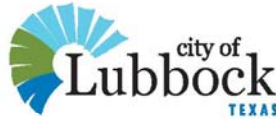


City of Lubbock, Texas
Regular City Council Meeting
Thursday, January 9, 2014

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



James Loomis, 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 775-2061 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.-1.2.4.

6:15 p.m. -- City Council reconvenes in open session to consider items 2.-7.2.

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. Preliminary Hotel Occupancy tax audit deficiency collections.

1. 2. 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. 2. 1. City Attorney

1. 2. 2. City Manager

1. 2. 3. City Secretary

1. 2. 4. City Treasurer

2. **Proclamations and Presentations**

2. 1. Invocation by Senior Pastor Mike Martindale, The Heights Fellowship Church.

2. 2. Pledges of Allegiance

2. 3. Canadian River Municipal Water Authority:
James Conkwright

Eelectric Utility Board:
Charlie Dunn

Keep Lubbock Beautiful Advisory Committee:
Lisa Low

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. Donna Walz will appear before the City Council to discuss the new public comment procedures.

3. 2. Burley Owen will appear before the City Council to discuss the new public comment procedures.

3. 3. Mikel Ward will appear before the City Council to discuss censorship, as well as various general comments pertaining to agenda items.

3. 4. Deanne Clark will appear before the City Council to discuss not filming citizen comments and other current issues.

3. 5. Armando Gonzales will appear before the City Council to discuss LP&L and censorship.

3. 6. Naida Gonzales will appear before the City Council to discuss censorship.

3. 7. Liz Padgett will appear before City Council to discuss censorship.

3. 8. Leo Padgett will appear before the City Council to discuss censorship.

3. 9. Dora Cortez will appear before the City Council to discuss censorship.

3. 10. Ysidro Gutierrez will appear before City Council to discuss item 6.3.

4. December 10, 2013 Special City Council Meeting (Santa Land)
December 12, 2013 Regular City Council Meeting

5. **Consent Agenda - Items considered to be routine and enacted by one motion without separate discussion. If the City Council desires to discuss an item, the item is removed from the Consent Agenda and considered separately.**

5. 1. **Budget Ordinance Amendment 2nd Reading - Finance:** Consider Budget Ordinance 2013-00121 Amendment 7 amending the adopted FY 2013-14 Budget respecting the grant fund to accept and appropriate additional funding from the Texas Department of Transportation (TxDOT) for the Section 5311(f) Grant; providing for filing; and providing for a savings clause.
5. 1. 1. **Resolution - Transit Services:** Consider a resolution authorizing the Mayor to execute a FY 2012-13 Section 5311(f) Grant amendment 51305F7152, with the Texas Department of Transportation (TxDOT).
5. 2. **Budget Ordinance Amendment 1st Reading - Finance:** Consider Budget Ordinance Amendment 8 amending the adopted FY 2013-14 Budget respecting the grant fund to accept and appropriate funding from the Texas Department of Transportation (TxDOT) for the Selective Traffic Enforcement Program - Impaired Driving Mobilization (STEP-IDM) Grant; and respecting the capital program to establish Capital Improvement Project 8589, North Quaker/Erskine/North Loop 289; providing for filing; and providing for a savings clause.
5. 3. **Resolution - Finance:** Consider a resolution approving the revised City of Lubbock Investment Policy and Investment Strategy, as reviewed and recommended by the Audit and Investment Committee.
5. 4. **Resolution - Finance:** Consider a resolution approving the bylaws of Quincy Park Public Improvement District (PID) Advisory Board.
5. 5. **Ordinance 1st Reading - Public Works Traffic Engineering:** Consider an ordinance amending Section 20.05.103 of the Code of Ordinances of the City of Lubbock, with regard to the establishment of school zones.
5. 6. **Contract Resolution - Public Works Engineering:** Consider a resolution authorizing the Mayor to execute contract 11684 with Allen Butler Construction, Inc. for the construction of Mac Davis Lane from Avenue V to Avenue T and Avenue U from Mac Davis Lane to 7th Street, ITB 14-11684-TF.
5. 7. **Contract Resolution – Water Utilities:** Consider a resolution authorizing the Mayor to execute contract 11629 with N.G. Painting, L.P. for the exterior and interior coating rehabilitation of the ground storage tank at the Southeast Water Reclamation Plant, and the exterior coating rehabilitation of the backwash tank at the North Water Treatment Plant, RFP 14-11629-MA.
5. 8. **Contract Resolution: Water Treatment:** Consider a resolution authorizing the Mayor to execute contract 11674 with DPC Industries, Inc. for liquid chlorine, ITB 14-11674-TS.
5. 9. **Ordinance 2nd Reading – Right-of-Way:** Consider Ordinance 2013-O0122 abandoning and closing a 30-foot temporary garbage service easement and underground utility easement located in Section 27, Block AK, Lubbock County, Texas.
5. 10. **Ordinance 2nd Reading – Right-of-Way:** Consider Ordinance 2013-O0123 abandoning and closing underground utility easements and public access easement located in Section 23, Block E-2, Lubbock County, Texas.

5. 11. **Resolution - Right-of-Way:** Consider a resolution authorizing the City Council to accept on behalf of the City a Street and Public Use Dedication Deed from Guadalupe Economic Service Corporation regarding the acquisition of right-of-way for the South Lubbock Sanitary Sewer Extension Phase 1. Dedication Deed being out of Block E, Section 7.
5. 12. **Resolution - Right-of-Way:** Consider a resolution authorizing the City Council to accept on behalf of the City a Street and Public Use Dedication Deed from Diana Trevino Lopez and Manuel Lopez regarding the acquisition of right-of-way for the South Lubbock Sanitary Sewer Extension Phase 1. Dedication Deed being out of Block E, Section 7.
5. 13. **Resolution - Civic and Cultural:** Consider a resolution approving the recommendation from the Cultural Arts Grant Review Committee and the Civic Lubbock, Inc. Board of Directors for the second of two granting periods for the 2013 Cultural Arts Grant Program using Hotel Occupancy Tax funds allocated for FY 2012-13.
5. 14. **Contract Resolution - Fleet Services:** Consider three resolutions authorizing the Mayor to execute purchase order contract 31017810 with Sam Pack's Five Star Ford, purchase order contract 31017809 with Randall Reed's Prestige Ford, and purchase order contract 31017808 with Forman's Pickups, Inc. for the purchase of Group 4 Light Duty Trucks, ITB 14-11652-DT.
5. 15. **Contract Resolution - Fleet:** Consider a resolution authorizing the Mayor to execute purchase order contract 31017804 with Defender Supply, LLC for the purchase of police patrol storage vaults, ITB 14-11672-DT.
5. 16. **Resolution - Transit Services:** Consider a resolution authorizing the Mayor to execute contract 51405F7058 with the Texas Department of Transportation (TxDOT) for operating assistance under the FY 2013-14 Section 5307 grant.
5. 17. **Resolution - Transit Services:** Consider a resolution authorizing the City of Lubbock's Director of Fiscal Policy to execute Amendment 01 of the FY 2013-14 Federal Transit Administration Section 5307 Grant, to provide operating assistance, preventative maintenance, ADA paratransit and planning assistance.
5. 18. **Resolution - Transit Services:** Consider a resolution authorizing the City of Lubbock's Director of Fiscal Policy to execute a FY 2013-14 Federal Transit Administration Section 5310 Grant (TX-16-X011-00), to help provide mass transportation service planning, designed, and carried out to meet the special needs of elderly individuals and individuals with disabilities.
6. **Regular Agenda**
 6. 1. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 3089-C, a request of CLCL Development for a zoning change from AM to R-1 Specific Use for townhomes on 7.497 acres of unplatted land out of Block AK, Section 21, 10202 Frankford Avenue, and consider an ordinance.
 6. 2. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 1147-C, a request of Superior Asphalt Manufacturing, for Phil Huval, for a zoning change from M-1 to M-2 Specific Use for an asphalt paving manufacturing plant on 9.3 acres of unplatted land out of Block A, Section 77, 420 East Lehigh Street, and consider an ordinance.

6. 3. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 2508-M, a request of Tigris Development, LLC and Cliff Watt, for Norton Baker and Elmore Family Trusts, for a zoning change from C-3 to A-2 on 5.05 acres of unplatted land out of Block E-2, Section 20, north of 114th Street and west of University Avenue, and consider an ordinance.
6. 4. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 3018-C, a request of McCanton Woods for a zoning change from C-2 Specific Use and A-3 Specific Use to IHC for a hotel on Tract 5B 2 & 3, Overton Park Addition, 2311 Mac Davis Lane, and consider an ordinance.
6. 5. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 2995-Q, a request of Rodney Warren, for SPSM Ltd., for a zoning change from C-2 to C-4 Limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses on 2.645 acres of unplatted land out of Block AK, Section 29, 7601 Milwaukee Avenue, and consider an ordinance.
6. 6. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 3218, a request of West Texas Engineering, LLC, for American Turbine Pump Co., for a zoning change from T to M-1 on 21.58 acres of unplatted land out of Block A, Section 13 Tracts B4, B6, B6B & B14, 4229 Adrian Street, and consider an ordinance.
6. 7. **Public Hearing 6:30 p.m. – Planning:** Consider a request for Zone Case 3199-B, a request of Marianne Moseley, PE, for Stephen Pitts, for a zoning change from C-3 and T to C-3 Specific Use on 24.815 acres of unplatted land out of Block E-2, Section 22, southeast corner of Quaker Avenue and 114th Street, and consider an ordinance.
6. 8. **Resolution - Finance:** Consider a resolution authorizing and directing the Mayor to execute for and on behalf of the City of Lubbock the Central Business District Tax Increment Financing Reinvestment Zone (CBD TIF) Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the CBD Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas.
6. 9. **Resolution - Finance:** Consider a resolution authorizing and directing the Mayor to execute for and on behalf of the City of Lubbock the Lubbock Business Park Tax Increment Financing Reinvestment Zone (LBP TIF) Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the LBP Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas.
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 by Dr. David Vroonland on State of Frenship I.S.D.
 7. 2. Presentation by Bob Bourne with SRF Consultants and Bourne Transit Consulting for the preliminary Fixed Route Study for Citibus.



CITY OF LUBBOCK
SPECIAL CITY COUNCIL MEETING
December 10, 2013
6:00 P. M.

The City Council of the City of Lubbock, Texas met in special session on the 10th of December, 2013, at Santa Land, Mackenzie Park, 603 Broadway, Lubbock, Texas at 6:00 p. m.

6:10 P.M. CITY COUNCIL CONVENED
Santa Land, Mackenzie Park, 603 Broadway, 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 James Loomis; City Secretary Rebecca Garza; City Attorney Sam Medina

1. Regular Agenda

1. 1. Welcome and Introduction of City Dignitaries/City Council - Mayor Glen Robertson

Mayor Glen Robertson gave welcome remarks and introduced the City Dignitaries and City Council who were in attendance.

1. 2. Thank you to Sponsors; Special Recognition of Long-Time Sponsors; Introduction of Santa Land's Elf on the Shelf, Bo; and thanks to Parks and Recreation Staff by Randy Truesdell

Randy Truesdell, Director of Parks and Recreation, gave thanks to the sponsors and recognized the Long-Time Sponsors for Santa Land. Nancy Neill, Indoor Recreation Coordinator for the Parks and Recreation Department introduced Bo, Santa Land's Elf on the Shelf. Mr. Truesdell gave thanks to the Parks and Recreation Staff for all of their hard work and dedication to Santa Land.

1. 3. Comments by City Council and Park Board Chairperson

Members of the City Council and Karen Pitcock, Parks and Recreation Board Member, gave comments about Santa Land.

1. 4. Introduction of Master of Ceremony - "Mudflap" (KLLL Radio Announcer), by Randy Truesdell

Randy Truesdell, Director of Parks and Recreation, introduced "Mudflap", KLLL Radio Announcer, as the Master of Ceremony.

1. 5. Lighting of the Christmas Tree and the arrival of Santa and Mrs. Claus

The Christmas Tree was lit by "Mudflap" and others in attendance. Santa and Mrs. Clause arrived and were escorted to their home.

6:40 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
December 12, 2013
3:00 P. M.**

The City Council of the City of Lubbock, Texas met in regular session on the 12th of December, 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; City Manager James Loomis; City Secretary Rebecca Garza; City Attorney Sam Medina

Absent: Council Member Floyd Price

***Note:** Council Member Victor Hernandez left after Executive Session and returned at 6:30 p.m.

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

- *Executive Session; 2.1-2.3; Citizen Comments 3.1 (sign-ups); 6.2; 6.1; 6.3; 7.1; 4.1; 5.1-5.6; 5.8-5.9; 5.14; 5.16-5.21; 5.28; 5.7; 5.10-5.13; 5.15; and 5.22 -5.27.*
- *Item 6.1 was postponed to the December 19, 2013 Regular City Council Meeting.*
- *Item 6.3 was postponed.*
- *Item 6.4 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. West Texas Gas
 1. 1. 2. Coyote Lake Ranch, LLC v. COL; Cause No. 9245; 287th District Court of Bailey County, Texas.
 1. 1. 3. Eva Montez v. COL; Cause No. 2012-504,461; 237th District Court of Lubbock County, Texas.
 1. 1. 4. Cause No. 2013-508,039-City of Lubbock v. Lubbock Omni Office, Inc. et. al.

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. AMMMK, Ltd. right-of-way for the Bailey County Well Field Supply Line/Pumping System.
1. 3. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.074 (a)(1), to discuss personnel matters and take appropriate action.
1. 3. 1. City Attorney
1. 3. 2. City Manager
1. 3. 3. City Secretary
1. 3. 4. City Treasurer
1. 4. Hold an executive session in accordance with V.T.C.A. Government Code, Section 551.086, on the following competitive matters (Electric Utilities):
 1. 4. 1. to discuss, vote, and take final action on customer billing and electric power pricing
 1. 4. 2. to discuss and deliberate plans, studies, proposals, and analyses for system improvements and risk management information and related strategies
 1. 4. 3. to discuss and deliberate bidding and pricing information for purchased power, generation and fuel, purchased power agreements, and related services and strategies
 1. 4. 4. discuss bidding and pricing information for purchased power, generation and fuel; purchased power agreements; risk management information and related services and strategies; customer billing, contract, and usage information, electric power pricing proposals, system load characteristics, and electric power marketing analyses, policies, and strategies and related agreements (Discuss and take action regarding generation, steam off-take, marketing, and related contracts with Texas Tech University).
1. 5. Hold an executive session in accordance with V.T.C.A. Government Code Section 551.074 to discuss personnel matters regarding to the duties, responsibilities, and/or appointments to the West Texas Municipal Power Agency (WTMPA).

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

2. Proclamations and Presentations

2. 1. Invocation by Pastor Monty Hillard, Quaker Avenue Baptist Church

Pastor Monty Hillard, Quaker Avenue Baptist Church, 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. Presentation to Cliff Brown with Lubbock Power and Light for his years of service.

Council Members Joy and Klein presented a special recognition to Cliff Brown, with Lubbock Power & Light, for his years of service. Mr. Brown introduced his family and gave thanks to the Council for the recognition.

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. **Sign-ups:**

- Debbie Bartholomew appeared before Council to discuss issues with the Lubbock County Grand Jury.
- Carol Meek appeared before Council to speak in opposition of Agenda 21 - "a non-binding, voluntary implemented action plan of the United Nations with regard to sustainable development."
- Mary Smith, Candis Conard, and Michelle Hernandez appeared before Council to discuss unmaintained property in their (Lakewood Development) neighborhood.
- Fred Howell appeared before Council to speak about item 6.3 - marketing agreement addendum to the Power Purchase Agreement between Texas Tech University and Lubbock Power & Light (LP&L).
- Holle Humphries and Cory Session appeared before Council to speak in favor of item 6.2 - dedication deed for "The Tim Cole Memorial Park".
- Roger Settler appeared before Council to discuss the Electric Utility and its board members.

