public Hearing Notes from February 7, 2013:

There were four letters in opposition citing they object to living close to an apartment complex and one in favor of the request. The P&Z voted unanimously in favor of the request.

Impact on the Comprehensive Land Use Plan (CLUP):

The proposed change meets policy. The CLUP intends for the area adjacent to the intersection of a major thoroughfare and a collector street (Avenue U & 98th St.) to be a medium density use, in order to act as a buffer for medium to heavier traffic.

Currently, the property is zoned for a church which is also A-2; but the previous zone case placed conditions on the parcel to be limited to a church-only.

The proponent is requesting for the maximum height to be 48-foot, which as long as the living area of the structure is not above 40 foot, any other roof, steeple, chimney, tank, stairwell, or other similar equipment would be allowed. This comment is typical with newer designs to be able to allow a developer/architect to design a more aesthetically pleasing design.

All other design guidelines within the A-2 apartment district shall be followed by the developer.

The P&Z recommends the request with the following condition:

1. Limited to 48 foot to allow for roof and architectural designs, with the ability of staff to make minor adjustments for permit approval.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 2785-A

Zone Case 2785-A

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 2785-A**; A ZONING CHANGE FROM **A-2 LIMITED TO CHURCH USE** TO **A-2** ZONING DISTRICT ON **9 ACRES OF UNPLATTED LAND OUT OF BLOCK E, SECTION 10**, LUBBOCK, TEXAS; PROVIDING A PENALTY; SUBJECT TO CONDITIONS; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 2785-A

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under the provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **A-2 limited to church use** to **A-2** zoning district on **9 acres of unplatted land out of Block E, Section 10**, City of Lubbock, Lubbock County, Texas located at **2005 98th Street**, subject to conditions and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SUBJECT TO THE FOLLOWING CONDITIONS:

1. **THAT limited to 48' height to allow for roof and architectural designs with no living space above 40 feet, with the ability of staff to be able to make minor adjustments for permit approval.**

SECTION 2. THAT violation of any provisions of this Ordinance shall be deemed a misdemeanor punishable by a fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 3. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

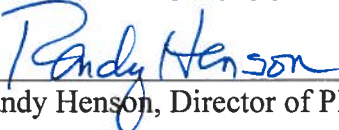
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Randy Henson, Director of Planning

APPROVED AS TO FORM:



Chad Weaver
Assistant City Attorney

EXHIBIT A - LEGAL DESCRIPTION

VOL 5361 PAGE 11

METES AND BOUNDS DESCRIPTION of a 9.000 acre tract of land located in the Northeast Quarter of Section 10, Block E, Lubbock County, Texas, being further described as follows:

BEGINNING at a point for the Northwest corner of the Northeast Quarter of Section 10, Block E, Lubbock County, Texas, same being the Northwest corner of this tract;

THENCE N. 89°59'15" E., along the North line of Section 10, Block E, a distance of 594.00 feet to a point for the Northeast corner of this tract, same being the Northwest corner of that tract conveyed to Doris Dephena Mathews, et al, under Tract 1 in Volume 3498, Page 58, Real Property Records of Lubbock County, Texas;

THENCE S. 00°06'57" W., along the West line of said Tract 1, at 60.00 feet pass a 1/2" iron rod with cap set in the South line of a right-of-way easement for 98th Street, continuing for a total distance of 660.00 feet to a 1/2" iron rod with cap set for the Southeast corner of this tract;

THENCE S. 89°59'15" W., at 198.00 feet pass the West line of that tract conveyed to Doris Dephena Mathews, et al, under Tract 2 in Volume 3498, Page 58 and the Northeast corner of that tract conveyed to Doris Dephena Mathews, et al, under Tract 2 in Volume 3498, Page 55, continuing for a total distance of 594.00 feet to a 1/2" iron rod with cap set in the West line of the Northeast Quarter of Section 10, Block E, for the Southwest corner of this tract, same being the Northwest corner of said Tract 2 in Volume 3498, Page 55;

THENCE N. 00°06'57" E., along the West line of the Northeast Quarter of Section 10, Block E, at 600.00 feet pass a 1/2" iron rod with cap set in the South line of said right-of-way easement, continuing for a total distance of 660.00 feet to the Point of Beginning.

FILED FOR RECORD

DEC 31 4 15 PM '96

Ann Harrison
County Clerk, Lubbock County, Texas

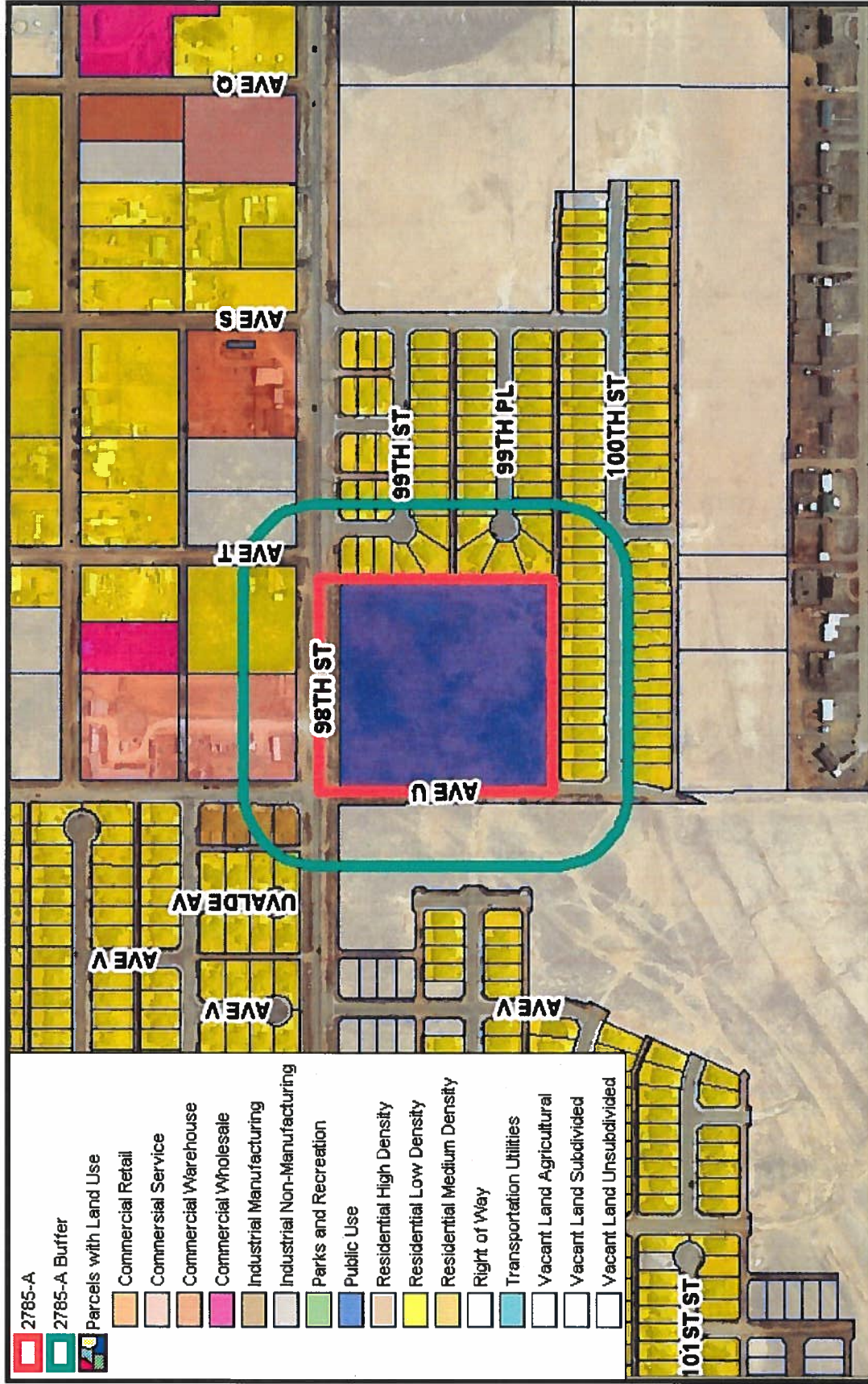
STATE OF TEXAS
COUNTY OF LUBBOCK

I hereby certify that this instrument was FILED on the
date and at the time stamped hereon by me and was duly
RECORDED in the Volume and Page of the Official Real Property
Records of Lubbock County, Texas as stamped hereon by me.

DEC 31 1996

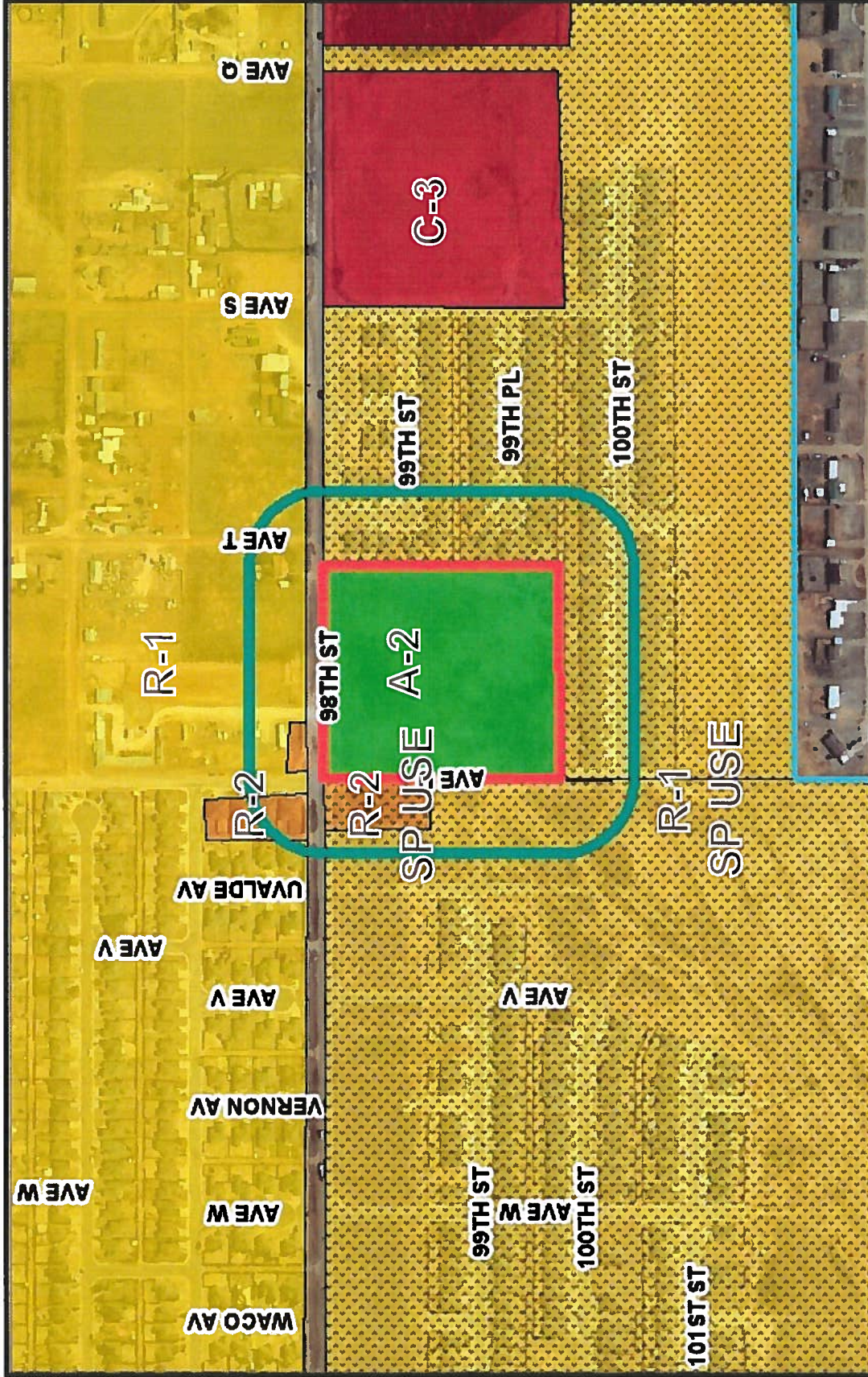


Ann Harrison
COUNTY CLERK
LUBBOCK COUNTY, TEXAS



P.Z.C. Case 2785-A

Request of Texico Conference Association of Seventh-day Adventists (for Tigris Development, LLC) for a zoning change from A-2 limited to church use to A-2, 2005 98th Street



P.Z.C. Case 2785-A Zoning



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Applicant
(Please Print)

Mexico Conference Association
of Seventh-day Adventists

PO Box 1366

Street/Post Office Box

Conales, N.M. 87048

City

State

Zip

(505) 563-4629

Telephone

For

Sigis Development, LLC

5215-79th Street

Street/Post Office Box

Lubbock, TX 79424

City

State

Zip

(806) 687-8888

Telephone

Location or Address:

2005-98th Street, Lubbock, TX

R# R144851

Legal Description:*

APROX 8.86 acre tract: Blk E, Sec. 10, AB 493, TR B5 + N660' of tract B8

Existing Land Use:

vacant land

Existing Zoning:

A-2 Church use

Acreage or Square Footage of Property:

8.86 acres

Zoning Requested:

A-2 high density apartments

Proposed Development:

apartments

If property is not subdivided, will preliminary plat be submitted?