4. **Minutes**

4. 1. November 7, 2013 Regular City Council Meeting
November 12, 2013 Special City Council Meeting (Tornado Warning System Task Force)
November 14, 2013 Special City Council Meeting (Canvass Election)

Motion by Council Member Jim Gerlt, seconded by Council Member Latrelle Joy to approve the November 7, 2013 Regular City Council Meeting minutes; the November 12, 2013 Special City Council Meeting minutes (Tornado Warning System Task Force); and the November 14, 2013 Special City Council Meeting minutes (Canvass Election).

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. **Consent Agenda - Items considered to be routine and enacted by one motion without separate discussion. If the City Council desires to discuss an item, the item is removed from the Consent Agenda and considered separately.**

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve items 5.1-5.6; 5.8-5.9; 5.14; 5.16-5.21; and 5.28.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 1. **Budget Ordinance Amendment 2nd Reading - Finance :** Ordinance No. 2013-O0110, Amendment, amending the Adopted FY 2013-14 Budget respecting the Water Enterprise Fund for the purchase of two vehicles by the Water Conservation and Education Department.
5. 2. **Budget Ordinance Amendment 2nd Reading - City Attorney:** Ordinance No. 2013-O0111, Amendment 3, amending the Adopted FY 2013-14 Budget respecting the General Fund by adding one Attorney III position to Position Control and respecting the Risk Management Fund by amending the payroll and benefits.
5. 3. **Contract Resolution - Finance:** Resolution No. 2013-R0421 authorizing the Mayor to execute contract 11695 with Tony Frye dba Sterling Company for maintenance services at North Point Public Improvement District (PID) Right of Way, ITB 13-11033-TL.
5. 4. **Budget Ordinance Amendment 1st Reading - Finance:** Ordinance No. 2013-O0119, Amendment 5, amending the Adopted FY 2013-14 Budget respecting the Criminal Investigation Special Revenue Fund and the Confidential Informant Fund; providing for filing; and providing for a savings clause.
5. 5. **Budget Ordinance Amendment 1st Reading - Finance :** Ordinance No. 2013-O0120, Amendment 6, amending the Adopted FY 2013-14 Budget respecting the Capital Program to amend Capital Improvement Project (CIP) 92126, Southeast Water Reclamation Plant Improvements Phase II, AND CIP 8524, Canyon Lake System Reuse Study; and respecting the Wastewater Enterprise Fund; providing for filing; and providing for a savings clause.
5. 6. **Contract Resolution - Water Reclamation:** Resolution No. 2013-R0422 authorizing the Mayor to execute contract 11114 for a Professional Services Agreement, with Agri-Waste Technology of Raleigh, North Carolina for modeling and reporting of water and nitrogen balances at the City of Lubbock Land Application sites as required by the Texas Commission on Environmental Quality (TCEQ) wastewater discharge permit.
5. 7. **Ordinance 2nd Reading – Right-of-Way :** Ordinance No. 2013-O0112 abandoning and closing two 60-foot drainage and underground utility easements and a 50-foot drainage and utility easement located in Tract 33, Overton Park Lubbock County, Texas.

Motion by Council Member Todd R. Klein, seconded by Council Member Jim Gerlt to approve Ordinance No. 2013-O0112.

Vote: 5 - 1 Motion carried

NAY: Council Member Victor Hernandez

Other: Council Member Floyd Price (ABSENT)

5. 8. **Resolution - Right-of-Way:** Resolution No. 2013-R0423 authorizing the City Council to accept on behalf of the City of Lubbock a Street and Public Use Dedication Deed from Bill D. Freeman, Jr. regarding the acquisition of right-of-way for the South Lubbock Sanitary Sewer Extension Phase 1. Dedication Deed being out of Block E, Section 8.

5. 9. **Resolution - Right-of-Way** : Resolution No. 2013-R0424 authorizing the City Council to accept on behalf of the City of Lubbock an easement from AMMMK, Ltd, regarding the acquisition of right-of-way for the Bailey County Well Field Supply Line/Pumping System, easement located out of Section 44, Block AK.

5. 10. **Resolution - Employee Benefits**: Resolution No. 2013-R0427 authorizing the Mayor to execute a contract 11530 with UMC Physician Network Service for Off-Site Medical Service Clinic for City of Lubbock employees, retirees and their eligible dependents, RFP 13-11530-DT.

Leisa Hutcheson, Director of Human Resources, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Resolution No. 2013-R0427.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 11. **Resolution - Employee Benefits**: Resolution No. 2013-R0428 authorizing the Mayor to approve purchase of transplant insurance coverage from AIG Benefit Solutions.

Leisa Hutcheson, Director of Human Resources, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Resolution No. 2013-R0428.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 12. **Resolution - Employee Benefits**: Resolution No. 2013-R0429 to authorize the Mayor to approve changes to the City of Lubbock Employee Benefit Plan administered by Blue Cross Blue Shield of Texas.

Leisa Hutcheson, Director of Human Resources, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Resolution No. 2013-R0429.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 13. **Resolution - Employee Benefits**: Resolution No. 2013-R0430 authorizing the City Manager to execute changes in the Master Welfare Plan and Benefit Plan document.

Leisa Hutcheson, Director of Human Resources, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Latrelle Joy to approve Resolution No. 2013-R0430.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 14. **Contract Resolution - Citibus:** Resolution No. 2013-R0425 authorizing the Mayor to execute an amendment to contract 10938 with SRF Consulting Group, Inc. of Minneapolis, Minnesota for the consulting services fixed route study.

5. 15. **Resolution - Economic Development:** Resolution No. 2013-R0431 approving the amended and restated bylaws of Market Lubbock Economic Development Corporation.

Sam Medina, 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-R0431.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 16. **Ordinance 2nd Reading – Planning :** Ordinance No. 2013-O-0113, Zone Case 3047-J: a request of James Rasmussen for a zoning change from GO and CB-2 to GO and R-1 Specific Use for townhomes on 7.449 acres of unplatted land out of Block E2, Section 23, north of 122nd Street and west of Quaker Avenue.

5. 17. **Ordinance 2nd Reading – Planning :** Ordinance No. 2013-O0114, Zone Case 3129-B: a request of Appaloosa Development, LP for a zoning change from T to IHC on 5.464 acres of unplatted land out of Block AK, Section 35, 6508 Marsha Sharp Freeway.

5. 18. **Ordinance 2nd Reading – Planning :** Ordinance No. 2013-O0115, Zone Case 2627-F: a request of Thomas Larson, for Pawn Lubbock, for a zoning change from C-4 to C-4 to amend the conditions in Ordinance 9264 on the west half of Lot 2, Lots 5 and 6, Block 2, West End Place Addition, 6207 19th Street.

5. 19. **Ordinance 2nd Reading – Planning :** Ordinance No. 2013-O0118, Zone Case 3215: a request of Matthew Guyear for a zoning change from R-1 to R-2 for a duplex on Lot 11, Block 2, Lincoln Heights Addition, 3812 36th Street.

5. 20. **Ordinance 2nd Reading - Planning:** Ordinance No. 2013-O0116, Zone Case 3216: a request of Craig Ray, for Jesse Salazar, for a zoning change from R-2 to AM on Lot 13, Block 2, Ellwood Place Addition, 2425 20th Street.

5. 21. **Ordinance 2nd Reading – Planning :** Ordinance No. 2013-O0117, Zone Case 3217: a request of Hunn Designs for a zoning change from T to AM Specific Use on 4.0 acres of unplatted land out of Block E-2, Section 16, 10202 and 10210 Quaker Avenue.

5. 22. **Contract Resolution - Parks and Recreation:** Resolution No. 2013-R0432 authorizing the Mayor to execute contract 11694 a License Agreement with Redeemer Church of Lubbock for the construction of a parking lot adjacent to the Burgess Rushing Tennis Center.

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

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0432.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 5. 23. Contract Resolution - Fleet:** Resolution No. 2013-R0433 authorizing the Mayor to execute purchase order contract 31017515 with Holiday Chevrolet for thirty-six Sport Utility Police Pursuit Vehicles for Police Patrol and Airport Security, ITB 14-11598-DT.

Scott Snider, Assistant City Manager; and Cheryl Brock, Budget Director, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0433.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 5. 24. Contract Resolution - Fleet:** Resolution No. 2013-R0434 authorizing the Mayor to execute purchase order contract 31017517 with Scoggin-Dickey Chevrolet Buick Inc. for ten light duty trucks for the Police Department, ITB 14-11622-DT.

Scott Snider, Assistant City Manager; and Cheryl Brock, Budget Director, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0434.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 5. 25. Contract Resolution - Fleet:** Resolution No. 2013-R0435 authorizing the Mayor to execute purchase order contract 31017521 with Utility Associates Inc. for the purchase of Patrol digital video recorders (DVRs) for the 2014 Chevrolet Tahoe Defender vehicles for the Police Patrol Division.

Scott Snider, Assistant City Manager; and Cheryl Brock, Budget Director, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0435.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 5. 26. Contract Resolution - Fleet:** Resolution No. 2013-R0436 authorizing the Mayor to execute purchase order contract 31017504 with Siddons Martin Emergency Group LLC for headlight and tail light flashers, center equipment consoles, gun racks, and light bars for the 2014 Chevrolet Tahoe Defender vehicles for the Police Patrol Division.

Scott Snider, Assistant City Manager; and Cheryl Brock, Budget Director, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0436.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 27. **Contract Resolution - Fleet** : Resolution No. 2013-R0437 authorizing the Mayor to execute purchase order contract 31017509 with Scoggin-Dickey Chevrolet Buick for eighteen sedans for the Police Department, ITB 14-11623-DT.

Scott Snider, Assistant City Manager; and Cheryl Brock, Budget Director, gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Mayor Pro Tem Karen Gibson to approve Resolution No. 2013-R0437.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

5. 28. **Contract Resolution - Emergency Management:** Resolution No. 2013-R0426 authorizing the Mayor to execute contract 11683, a 2010 Grant Adjustment Notice to adjust the final amount of Federal Grant Award No. 2010-SS-T0-0008, by and between the City of Lubbock and the Texas Department of Public Safety / Texas Homeland and Security State Administration Agency, and associated documents.

6. Regular Agenda

6. 1. **Resolution – Public Works Engineering** : Consider a resolution authorizing the Mayor to sign an agreement whereas the City of Lubbock wishes to accept transfer of State's rights, title, interest, maintenance and jurisdiction of the roadways listed in the Lubbock Urban Street Turn Back Program.

This item was postponed to the December 19, 2013 Regular City Council Meeting.

Steve Warren, Texas Department of Transportation; and Sam Medina, City Attorney, gave comments and answered questions from Council.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Jim Gerlt to postpone this item until the December 19, 2013 Regular City Council Meeting.

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

6. 2. **Resolution - Councilman Todd Klein:** Resolution No. 2013-R0420 for and on behalf of the City a Dedication Deed in connection with certain real property as described therein, and all related documents, to dedicate said real property as a City of Lubbock Park, and to name said park property "The Timothy Cole Memorial Park."

Randy Truesdell, Director of Parks and Recreation; and Cory Session (Tim Cole's brother) gave comments and answered questions from Council.

Motion by Council Member Todd R. Klein, seconded by Council Member Victor Hernandez to approve Resolution No. 2013-R0420 with the following amendment:

- to name said park property "The Tim Cole Memorial Park".

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 6. 3. Resolution - Lubbock Power and Light:** Consider a resolution approving a marketing agreement as a "Marketing & Sponsorship Exhibit" addendum to the Power Purchase Agreement ("PPA"), dated April 28, 2005, by and between the Texas Tech University System ("System") and Lubbock Power & Light ("LP&L").

This item was postponed.

Motion by Mayor Pro Tem Karen Gibson, seconded by Council Member Jim Gerlt to postpone this item. Motion as stated by Mayor Pro Tem Gibson:

- "I believe there may be some mutually acceptable alternatives to the proposal before the Council today. I'd like all the parties of this agreement to consider other options to achieve a result more agreeable to everyone. Therefore, I move to postpone consideration of item 6.3."

Vote: 6 - 0 Motion carried

Other: Council Member Floyd Price (ABSENT)

- 6. 4. Board Appointments - City Secretary :** Consider one appointment to WTMPA.

This item was deleted.

- 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.** Lubbock Power and Light quarterly report.

Andy Burcham, Chief Financial Officer for LP&L, gave a presentation regarding the finances and functions of LP&L, and answered questions from Council.

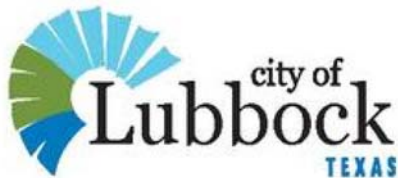
8:34 P.M. CITY COUNCIL ADJOURNED

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

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary



Regular City Council Meeting

5. 1.

Meeting Date: 01/09/2014

Information

Agenda Item

Budget Ordinance Amendment 2nd Reading - Finance: Consider Budget Ordinance 2013-00121 Amendment 7 amending the adopted FY 2013-14 Budget respecting the grant fund to accept and appropriate additional funding from the Texas Department of Transportation (TxDOT) for the Section 5311(f) Grant; providing for filing; and providing for a savings clause.

Item Summary

On December 19, 2013, the City Council approved the first reading of the ordinance.

I. Accept and appropriate an additional \$13,278 from TxDOT for the Section 5311(f) Grant, for a total appropriation of \$263,278.

Fiscal Impact

Included in item summary.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Ordinance - Budget Amendment 7

Grant Detail Sheet - Citibus FY 13 Section 5311(f)

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FY 2013-14 BUDGET FOR MUNICIPAL PURPOSES RESPECTING THE GRANT FUND TO ACCEPT AND APPROPRIATE ADDITIONAL FUNDING FROM THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE SECTION 5311(F) 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 2013-14 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 2013-14 (Budget Amendment #7) for municipal purposes, as follows:

- I. Accept and appropriate an additional \$13,278 from TXDOT for the Section 5311(f) Grant, for a total appropriation of \$263,278.

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 _____.

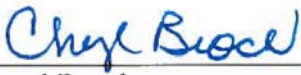
Passed by the City Council on second reading on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

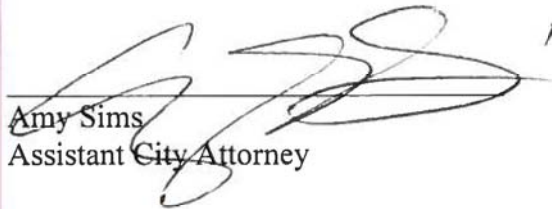
Rebecca Garza
City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock
Executive Director of Budget

APPROVED AS TO FORM:



Amy Sims
Assistant City Attorney

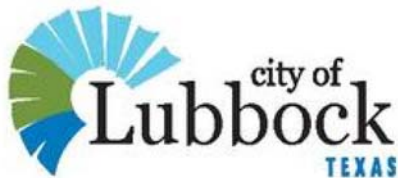
**City of Lubbock, TX
Grant Amendment
Existing Grant - Budget Detail
December 19, 2013**

Administrative Information:

City Assigned Grant Number:	88035
Grant Name:	Section 5311(f) Federal Intercity Bus
Grant Effective Date:	4/25/2013-5/31/2014
Grant Provider/Agency:	Texas Department of Transportation
Original Appropriation Date:	5/1/2013
Original Appropriation-Budget Ordinance:	2013-O0038
Original Grant Acceptance-Resolution:	2013-R0121

Budget Information:

	5/1/2013 Award Amount	Amendment Amount	Total Award Amount
Downtown Transfer Plaza expansion/renovation	\$ 250,000	13,278	\$ 263,278
Total Amendment	\$ 250,000	13,278	\$ 263,278



Regular City Council Meeting

5. 1. 1.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Transit Services: Consider a resolution authorizing the Mayor to execute a FY 2012-13 Section 5311(f) Grant amendment 51305F7152, with the Texas Department of Transportation (TxDOT).