Yes

No ☒

Applicant's Signature

San R. Lobera
Association Secretary
Mexico Conference Assn. of
Seventh-day Adventists

Date

1-14-13

Filing Fee:

(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for Non-Profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

RECEIPT 12675 C# 1128

For City Use Only PIN: 80362

MFP 40

Zone Case No.:

2785-A

Agenda No.:

6

Request for zoning change from:

A-2 limited

To:

A-2

on Lot(s):

Block(s):

Subdivision:

Address:

Q 98TH

20' SSE V1075 P217

60' For 98TH ST.

NW COR. OF
NE 1/4 SEC. 10

VOL. 5361, P. 8
TEXICO CONFERENCE ASSOCIATION
OF SEVENTH-DAY ADVENTISTS

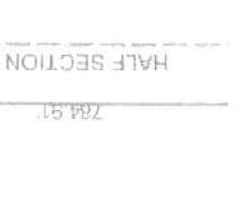
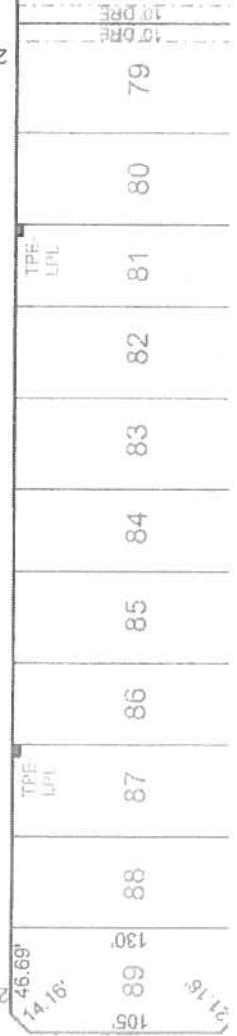
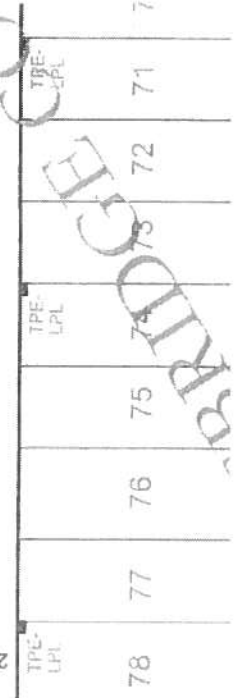
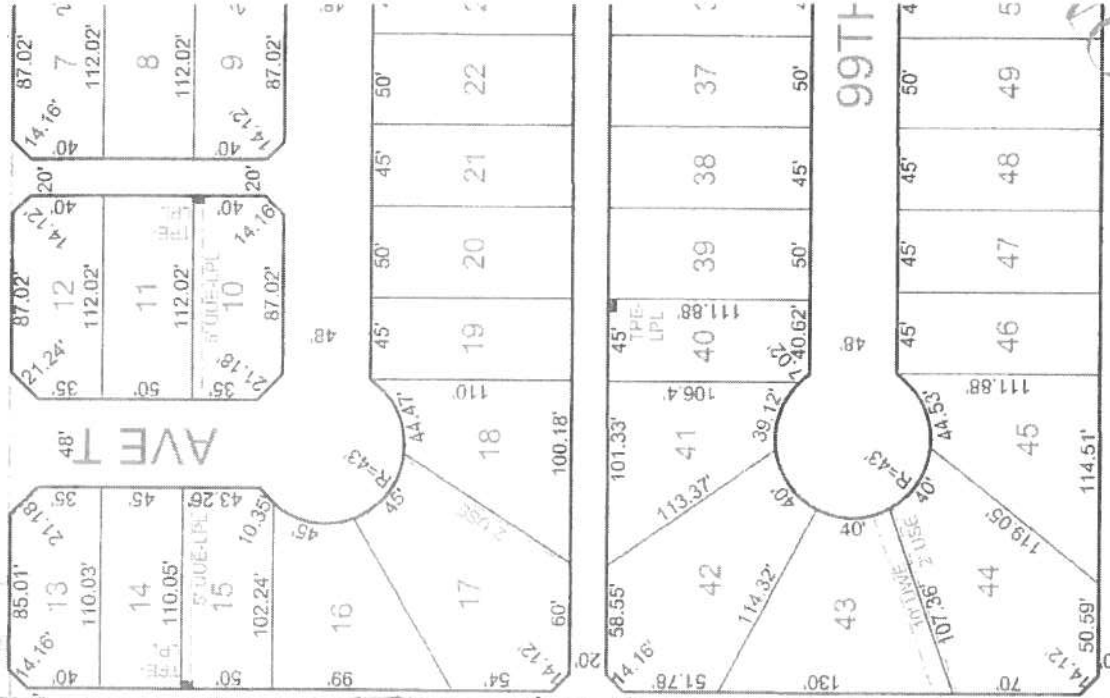
UNSUBD VIDE

AVE U

HALF SECTION LINE SECTION 10 BLOCK E

10' For Alley

32' For Ave. U



City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: 2785-A

In Favor of ☐
Opposed ☒

Reasons and/or Comments:

RECEIVED
JAN 30 REC'D
PLANNING DEPARTMENT

Print Name Carla Williamson
Signature: Carla Williamson
Address: 4602 61st Lubbock, Tex 79414
Address of Property Owned: 2014 98th Lubbock, Tex 79423

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: 2785-A

In Favor of ☐

Opposed ☒

Reasons and/or Comments:

Do not want them in our
Neighborhood.

RECEIVED

JAN 30 REC'D

PLANNING DEPARTMENT

Print Name

Thomas E & Marsha G. Updegraff

Signature:

Marsha G. Updegraff Thomas E Updegraff

Address:

2013 100th St Lubbock, TX 79423

Address of Property Owned:

2013 100th St

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

6

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: **2785-A**

In Favor of ☐

Opposed ☒

Reasons and/or Comments:

When I bought my house - I was told all the land around me was zoned for residential only. I do not want that to change.

RECEIVED

JAN 31 REC'D

PLANNING DEPARTMENT

Print Name Chrissi Jones
Signature: Chrissi Jones
Address: 1921 99th St
Address of Property Owned: 1921 99th St

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

6

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

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Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: 2785-A

In Favor of ☐

Opposed ☒

Reasons and/or Comments:

Concerned about impact of surrounding property values & increase of crime in the neighborhood if a multi-unit housing is built.

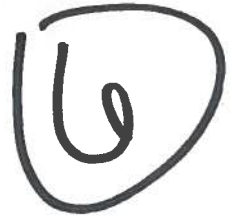
RECEIVED

FEB 01 REC'D

PLANNING DEPARTMENT

Print Name Jenni Bosh Flippen
Signature: Jenni Bosh Flippen
Address: 2024 100th St.
Address of Property Owned: 2024 100th St.

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form



If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the

zone change requested by:

P&Z Case No.:

2785-A

In Favor of



Opposed

Reasons and/or Comments:

I think it would help
give this area a boost.

RECEIVED

FEB 04 REC'D

PLANNING DEPARTMENT

Print Name

Kathryn Moody

Signature:

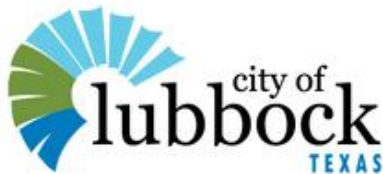
Kathryn Moody

Address:

1926-100th St, Lbk, TX 79423

Address of Property Owned:

1926-100th St - Lubbock



Regular City Council Meeting

5. 20.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3096-A. Ordinance 2013-O0021. Consider a request of Justin Houston, P.E., for Rex Robertson for a zoning change from C-3, GO, and R-1 to C-3 Specific Use on 24.763 acres of unplatted land out of Block E-2, Section 25 (114th Street and Slide Road).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request: the request is from C-3 General Retail, Garden Office (GO) and R-1 Single Family Residential to C-3 Specific Use.

Proposed Land Use:

The request submitted is for a Super Walmart (in excess of 186,000 square foot), and the Specific Use Permit requests allowance of a modest amount of outdoor display.

Adjacent Land Uses:

N – Commercial - C-3 for the majority and residential, R-1 Specific Use

S – Transitional - vacant and eligible for commercial by policy

E – Commercial - both C-3 and C-3 Specific Use for a mini warehouse project

W – Garden Office and R-1 Specific Use - vacant

Planning and Zoning (P&Z) Public Hearing notes from February 7, 2013:

Other than the applicant and the staff, no citizens appeared during the hearing. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

The request is reasonably in compliance with the CLUP. The requested acreage for approximately 25 acres is larger than the typical 10-acre allotment because of the space needs for the Super Walmart and adjacent outparcels. A majority of the site is already zoned C-3.

The applicant has submitted both a site plan, the locations of requested outdoor display, and a building elevation. The staff will ask for the adoption of all three.

The Specific Use proposal for the outside display include:

- Seasonal or general goods will be displayed in areas along the front walk of the store, towards Slide and behind the two out-pads, and at the garden center, that is enclosed with a wrought iron fence.
- On the 114th Street side of the building a wrought-iron enclosed Garden Center is proposed on the south west corner, as well as, a bagged-goods rack along the center of the building. The rack will not be taller than the building and is proposed from a drive for easy-access for customers loading the bagged goods. To the east of the racks are two sets of auto center bay doors. A sizable setback is proposed from 114th which will diminish the appearance of the outdoor activity.

- The loading docks and outdoor compacting /solid waste stations are on the east face of the structure.
- A pylon sign on an entrance corridor on Slide is proposed that is larger than the Code would allow for the Slide Road frontage of the Walmart portion of the site. The proposed sign is 240 square feet in size with a height of 30 foot. Due to the fact that the store does not front Slide Road, the sign being located in the drive entrance is what makes it have a need for being approved as part of the Specific-Use permit. It is a monopole and should not be out of proportion to the overall development lot. The two out-parcels will operate on their own with regard to the sign code.
- Not a part of the outdoor discussion, but a double-drive-through pharmacy will be located on the north face of the building with a dedicated drive isle.

The P&Z recommends approval with the following conditions:

1. Tied to the site plan for outside display locations, the sign on Slide Road, and the 1:250 parking ratio for the Walmart store.
2. Tied to the building elevations as presented in Zone Case 3096A.
3. The Garden Center shall be enclosed with a wrought iron fence.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3096-A
Zone Case 3096-A

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3096; A ZONING CHANGE FROM C-3, GO, AND R-1 TO C-3 SPECIFIC USE, ON 24.763 ACRES OF UNPLATTED LAND OUT OF BLOCK E-2, SECTION 25, LUBBOCK, TEXAS; SUBJECT TO CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.**

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3096-A

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **C-3, GO, and R-1** to **C-3 Specific Use** on **24.763 acres of unplatted land out of Block E-2, Section 25, City of Lubbock, Lubbock County, Texas, located at 114th Street and Slide Road,** subject to conditions, and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SUBJECT TO THE FOLLOWING CONDITIONS:

1. **THAT the zone change is tied to the site plan for outside display locations, the sign on Slide Road, and the 1 to 250 parking ratio for the Wal-Mart store.**
2. **THAT the zone change is tied to the building elevations as presented in ZC 3096A**
3. **THAT the Garden Center shall be enclosed with a wrought iron fence.**

SECTION 2. THAT the granting of this specific use zoning is hereby made subject to compliance with all provisions of Zoning Ordinance No. 7084, as amended, including particularly, but not limited to, Section 40.03.3102 of the Codified Zoning Ordinance, which provides that a Building Permit shall be applied for and secured within thirty (30) months of the effective date of the zone change or all undeveloped property shall automatically revert back to the previous zoning classification, which in this case is the **3096-A** zone district; and if such reversion occurs, the Director of Planning is directed to remove from the Zoning Map the legend indicating such specific use. The Specific Use authorized by this Ordinance is permitted under provision of Section 40.03.3101-40.03.3103 of Codified Zoning Ordinance No. 7084 on the property described as **114th Street and Slide Road**, City of Lubbock, Lubbock County, Texas.