Item Summary

The TxDOT Commission awarded additional funds to the City of Lubbock/Citibus for the FY 2012-13 Section 5311 (f) grant. The additional funding increases the grant by \$13,278 and 2,656 Transportation Development Credits. This increases the total FY 13 Section 5311 (f) funds to \$263,278 and 52,656 Transportation Development Credits.

The funds will be used for Phase 3 and Phase 4 of the Downtown Transfer Plaza renovation/expansion project. The Downtown Transfer Plaza expansion is needed for adequate space to conduct Greyhound services. Citibus is the local agent for Greyhound. The City of Lubbock has been awarded this grant due to the Downtown Transfer Plaza being a multi-modal facility that services public transportation buses and over the road coaches that serve the citizens in outlying/rural communities. The TxDOT Commission did not award enough to fund Phase 3 and 4 of the project. Citibus will continue to apply for funds until all stages for the renovation project have been completed.

Fiscal Impact

The TxDOT Commission awarded additional funds to the City of Lubbock/Citibus for the FY 2012-13 Section 5311 (f) grant. The additional funding increases the grant by \$13,278 and 2,656 Transportation Development Credits. This increases the total FY 2012-13 Section 5311 (f) funds to \$263,278 and 52,656 Transportation Development Credits.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

[5311 Resolution](#)

[5311 Amendment](#)

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, Amendment No. 1 to that certain Public Transportation Project Grant Agreement dated May 30, 2013 for renovation and expansion of the Citibus Downtown Transfer Plaza, by and between the City of Lubbock and the State of Texas, acting through the Texas Department of Transportation, and related documents. Said Amendment 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:



Bill Howerton, Community Development Director

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Amend #1 Agrmt-TxDOT
December 20, 2013

TEXAS TRANSPORTATION COMMISSION

VARIOUS Counties

MINUTE ORDER

Page 1 of 1

VARIOUS Districts

The Texas Transportation Commission (commission) takes special note of its designation by the governor in a letter dated October 4, 2005, as the administering agency for the Federal Transit Administration (FTA) grant programs and further acknowledges that federal program regulations require the Texas Department of Transportation (department) to ensure that these grant funds are distributed fairly and equitably within the state.

Title 43, Texas Administrative Code, Sections §31.22, §31.36 and §31.37 establishes the process by which program proposals shall be evaluated and funds distributed. On October 19, 2012, the department published a Notice of Request for Proposal for projects in the *Texas Register*. Project criteria included project planning and coordination, demonstration of need and benefits of the project, and project management.

The commission recognizes that state and federal law permits the substitution of TDC as the required non-federal match for projects. Title 43, Texas Administrative Code (TAC), §5.109 establishes a process by which TDC may be awarded at the discretion of the commission.

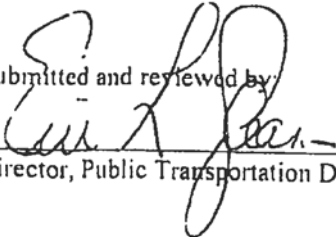
In making this award, the commission has considered the potential of the projects to expand the availability of funding for public transportation projects and finds that the projects meet the established program goals set forth in 43 TAC §5.102 to maximize the use of available federal funds, particularly in situations in which federal funds otherwise would be unused because of the inability to provide the non-federal share, and to support public transit.

The commission finds that the projects in Exhibit A are eligible for funding and awards a total of \$8,878,706 in federal and state program funds and 754,670 in TDC.

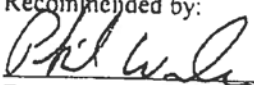
Transportation Code, Chapter 455 assigns a broad spectrum of public transportation roles and missions to the department.

Transportation Code, Chapter 456 authorizes the commission to administer funds appropriated for public transportation.

IT IS THEREFORE ORDERED by the commission that the executive director or the director's designee is directed to proceed with the awards as described in Exhibit A, submit the necessary state application to the FTA and enter into the necessary contracts.

Submitted and reviewed by:


Director, Public Transportation Division

Recommended by:


Executive Director
112580 MAY 30 12

Minute Number Date Passed

EXHIBIT A
FY 2013 COORDINATED CALL PROJECTS AWARDS

AWARD RECIPIENT	Total Funds	TDC Award
All Aboard America!	\$442,413	
Ark-Tex Council of Governments	468,095	
Brazos Valley Council of Governments	74,342	
Brownsville, City of	1,392,438	185,883
Capital Area Rural Transportation System (CARTS)	2,256,672	309,625
Concho Coaches Buslines	67,017	896
Greyhound Lines, Inc.	1,417,384	
Jim Wells County	151,200	30,240
Lubbock, City of	13,278	2,656
LULAC Project Amistad D/B/A Project Amistad	70,600	10,120
Public Transit Services	311,872	
South Padre Island, City of	620,000	124,000
Texoma Area Paratransit System, Inc.	1,556,250	91,250
West Texas Opportunities, Inc.	37,145	
TOTAL	\$8,878,706	754,670

PUBLIC TRANSPORTATION PROJECT GRANT AGREEMENT AMENDMENT
TRANSIT PROVIDER: **Lubbock, City of**
FTA GRANT #: **TX-18-X035**
CFDA #: **20.509**
TXDOT PROJECT #: **ICB 1301 (05) 35**
PROJECT GRANT AGREEMENT #: **51305F7152**
MASTER GRANT AGREEMENT #: **512XXF7081**
FEDERAL TRANSIT ADMINISTRATION
NOT RESEARCH AND DEVELOPMENT

STATE OF TEXAS §

COUNTY OF TRAVIS §

**PUBLIC TRANSPORTATION
PROJECT GRANT AGREEMENT
AMENDMENT # 1**

THIS AMENDMENT is made by and between the State of Texas, acting through the Texas Department of Transportation, called the "State", and **Lubbock, City of**, called the "Transit Provider".

WITNESSETH

WHEREAS, the State and the Transit Provider executed a project grant agreement on **May 20, 2013**; and,

WHEREAS, on May 30, 2013 the Texas Transportation Commission approved Minute Order Number **113580** awarding funds to applicants for projects submitted under the Coordinated Call for Projects; and,

WHEREAS, it has become necessary to amend that project grant agreement;

NOW THEREFORE, the State and the Transit Provider do agree as follows:

AGREEMENT

1. Description of Amended Items

This amendment increases the project grant agreement amount by **\$13,278** and **2,656** Transportation Development Credits. The revised the maximum amount payable without modification in ARTICLE 3. COMPENSATION is **\$263,278** and **52,656** Transportation Development Credits.

Attachment A and B, hereto attached, shall replace the Project Description and Project Budget Page in said agreement.

All other provisions of the original project grant agreement not amended are unchanged and remain in full force and effect. This amendment becomes effective on the later date of full execution by both parties.

2. Incorporation of Master Grant Agreement (MGA) Provisions

This amendment incorporates all of the governing provisions of the MGA in effect on the date of final execution of this amendment, unless an exception has been made by the terms of this PGA.

3. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

THIS AMENDMENT IS EXECUTED by the State and the Transit Provider in duplicate.

THE TRANSIT PROVIDER

Signature

Glen C. Robertson

Typed, Printed, or Stamped Name

Mayor

Title

Date

THE STATE OF TEXAS

Signature

Lynn Castle

Typed, Printed, or Stamped Name

Public Transportation Coordinator

Title

Date

List of attachments

A – Approved Project Description

B – Project Budget

APPROVED

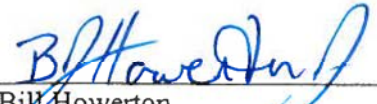
RECIPIENT

ATTEST:

Rebecca Garza
City Secretary


Date: _____

APPROVED AS TO CONTENT:



Bill Howerton
Community Development Director

APPROVED AS TO FORM:

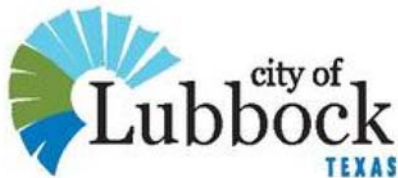


Chad Weaver
Assistant City Attorney

ATTACHMENT A
APPROVED PROJECT DESCRIPTION

The approved project is to renovate and expand the City of Lubbock/ Citibus Downtown Transfer Plaza located at 801 Broadway, Lubbock, TX 79401. The renovation and expansion is required in part due to the inclusion of an intercity bus provider at the Transfer Plaza.

The transit provider's response to the FY 2012 and FY2013 Coordinated Calls for Projects is hereby incorporated in to the project description.



Regular City Council Meeting

5. 2.

Meeting Date: 01/09/2014

Information

Agenda Item

Budget Ordinance Amendment 1st Reading - Finance: Consider Budget Ordinance Amendment 8 amending the adopted FY 2013-14 Budget respecting the grant fund to accept and appropriate funding from the Texas Department of Transportation (TxDOT) for the Selective Traffic Enforcement Program - Impaired Driving Mobilization (STEP-IDM) Grant; and respecting the capital program to establish Capital Improvement Project 8589, North Quaker/Erskine/North Loop 289; providing for filing; and providing for a savings clause.

Item Summary

I. Accept and appropriate \$28,726 from TXDOT for the STEP-IDM Grant, transfer a local match of \$7,282 from the General Fund to the Grant Fund, and reduce the Police Department Operating Budget by \$7,282.

II. Establish Capital Improvement Project 8589, North Quaker/Erskine/North Loop 289, and appropriate \$51,161 for the purpose of furnishing and installing traffic control equipment in the interchange at North Quaker Avenue, Erskine, and North Loop 289. The funding source is reimbursement from Texas Department of Transportation.

Fiscal Impact

Included in item summary.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Ordinance - Budget Amendment 8

Grant Detail Sheet - Police STEP-IDM

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FY 2013-14 BUDGET FOR MUNICIPAL PURPOSES RESPECTING THE GRANT FUND TO ACCEPT AND APPROPRIATE FUNDING FROM THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM – IMPAIRED DRIVING MOBILIZATION (STEP-IDM) GRANT; AND RESPECTING THE CAPITAL PROGRAM TO ESTABLISH CAPITAL IMPROVEMENT PROJECT 8589, NORTH QUAKER/ERSKINE/NORTH LOOP 289; 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 2013-14 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 2013-14 (Budget Amendment #8) for municipal purposes, as follows:

- I. Accept and appropriate \$28,726 from TXDOT for the STEP-IDM Grant, transfer a local match of \$7,282 from the General Fund to the Grant Fund, and reduce the Police Department Operating Budget by \$7,282.
- II. Establish Capital Improvement Project 8589, North Quaker/Erskine/North Loop 289, and appropriate \$51,161 for the purpose of furnishing and installing traffic control equipment in the interchange at North Quaker Avenue, Erskine, and North Loop 289. The funding source is reimbursement from Texas Department of Transportation.

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

ccdocs/BudgetFY1314.Amend8.ord
December 18, 2013

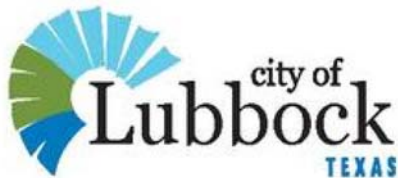
City of Lubbock, TX
Grant Award
New Grant - Budget Detail
January 9, 2013

Administrative Information

City Assigned Grant Number		<u>86066</u>
Grant Name	<u>Selective Traffic Enforcement Program (STEP-IDM)</u>	
Grant Effective Date	<u>10/1/2013-09/30/2014</u>	
Grant Provider/Agency	<u>Texas Department of Transportation</u>	
Grant Award Amount		<u>\$ 28,726</u>
Amount City Grant Match		<u>7,282</u>
Funding Source of Grant Match		<u>100.5735</u>

Budget Information

		<u>Cost</u>
Grant Appropriation Detail		
Overtime		<u>\$ 36,008</u>
 Total Appropriation		 <u><u>\$ 36,008</u></u>



Regular City Council Meeting

5. 3.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Finance: Consider a resolution approving the revised City of Lubbock Investment Policy and Investment Strategy, as reviewed and recommended by the Audit and Investment Committee.

Item Summary

The Public Funds Investment Act, Texas Government Code 2256.005(e), requires the City Council to perform an annual review of the City of Lubbock Investment Policy and Investment Strategy. The Investment Policy and Investment Strategy are updated to reflect changes recommended by the Audit and Investment Committee, after their review.

The Audit and Investment Committee recommends limiting the percentage of commercial paper in the City's investment portfolio to 10 percent, from 25 percent. The Audit and Investment Committee recommends approval.

Fiscal Impact

No fiscal impact.

Staff/Board Recommending

Pamela Moon, Executive Director of Finance

Attachments

[Investment Policy Resolution](#)

[Investment Policy](#)

RESOLUTION

WHEREAS, the City Council has reviewed and approved the City of Lubbock's Investment Policy and Investment Strategy and finds that it complies with the Public Funds Investment Act (Chapter 2256 of the Texas Government Code) and the Public Funds Collateral Act (Chapter 2257 of the Texas Government Code); NOW THEREFORE;

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

THAT the City of Lubbock investment policy and investment strategy, as reviewed and recommended by the Audit and Investment Committee in the attached document entitled "City of Lubbock, Texas, Investment Policy and Investment Strategy" which is hereby incorporated in the Resolution as if fully set forth, be approved and adopted for the City of Lubbock, Texas, 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:



Pamela Moon, Executive Director of Finance

APPROVED AS TO FORM:



Amy Sims, Assistant City Attorney

RES. Investment Policy Approval for 2014

City of Lubbock, TX
Finance Department
Investment Policy and Investment Strategy

Policy

The Executive Director of Finance, or Designee, of the City of Lubbock, Texas, is charged with the responsibility to prudently and properly manage any and all funds of the City. Time and demand deposits must be fully collateralized and all transactions appropriately authorized. The following investment policy addresses the procedures, controls, and practices, which must be exercised to ensure sound fiscal management. The statutory foundation for this Policy is the Public Funds Investment Act (the “Act”, Texas Government Code 2256) and the Public Funds Collateral Act, (Texas Government Code 2257.)

Scope

This policy shall apply to the investment of all financial assets and all funds of the City of Lubbock (hereinafter referred to as the "City") over which it exercises financial control. In order to effectively make use of the City's cash resources, all moneys, with the exception of certain bond proceeds which must be segregated and accounted for separately (“Bond Funds”), shall be pooled into one investment account (“Operating Funds”). The investment income derived from this account shall be distributed to the various City funds in accordance with the existing City Policy.

These funds are accounted for in the City of Lubbock Comprehensive Annual Financial Report (CAFR) and include:

General Fund
Special Revenue Funds
Debt Service Funds
Capital Projects Funds
Enterprise Funds (excluding WTMPA)
Internal Service Funds
Agency Funds

The Bond Funds Portfolio includes bond proceeds recorded in Capital Projects, Enterprise, and Internal Service Funds, while the Operating Portfolio includes all other resources in the other funds listed.

Objectives

The City's principal investment objectives are listed in order of priority:

- A. Compliance** with all Federal, State, and other legal requirements (includes but is not limited to Chapter 2256 Public Funds Investment Act, as amended and Chapter 2257 Public Funds Collateral Act, as amended, of the Texas Government Code)
- B. Safety:** Preservation of capital and the protection of investment principal.
- C. Liquidity:** Maintenance of sufficient liquidity to meet anticipated disbursements and cash flows.
- D. Diversification:** Maintenance of diversity in market sector and maturity to minimize market risk in a particular sector.
- E. Yield:** Attainment of a market rate of return equal to or higher than the performance measure established by the Executive Director of Finance, or Designee.

Responsibility and Control

Delegation of Authority

The ultimate responsibility and authority for investment transactions involving the City resides with the Executive Director of Finance, or Designee. The Executive Director of Finance, or Designee, has delegated the investment function to the Debt and Investment Analyst, or Designee, and all are designated as Investment Officers. (2256.005(f)) The Debt and Investment Analyst, or Designee is charged with executing the day-to-day investment functions for the City following the guidance and recommendations of the City's Audit and Investment Committee.