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 4. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

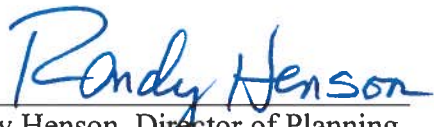
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

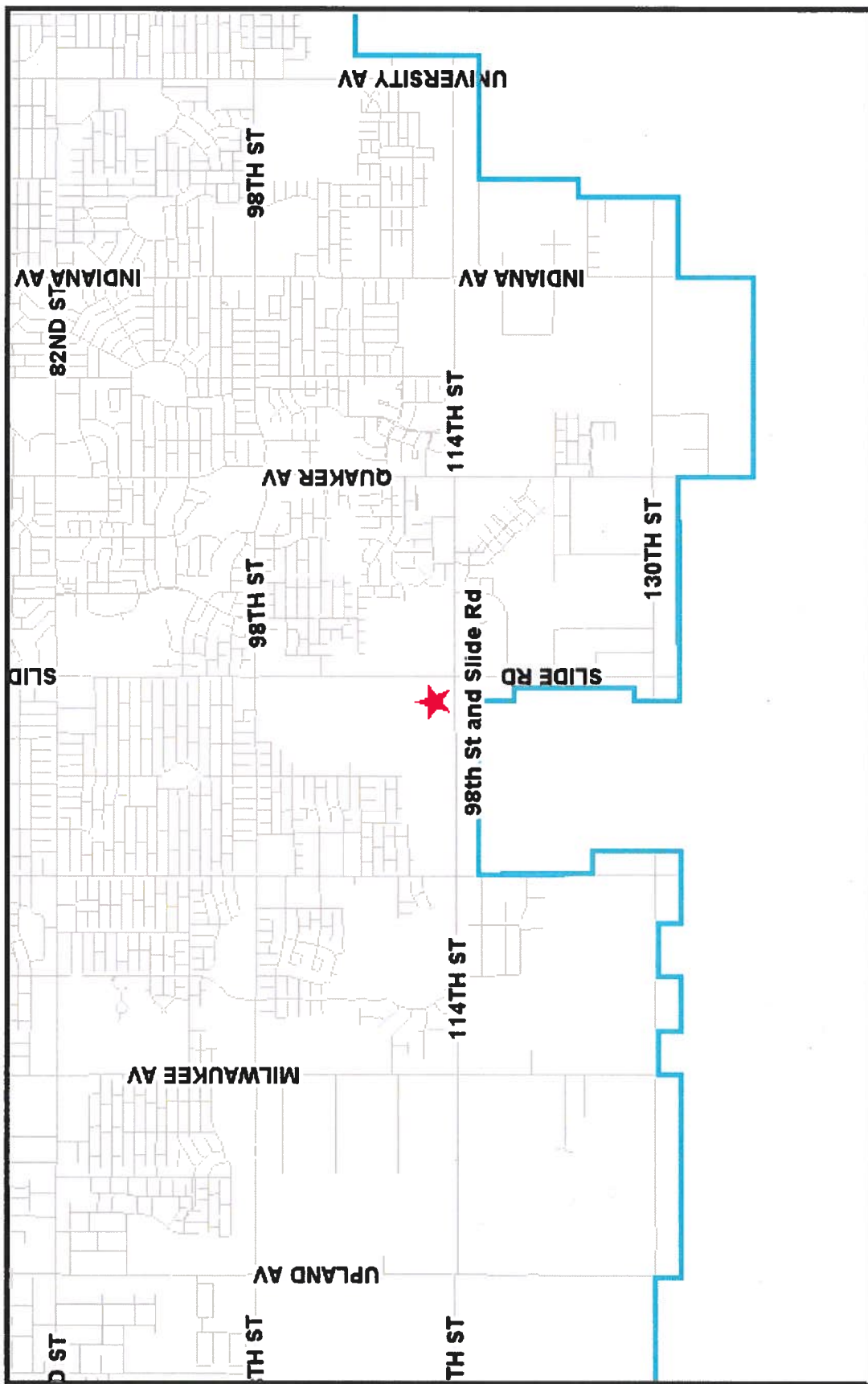

Randy Henson, Director of Planning

APPROVED AS TO FORM:

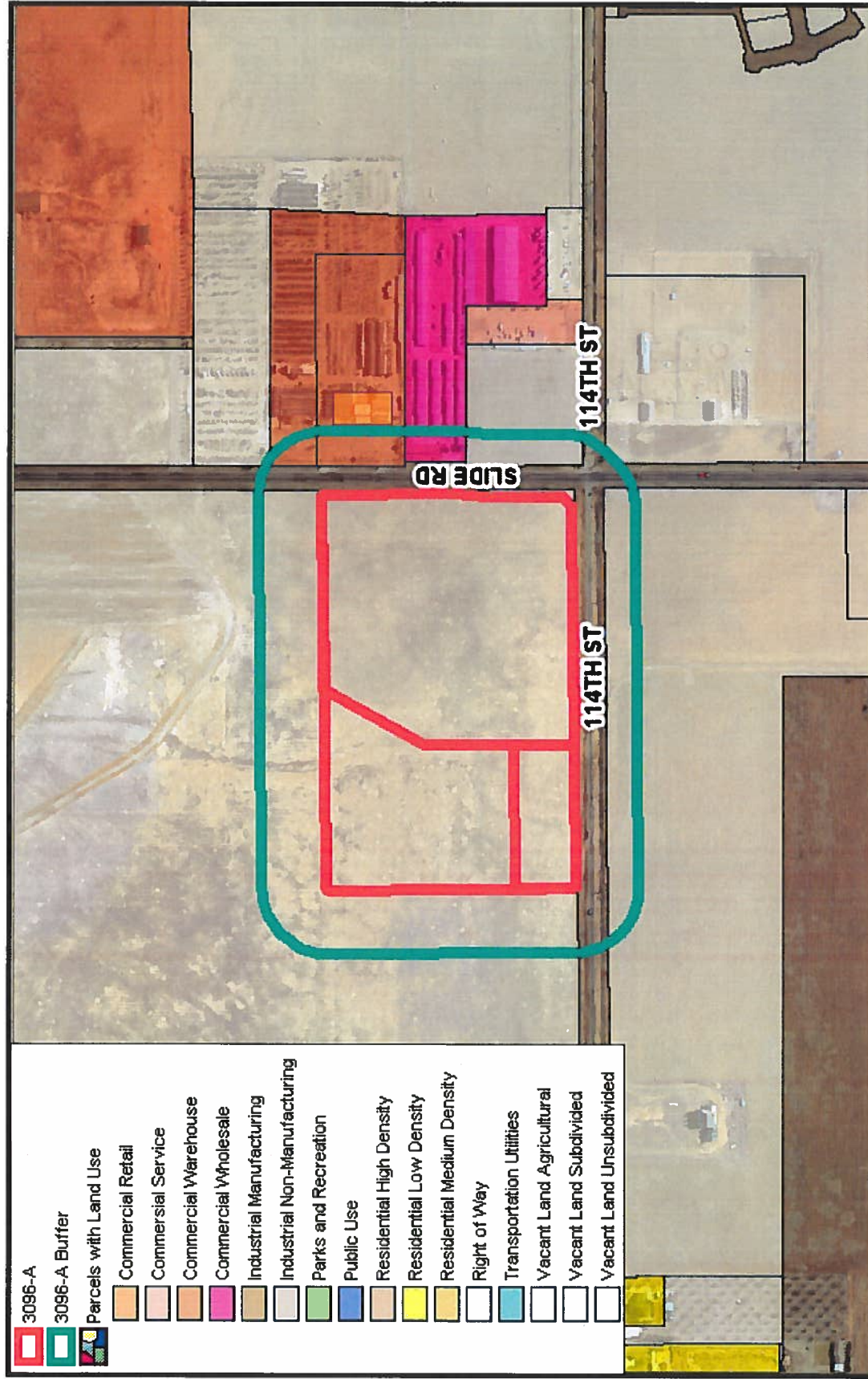

Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3096-A
February 7, 2013



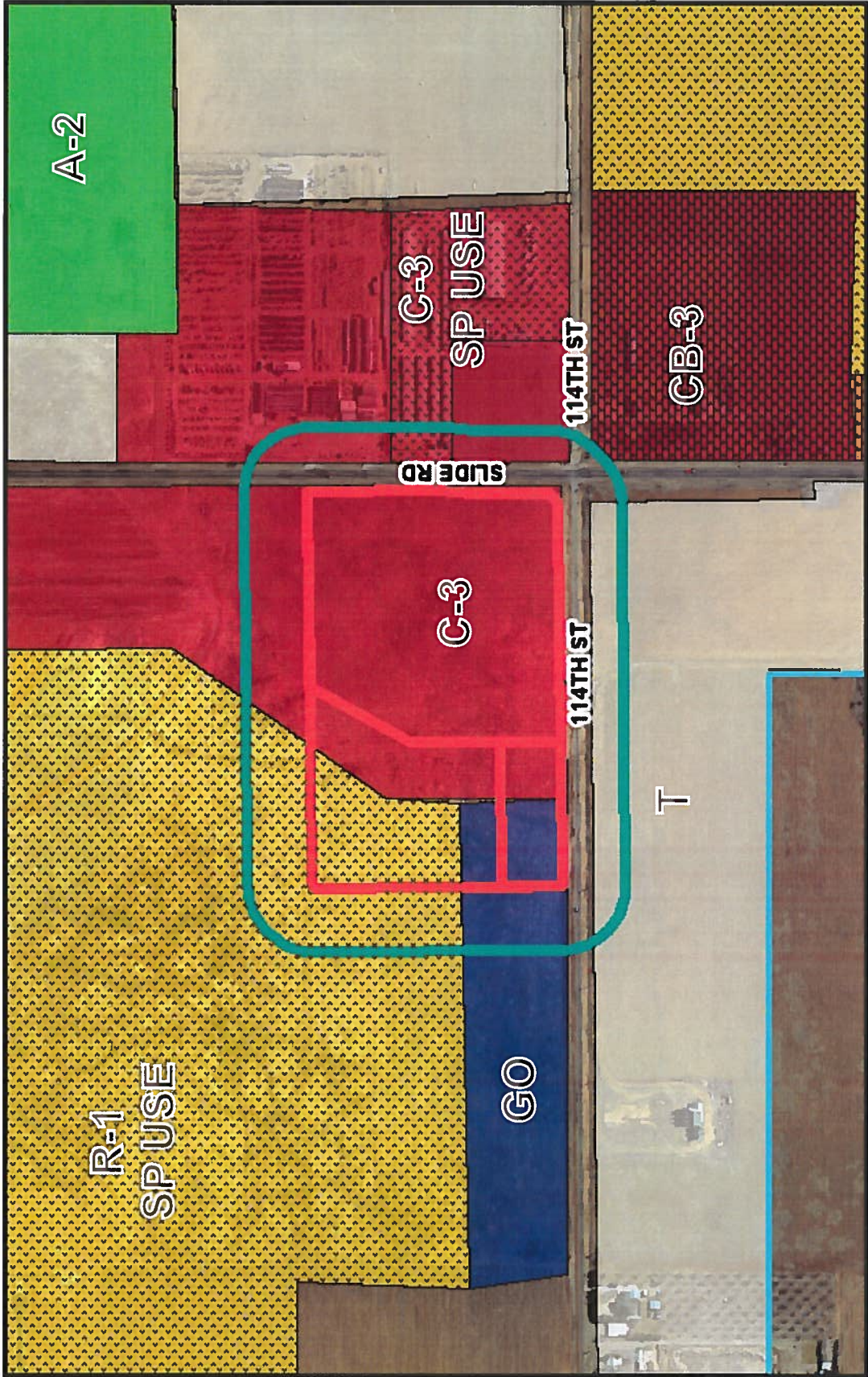


P.Z.C. Case 3096-A



P.Z.C. Case 3096-A

Request of Justin Houston, P.E. (for Rex Robertson) for a zoning change from C-3, GO, and R-1 to C-3 Specific Use, 114th Street and Slide Road



P.Z.C. Case 3096-A Zoning



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Rex F. Robertson of Ford Development Corporation
on behalf of:
Abbey Glen Partners, LLC and McCurdy Tract, LTD

Applicant Justin M. Houston, P.E. of Kimley-Horn and Associates, Inc. **For**
(Please Print)

2000 South Boulevard, Suite 440

Street/Post Office Box

Charlotte NC 28203

City State Zip

(704) 954-7489

Telephone

17103 Preston Road, Suite 225

Street/Post Office Box

Dallas TX 75248

City State Zip

(972) 858-1111

Telephone

Location or Address:

Northwest corner of Slide Road and 114th Street, Lubbock, Texas

Legal Description:*

Please see attached

Existing Land Use:

Agricultural

Existing Zoning:

C-3, GO, and R-1

Acreage or Square Footage of Property:

Approximately 25 Acres

Zoning Requested:

C-3 Specific Use

Proposed Development:

Walmart Store No. 4117-00, Lubbock, TX

If property is not subdivided, will preliminary plat be submitted?