Audit and Investment Committee

The City will utilize the Audit and Investment Committee to assist in monitoring the performance and structure of the City's investments. The Audit and Investment Committee shall be responsible for the investment strategy decisions, activities, and the establishment of written procedures for the investment operations consistent with this policy. Monitoring of the portfolio shall be performed by the Audit and Investment Committee no less than quarterly and verified by the City's independent auditor at least annually. The Audit and Investment Committee shall discuss investment reports, investment strategies, and investment and banking procedures.

Investment Advisors

The Executive Director of Finance, or Designee, may in his/her discretion, with Council approval, appoint one or more investment advisors, registered with the Securities and Exchange Commission under the Investment Advisors Act of 1940 (15 U.S.C. Section 80b-1 et seq.), to assist in the management of a portion of the City's assets. To be eligible for consideration, an investment advisor shall demonstrate to the Audit and Investment Committee knowledge of cash management and experience in managing public funds. Selection of any investment advisor shall be based upon their expertise in public cash management. An appointed investment advisor may be granted investment discretion within the guidelines of this Investment Policy with regard to the City's assets placed under its management. A contract made under authority of the Act may not be for a term longer than two years on the original contract term. A renewal or extension of the contract must be made by the City Council by resolution. (2256.003)¹

Prudence

The standard of prudence to be used for managing the City's assets is the "prudent person" rule (2256.006), which states, "Investments shall be made with judgment and care--under circumstances then prevailing--which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived." Investment officers acting in accordance with written procedures and exercising due diligence, shall not be held personally liable for a specific security's credit risk or market price changes, provided deviations from expectations are reported in a timely fashion and appropriate action is taken to control adverse developments. The City's independent auditor will perform a compliance audit of management controls on investments and adherence to investment policies annually.

In accordance with the Act (2256.005 and 2256.008), the Investment Officers shall attend 10 hours of investment training within 12 months of assuming duties and 10 hours not less than once in a two-year period that begins on the first day of the City's fiscal year and consists of the two consecutive fiscal years after that date. The investment training session shall be provided by an independent source approved by the Audit and Investment Committee. Training must include education in investment controls, security risks, strategy risks, market risks, and diversification of investment portfolio in order to ensure the quality and capability of investment management in compliance with the Act.

Investment Portfolio

Authorized Investments

The following are authorized investments for the City and all are authorized and further defined by the Act:

- Obligations of the United States or its agencies and instrumentalities, which have a liquid market with a readily determinable market value but excluding mortgage backed securities. (2256.009(1))
- Direct obligations of this state or its agencies and instrumentalities (2256.009(2))
- Other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, this state or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States. (2256.009(a)4))
- Obligations of states (other than Texas), agencies, counties, cities, and other political subdivisions of any state rated not less than A or its equivalent by at least one nationally recognized investment rating firm. (2256.009(a)(5))
- Fully collateralized certificates of deposit issued by a state or national bank doing business in Texas and guaranteed, or insured by the Federal Deposit Insurance Corporation or its successor, secured by obligations authorized by this subchapter, or secured in any other manner and amount provided by law for deposits of the City (2256.0010)
- Fully collateralized repurchase agreements with a defined termination date; and secured by a combination of cash and obligations authorized by the Act (Section 2256.009(a)); such securities being purchased or held must be pledged to the City, held in the City's name, and deposited at the time the investment is made with the City or with an independent third party selected and approved by the City. Repurchase agreements must be purchased through a primary government securities dealer, as defined by the Federal Reserve, or a bank doing business in Texas. The term of any reverse repurchase agreements may not exceed 90 days after the date the reverse security repurchase agreement is delivered. Money received by the City under the terms of a reverse security repurchase agreement shall be used to acquire additional authorized investments, but the term of the authorized investments acquired must mature not later than the expiration date stated in the reverse security repurchase agreement. (2256.011)^G

Before any repurchase agreements shall be executed with an authorized broker/dealer or financial institution, a Master Repurchase Agreement must be signed between the City and that broker/dealer or financial institution. The Investment Officer shall maintain a file of all executed Master Repurchase Agreements.^G

- Bankers' acceptances with a stated maturity of 270 days or fewer from the date of its issuance; and liquidated in full at maturity; and eligible for collateral for borrowing from a Federal Reserve Bank; and accepted by a bank organized and existing under the laws of the United States or any state, if the short-term obligations of the bank, or of a bank holding company of which the bank is the largest subsidiary, are rated not less than A-1 or P-1 or an equivalent rating by at least one nationally recognized credit rating agency (2256.012)
- Commercial paper with a stated maturity of 270 days or fewer from the date of its issuance, and rated not less than A-1 or P-1 (with stable or positive outlook), or an equivalent rating by at least two nationally recognized credit rating agencies, or; rated not less than A-1 or P-1 or an equivalent by one nationally recognized rating agency plus fully secured by an irrevocable letter of credit issued by a domestic bank (2256.013). Investment in commercial paper should be diversified by issuer and industry sector. Constant monitoring of the commercial paper is critical to foresee any changes in credit quality.^B
- No-load money market mutual funds regulated by the Securities and Exchange Commission, and with a dollar-weighted average stated maturity of 90 days or fewer, and whose investment objectives include the maintenance of a stable net asset value of \$1 for each share (2256.014(c)). The investment officers shall review and understand the fund's prospectus and statement of additional information to determine: portfolio composition; risk characteristics; duration and weighted average maturity; reputation and experience of the investment company; total expense ratio; philosophy; strategies and portfolio policies; and, if the fund is rated by a nationally recognized rating agency.^H

- Constant dollar, investment pools rated not less than AAA or an equivalent rating by at least one nationally recognized rating service and authorized by the City Council and as further defined by the Act, which invests in eligible securities as authorized by this subchapter (2256.016).

The following investments are prohibited by the Act (2256.009(b)):

- An obligation whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal, i.e. interest-only collateralized mortgage obligations (IO's).
- Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest, i.e. principal-only collateralized mortgage obligations (PO's).
- Collateralized mortgage obligations that have a stated final maturity date of greater than 10 years.
- Collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index, i.e. CMO inverse floaters.
- Investment in the aggregate of more than 80 percent of the entity's monthly average fund balance, excluding bond proceeds and reserves and other funds held for debt service, in money market mutual funds or mutual funds; investment in the aggregate of more than 15 percent of its monthly average fund balance, excluding bond proceeds and reserves and other funds held for debt service, in mutual funds; investment of any portion of bond proceeds, reserves, and funds held for debt service, in mutual funds; and investment of its funds or funds under its control, including bond proceeds and reserves and other funds held for debt service, in any one mutual fund in an amount that exceeds 10 percent of the total assets of the mutual fund (2256.014).

Existing Investments

The Investment Officer is not required to liquidate investments that were authorized investments at the time of purchase (2256.017).

Effect of Loss of Required Rating

An investment that requires a minimum rating does not qualify as an authorized investment during the period the investment does not have a minimum rating. The Investment Officer shall take all prudent measures that are consistent with the City's investment policy to liquidate the investment(s) that does not have the minimum rating (2256.021). In accordance with Section (2256.005(b)), the Investment Officer shall monitor rating changes in current investments by keeping a monthly record of ratings issued by three nationally recognized rating agencies.

Investment Diversification

It is the intent of the City to diversify the investment instruments within the portfolio to avoid incurring unreasonable risks inherent in over-investing in specific instruments, individual financial institutions or maturities. The asset allocation in the portfolio should, however, be flexible depending upon the outlook for the economy and the securities markets. When conditions warrant, the guidelines below may be exceeded by approval of the Audit and Investment Committee.

The City may invest to the following limits as a percentage of its total portfolio^C:

- 100% in United States Treasury Obligations
- 50% in Certificates of Deposit
- 80% in Federal Instrumentalities or Agencies
- 70% in Repurchase Agreements collateralized by Federal Instrumentalities, or
- 100% in Repurchase Agreements collateralized by United States Treasury Obligations
- 10% in Commercial Paper (no more than 10% in any one issuer)
- 20% in Banker's Acceptances

Investment Pools

In accordance with the Act (2256.016) investment pools must be continuously rated no lower than AAA or equivalent, with a weighted average maturity of less than 60 days. The pool must have an advisory board. A thorough investigation of the pool is required prior to investing, and on a continual basis, as due diligence, and shall include but is not limited to, the following topics:

- A description of eligible investment securities, and a written statement of investment policy and objectives.
- A description of interest calculations, method of distribution, and treatment of gains and losses.
- A description of the method used to safeguard securities (including the settlement processes), and the frequency and method by which securities are priced.
- An annual audited financial statement.
- The yield and expense ratio of the pool, including a statement regarding how yield is calculated.
- The frequency of audit of the program.
- A description of eligible participants along with allowable frequency and size of deposits and withdrawals.
- A schedule for receiving statements and portfolio listings.
- The policy under which reserves, retained earnings, etc. may be utilized by the pool.
- A fee schedule, and when and how it is assessed.
- Information related to the fund's eligibility for accepting bond proceeds.
- Investments in a qualifying Investment Pool should be limited to no more than 5% of the total assets in the pool.

Investment Strategy

The City of Lubbock maintains portfolios, which utilize four specific investment strategy considerations, designed to address the unique characteristics of the fund groups represented in the investment portfolios. The policies detailed below are subject to an annual review to occur prior to the annual City Council action regarding the Investment Policy. (2256.005(d))

(1) Operating Funds and Commingled Pools Containing Operating Funds

The investment strategy for the portfolio containing operating funds, the Operating Portfolio, has as its primary objective to assure that anticipated cash flows are matched with adequate investment liquidity. Investment maturities shall be matched against liabilities including debt service requirements.

The secondary objective of the Operating Portfolio is to create a portfolio structure, which will experience minimal volatility during economic cycles. This will be accomplished by purchasing high quality, short- to medium-term securities, which will complement each other in a laddered maturity structure.

The City shall maintain a dollar-weighted average maturity of two (2) years or less based on the stated final maturity dates of each security in its Operating Portfolio. The City shall at all times maintain at least 10% of its operating investment portfolio in instruments maturing in 120 days or less.^D

(2) Debt Service Funds

The investment strategy for debt service funds shall have as the primary objective the assurance of investment liquidity adequate to cover each succeeding debt service obligation on the required payment date. Securities purchased shall not have a stated final maturity date which exceeds any unfunded debt service payment date. The maximum weighted average maturity shall not exceed one (1) year.^D

(3) Debt Service Reserve Funds

The investment strategies for debt service reserve funds shall have as the primary objective the ability to generate a dependable revenue stream to the appropriate debt service fund from securities with a low degree of volatility. Except as may be required by the bond ordinance specific to an individual issue, securities should be of high quality with short- to intermediate-term maturities. The maximum weighted average maturity shall not exceed one (1) year.^D

Volatility shall be further controlled through the purchase of securities carrying the highest coupon available within the desired maturity and quality range using a laddered maturity structure. Such securities will tend to hold their value during economic cycles.

(4) Bond Funds

The investment strategy for bond funds will have as their primary objective to assure that anticipated cash flows are matched with adequate investment liquidity. These portfolios should include at least 10% in highly liquid securities to allow for flexibility and unanticipated project outlays. The stated final maturity dates of securities held shall not exceed the estimated project completion date. The maximum weighted average maturity shall not exceed two (2) years.^D

Cash Flow

A cash flow analysis shall be reviewed and updated no less than semi-annually. This cash flow analysis is the basis for matching liabilities or obligations with security maturities as outlined in the strategies previously listed.^L

Maximum Maturity

The maximum maturity of any individual security the City may invest in shall be 5 years.^D

Derivatives

A derivative is any security whose cash flow characteristics (coupon, redemption amount, or stated and estimated maturity) depend upon one or more indices or that has embedded futures or options. They can be linked to different market sectors or interest rate scenarios including: 1) increasing or decreasing interest rates, 2) U.S. Treasury yield curve, 3) foreign yield curves, 4) relationship between two different yield curves, 5) foreign exchange rates 6) equity price movements, and 7) commodity price movements.

The City shall define a derivative for purposes of investment as any mortgaged backed security to eliminate possible extension, volatility and reinvestment risk. The City will not invest in any mortgage-backed securities (MBS) whether a straight pass-through mortgage backed or further derived mortgage backed security (CMO).

The City shall not define United States Agency and Instrumentality debentures as derivatives. Debentures have a defined maturity date, which cannot extend regardless of their structure. These will be restricted to a maximum maturity of three (3) years. Floating rate debentures may only float on the U.S. Treasury rates and not exceed one (1) year in maturity.

The Investment Officers will monitor the development of new financial instruments and may present to the Audit and Investment Committee amendments to the above definition. The Investment Officers will not invest in derivatives without approval from either the Committee or City Council.

Management Style

The City seeks an active, rather than passive, management of its portfolio assets. Assets may be sold at a loss only if the Investment Officers feel that the sale of the security is in the best long-term interest of the City. Supporting documentation shall be maintained by the Investment Officer for all sales of securities in which there is a book loss or where a security is sold in order to simultaneously purchase another security.

Authorized Financial Broker/Dealers and Institutions

As defined by the Act (2256.005(k)) the City shall maintain a list of authorized broker/dealers and financial institutions, which are approved by the Audit and Investment Committee for investment purposes. It shall be the policy of the City to purchase securities only from those authorized institutions and firms. The Committee will review and approve the list at least annually.

To be eligible for authorization, each broker/dealer or financial institution shall:

1. Complete and submit to the City a Broker/Dealer Questionnaire, which includes the firm's most recent financial statements.
2. Provide a written instrument certifying that they have received and thoroughly reviewed the City's investment policy and have implemented reasonable procedures and controls and understand the parameters set by the City of Lubbock.
3. Be a member of the FDIC (Financial Institutions only)
4. Be a "primary" dealer or regional dealer that qualifies under Securities & Exchange Commission Rule 15C3-1 (uniform net capital rule). All broker/dealers must submit: (a) audited financial reports (b) proof of National Association of Security Dealers certification, and (c) proof of state registration (Broker/Dealers only).
5. Provide competitive offers, resulting in the sale of a security, to the City. If there are no sales from a particular broker/dealer over a 12-month period, this broker/dealer will be removed from the approved broker/dealer listing (Broker/Dealers only).
6. Comply with the Federal Reserve Bank of New York's capital adequacy guidelines. A compliance certificate will be required.^K

The Investment Officer, or investment advisor, shall maintain a file of all Broker/Dealer Questionnaires. Broker/dealers and other financial institutions will be selected on the basis of their expertise in cash management and their ability to provide service to the City's account.

The Investment Officers shall exercise due diligence in monitoring the activities of other officers and subordinate staff members engaged in transactions with the City. Employees of any firm or financial institution offering securities or investments to the City of Lubbock shall be trained in the precautions appropriate to public-sector investments and shall be required to familiarize themselves with the City's investment objectives, policies and constraints. In the advent of a material adverse change in the financial condition of the firm or financial institution, the City will be informed immediately by telephone and in writing.

All investment transactions must be competitively transacted and executed with broker/dealers or financial institutions that have been authorized by the City.^K The City will obtain at least 3 competitive offers. Exception: New issues will not be required to be competitively transacted as all broker/dealers would show the same price and yield.

Selection of Financial Institutions

Depositories shall be selected through the City's banking services procurement process, which shall include a formal request for application. In selecting depositories, the services available, service costs, and credit-worthiness of institutions shall be considered, and the Investment Officers, shall conduct a comprehensive review of prospective depositories' credit characteristics and financial history.

The City shall select financial institutions from which the City may purchase certificates of deposit in accordance with the Act and this Policy. The City of Lubbock will have a written depository agreement with any financial institution with whom the City of Lubbock has time or demand deposits. The Investment Officer shall monitor the financial condition of financial institutions where certificates of deposit are held and report quarterly to the Audit and Investment Committee.