Yes Yes, at a later date No

Applicant's Signature

Date

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

Filing Fee:

\$547.00

(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for Non-Profit)

Receipt 17676

CKH

For City Use Only

M+B

Map 42

Zone Case No.:

3096-A

Agenda No.:

7

Request for zoning change from:

C-3, GO, R1

To:

C-3 SP use

on Lot(s):

Block(s):

Subdivision:

Address:

114th St and Slide Rd

33.275 acres of unplatted land out of Block B-2, section 25



Kimley-Horn
and Associates, Inc.

January 11, 2013

■
Suite 440
2000 South Boulevard
Charlotte, North Carolina
28203

Mr. Randy Henson
Director of Planning – City of Lubbock
1625 13th Street, Room 107
Lubbock, Texas 79401

**RE: Rezoning, Specific Use and Conditional Use Permit
Property at the Northwest Corner of Slide Rd and 114th St**

Dear Mr. Henson:

Please find included our submittal for the proposed Rezoning, Specific Use and Conditional Use Permit for a portion of the property located at the northwest corner of Slide Road and 114th Street in Lubbock, Texas.

Our submittal includes the following:

- Completed City of Lubbock Application for Zone Change
- Fee in the amount of \$547 for the approximately 25 acre tract
- Legal Descriptions
 - Metes and Bounds Description for the Overall Tract to be Completely C-3
 - Metes and Bounds Description of the portion of the proposed tract currently Zoned GO
 - Metes and Bounds Description of the portion of the proposed tract currently Zoned R Specific Use

The following will be sent under separate cover shortly:

- Proposed Building Elevations
- Site Plan

Portions of the site are currently zoned Garden Office and Residential. We are proposing that all portions of the site as delineated by the included legal descriptions be rezoned to **C-3 General Retail District**.

Additionally, based on discussions between Kimley-Horn, BRR Architecture and the City of Lubbock there are some proposed items



Kimley-Horn
and Associates, Inc.

that will be best to have listed as a Specific Use for this site. As part of this submittal we are requesting a Specific Use for the following items:

- Outdoor sales and storage including:
 - Sidewalk Sales
 - Vending and propane locations
 - All garden center high racking and storage
 - Storage associated with the TLE (Tire and Battery canopy on rear)
 - Storage of Bale and Pallets behind store
- The ability to have Drive-thru windows to support the Pharmacy
- A reduction in the required parking to One (1) parking space for each two hundred and fifty (250) square feet of gross floor area.

Finally, based on discussions between BRR Architecture and the City of Lubbock, we would also like to request a Conditional Use Permit to allow for the sale of alcoholic beverages on this tract, based on Sec. 40.03.1754 of the Zoning Ordinance.

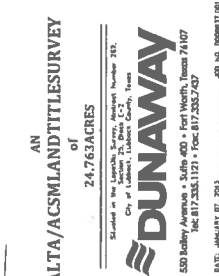
It is our understanding that all of these requests can be completed by the Planning and Zoning Commission. If additional meetings are required with other boards, please let us know.

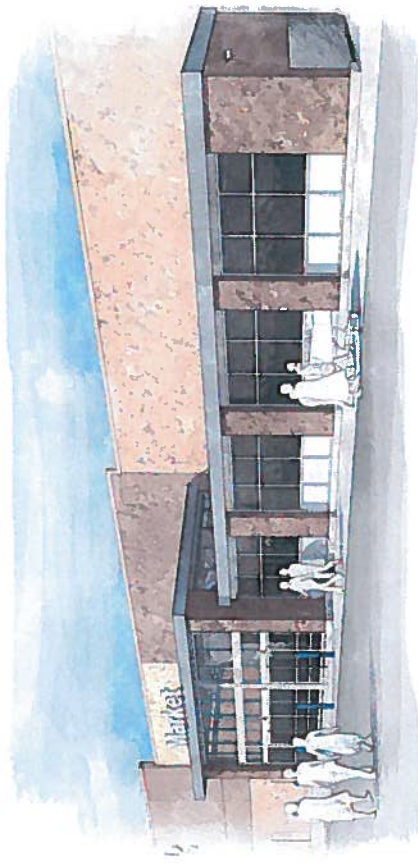
We look forward to the Planning and Zoning Commission meeting on February 7th. We trust this meets your needs at this time; please feel free to call me at (704) 954-7489 if you have any questions or concerns.

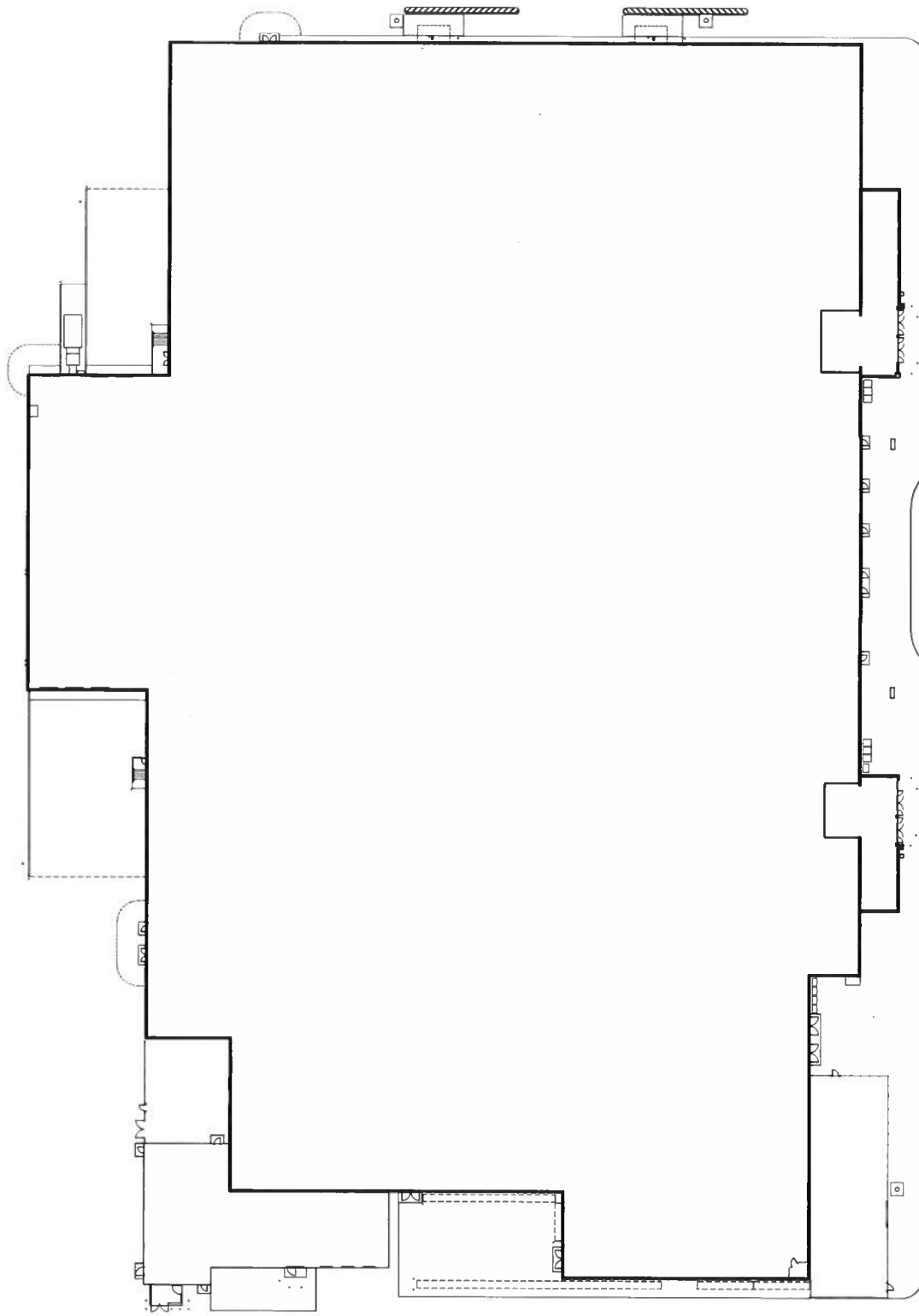
Sincerely yours,

KIMLEY-HORN AND ASSOCIATES, INC.

Justin M. Houston, P.E.







B | R | R
ARCHITECTURE

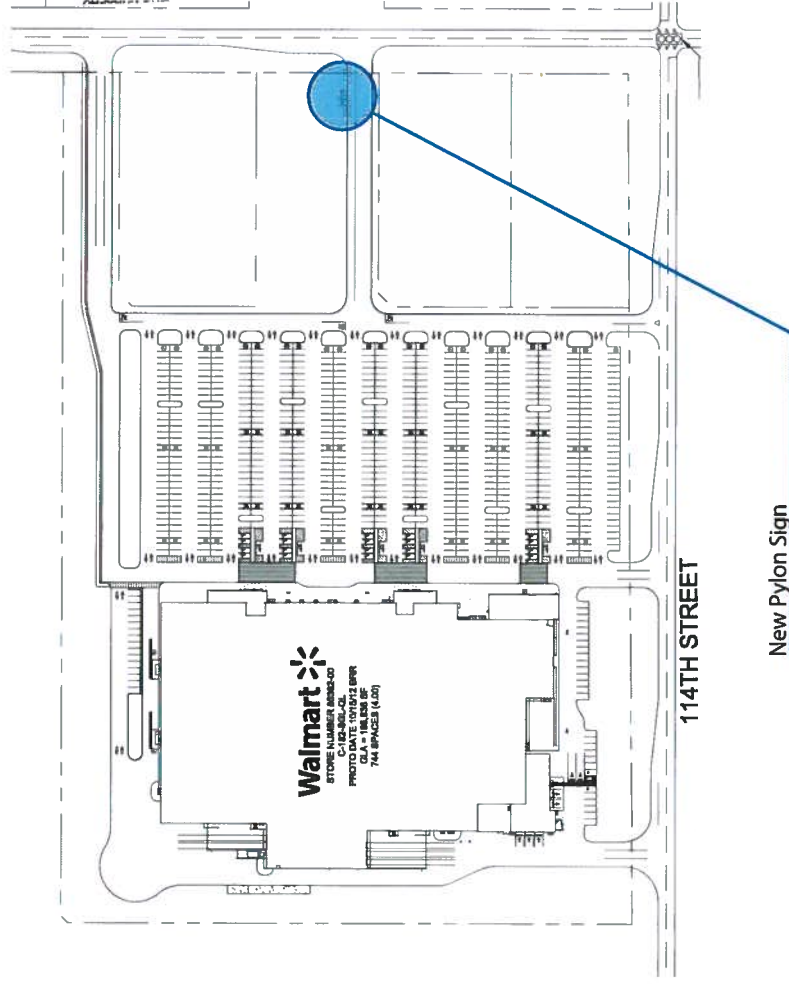
January 10, 2013

Lubbock, TX #4117

Floor Plan

3

DESIGN REPRESENTATION ONLY - NOT FOR CONSTRUCTION. The building images shown are a representation of the current design intent only. The building interior may not reflect emission, in color, size, type, location, shading, ambient light, or other details. The building exterior may not reflect emission, in color, size, type, location, shading, ambient light, or other details. The building exterior may not reflect emission, in color, size, type, location, shading, ambient light, or other details. The building exterior may not reflect emission, in color, size, type, location, shading, ambient light, or other details.