Collateralization of Public Deposits

Collateralization requirements are governed by Texas Government Code Chapter 2257 Public Funds Collateral Act. Collateralization will be required on three types of investments: time deposits, demand deposits, and repurchase agreements. In order to anticipate market changes and provide a level of security for all funds, the required minimum collateral level will be 102% of market value of principal and accrued interest monitored and maintained by the financial institution.^{A,G} The City of Lubbock chooses to limit collateral to the following:

Underlying collateral shall be composed of those investments approved in this policy and mortgage-backed securities as defined in Texas Government Code Chapter 2257.002. The maturity of the collateral security shall be no longer than a 30-year stated final maturity. Market value of the collateral shall be priced at least daily for repurchase agreements and monthly for time and demand deposits (including mortgage-backed securities).^{A,E}

Collateral shall always be held by an independent third party with whom the City of Lubbock has a current custodial agreement. This should be evidenced by a written agreement in an effort to satisfy the Uniform Commercial Code (UCC) requirement for control.^A A safekeeping receipt must be supplied to the City of Lubbock for any transaction involving sales/purchases/maturities of securities and/or underlying collateral, which the City of Lubbock will retain. The right of collateral substitution is granted provided the substitution has prior approval of the City and is followed by the delivery of an original safekeeping receipt to the City of Lubbock, and the replacement collateral is received prior to the release of original collateral.^A

The collateral agreement must be:

- In writing
- Approved by the board of directors of the depository or its loan committee; and,
- Continuously, for the time of its execution, an official record of the depository institution.^A

Safekeeping of Securities

All securities owned by the City shall be held in City designated third party safekeeping. All trades executed by a dealer will settle Delivery vs. Payment through the City's safekeeping agent.

Securities purchased by the City shall be held in a segregated account. Collateral pledged to the City securing Certificates of Deposit shall be held in joint custody at the Federal Reserve Bank. It is the intent of the City that all securities be perfected in the name of the City.

Securities held in custody for the City shall be independently audited on an annual basis to verify investment holdings.

Delivery versus Payment

All security transactions, including collateral for repurchase agreements, entered into by the City of Lubbock shall be conducted on a delivery-versus-payment (DVP) basis. That is, funds shall not be wired or paid until verification has been made that the collateral was received by the Trustee. The collateral shall be held in the name of the City. The Trustee's records shall assure the notation of the City's ownership of or explicit claim on the securities. The original copy of all safekeeping receipts shall be delivered to the City.

Same Day Funds Settlement Procedures

All new issues will be made depository book-entry eligible, and principal and interest will be paid to the depository by fiscal agents in same-day funds on the payment date. For all existing issues, payments of principal and interest will be made to depositories by the fiscal agents in same-day funds on the payment date.

Each depository should pay bondholders in same-day funds on the payment date. On, or prior to the morning of the payment date, CUSIP number identification and dollar amount notifications will be sent to each depository using automated communications.^J

Reporting

Investment reports shall be prepared monthly and be signed and submitted by the Investment Officers, in a timely manner. These reports will be submitted to the City Manager and City Council. This report shall describe in detail the investment position of the City, disclose the market value and book value of each fund group as well as each separate investment, and state the maturity date of each security and accrued interest for the reporting period. It must also express the compliance of the portfolio to the investment strategy contained in the City's Investment Policy, the Act, and Generally Accepted Accounting Principles (GAAP). Market pricing information is obtained through the use of appropriate software available either externally such as through investment advisors, or internally. A written record shall be maintained of all bids and offerings for securities transactions in order to insure that the City receives competitive pricing. An independent auditor will review monthly investment reports on an annual basis, as required by the Act.^F

Changes in Statutes, Ordinances or Procedures

This policy is designed to operate within the restrictions set forth in applicable State of Texas and Federal laws and statutes, but it does not permit all activity allowed by those laws. Changes to state or federal laws, which restrict a permitted activity under this policy, shall be incorporated into this policy immediately upon becoming law. Changes to state or federal laws, which do not further restrict this policy, shall be reviewed by the Audit and Investment Committee and recommended to the City Council when appropriate.

Performance Review

The Audit and Investment Committee shall meet no less than quarterly to review the portfolio's adherence to appropriate risk levels and to compare the portfolio's total return to the established investment objectives and goals.

The Investment Officers shall periodically establish a benchmark yield for the City's investments, which shall be equal to the average yield on the United States Treasury security, which most closely corresponds to the portfolio's actual weighted average maturity, or other benchmark as approved by the Audit and Investment Committee. When comparing the performance of the City's portfolio, all fees and expenses involved with managing the portfolio should be included in the computation of the portfolio's rate of return.

Ethics and Conflicts of Interest

Investment Officers, employees, and Audit and Investment Committee Members involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions. Employees and investment officials shall disclose to the City Manager and the Texas Ethics Commission, any material financial interests in financial institutions that conduct business within this City, and they shall further disclose any large personal financial/investment positions that could be related to the performance of this City's portfolio. A disclosure statement with the Texas Ethics Commission and the City Manager will also be filed if an Investment Officer, employee, or Audit and Investment Committee Member is related within the third degree by consanguinity or within the second degree by affinity, as determined under Chapter 573, to an individual seeking to sell an investment to the City. Employees and officers shall subordinate their personal investment transactions to those of the City particularly with regard to the timing of purchases and sales.

Internal Controls

The Investment Officers shall establish a system of internal controls, which shall be documented in writing. The internal controls shall be reviewed by the Audit and Investment Committee and with the independent auditor on an annual basis. The controls shall be designed to prevent losses of public funds arising from fraud, employee error, misrepresentation by third parties, unanticipated market changes, or imprudent actions by employees and officers of the City.

Policy Revisions

The City Council shall adopt a written instrument by rule, order, ordinance, or resolution stating that it has reviewed the investment policy and investment strategies and that the written instrument so adopted shall record any changes made to either the investment policy or investment strategies (2256.005(e)). The Audit and Investment Committee will review the Investment Policy and Investment Strategies annually. The Audit and Investment Committee shall forward modifications to the Policy or a resolution stating there are no changes to the City Council annually for City Council action.

Notes to the Investment Policy and Investment Strategy

Government Financial Officers Association (GFOA) Recommended Investment Practices

- ^ACollateralization of Public Deposits (1984, 1987, 1993, and 2000)
- ^BCommercial Paper (2001)
- ^CDiversification of Investments in a Portfolio (1997, 2002)
- ^DMaturities of Investments in a Portfolio (1997, 2002)
- ^EFrequency of Purchased Securities Valuation in Repurchase Agreements (1999, 2003)
- ^FMark-to-Market Practices for State and Local Government Investment Portfolios and Investment Pools (1995, 2000, 2003)
- ^GRepurchase Agreements & Reverse Repurchase Agreements (1986, 1995, 1998, 2000, 2003)
- ^HUse of Various Types of Mutual Funds by Public Cash Managers (2003)
- ^ISelection of Investment Advisors for Non-Pension Fund Assets (2003)
- ^JSame-Day Funds Settlement Procedures (2003)
- ^KGovernmental Relationships with Securities Dealers (2003)
- ^LUse of Cash Flow Forecasts in Operations (2005)

Additional GFOA Recommended Investment Practices that are not applicable to the City of Lubbock's Investment Portfolio

- Market Risk (Volatility) Ratings (1995)
- Master Trust and Custodial Bank Security Lending Programs (1995)
- Security Lending Programs – Master Trust, Custodial and Safekeeping Considerations (1995, 2002)
- Use of Derivatives by State and Local Governments for Cash Operating and Reserve Portfolios (1994, 2002)

Authority/Date Issued:

- City Council Resolution # 5728/December 18, 1997
- City Council Resolution # 5867/May 28, 1998
- City Council Resolution #6600/November 4, 1999
- City Council Resolution #2000-R0418/November 27, 2000
- City Council Resolution #2001-R0471/November 8, 2001
- City Council Resolution #2003-R0065/February 13, 2003
- City Council Resolution #2003-R0474/October 23, 2003
- City Council Resolution #2004- R0560/November 18, 2004
- City Council Resolution #2005- R0478/October 13, 2005
- City Council Resolution #2007- R0242/June 14, 2007
- City Council Resolution #2007- R0402/August, 23, 2007
- City Council Resolution #2008-R0113/April 10, 2008
- City Council Resolution #2009-R0138/April 9, 2009
- City Council Resolution #2010-R0159/April 8, 2010
- City Council Resolution #2011-R0135/April 14, 2011
- City Council Resolution #2012-R0033/January 26, 2012
- City Council Resolution #2013-R0050/January 31, 2013

Glossary

AGENCIES: Federal agency securities and/or Government-sponsored enterprises.

ASKED: The price at which securities are offered.

BANKERS' ACCEPTANCE (BA): A draft or bill or exchange accepted by a bank or trust company. The accepting institution guarantees payment of the bill, as well as the issuer.

BROKER: A broker brings buyers and sellers together for a commission.

CERTIFICATE OF DEPOSIT (CD): A time deposit with a specific maturity evidenced by a certificate. Large-denomination CD's are typically negotiable.

COLLATERAL: Securities, evidence of deposit or other property, which a borrower pledges to secure repayment of a loan. Also refers to securities pledged by a bank to secure deposits of public monies.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR): The official annual report for the City of Lubbock, Texas. It includes combined financial statements for all fund types and account groups as well as combining financial statements, as applicable, and footnotes prepared in conformity with GAAP. It also includes supporting schedules necessary to demonstrate compliance with finance-related legal and contractual provisions, extensive introductory material, and a detailed Statistical and Supplemental Information Section.

COUPON: (a) The annual rate of interest that a bond's issuer promises to pay the bondholder on the bond's face value. (b) A certificate attached to a bond evidencing interest due on a payment date.

DEALER: A dealer, as opposed to a broker, acts as a principal in all transactions, buying and selling for his own account.

DEBENTURE: A bond secured only by the general credit of the issuer.

DELIVERY VERSUS PAYMENT: There are two methods of delivery of securities: delivery versus payment and delivery versus receipt. Delivery versus payment is delivery of securities with an exchange of

money for the securities. Delivery versus receipt is delivery of securities with an exchange of a signed receipt for the securities.

DERIVATIVES: (1) Financial instruments whose return profile is linked to, or derived from the movement of one or more underlying index or security, and may include a leveraging factor, or (2) financial contracts based upon notional amounts whose value is derived from an underlying index or security (interest rates, foreign exchange rates, equities or commodities).

DISCOUNT: The difference between the cost price of a security and its maturity when quoted at lower than face value. A security selling below original offering price shortly after sale also is considered to be at a discount.

DISCOUNT SECURITIES: Non-interest bearing money market instruments that are issued a discount and redeemed at maturity for full face value, *e.g.*, U.S. Treasury Bills.

DIVERSIFICATION: Dividing investment funds among securities offering independent returns.

FEDERAL DEPOSIT INSURANCE CORPORATION (FDIC): A federal agency that insures bank deposits, currently up to \$250,000 per deposit until December 31, 2014.

FEDERAL FUNDS RATE: The rate of interest at which Fed funds are traded. This rate is currently pegged by the Federal Reserve through open market operations.

FEDERAL RESERVE SYSTEM: The central bank of the United States created by Congress and consisting of a seven member Board of Governors in Washington, D.C., 12 regional banks and about 5,700 commercial banks that are members of the system.

LIQUIDITY: A liquid asset is one that can be converted easily and rapidly into cash without a substantial loss of value. In the money market, a security is said to be liquid if the spread between bid and asked prices is narrow and reasonable size can be done at those quotes.

LOCAL GOVERNMENT INVESTMENT POOL (LGIP): The aggregate of all funds from political subdivisions that are placed in the custody of the State Treasurer for investment and reinvestment.

MARKET VALUE: The price at which a security is trading and could presumably be purchased or sold.

MASTER REPURCHASE AGREEMENT: A written contract covering all future transactions between the parties to repurchase—reverse repurchase agreements that establishes each party's rights in the transactions. A master agreement will often specify, among other things, the right of the buyer-lender to liquidate the underlying securities in the event of default by the seller-borrower.

MATURITY: The date upon which the principal or stated value of an investment becomes due and payable.

MONEY MARKET: The market in which short-term debt instruments (bills, commercial paper, bankers' acceptances, etc.) are issued and traded.

OPEN MARKET OPERATIONS: Purchases and sales of government and certain other securities in the open market by the New York Federal Reserve Bank as directed by the FOMC in order to influence the volume of money and credit in the economy. Purchases inject reserves into the bank system and stimulate growth of money and credit; sales have the opposite effect. Open market operations are the Federal Reserve's most important and most flexible monetary policy tool.

PORTFOLIO: Collection of securities held by an investor.

PRIMARY DEALER: A group of government securities dealers who submit daily reports of market activity and positions and monthly financial statements to the Federal Reserve Bank of New York and are subject to its informal oversight. Primary dealers include Securities and Exchange Commission (SEC)-registered securities, broker-dealers, banks, and a few unregulated firms.

PRUDENT PERSON RULE: An investment standard. In some states the law requires that a fiduciary, such as a trustee, may invest money only in a list of securities selected by the custody state—the so-called legal list. In other states the trustee may invest in a security if it is one which would be bought by a prudent person of discretion and intelligence

who is seeking a reasonable income and preservation of capital.

QUALIFIED PUBLIC DEPOSITORIES: A financial institution which does not claim exemption from the payment of any sales or compensating use or ad valorem taxes under the laws of this state, which has segregated for the benefit of the commission eligible collateral having a value of not less than its maximum liability and which has been approved by the Public Deposit Protection Commission to hold public deposits.

RATE OF RETURN: The yield obtainable on a security based on its purchase price or its current market price. This may be the amortized yield to maturity on a bond the current income return.

REPURCHASE AGREEMENT (RP OR REPO): A holder of securities sells these securities to an investor with an agreement to repurchase them at a fixed price on a fixed date. The security "buyer" in effect lends the "seller" money for the period of the agreement, and the terms of the agreement are structured to compensate him for this. Dealers use RP extensively to finance their positions. Exception: When the Fed is said to be doing RP, it is lending money, that is, increasing bank reserves.

SAFEKEEPING: A service to customers rendered by banks for a fee whereby securities and valuables of all types and descriptions are held in the bank's vaults for protection.

SECURITIES & EXCHANGE COMMISSION: Agency created by Congress to protect investors in securities transactions by administering securities legislation.

SEC RULE 15C3-1: See Uniform Net Capital Rule.

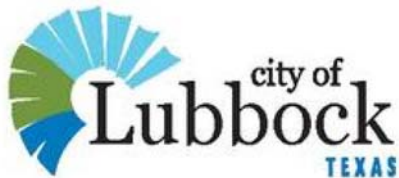
TREASURY BILLS: A non-interest bearing discount security issued by the U.S. Treasury to finance the national debt. Most bills are issued to mature in three months, six months, or one year.

TREASURY BONDS: Long-term coupon-bearing U.S. Treasury securities issued as direct obligations of the U.S. Government and having initial maturities of more than 10 years.

TREASURY NOTES: Medium-term coupon-bearing U.S. Treasury securities issued as direct obligations of the U.S. Government and having initial maturities from two to 10 years.

UNIFORM NET CAPITAL RULE: Securities and Exchange Commission requirement that member firms as well as nonmember broker-dealers in securities maintain a maximum ratio of indebtedness to liquid capital of 15 to 1; also called net capital rule and net capital ratio. Indebtedness covers all money owed to a firm, including margin loans and commitments to purchase securities, one reason new public issues are spread among members of underwriting syndicates. Liquid capital includes cash and assets easily converted into cash.

YIELD: The rate of annual income return on an investment, expressed as a percentage. (a) **INCOME YIELD** is obtained by dividing the current dollar income by the current market price for the security. (b) **NET YIELD** or **YIELD TO MATURITY** is the current income yield minus any premium above par or plus any discount from par in the purchase price, with the adjustment spread over the period from the date of purchase to the date of maturity of the bond.