Lubbock, TX #4117

4

METES AND BOUNDS DESCRIPTION
OVERALL TRACT

BEING a 24.871 acre tract of land situated in the Lapatillo Survey, Abstract Number 269, Section 25, Block E-2, in the City of Lubbock, being a portion of the tract of land described in the instrument to McCurdy Tract, Ltd. recorded in Document Number 2007012418, Deed Records of Lubbock County, Texas and a portion of the tract of land described in the instrument to Abbey Glen Partners, LLC. recorded in Document Number 2012009018, Deed Records of Lubbock County, Texas; said 24.871 acre tract of land being more particularly described as follow:

COMMENCING at a railroad spike found for the southeast corner of Section 25, Block E-2;

THENCE with the easterly line of Section 25, Block E-2 North $01^{\circ} 43' 53''$ East a distance of 84.20 feet to a point for corner;

THENCE departing the easterly line of Section 25, Block E-2 North $88^{\circ} 16' 17''$ West (Document Number 2010017492 = $S88^{\circ} 15' 41''$ E) (Document Number 2012004641 = $N88^{\circ} 16' 07''$ W) at a distance of 40.00 feet passing a found 1/2 inch iron rod with cap stamped "Hugo Reed & Assoc" in all a total distance of 70.00 feet to a 1/2 inch iron rod with cap stamped "Hugo Reed & Assoc" found in a non-tangent curve to the right having a radius of 30.00' for the POINT OF BEGINNING;

THENCE Southwesterly along said curve through a central angle of $89^{\circ} 32' 20''$ an arc distance of 46.88 feet with a chord bearing of South $46^{\circ} 30' 44''$ West and a chord distance of 42.26 feet to a 1/2 inch iron rod with cap stamped "Hugo Reed & Assoc" found at the end of said curve;

THENCE North $88^{\circ} 43' 06''$ West (Document Number 2012009018 = $N88^{\circ} 43' 17''$ W) (Document Number 2010017492 = $S88^{\circ} 43' 21''$ E) at a distance of 787.74 feet passing a 1/2 inch iron rod with cap stamped "Hugo Reed & Assoc" found for the southeasterly corner of said Abbey Glen Partners, LLC tract in all a total distance of 1,266.56 feet to a 5/8 inch iron rod with yellow cap stamped "Dunaway Assoc LP" set for corner;

THENCE North $01^{\circ} 16' 44''$ East a distance of 820.00 feet to a 5/8 inch iron rod with yellow cap stamped "Dunaway Assoc LP" set for corner;

THENCE North $46^{\circ} 16' 44''$ East a distance of 14.14 feet to a 5/8 inch iron rod with yellow cap stamped "Dunaway Assoc LP" set for corner;

THENCE South $88^{\circ} 43' 16''$ East at a distance of 658.52 feet passing a 5/8 inch iron rod with yellow cap stamped "Dunaway Assoc LP" set in the easterly line of said Abbey Glen Partners, LLC, tract in all a total distance of 1,302.88 feet to a 5/8 inch iron rod with yellow cap stamped "Dunaway Assoc LP" set in the westerly right-of-way line of Slide Road (F.M. 1730) (a variable

width right-of-way) as described in the instrument to the State of Texas recorded in Document Number 2012004641, Official Records of Lubbock County, Texas;

THENCE with the westerly right-of-way line of Slide Road (F.M. 1730) the following:

South 01° 43' 53" West a distance of 439.62 feet to a 4 inch brass cap stamped "Texas Department of Transportation" found for corner;

South 07° 26' 31" West a distance of 100.50 to a 3-1/4 inch aluminum cap found for corner;

South 01° 43' 53" West a distance of 260.78 feet to the POINT OF BEGINNING;

CONTAINING a computed area of 24.871 acres (1,083,367 square feet) of land.

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

7

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: 3096-A

In Favor of ☒

Opposed ☐

Reasons and/or Comments:

RECEIVED

FEB 01 REC'D

PLANNING DEPARTMENT

Print Name

MARY CLEVELAND ELLIOTT LLC

Signature:

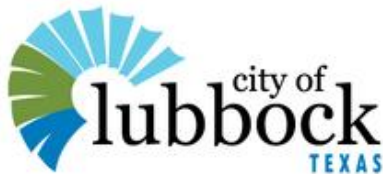


Address:

PO Box 64060

Address of Property Owned:

MARY CLEVELAND ELLIOTT LLC



Regular City Council Meeting

5. 21.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Zone Case 3202. Ordinance 2013-O0022. Consider a request of Scott Collier, for 1585 Partners, LLC for a zoning change from T Transitional to C-3 for retail stores on 10.833 acres of unplatted land out of Block AK, Section 5 (Southwest corner of 130th Street and Quaker Avenue).

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:
From T to C-3

Proposed Land Use:
Unspecified retail

Adjacent Land Uses:
N – Vacant land – Zoned T - Transitional
S – Vacant land – no zoning in the county
E – Commercial, vacant – Zoned C-3 - General Retail
W – Vacant land – Zoned T - Transitional

Planning and Zoning (P&Z) Public Hearing notes from February 7, 2013:
No one appeared before the Board to speak in favor or opposition. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):
This case meets the CLUP, which specifies 10 acres of commercial on each corner of the thoroughfare intersections.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3202

Zone Case 3202

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3202**; A ZONING CHANGE FROM T TO C-3 ZONING DISTRICT ON **10.833 ACRES OF UNPLATTED LAND OUT OF BLOCK AK, SECTION 5**, LUBBOCK, TEXAS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3202

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under the provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from T to C-3 zoning district on **10.833 acres of unplatted land out of Block AK, Section 5**, City of Lubbock, Lubbock County, Texas, located at **Southwest corner of 130th Street and Quaker Avenue**.

SECTION 2. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 3. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

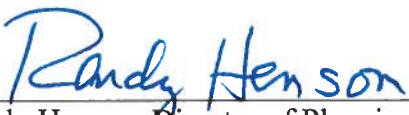
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



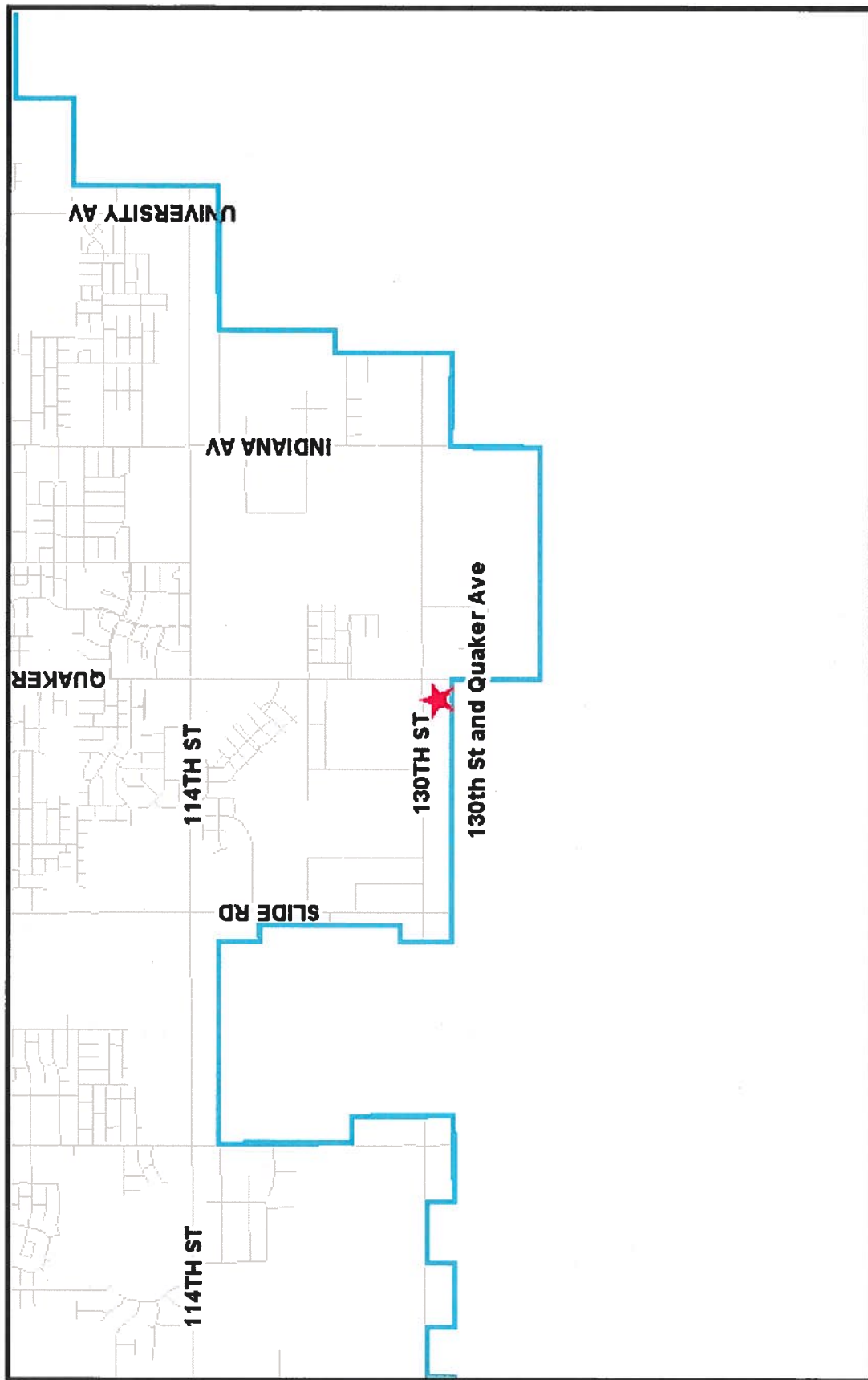
Randy Henson, Director of Planning

APPROVED AS TO FORM:

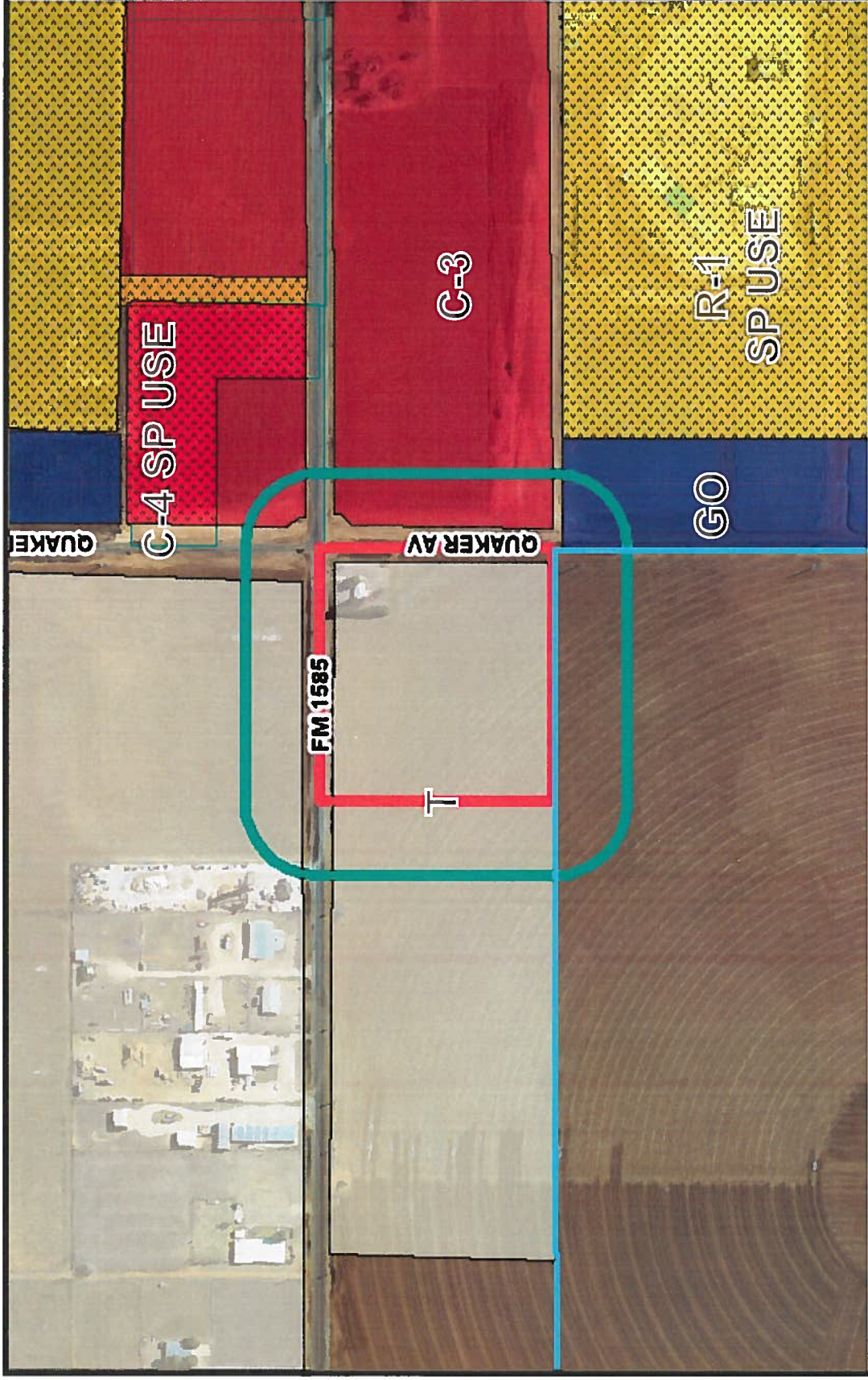


Chad Weaver
Assistant City Attorney

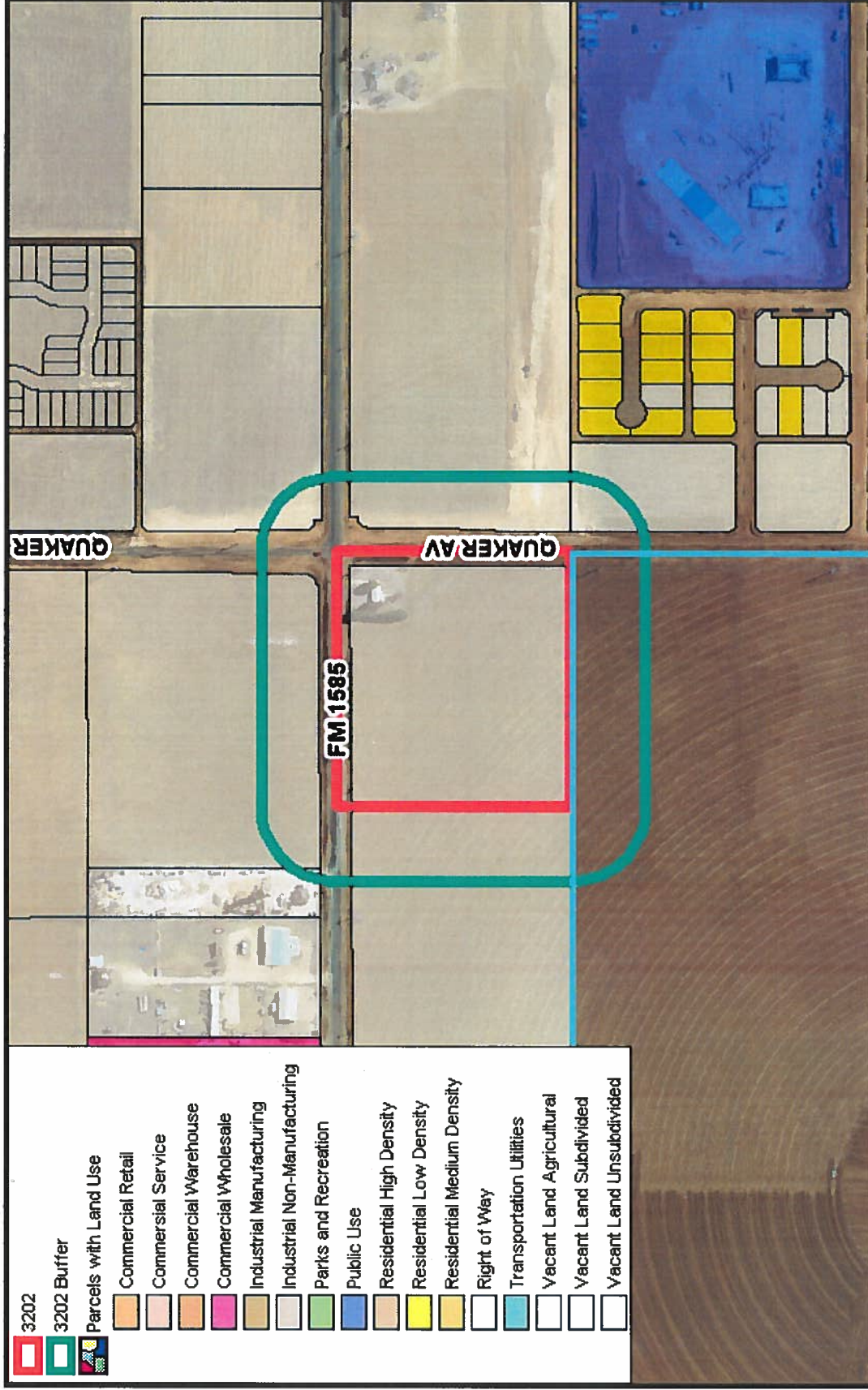
vw/cityatt/Chad/ZoneCase/ZC3202
February 7, 2013



P.Z.C. Case 3202



P.Z.C. Case 3202 Zoning



P.Z.C. Case 3202

Request of Scott Collier (for 1585 Partners, LLC) for a zoning change from T to C-3 for retail stores, Southwest corner of 130th Street and Quaker Avenue



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

Applicant
(Please Print)

Scott Collier

2202 Avenue E

Street/Post Office Box

Lubbock, TX 79404

City

State

Zip

(806) 741-1982

Telephone

For

1585 Partners, LLC

2202 Avenue E

Street/Post Office Box

Lubbock, TX 79404

City

State

Zip

(806) 741-1982

Telephone

Location or Address: SW Corner of Intersection 1585 & Quaker

Legal Description:* See Attached

Existing Land Use: Ag Use

Existing Zoning: Ag Use

Acres or Square Footage of Property: 10 acres

Zoning Requested: C-3

Proposed Development: Retail/shopping

If property is not subdivided, will preliminary plat be submitted?

See Attached

Applicant's Signature

Yes

No X

1-15-13

Date

Filing Fee: \$502.00

(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for Non-Profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

RECEIPT 17680

For City Use Only

MAS

map 41

Zone Case No.: 3203 3202

Agenda No.: 9

Request for zoning change from: T

To: C-3

on Lot(s):

Block(s):

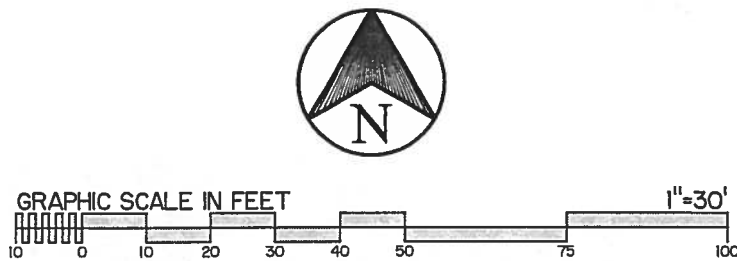
Subdivision:

Address:

SW corner of 130th St and Quaker Ave

10.833 acres of unplatted land out of Block A Section 5

"ALTA/ACSM LAND TITLE SURVEY"
PERIMETER, IMPROVEMENT AND TOPOGRAPHIC SURVEY
OF A 10.833 ACRE TRACT OF LAND LOCATED IN
SECTION 5, BLOCK AK
LUBBOCK COUNTY, TEXAS



METES AND BOUNDS DESCRIPTION of a 10.833 acre tract of land out of a 615.8 acre tract as described under County Clerk File No. 2011011733 of the Official Public Records of Lubbock County, Texas, located in Section 5, Block AK, Lubbock County, Texas, being further described as follows:

BEGINNING at a "cross" hatch nail with washer set for the Northeast corner of said Section 5, Block AK and the Northeast corner of said 615.8 acre tract, same being the Northeast corner of this tract;

THENCE S. $00^{\circ}06'02''$ W., along the East line of said Section 5 and the Eastern boundary of said 615.8 acre tract, at 40.00 feet pass a "cross" hatch nail with washer set in the South right-of-way line of F.M. 1585 as described in Volume 487, Page 47 of the Deed Records of Lubbock County, Texas, continuing for a total distance of 660.00 feet to a 1/2" iron rod with cap set for the Southeast corner of this tract, from whence a found 3/4" square tube bears S. $00^{\circ}06'02''$ W. a distance of 1980.65 feet;

THENCE N. $89^{\circ}54'44''$ W. a distance of 715.00 feet to a 1/2" iron rod with cap set for the Southwest corner of this tract;

THENCE N. $00^{\circ}06'02''$ E. at 620.00 feet pass a 1/2" iron rod with cap set in said South right-of-way line, continuing for a total distance of 660.00 feet to a "cross" hatch nail with washer set in the North line of said Section 5 and the Northern boundary of said 615.8 acre tract for the Northwest corner of this tract;

THENCE S. $89^{\circ}54'44''$ E., along the North line of said Section 5 and the Northern boundary of said 615.8 acre tract, a distance of 715.00 feet to the Point of Beginning.

Contains: 471,900 square feet.

Bearings are relative to the North line of Section 5, Block AK, previously recognized as being S. $89^{\circ}54'44''$ E.

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

9

If for any reason you will be unable to attend the public hearing advertised by this notice, and wish to present your comments regarding the case, please complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, TX, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to the case, please call the City of Lubbock Planning Department at 775-2120.

Please check one of the following to indicate if you are in favor of, or oppose, the zone change requested by: P&Z Case No.: 3202

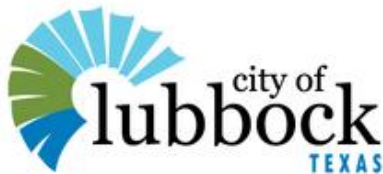
In Favor of X

Opposed

Reasons and/or Comments:

RECEIVED
FEB 06 REC'D
PLANNING DEPARTMENT

Print Name FRANK SORELLE - SORELLE PARTNERS II
Signature: Frank Sorelle
Address: 4610 21ST STREET, LUBBOCK, TX 79407
Address of Property Owned: NE CORNER OF 130TH & QUAKER



Regular City Council Meeting

5. 22.

Meeting Date: 03/14/2013

Information

Agenda Item

Ordinance 2nd Reading - Planning: Ordinance 2013-O0023. Consider a request to amend the zoning code to allow "apartments" in the CB-2 district, rather than "A-2 apartments" as currently permitted, and amend the CB-2 parking requirements to add standards for apartments.

Item Summary

On February 28, 2013, the City Council approved the first reading of the ordinance.

Zoning Request:

Amend the zoning code to allow apartments in the CB-2 district rather than A-2 apartments as currently permitted.
Amend the CB-2 parking requirements to add standards for apartments.

Planning & Zoning (P&Z) Public Hearing Notes from February 7, 2013:

The zoning code currently allows apartments as specified in the A-2 section in the CB-2 district. This creates some confusion concerning which development standards to apply for apartments proposed in the CB-2 district. Staff believes it would be appropriate to amend zoning code section 40.03.1873.4 to simply state apartments and eliminate the wording "as specified in the A-2 section." Any apartment development in the CB-2 district would then be required to meet the development standards as found in the CB-2 district.

Staff also recommends amending zone code section 40.03.1882.a.9, which is the A-2 parking standards in the parking section of the district, to read "apartments" rather than "residential units."

The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan:
None.

Fiscal Impact

None.

Staff/Board Recommending

Planning and Zoning Commission

Quincy White, Assistant City Manager

Attachments

Ordinance - CB-2

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 40, "ZONING", ARTICLE 40.03, "DISTRICTS", DIVISION 17, "CB-2, CENTRAL BUSINESS DISTRICT, BROADWAY/13TH/MAIN, SECTION 40.03.1873, "PERMITTED USES", OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK, TEXAS, TO ALLOW FOR APARTMENTS; CHAPTER 40, "ZONING", ARTICLE 40.03, "DISTRICTS," SECTION 40.03.1882(a)(9), "OFF-STREET PARKING REQUIREMENTS" OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK, TEXAS, TO ESTABLISH PARKING STANDARDS FOR APARTMENTS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council of the City of Lubbock, Texas deems it in the best interest of the health, safety, and welfare of the citizens of Lubbock to amend the Code of Ordinances to clarify the standards applicable to apartments in the "CB-2 Central Business District" zoning district and to establish parking standards, as set forth herein;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT Section 40.03.1873 subsection (4) of the Code of Ordinances, City of Lubbock, Texas, is hereby amended to read as follows:

(4) Apartments.