Regular City Council Meeting

5. 4.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Finance: Consider a resolution approving the bylaws of Quincy Park Public Improvement District (PID) Advisory Board.

Item Summary

On October 21, 2013, the Quincy Park PID Advisory Board adopted bylaws and recommends them for approval by the City Council. The bylaws define the purpose of the PID; the administration, officers, and meeting attendance requirements; terms; conflicts of interest; and other categories.

Fiscal Impact

None.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Quincy Park PID Advisory Board Bylaws and Resolution

RESOLUTION

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

THAT the Bylaws adopted by the Advisory Board of the Quincy Park Public Improvement District are hereby approved by the City Council of the City of Lubbock. Said Bylaws are 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 _____, 2014.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock
Executive Director of Budget

APPROVED AS TO FORM:



Linda L. Chamales,
Economic Development Attorney

City att / Linda/ Res-Quincy Park PID Bylaws
December 18, 2013

**Bylaws for City of Lubbock
Quincy Park
Public Improvement District**

ARTICLE I. NAME

This Public Improvement District (PID) shall be governed by the City Council, which shall consider recommendations of the PID Advisory Board. The Advisory Board will hereinafter be referred to as the “Advisory Board” or “Board” for “City of Lubbock Quincy Park Public Improvement District, hereinafter referred to as the “PID.”

ARTICLE II. PURPOSE

The purpose of the Advisory Board is to manage the affairs of the PID, as approved by the City Council, in accordance with the Public Improvement District Assessment Act, V.T.C.A., Local Government Code Section 372.001 et. seq. (the “Act”). The purpose of the PID is to fund improvement projects and special supplemental services including, but not limited to (i) the design, construction and maintenance of Parks and greens together with any ancillary structures, features or amenities such as playgrounds, athletic facilities, pavilions, community facilities, irrigation, walkways, lighting, benches, trash receptacles and any similar items located therein along with all necessary grading, drainage, and similar infrastructure involved in the construction of such parks and greens; landscaping, hardscaping and irrigation; and (ii) payment of costs associated with developing and financing the public improvements listed in subdivision (i) including costs of establishing, administering and operating the District, as detailed in the Petition Requesting Establishment of a Public Improvement District, hereinafter referred to as the “Petition” and Resolution No. 2009-R0219 creating the public improvement district.

ARTICLE III. ADVISORY BOARD

Section 1. Advisory Board

- A. Administration.** The PID will be administered and operated by the Governing Body of the City of Lubbock, the City Council. The City Council shall appoint an Advisory Board, which shall be subject to the restrictions imposed by law and these Bylaws. The City Council shall exercise all powers of the PID, and must approve these Bylaws prior to the Bylaws taking effect.

- B. PID Address.** The official address of the PID shall be: City of Lubbock Quincy Park Public Improvement District, Attn: Danielle Whitfill, P.O. Box 2000, Lubbock, Texas 79457.

- C. Advisory Board Composition.** The Advisory Board shall consist of five (5) members, each of whom shall be nominated by the lot owners of the District

and approved by the City Council. Each member of the Advisory Board shall be a lot owner or the employee of a lot owner within the District. Each lot shall be limited to a maximum of one (1) member serving concurrently.

D. Lot owner. An owner of undeveloped land or an undeveloped lot shall be considered a lot owner. An owner of a developed retail area shall be considered a lot owner. An owner of an improved residential lot shall be considered a lot owner.

E. Nomination of Advisory Board members. All lot owners shall be notified of the nomination process in sufficient time to allow lot owners to participate in the nomination process. All lot owners within the District will be eligible to run for any open position on the Advisory Board and vote for the Advisory Board nominees. Each lot owner will be allowed one ballot for each lot owned. On that ballot, the lot owner may cast one (1) vote for each open seat from a list of nominations for the Advisory Board.

F. Term of Office. Each member shall serve a three (3) year term that begins the month following election at the annual meeting and approval by the City Council. The Advisory Board shall stagger terms to maintain the continuity of the Board. For example, if one-half of the Advisory Board members end their term in two years, the other half of the members would end their term in the third year. At the initial meeting, determination of which members will serve the shorter term will be determined by a random, fair lottery of the Board's own choosing.

G. Nomination Process. The City Manager shall appoint a Nomination Coordinator from City staff who shall administer the nomination process. The nomination schedule shall be as follows:

1. **Nominations accepted at the annual meeting.**
2. **Voting shall take place at the annual meeting.**
3. **Ballots counted at the annual meeting.**
4. **New Advisory Board members shall take office on the first day of the month after the nomination process concludes if approved by the City Council.**

H. Nomination discrepancies. In the case of any other unresolved nomination discrepancies, the current Advisory Board will make the final decision.

I. Vacancies. A vacancy in any Advisory Board position shall be filled by the Advisory Board for the unexpired portion of the term of that office. A vacancy in the office of President or Vice President shall be filled by election by the Advisory Board, from the remaining members for the unexpired portion of the term of that Advisory Board position.

J. Write-In Candidates. Write-in candidates are allowed. Write-in candidates who are nominated must be the current owner or the employee of a lot owner within the geographical boundaries of the Quincy Park PID. A write-in candidate who is nominated but is not a current owner of a lot or the employee of a lot owner within the boundaries of the PID is not qualified, will not be allowed to take office, and those votes will be thrown out and considered invalid. In this case, the qualified candidate with the next highest number of votes will be determined to be the winner.

Section 2. Compensation

Advisory Board members, including the President and Vice President, shall receive no salary or compensation for their services.

Section 3. Committees of the Advisory Board

Committees of the Advisory Board shall be appointed by the Advisory Board as needed to address matters of specific interest and to make recommendations to the Advisory Board. A committee shall consist of but not be limited to one (1) Advisory Board member. Other lot owners from the district may also serve on the committee at the discretion of the Committee Chairperson. The Advisory Board reserves the right to exercise final action on committee recommendations.

ARTICLE IV. OFFICERS

The officers of the Advisory Board shall consist of one (1) President, one (1) Vice-President, and one (1) Secretary. These members shall be nominated by the Advisory Board members annually at the first meeting of the newly nominated Advisory Board. The members shall have the following responsibilities:

A. President. The President shall preside at all meetings of the Advisory Board. The President shall call both regular and special meetings of the Advisory Board and establish the agenda for such; shall have the right to vote on all matters before the Advisory Board; shall perform all duties incident to the office and such other duties as shall be prescribed from time to time by the Advisory Board, subject to approval by the City Council; shall appear before the City Council on a periodic basis to give a report on the status of the activities of the District; and shall appear before the City Council, or be represented by his designee, regarding any item being considered by the City Council concerning the District.

B. Vice President. The Vice President shall assist the President, and shall exercise the powers of the President during that officer's absence or inability to act; and shall fill a vacancy in the office of the President. The Vice President shall also perform other duties as from time to time may be assigned by the President or the Advisory Board.

C. Secretary. The Secretary shall keep the minutes from all meetings of the Advisory Board, or if the Board desires, staff may keep the minutes from Advisory Board meetings; shall contact the City to give and serve all notices; shall have charge of the Advisory Board books, records, and other documents except the District financial records which shall be held at the City of Lubbock; and shall in general perform all duties incident to the office of Secretary subject to the recommendation of the Advisory Board. All Advisory Board and District records shall at all reasonable times be open to public inspection upon application to the District. The secretary shall provide copies of all documents, minutes and reports to the City staff liaison.

ARTICLE V. ADMINISTRATION

Section 1. Meetings

A. Yearly Budget and Nominations Meeting. The PID shall be required to hold one lot owner meeting each year in a public building, and the Advisory Board may choose the location. The City will provide notice of the meeting to all PID property owners, and the PID will pay for such notification costs. The meeting agenda will include a presentation of the PID's plans for the coming year, the PID budget, and nominations of Advisory Board members. The Advisory Board may schedule other meetings as required and will notify the city liaison of their time and location. The city liaison will have the meetings posted on the City website; and in addition to this, the PID Advisory Board may advertise the meetings.

B. Regular Advisory Board Meetings. Notice of Advisory Board meetings shall be posted on the City website and district website homepage if available. Any member of the Advisory Board may have an item placed on the agenda by delivering the same in writing to the Secretary of the Advisory Board no less than four (4) calendar days prior to the date of the Advisory Board meeting. Each agenda of an Advisory Board meeting shall contain an item titled "Citizens Forum" to allow public comment to be made by the general public concerning Advisory Board related matters. However, no official or formal action or vote may be taken on any comment made by citizens during Citizens Forum. The Advisory Board shall hold a minimum of one (1) regular meeting annually and special meetings as needed, within the corporate limits of the city at such place or places as the Advisory Board may from time to time determine.

Section 2. Attendance

Regular attendance at the Advisory Board meetings is required of all members. The Advisory Board will be allowed to review, and at the Advisory board's discretion, recommend removal of any member who fails to attend 50% of the

regular meetings of the Advisory Board (unexcused absences) in a twelve (12) month period.

Section 3. Quorum

A quorum shall be a majority of the Advisory Board, and a quorum shall be present for the conduct of the official business of the District. The act of a majority of members at a meeting at which a quorum is in attendance shall constitute a recommendation of the Advisory Board, unless the recommendation of a greater number is required by these Bylaws, policies/procedures of the Advisory Board, City Council resolution/ordinance, or state law.

Section 4. Conflict of Interest

In the event that a member is aware that he has a conflict of interest or a potential conflict of interest with regard to any particular matter of vote coming before the Advisory Board, the member shall bring the same to the attention of the Advisory Board and shall abstain from discussion and voting thereon.

Section 5. Advisory Board Relationship with the Lot Owners of the District.

- A. The Advisory Board shall make available to the lot owners of the district the current Bylaws of the Advisory Board.
- B. Each year the Advisory Board shall make available to the lot owners a current financial statement for the District.
- C. Each year, prior to the presentation of the annual budget and five (5) year plan at the required Public Hearing conducted by the City Council, the Advisory Board shall hold a meeting for the lot owners to present the proposed annual budget and five (5) year plan and to request input from the lot owners of the District.
- D. The Advisory Board shall keep minutes and records of all meetings of the Advisory Board and all such minutes and records shall be available to all lot owners at reasonable times and places. PID records shall be retained for at least three years.

Section 6. Advisory Board Relationship with the City.

In accordance with state law, the Advisory Board will be responsible for the proper discharge of its duties as assigned herein and in the Public Improvement District Policies and Guidelines of the City of Lubbock. Any request for services made to the departments of the City shall be made by the Advisory Board or its designee in writing to the City Manager. The City Manager may approve such request for assistance from the Advisory Board when he finds that such requested

services are available within the City and that the Advisory Board has agreed to reimburse the City for the cost of such services provided.

The City shall serve as Financial Manager for the District. City staff shall have the responsibility of the handling, custody, and security of all funds and securities of the District. The city shall see to the entry in the books of the District of full and accurate accounts of all moneys received and paid out on account of the District. The City shall submit a quarterly report to the Advisory Board, in sufficient detail, of all checks or drafts issued on behalf of the District for the previous month. A financial report shall be provided to the City Council upon their request concerning activities of the district in a format consistent with other financial reports of the City.

ARTICLE VI. GENERAL

Section 1. Annual Budget and Five (5) Year Plan

After the PID assessment roll becomes available, the Advisory Board, with the assistance of City Staff shall prepare a proposed budget of expected revenues and proposed expenditures for the next ensuing fiscal year and a five (5) year plan. The fiscal year of the District shall commence on October 1 of each calendar year and end on September 30 of the following calendar year. The budget and five (5) year plan shall contain such classifications and shall be in such form as may be prescribed from time to time by the City Council. The budget and five (5) year plan proposed for adoption shall include budgetary information as required by the City Council for approval and adoption. The budget shall be considered adopted upon formal approval by the City Council. Any and all proposed deviations from the Council approved budget shall be submitted to City Council for consideration and approval.

Section 2. Financial Books, Records, Audits

The City shall keep and properly maintain, in accordance with generally accepted accounting principles, complete financial books, records, accounts, and financial statements pertaining to the PID's fund, activities and affairs. The City may cause the District's financial books, records, accounts, and financial statements to be audited at least once each fiscal year in a manner consistent with other City funds.

Section 3. Gifts

The Advisory Board may accept on behalf of the district any contribution, gift, or bequest for the general purpose or for any special purposes, of the District.

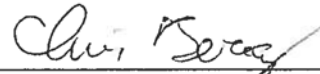
Section 4. Code of Ethics

Each member of the PID, including its officers, employees and agents, shall abide by and be subject to the City Code of Ethics.

Section 5. Amendments to Bylaws

These Bylaws may be amended or repealed and new Bylaws may be adopted by an affirmative vote of lot owners and approval of Lubbock City Council.

These Bylaws have been approved by a majority of the Advisory Board present at the Board Meeting on October 21, 2013.



President, Advisory Board
Quincy Park PID

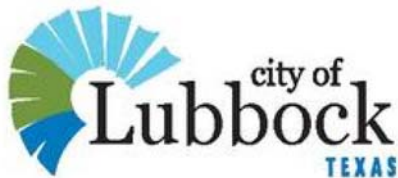
APPROVED:
CITY OF LUBBOCK

GLEN C. ROBERTSON , MAYOR

ATTEST:

Rebecca Garza, City Secretary

Date: _____



Regular City Council Meeting

5. 5.

Meeting Date: 01/09/2014

Information

Agenda Item

Ordinance 1st Reading - Public Works Traffic Engineering: Consider an ordinance amending Section 20.05.103 of the Code of Ordinances of the City of Lubbock, with regard to the establishment of school zones.

Item Summary

Section 20.05.103 of the Code of Ordinances is being revised to add two flashing school zones. The school zones are located on Teak Avenue near East 29th Street for Joan Y. Ervin Elementary and 73rd Street near Ironton Avenue for Heritage Middle School.

At the request of Lubbock Independent School District (ISD) and Frenship ISD, Traffic Engineering conducted pedestrian counts at Ervin Elementary and Heritage Middle Schools. The counts revealed that the number of students crossing the street met the criteria to install a flashing school zone.

Fiscal Impact

Equipment and materials for building two new school zones total approximately \$60,000. \$300,000 is allocated in Capital Improvement Project No. 92172, Traffic Signals/Controllers, with \$60,000 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Ordinance - School Zone Speed Limits

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 20.05.103 OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK, TEXAS, WITH REGARD TO THE ESTABLISHMENT OF SCHOOL ZONES AND SPEED LIMITS; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council of the City of Lubbock deems it to be in the best interests of the health, safety and welfare of the citizens of the City of Lubbock to make the following amendment to Section 20.05.103 of the Code of Ordinances of the City of Lubbock, Texas; NOW THEREFORE:

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

SECTION 1. THAT Section 20.05.103, Code of Ordinances of the City of Lubbock, Texas, is hereby amended to read as follows:

Sec. 20.05.103 School zones speed limits.

A reduced school speed zone as indicated herein shall be in effect when the designated school speed limit beacon is flashing during school hours upon the streets or highways or portions thereof within the city limits shall be as follows:

Item	Lubbock Street Name (TxDOT Name)	Travel Direct.	School Zone Speed Limit Description	Speed	School Name
1	11th Place	E/W	Beginning at a point 95 feet East of Liberty Avenue extending to a point 230 feet East of LaSalle Avenue	20	FISD Northridge Elementary
2	19th Street (US 62 / SH 114)	E/W	Beginning at a point 145 feet West of Avenue U extending to a point 100 feet East of Avenue T	20	Lubbock High School
3	East 24th Street	E/W	Beginning at a point 32 feet East of Oak Avenue extending to a point 677 feet West of Oak Avenue	20	LISD Project Intercept
4	30th Street	E/W	Beginning at a point 214 feet East of Avenue N extending to a point 158 feet West of Avenue N	20	Bean Elementary
5	34th Street	E/W	Beginning at a point 194 feet East of Avenue N extending to a point 251 feet West of Avenue N	20	Bean Elementary
6	34th Street	E/W	Beginning at a point 12 feet East of the North leg of Avenue X extending to a point 100 feet West of the South leg of Avenue X	20	Brown Elementary

Item	Lubbock Street Name (TxDOT Name)	Travel Direct.	School Zone Speed Limit Description	Speed	School Name
7	34th Street	E/W	Beginning at a point 214 feet East of Toledo Avenue extending to a point 200 feet West of Vicksburg Avenue	20	Coronado High School
8	43rd Street	E/W	Beginning at a point 160 feet East of Milwaukee Avenue extending to a point 600 feet East of Milwaukee Avenue	20	FISD Westwind Elementary
9	50th Street	E/W	Beginning at a point 320 feet West of Avenue P extending to a point 308 feet East of Avenue P	20	Hodges Elementary
10	50th Street	E/W	Beginning at a point 146 feet East of Gary Avenue extending to a point 219 feet West of Gary Avenue	20	Monterey High School
11	58th Street	E/W	Beginning at a point 198 feet East of Avenue U extending to a point 136 feet West of Avenue V	20	Bayless Elementary
12	58th Street	E/W	Beginning at a point 169 feet East of Canton Avenue and extending to a point 158 feet West of Elgin Avenue	20	Parsons Elementary
13	58th Street	E/W	Beginning at a point 85 feet West of 55 th Drive extending to a point 209 feet East of Wayne Avenue	20	Williams Elementary
14	73 rd Street	E/W	Beginning 200 feet East of Ironton Avenue extending to a point 200 feet West of Ironton Avenue	20	FISD Heritage Middle School
15	78th St	E/W	Beginning at a point 188 feet West of Flint Avenue extending to a point 200 feet East of Elgin Avenue	20	Waters Elementary
16	79th Street	E/W	Beginning at a point 221 feet West of Hope Avenue extending to a point 165 feet East of Hope Avenue	20	FISD Crestview Elementary
17	108th Street	E/W	Beginning at a point 350 feet West of Gary Avenue extending to a point 350 feet East of Gary Avenue	20	Lubbock-Cooper North Elementary
18	Avenue L	N/S	Beginning at a point 15 feet South of 29 th Street extending to a point 50 feet North of 30 th St	20	Bean Elementary
19	Avenue P	N/S	Beginning at a point 211 feet South of 1 st Street extending to a point 218 feet North of 1 st Street	20	Guadalupe Elementary

Item	Lubbock Street Name (TxDOT Name)	Travel Direct.	School Zone Speed Limit Description	Speed	School Name
20	Avenue P	N/S	Beginning at a point 218 feet North of 79 th Street extending to a point 58 feet North of 81 st Street	20	Roberts Elementary
21	Avenue Q (US 84)	N/S	Beginning at a point 210 feet North of 32 nd Street extending to a point 135 feet South of 32 nd Street	30	O.L. Slaton Middle School
22	Avenue T	N/S	Beginning at a point 26 feet North of 20 th Street extending to a point 40 feet South of 22 nd Street	20	Dupree Elementary
23	Avenue U	N/S	Beginning at a point 214 feet South of 2 nd Street extending to a point 162 feet North of 2 nd Street	20	Jackson Elementary
24	Avenue U	N/S	Beginning at a point 90 feet North of 58 th Street extending to a point 125 feet South of 53 rd Street	20	Atkins Middle School
25	Avenue U	N/S	Beginning at a point 115 feet South of 58 th Street extending to a point 74 feet North of 62 nd Street	20	Bayless Elementary
26	Boston Avenue	N/S	Beginning at a point 161 feet North of 1 st Street and extending to a point 135 feet North of 2 nd Street	20	McWhorter Elementary
27	Broadway	E/W	Beginning at a point 261 feet West of Avenue U and extending to a point 211 feet East of Avenue U	20	Ramirez Charter School
28	Chicago Avenue	N/S	Beginning at a point 16 feet North of 16 th Street extending to a point 16 feet South of 13 th Street	20	Hardwick Elementary
29	Chicago Avenue	N/S	Beginning at a point 93 feet North of 32 nd Street and extending to a point 10 feet South of 29 th Drive	20	Bowie Elementary
30	Chicago Avenue	N/S	Beginning at a point 145 feet South of 48 th Street extending to a point 143 feet North of 46 th Street	20	Wester Elementary
31	Chicago Avenue	N/S	Beginning at a point 56 feet South of 87 th Street extending to a point 59 feet North of 89 th Street	20	Smith Elementary
32	Elgin Avenue	N/S	Beginning at a point 150 feet North of 41 st Street extending to a point 155 feet South of 42 nd Street	20	Wheelock Elementary
33	Elgin Avenue	N/S	Beginning at a point 260 feet North of 58 th Street extending to a point 156 feet South of 42 nd Street	20	Parsons Elementary

Item	Lubbock Street Name (TxDOT Name)	Travel Direct.	School Zone Speed Limit Description	Speed	School Name
34	Elgin Avenue	N/S	Beginning at a point 103 feet South of 78 th Street extending to a point 40 feet of 75 th Street	20	Waters Elementary
35	Erskine Street	E/W	Beginning at a point 19 feet West of North Hartford Avenue extending to a point 134 feet East of North Gary Avenue	20	Wolffarth Elementary
36	Flint Avenue	N/S	Beginning at a point 135 feet South of 39 th Street extending to a point 134 feet North of 43 rd Street	20	Wheelock Elementary
37	Dr. M. L. King, Jr., Boulevard*	N/S	Beginning at a point 106 feet South of East Erskine Street extending to a point 213 feet South of East Emory Street	20	Estacado High School
38	Dr. M. L. King, Jr., Boulevard*	N/S	Beginning at a point 220 feet South of East 29 th Street extending to a point 230 feet North of East 29 th Street	20	Ervin Elementary
39	Memphis Avenue	N/S	Beginning at a point 135 feet North of 31 st Street extending to a point 122 feet South of 28 th Street	20	Overton Elementary
40	Memphis Avenue	N/S	Beginning at a point 132 feet South of 46 th Street extending to a point 242 feet North of 44 th Street	20	Maedgen Elementary
41	Memphis Avenue	N/S	Beginning at a point 145 feet South of 60 th Street extending to a point 160 feet North of 58 th Street	20	Haynes Elementary
42	Memphis Avenue	N/S	Beginning at a point 115 feet North of 86 th Street extending to a point 230 feet South of 86 th Street	20	Honey Elementary
43	Parkway Drive (US 82)		Beginning at a point 560ft southwest of Zenith Ave extending 600ft to a point 115ft southwest of Walnut Ave.	30	Alderson Elementary
44	Quaker Avenue	N/S	Beginning at a point 213 feet North of 31 st Street extending to a point 137 feet South of 31 st Street	20	Smylie Wilson Middle School
45	Teak Avenue	N/S	Beginning at a point 200 feet North of East 29 th Street extending to a point 250 feet South of East 29 th Street	20	Ervin Elementary
46	Toledo Avenue	N/S	Beginning at a point 153 feet Northwest of 13 th Street extending to a point 163 feet Southeast of 15 th Street	20	Rush Elementary

Item	Lubbock Street Name (TxDOT Name)	Travel Direct.	School Zone Speed Limit Description	Speed	School Name
47	North University Avenue	N/S	Beginning at a point 212 feet South of Auburn Street extending to a point 156 feet North of Baylor Street	20	Cavazos Middle School
48	North Utica Avenue	N/S	Beginning at a point 220 feet North of Kemper Street extending to a point 195 feet South of Kemper Street	20	Centennial Elementary
49	Utica Avenue	N/S	Beginning at a point 94 feet North of 45 th Street extending to a point 200 feet South of 48 th Street	20	Stewart Elementary
50	Utica Avenue	N/S	Beginning at a point 163 feet North of 56 th Street extending to a point 30 feet North of 59 th Street	20	Williams Elementary

SECTION 2. THAT should any paragraph, section, 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 3. THAT violation of any provision of this Ordinance shall be a misdemeanor punishable by a fine not to exceed two hundred dollars (\$200.00).

SECTION 4. 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.

AND SO IT IS 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:



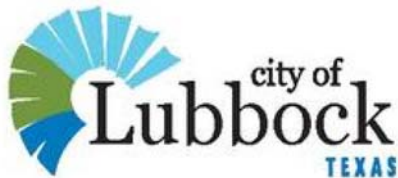
R. Keith Smith, P.E., Director of Public Works

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

2014SchoolZone_SpeedORD
December 16, 2013



Regular City Council Meeting

5. 6.

Meeting Date: 01/09/2014

Information

Agenda Item

Contract Resolution - Public Works Engineering: Consider a resolution authorizing the Mayor to execute contract 11684 with Allen Butler Construction, Inc. for the construction of Mac Davis Lane from Avenue V to Avenue T and Avenue U from Mac Davis Lane to 7th Street, ITB 14-11684-TF.

Item Summary

The project consists of full width concrete paving with curb and gutter for Mac Davis Lane from Avenue V to Avenue T and full width asphalt paving with black base for Avenue U from Mac Davis Lane to 7th Street. The project is being constructed with concrete and black base to accommodate the heavier traffic loads associated with development in the Overton Park area. Bids were received from the following contractors:

Allen Butler Construction, Inc. of Ransom Canyon, TX	\$356,256
West Infrastructure Construction, LLC of Lubbock, TX	389,671
Lone Star Dirt & Paving, Ltd. of Lubbock, TX	408,892

The contract is awarded by the unit price. The total amount of the award is estimated based upon expected quantities and actual expenditures may be more or less depending on actual quantities utilized. The price per unit will not change.

Staff recommends contract award to the lowest bidder, Allen Butler Construction, Inc. of Ransom Canyon, TX for \$356,256. Time for completion of this project is 75 working days from the notice to proceed with liquidated damages of \$120 per working day.

Fiscal Impact

\$37,644,368 is appropriated in Capital Improvement Project 92248, Street Maintenance Program, with \$356,256 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Resolution & Contract - Allen Butler

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, Contract No. 11684 for construction of Mac Davis Lane from Avenue V to Avenue T and Avenue U from Mac Davis Lane to 7th Street, by and between the City of Lubbock and Allen Butler Construction, Inc., of Ransom Canyon, Texas, 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.

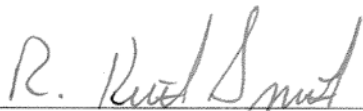
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

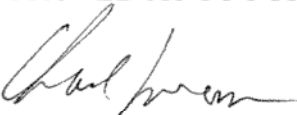
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



R. Keith Smith, P.E., Director of Public Works

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Contract-Allen Butler
December 18, 2013

**BID SUBMITTAL FORM
UNIT PRICE BID CONTRACT**

DATE: 12-17-13

PROJECT NUMBER: ITB 14-11684-TF - Construction of Mac Davis Lane from Avenue V to Avenue T and Avenue U from Mac Davis Lane to 7th Street

Bid of Allen Butler Const. Inc (hereinafter called Bidder)

To the Honorable Mayor and City Council City of Lubbock, Texas (hereinafter called Owner)

Ladies and Gentlemen:

The Bidder, in compliance with your Invitation to Bid for the Construction of Mac Davis Lane from Avenue V to Avenue T and Avenue U from Mac Davis Lane to 7th Street, having carefully examined the plans, specifications, instructions to bidders, notice to bidders and all other related contract documents and the site of the intended work, and being familiar with all of the conditions surrounding the construction of the intended project including the availability of materials and labor, hereby intends to furnish all labor, materials, and supplies; and to construct the project in accordance with the plans, specifications and contract documents, within the time set forth therein and at the price stated below.

The bidder binds himself on acceptance of his bid to execute a contract and any required bonds, according to the accompanying forms, for performing and completing the said work within the time stated and for the prices stated below.

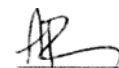
BASE BID:

ITEM NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	EXTENDED AMOUNT
1	7" Portland cement concrete paving, City of Lubbock Class C concrete, used in standard City of Lubbock concrete paving, including all subgrade preparation, curbing, reinforcement, jointing and sealing, and all necessary incidentals to complete the work, furnished and installed, complete and in place, per square yard.	SY	3,505	\$ 53. ⁴⁰	\$ 187,167. ⁰⁰
2	Standard City of Lubbock asphalt paving including 2" Type "C" HMAC, 9" Asphalt Stabilized Base (ASB) installed in three lifts and subgrade preparation to 12" depth, earthwork, and all necessary incidentals to complete the work, furnished and installed, complete and in-place, per square yard.	SY	819	\$ 53. ⁴⁰	\$ 43,734. ⁶⁰
3	Curb and gutter, Standard and rollover, City of Lubbock Class A concrete, including all subgrade preparation and jointing, and all necessary incidentals to complete the work, furnished and installed, complete and in place, per linear foot.	LF	2,490	\$ 9. ⁷⁸	\$ 24,352. ²⁰
4	Brick paver crosswalk with concrete ribbon border per Overton Park design guide, including all subgrade preparation, curbing, reinforcement, jointing and sealing, and all necessary incidentals to complete the work, furnished and installed, complete and in place, per square yard.	SY	85	\$ 161. ¹⁰	\$ 13,693. ⁵⁰

(In case of a discrepancy between the Unit Price and the extended total for a bid item, the unit price will be taken.)

ITEM NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	EXTENDED AMOUNT
5	Remove and deliver to City site all existing hot mix pavement and all necessary incidentals to complete the work, complete, and in place, per square yard.	SY	5,069	\$ 9.79	\$ 49,625.51
6	Remove and legally dispose of existing concrete curb and gutter, including sawing, and all necessary incidentals to complete the work, complete, and in place, per linear foot.	LF	2,374	\$ 5.00	\$ 11,870.00
7	Remove and legally dispose of existing concrete slabs, existing driveways and sidewalks, and existing concrete slabs or repairs below existing hot mix paving, including integral curbing, steel, sawing, and all necessary incidentals to complete the work, complete, and in place, per square yard.	SY	450	\$ 13.50	\$ 6,075.00
8	A Notice of Intent filed with the State. A SWPPP, including submitting SWPPP for City review, providing SWPPP at construction site, Construction Site Notice, maintenance of BMP's such as silt fences, sand bags, diversion swales, and any other measures and/or incidentals. Must comply with all federal and state, and local regulation including the City of Lubbock Storm Water Ordinance.	LS	1	\$ 11,558.00	\$ 11,558.00
9	Traffic Control, including traffic control plan submittal, temporary barricades, signage, traffic handling and other traffic control devices, furnished and installed, complete and in-place, per month.	LS	1	\$ 8,180.00	\$ 8,180.00
TOTAL BASE BID, ITEMS (1-9)					\$ 356,255.81

(In case of a discrepancy between the Unit Price and the extended total for a bid item, the unit price will be taken.)

 Bidder's Initials

Bidder hereby agrees to commence the work on the above project on a date to be specified in a written "Notice to Proceed" of the Owner and to substantially complete the project within **75 WORKING DAYS** thereafter as stipulated in the specifications and other contract documents. Bidder hereby further agrees to pay to Owner as liquidated damages the sum of **\$120** for each consecutive calendar day in excess of the time set forth herein above for completion of this project, all as more fully set forth in the general conditions of the contract documents.


Bidder understands and agrees that this bid submittal shall be completed and submitted in accordance with instruction number 28 of the General Instructions to Bidders.

Bidder understands that the Owner reserves the right to reject any or all bids and to waive any formality in the bidding.

The Bidder agrees that this bid shall be good and may not be withdrawn for a period of 70 calendar days after the scheduled closing time for receiving bids.

The undersigned Bidder hereby declares that he has visited the site of the work and has carefully examined the plans, specifications and contract documents pertaining to the work covered by this bid, and he further agrees to commence work on or before the date specified in the written notice to proceed, and to substantially complete the work on which he has bid; as provided in the contract documents.