SECTION 2. THAT Section 40.03.1882 subsection (a)(9) of the Code of Ordinances, City of Lubbock, Texas, is hereby amended to read as follows:

(9) Apartments – One space for each efficiency unit, one and one-half (1 ½) spaces for each one bedroom unit, two (2) spaces for each unit with two (2) or more bedrooms, plus one additional space for each four (4) units in the development. Townhomes, garden homes, duplexes and single-family shall comply with the "R-1" and "R-2" parking standards.

SECTION 3. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable as provided by Section 1.01.004 of the Code of Ordinances of the City of Lubbock, Texas.

SECTION 4. THAT should any paragraph, section, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of the Ordinance shall not be affected thereby.

SECTION 5. THAT the City Secretary of the City of Lubbock, Texas, is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative means of publication provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

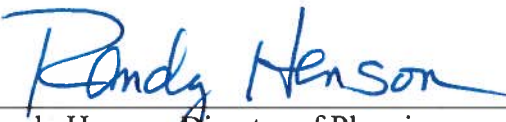
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

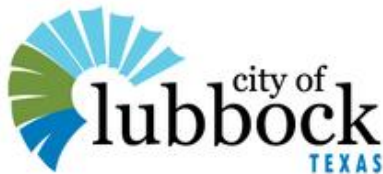


Randy Henson, Director of Planning

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney



Regular City Council Meeting

6. 1.

Meeting Date: 03/14/2013

Information

Agenda Item

Public Hearing 6:30 p.m. - Planning: Consider a request for Zone Case 3200, a request of Felipe Rodriguez for a zoning change from C-3 to C-4 limited to a dance hall and all C-3 uses on the northwest half of Lot 14, and Lots 15 through 18, Block 1, Burlison Osborn Heights Addition (2841 and 2837 Clovis Road) and consider an ordinance.

Item Summary

Zoning Request:

C-3 General Retail to C-4 Limited to a dance hall (commercial).

Proposed Land Use:

The applicant is proposing a dance hall at this location.

Adjacent Land Uses:

N – Industrial – Zoned M-1 Light Manufacturing

S – Residential – Zoned R-1 Single Family District

E – Commercial – Zoned C-3 General Retail

W – Commercial – Zoned C-3 General Retail

Planning and Zoning Commission (P&Z) Public Hearing Notes from February 7, 2013:

The applicant has been advised that a dance hall in this location is still subject to separation requirements from residential (200 feet measured from wall to residential district line) and parking requirements (one space per 50 square feet of gross floor area). The parcel does not meet the separation from residential property requirement, and staff has concerns that the parking requirements cannot be met. The applicant has been made aware of these conditions and understands that he will be required to go through the Zoning Board of Adjustment (ZBA) for these variances prior to receiving a zoning certificate for a dance hall. The P&Z voted unanimously to approve.

Impact on the Comprehensive Land Use Plan (CLUP):

The parcel is intended for commercial use under the CLUP, and being on a state highway is eligible for C-4.

P&Z Recommendation:

The P&Z recommends the request with the following conditions:

1. Limited to a dance hall and all C-3 uses.
2. The dance hall shall meet all requirements for a dance hall, or acquire approval through the Zoning Board of Adjustment.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3200

Zone Case 3200

ORDINANCE NO. _____

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 3200**; A ZONING CHANGE FROM C-3 TO C-4 ZONING DISTRICT LIMITED TO A **DANCE HALL AND ALL C-3 USES**, ON **THE NORTHWEST HALF OF LOT 14 AND LOTS 15 THROUGH 18, BLOCK 1, BURLESON OSBORN HEIGHTS ADDITION**, LUBBOCK, TEXAS; PROVIDING A PENALTY; SUBJECT TO CONDITIONS; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 3200

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under the provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from C-3 to C-4 zoning district **limited to a dance hall and all C-3 uses on the northwest half of Lot 14 and Lots 15 through 18, Block 1, Burleson Osborn Heights Addition**, City of Lubbock, Lubbock County, Texas, located at **2841 and 2837 Clovis road**, subject to conditions, and being further described as follows:

SUBJECT TO THE FOLLOWING CONDITIONS:

- 1. THAT the zone change be limited to a dance hall and all C-3 uses.**
- 2. THAT the dance hall shall meet all requirements for a dance hall, or acquire approval through the Zoning Board of Adjustment.**

SECTION 2. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 3. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on _____.

Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

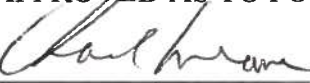
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



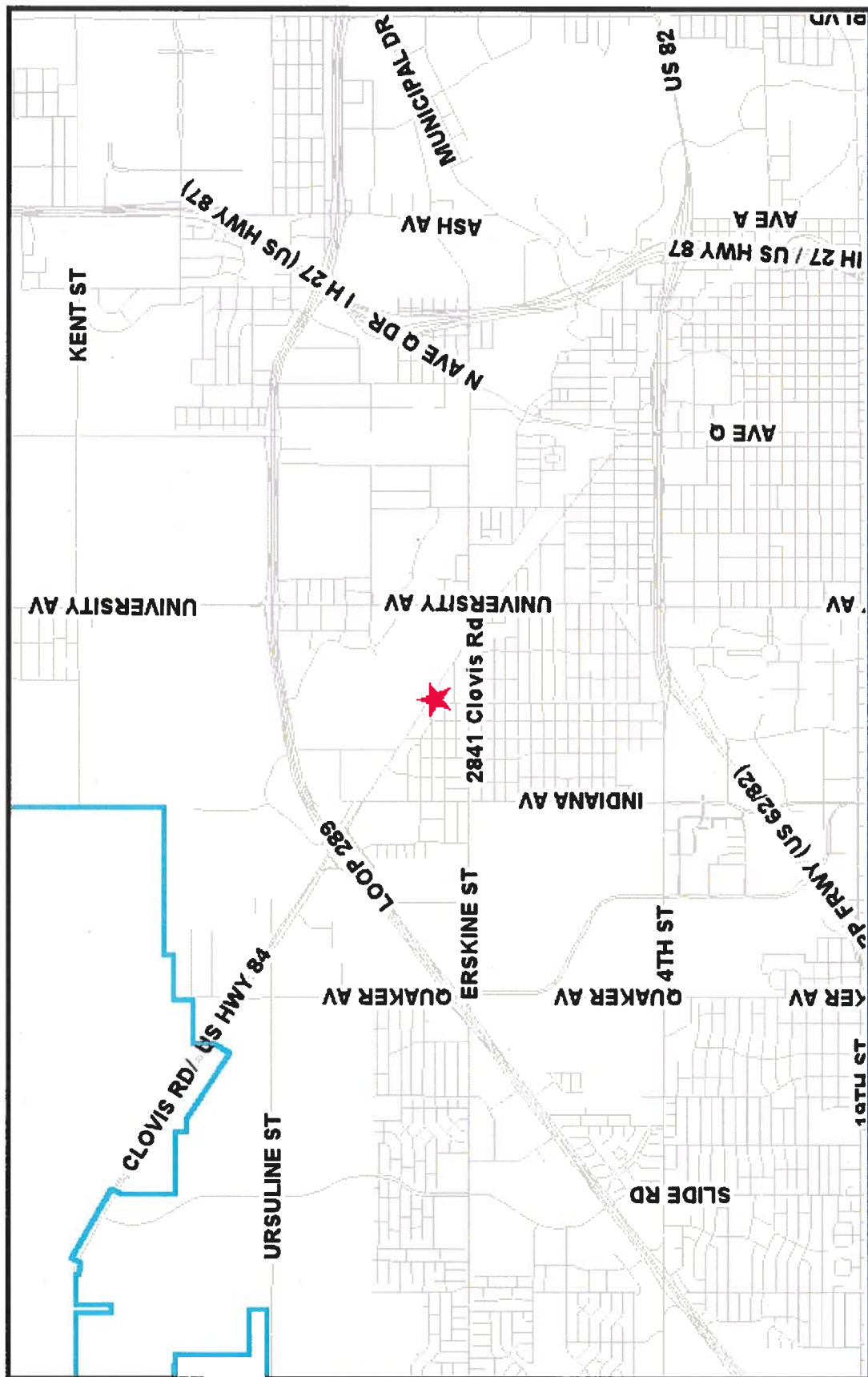
Matt Perkins, Director of Planning

APPROVED AS TO FORM:

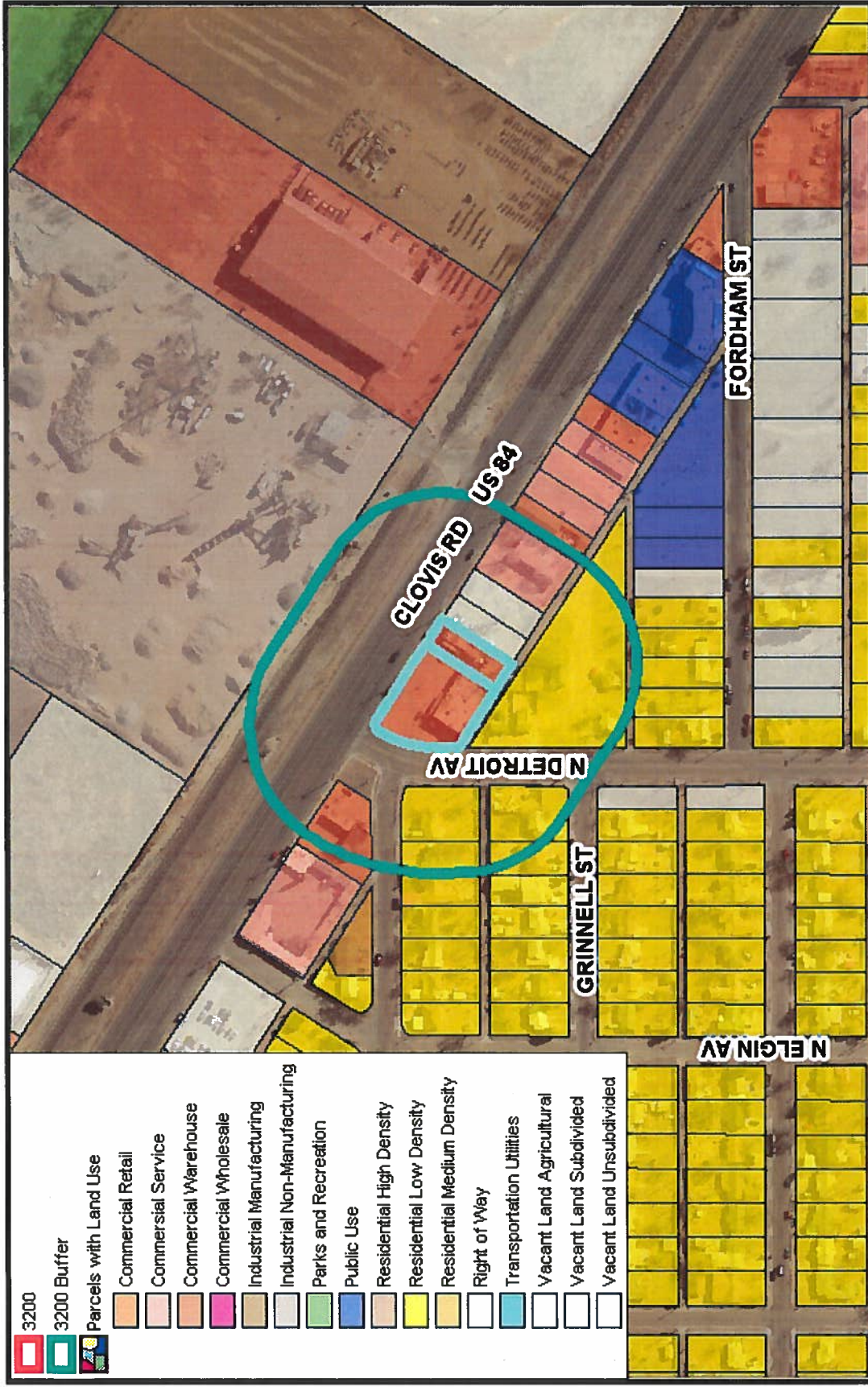


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3200
February 7, 2013

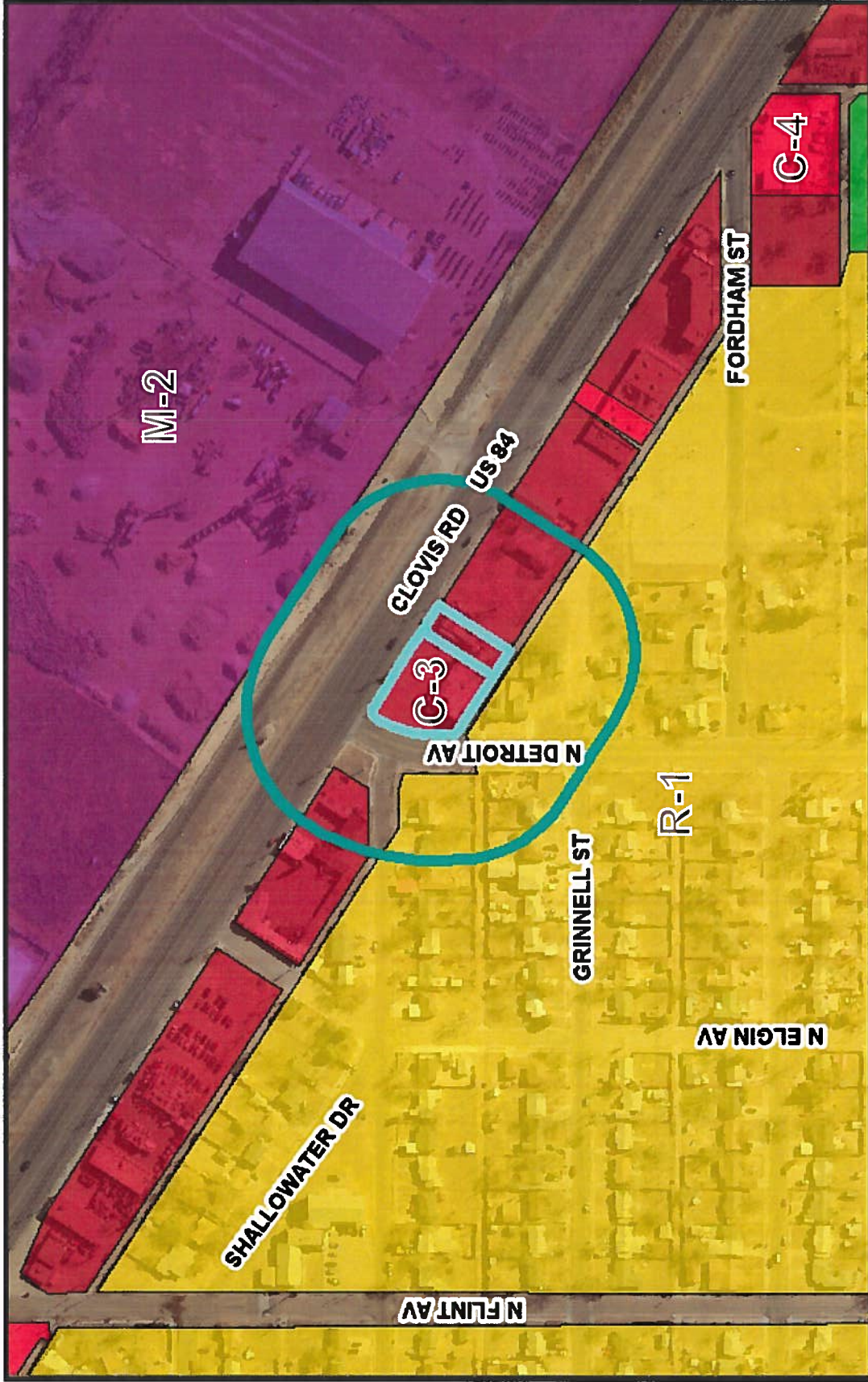


P.Z.C. Case 3200



P.Z.C. Case 3200

Request of Felipe Rodriguez for a zoning change from C-3 to C-4 limited to a dance hall and all C-3 uses, 2841 and 2837 Clovis Road



P.Z.C. Case 3200 Zoning

1st



APPLICATION FOR ZONE CHANGE

Lubbock Planning & Zoning Commission
PO Box 2000 / 1625 13th St
Lubbock, TX 79457

✓ Applicant
(Please Print)

Felipe Rodriguez
3108 1st Place
Lubbock TX 79415
City State Zip
(806) 762 2967
Telephone

For

Street/Post Office Box

City

State

Zip

()

Telephone

✓ Location or Address:

2841 & 2837 CLAVIS

Legal Description:*

Existing Land Use:

vacant building

Existing Zoning:

C-3

Acreage or Square Footage of Property:

Zoning Requested:

C-4

Proposed Development:

Party House - Dance Hall

If property is not subdivided, will preliminary plat be submitted?

Yes

No

✓ Applicant's Signature

Felipe Rodriguez

Date

12-14-12

Filing Fee:

\$475.00
(\$475.00 for the first acre; \$3.00 for each additional acre;
\$165 for Non-Profit)

*There must be a separate legal description for each unplatted tract having different zoning. If the Planning & Zoning Commission or City Council amends a zone case as a condition for approval and if there is no appeal, an amended legal description must be received promptly or the zone case may be delayed.

FEELER 17667

CASH

For City Use Only

PIN: 8877, 8876 MAP 2

Zone Case No.:

3200

Agenda No.:

2

Request for zoning change from:

C-3

To:

C-4

on Lot(s):

NW 1/4 LOT 14, LOTS 15-18

Block(s):

1

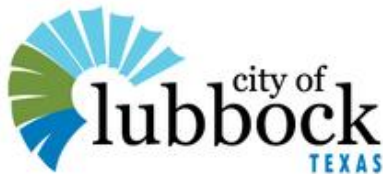
Subdivision:

Burlison Osborn HEISATS

Address:

2841 and 2837 CLAVIS RD

[illegible]



Regular City Council Meeting

6. 2.

Meeting Date: 03/14/2013

Information

Agenda Item

Public Hearing 6:30 p.m. - Planning: Consider a resolution approving and granting a variance from the applicable 300-foot minimum distance provisions of City of Lubbock Ordinance 2009-O0060 at the location of 2703-A 26th Street for Host & Toast, a business requesting an off premise alcoholic beverage permit.

Item Summary

The request is for a variance for the retail shop Host & Toast with an alcoholic beverage permit at 2703-A 26th Street, adjacent to Roscoe Wilson Elementary School. Host & Toast was previously approved for a variance for the beer and wine off-premise permit in July 2011. The applicant is working with Texas Alcohol Beverage Commission (TABC) to change the permit from the current permit to a winery permit. This new permit will allow Host & Toast to make few minor modifications to the business, namely charging for wine tastings, allow online sales, and ability to ship products within the state.

Effective August 8, 2009, Ordinance 2009-O0060 amends Section 18-11, Alcoholic beverages - Sale near church, school or hospital, in Chapter 18, Offences - Miscellaneous, of the City of Lubbock Code of Ordinances, related to businesses that obtain a permit from the TABC for the sale of alcohol. As a part of the ordinance, the City Council adopted a standard that prohibits any business that is within 300-feet of any public or private school, measured from property lines of each tract, from having a permit issued by the TABC. The City Council may consider a variance to the 300-foot rule as set forth in the TABC Code.

The City Council has wide discretion in considering whether to grant a variance. The following may be considered by the City Council, as noted by the State of Texas statute providing for the variance process:

- . The enforcement of the regulation in a particular instance is not in the best interest of the public.
- . The regulation constitutes waste or inefficient use of land or other resources.
- . The regulation creates an undue hardship on the applicant, does not serve its intended purpose or is not effective or necessary.
- . The variance may be granted for any other reason, after consideration of the health, safety and welfare of the public and the equity of the situation, if the governing body finds it to be in the best interest of the community.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution - Host & Toast

Letter of Request - Host & Toast

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the City Council, as the governing board of the City of Lubbock, Texas, and pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code, after consideration of the health, safety, and welfare of the public and the equities of the situation, finds and determines herein that it is in the best interest of the community to approve and grant a variance, and hereby grants a variance, from the applicable provisions of City of Lubbock Ordinance No. 2009-O0060 at the following location: **Host & Toast, 2703 A 26th Street**, Lubbock, Texas. This variance shall remain in effect for so long as: 1) a **Wine [G]**, and 2) a subsequent like use, if any, are in effect at the above-referenced location.

Passed by the City Council this _____ day of _____, 20__.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Matthew Perkins, Director of Planning & Zoning

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

February 27, 2013

Mr. Matthew Perkins
City of Lubbock
1625 13th St
Lubbock, TX 79401

Dear Mr. Perkins,

I am asking for my request to change the TABC license under which my business, Host & Toast, currently operates to appear on the agenda of the next Lubbock City Council meeting. Under its current license, Host & Toast has operated as a boutique wine retail store without incident for a year and a half.

My desire is to change to TABC's winery permit in order to open new revenue streams for Host & Toast through wine tastings and online sales. Currently, the store conducts wine tastings on Fridays and Saturdays that are free and open to the public. This has become quite costly. TABC's winery license will allow the store to charge a small fee for tastings, thus reducing the sample expense incurred by the store.

Additionally, the current license under which Host & Toast operates does not allow for shipping wine within the state of Texas. Although online sales and in-state shipments were part of the store's original business plan, changes to the TABC code in early 2012 prevented the store from shipping wine within the state. TABC's winery license allows for shipments of wine within the state, thus allowing Host & Toast to accomplish its goal of increasing revenue through online sales and shipments.

Changing licenses will not drastically change the appearance or atmosphere of Host & Toast as it currently operates. It will remain a retail store focused on boutique wines and unique gifts. I do not anticipate the change will significantly increase foot traffic above which that currently enters the store during free tastings.

In the year and a half since opening, Host & Toast has operated in the Tech Terrace shopping center as a unique destination for wine enthusiasts. The store has contributed to numerous civic and charitable organizations with both time and goods with monetary value. An important goal for myself and my business is to be involved in and improving my community. Reducing costs and opening new revenue streams are vital to the success of Host & Toast, thus I hope you will approve my request to transition from my current license to the winery license.

Sincerely,

A handwritten signature in black ink, appearing to read "Emily Phillips", with a stylized, flowing script.

Emily Phillips
Owner, Host & Toast



Regular City Council Meeting

6. 3.

Meeting Date: 03/14/2013

Information

Agenda Item

Resolution - City Council: Consider a resolution creating a Citizen Advisory Committee on City Library Services to study library needs in the City of Lubbock and make recommendations to the City Council.

Item Summary

None.

Fiscal Impact

None.

Staff/Board Recommending

Glen Robertson, Mayor

Attachments

Resolution - Citizen Advisory Board - Library

RESOLUTION

WHEREAS, the City of Lubbock, Texas presently maintains the Mahon Library in addition to three branch libraries to serve the needs of Lubbock residents; and

WHEREAS, the growth of the City of Lubbock, population shifts of its residents, as well as advances in technology and other factors create challenges for meeting the needs of the public for library services; and

WHEREAS, recognizing the need to remain vigilant and proactive in determining library needs in the Lubbock community, and further understanding the value of citizen input into that determination, the City Council of the City of Lubbock desires to establish a citizen advisory committee to deliberate, identify, and communicate to the City Council a comprehensive analysis of library needs in the City of Lubbock, as well as recommendations for delivering library services in response thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

Section 1. That the City Council of the City of Lubbock hereby creates a Citizen Advisory Committee on City Library Services that shall be comprised of nine (9) members, two (2) of which shall be members of, and appointed by, the present City of Lubbock Libraries Board, and the remaining seven (7) members of which shall be appointed from the community at-large, with each member of the City Council naming one (1) committee member who shall reside in the Council District represented by that Councilmember. The chairperson of the committee shall be elected from and by the membership thereof. All appointments to the committee shall be made no later than thirty (30) days from the date of the adoption hereof.

Section 2. That the committee shall study and report back to the City Council of the City of Lubbock, as soon as practicable, a thorough analysis of library needs within the City of Lubbock community, and further make detailed recommendations concerning the provision of library services by the City of Lubbock in response to those needs.

Passed by the City Council this _____ day of _____, 2013.

GLEN ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

Glen Robertson, Mayor

Reso.Library Services 3.7.13



Regular City Council Meeting

6. 4.

Meeting Date: 03/14/2013

Information

Agenda Item

Board Appointments - City Secretary: Consider seven appointments to the Citizen Advisory Committee on City Library Services.

Item Summary

None.

Fiscal Impact

None.

Staff/Board Recommending

Becky Garza, City Secretary