Bidders are required, whether or not a payment or performance bond is required, to submit a cashier's check or certified check issued by a bank satisfactory to the City of Lubbock, or a bid bond from a reliable surety company, payable without recourse to the order of the City of Lubbock in an amount not less than five percent of the total amount of the bid submitted as a guarantee that bidder will enter into a contract, obtain all required insurance policies, and execute all necessary bonds (if required) within 10 business days after notice of award of the contract to him

 _____ Bidder's Initials

Enclosed with this bid is a Cashier's Check or Certified Check for _____ Dollars (\$ _____) or a Bid Bond in the sum of 500 Dollars (\$ _____), which it is agreed shall be collected and retained by the Owner as liquidated damages in the event the bid is accepted by the Owner and the undersigned fails to execute the necessary contract documents, insurance certificates, and the required bond (if any) with the Owner within 10 business days after the date of receipt of written notification of acceptance of said bid; otherwise, said check or bond shall be returned to the undersigned upon demand.

Bidder understands and agrees that the contract to be executed by Bidder shall be bound and include all contract documents made available to him for his inspection in accordance with the Notice to Bidders.

Pursuant to Texas Local Government Code 252.043(a), a competitive sealed bid that has been opened may not be changed for the purpose of correcting an error in the bid price. **THEREFORE, ANY CORRECTIONS TO THE BID PRICE MUST BE MADE ON THE BID SUBMITTAL FORM PRIOR TO BID OPENING.**

Date: 12-17-13

Allen Butler

Authorized Signature
Allen Butler

(Printed or Typed Name)

Allen Butler Const, Inc

Company
24 Lakeshore Drive

Address

Ransom Canyon, Lubbock

City, County

Texas, 79423

State Zip Code

Telephone: 806 - 745-7498

Fax: 806 - 445-7577

FEDERAL TAX ID or SOCIAL SECURITY No.
75-2609051

EMAIL: ajilmore@allanbutler.net

(Seal if Bidder is a Corporation)

ATTEST:

Marilyn Butler

Secretary

Bidder acknowledges receipt of the following addenda:

- Addenda No. None Date _____
- Addenda No. _____ Date _____
- Addenda No. _____ Date _____
- Addenda No. _____ Date _____

M/WBE Firm:

Woman	Black American	Native American
Hispanic American	Asian Pacific American	Other (Specify)

**City of Lubbock, TX
Capital Project
Project Cost Detail
January 9, 2014**

Capital Project Number:	92248
Capital Project Name:	Street Maintenance Program

	Budget
Capital Project Number:	
Encumbered/Expended	
FY 2010-11 Street Maintenance and Construction	\$ 7,958,621
FY 2011-12 Street Maintenance and Construction	7,884,635
FY 2012-13 Street Maintenance and Construction	8,380,819
Lone Star Dirt & Paving (Asphalt Patching)	981,800
Lone Star Dirt & Paving (Concrete Patching)	648,060

Agenda Item January 9, 2014	
Allen Butler Construction, Inc. - Mac Davis and Avenue V	356,256
Encumbered/Expended To Date	26,210,191

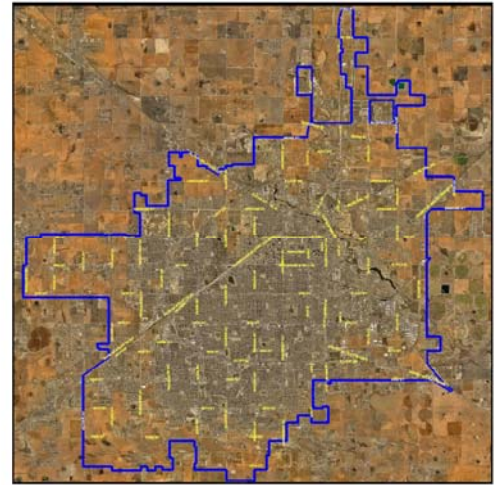
Estimated Costs for Remaining Appropriation	
Construction	11,434,177
Remaining Appropriation	11,434,177
Total Appropriation	\$ 37,644,368

Managing Department **Paved Streets**

Project Manager **Kevin Lair**

Project Classification **Infrastructure Improvements**

Project Status **Approved**



Project Scope

Micro-surfacing, asphalt rejuvenation, asphalt milling, asphalt milling and overlay, full or partial depth pavement repair, total reconstruction, patching, crack sealing, concrete joint sealing, and brick street repair.

Project Justification

The project is a preventive maintenance program to help preserve and maintain our street infrastructure. The maintenance program is an essential tool to help extend the useful life of the pavement. Used early in a pavement's life, preventive maintenance corrects small problems before they become big problems, saves money, and improves safety and rideability. At some point, all roads require total rehabilitation as they near the end of their useful life. Total rehabilitation is completed when funding is available.

Project History

This project replaced CIP 92125 that funded street maintenance through FY 2009-10.

\$9,201,970 was appropriated in the FY 2010-11 Budget, Ord. No. 2010-O0070, September 16, 2010.

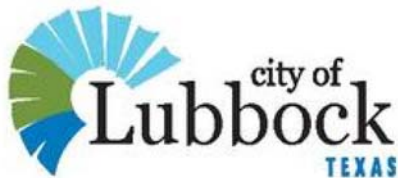
\$9,339,999 was appropriated in the FY 2011-12 Budget, Ord. No. 2011-O0080, September 8, 2011.

\$9,480,099 was appropriated in FY 2012-13 Budget, Ord. No. 2012-O0100, September 13, 2012. (General Fund Debt)

\$9,622,300 was appropriated in the FY 2013-14 Budget, Ord. No. 2013-O0087, September 10, 2013.

<i>Appropriation Detail</i>	Appropriation to Date	Unappropriated Planning Years						Total Project Amount
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
Construction	28,022,068	9,622,300	9,766,635	9,913,135	10,061,832	10,212,759	10,365,950	87,964,679
Total Project Appropriation	28,022,068	9,622,300	9,766,635	9,913,135	10,061,832	10,212,759	10,365,950	87,964,679

Funding Detail	Funding to Date	Unappropriated Planning Years						Total Funding
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
FY 2008 Tax Supported Revenue CO's	75,959	0	0	0	0	0	0	75,959
FY 2011 10-Year Certificates of Obligation	9,201,970	0	0	0	0	0	0	9,201,970
FY 2011 Tax Supported Revenue CO's	79,425	0	0	0	0	0	0	79,425
FY 2012 10-Year Certificates of Obligation	9,339,999	0	0	0	0	0	0	9,339,999
FY 2012 Tax Supported Revenue CO's	20,643	0	0	0	0	0	0	20,643
FY 2013 10-Year Tax Revenue CO's	9,304,072	0	0	0	0	0	0	9,304,072
FY 2014 10-Year Tax Revenue CO's	0	9,622,300	0	0	0	0	0	9,622,300
FY 2015 10-Year Tax Revenue CO's	0	0	9,766,635	0	0	0	0	9,766,635
FY 2016 10-Year Tax Revenue CO's	0	0	0	9,913,135	0	0	0	9,913,135
FY 2017 10-Year Tax Revenue CO's	0	0	0	0	10,061,832	0	0	10,061,832
FY 2018 10-Year Tax Revenue CO's	0	0	0	0	0	10,212,759	0	10,212,759
FY 2019 10-Year Tax Revenue CO's	0	0	0	0	0	0	10,365,950	10,365,950
Total Funding Sources	28,022,068	9,622,300	9,766,635	9,913,135	10,061,832	10,212,759	10,365,950	87,964,679



Regular City Council Meeting

5. 7.

Meeting Date: 01/09/2014

Information

Agenda Item

Contract Resolution – Water Utilities: Consider a resolution authorizing the Mayor to execute contract 11629 with N.G. Painting, L.P. for the exterior and interior coating rehabilitation of the ground storage tank at the Southeast Water Reclamation Plant, and the exterior coating rehabilitation of the backwash tank at the North Water Treatment Plant, RFP 14-11629-MA.

Item Summary

This project involves the complete restoration of two tank exterior coating systems and one interior coating system at two locations. The first tank is located at the Southeast Water Reclamation Plant and will require both the inside and outside to be abrasive blasted and re-coated. This tank will require the removal of a lead-based primer with proper disposal of the lead-based paint. The second tank is the backwash handling tank located at the North Water Treatment Plant.

Five proposals were received and opened on December 3, 2013, and the ranking is as follows:

Contractor	Location	Score	Price
NG Painting L.P.	Kerrville, TX	495	\$323,000
Riley Industrial	Farmington, NM	427	373,248
Corrosion Eliminators	Mineral Wells, TX	356	351,148
Classic Protective Coating	Menominee, WI	330	388,300
TMI Coating, Inc.	St.Paul, MN	328	428,800

The evaluation committee reviewed each proposal based on price, contractor qualifications, time, and safety. Staff recommends award to the most qualified bidder N.G. Painting, L.P of Kerrville, Texas with a score of 495 and bid price of \$323,000.

Fiscal Impact

The cost of this project will be shared between two capital projects. CIP 91083, Land Application Production and Monitoring Wells, will fund the coating system that will be applied to the ground storage tank at the Southeast Water Reclamation Plant. CIP 8556, Tank Rehabilitation at the Water Treatment Plant, will fund the coating system applied to the backwash tank at the North Water Treatment Plant.

\$1,100,000 is appropriated in Capital Improvement Project 91083, Land Application Production and Monitoring Wells, with \$180,000 available for this purpose. \$900,000 is appropriated in Capital Improvement Project 8556, Tank Rehabilitation at the Water Treatment Plant, with \$143,000 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Resolution & Contract - NG Painting

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, Contract No. 11629 for the construction of a two tank coating project, by and between the City of Lubbock and N.G. Painting, L.P., of Kerrville, Texas, 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.

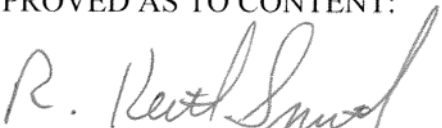
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:


Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



R. Keith Smith, P.E., Director of Public Works

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Contract-N.G. Painting
December 11, 2013

REVISED

PROPOSAL SUBMITTAL FORM
LUMP SUM PRICE PROPOSAL CONTRACT

DATE: 12-2-13

RFP: 14-11629-MA – Two Tank Coating Project

Proposal of N.G. Painting, L.P. (hereinafter called Offeror)

To the Honorable Mayor and City Council City of Lubbock, Texas (hereinafter called Owner)

Ladies and Gentlemen: The Offeror, in compliance with your Request for Proposals for the construction of a **Two Tank Coating Project** having carefully examined the plans, specifications, instructions to offerors, notice to offerors and all other related contract documents and the site of the intended work, and being familiar with all of the conditions surrounding the construction of the intended project including the availability of materials and labor, hereby intends to furnish all labor, materials, and supplies; and to construct the project in accordance with the plans, specifications and contract documents, within the time set forth therein and at the price stated below. The price to cover all expenses incurred in performing the work required under the contract documents.

Two Tank Rehabilitation Project					
BID ITEM	DESCRIPTION	QTY (+/-)	U/M	UNIT PRICE	TOTAL COST
South East Water Reclamation Plant Ground Storage Tank					
1	Mobilization - Including Contractor mobilization, site containment BMPs, signage, preparation, insurance, payment bond, performance bond and demobilization.	1	LS	10,000.00	10,000.00
2	Blasting Exterior - Including the removal of the existing coating system while conforming to all local, state, federal regulations, and must conform the technical specifications specified herein. All removal, disposal, required submittals, and protection systems for the removal of the lead containing coating system is subsidiary to this bid item.	1	LS	70,000.00	70,000.00
3	Blasting Interior - Including the removal of the existing coating system while conforming to all local, state, federal regulations, and must conform the technical specifications specified herein. All removal, disposal, required submittals, and protection systems for the removal of the lead containing coating system is subsidiary to this bid item.	1	LS	70,000.00	70,000.00
4	Exterior Coating System - Includes all materials, labor and equipment needed for the proper application of the coating system specified herein.	1	LS	20,000.00	20,000.00
5	Interior Coating System - Includes all materials, labor and equipment needed for the proper application of the coating system specified herein.	1	LS	10,000.00	10,000.00
North Water Treatment Plant Backwash Tank					

6	Mobilization - Including Contractor mobilization, site containment BMPs, signage, preparation, insurance, payment bond, performance bond and demobilization.	1	LS	3,000.00	3,000.00
7	Blasting Exterior - Including the removal of the existing coating system while conforming to all local, state, federal regulations, and must conform the technical specifications specified herein. All removal, disposal, required submittals, and protection systems for the removal coating system is subsidiary to this bid item.	1	LS	120,000.00	120,000.00
8	Exterior Coating System - Includes all materials, labor and equipment needed for the proper application of the coating system specified herein.	1	LS	20,000.00	20,000.00
TOTAL PROJECT AMOUNT					323,000.00

 Offeror's Initials

Offeror hereby agrees to commence the work on the above project on a date to be specified in a written "Notice to Proceed" of the Owner and to substantially complete the project within (180) **Consecutive Calendar Days Completed by Contractor**

(180) Written Days Completed by Contractor CONSECUTIVE CALENDAR thereafter as stipulated in the specifications and other contract documents. Offeror hereby further agrees to pay to Owner as liquidated damages the sum of **\$300 per day** for each consecutive calendar day in excess of the time set forth herein above for completion of this project, all as more fully set forth in the general conditions of the contract documents.

Additionally, specifically related to the removal and application of coatings inside of the Effluent Application Tank, Offeror hereby agrees to pay the Owner the sum of **\$1,000 per day** for each consecutive calendar day in excess of **45 days** for operational shutdown of Effluent Application Tank. Calculation of totals days shall begin on the date accepted by South East Water Reclamation Plant (SEWRP) operations staff upon written request by the Offeror.

(20) number of proposed operational shutdown days proposed for the South East Water Reclamation Plant (SEWRP) Ground Storage Tank (GST). Not to exceed 60 days.

Offeror understands and agrees that this proposal submittal shall be completed and submitted in accordance with instruction number 29 of the General Instructions to Offerors.

Offeror understands that the Owner reserves the right to reject any or all proposals and to waive any formality in the proposing.

The Offeror agrees that this proposal shall be good for a period of **sixty (60)** calendar days after the scheduled closing time for receiving proposals.

The undersigned Offeror hereby declares that he has visited the site of the work and has carefully examined the plans, specifications and contract documents pertaining to the work covered by this proposal, and he

further agrees to commence work on the date specified in the written notice to proceed, and to substantially complete the work on which he has proposed; as provided in the contract documents.

Offerors are required, whether or not a payment or performance bond is required, to submit a cashier's check or certified check issued by a bank satisfactory to the City of Lubbock, or a proposal bond from a reliable surety company, payable without recourse to the order of the City of Lubbock in an amount not less than five percent (5%) of the total amount of the proposal submitted as a guarantee that offeror will enter into a contract, obtain all required insurance policies, and execute all necessary bonds (if required) within ten (10) days after notice of award of the contract to him.

Initials

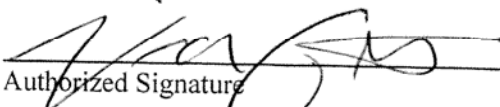
 Offeror's

Enclosed with this proposal is a Cashier's Check or Certified Check Enclosed with this proposal is a Cashier's Check or Certified Check for _____ hundred ~~flfty~~ Dollars (\$ _____) or a Proposal Bond in the sum of sixteen thousand one Dollars (\$16,150.00) which it is agreed shall be collected and retained by the Owner as liquidated damages in the event the proposal is accepted by the Owner and the undersigned fails to execute the necessary contract documents, insurance certificates, and the required bond (if any) with the Owner within ten (10) business days after the date of receipt of written notification of acceptance of said proposal; otherwise, said check or bond shall be returned to the undersigned upon demand.

Offeror understands and agrees that the contract to be executed by Offeror shall be bound and include all contract documents made available to him for his inspection in accordance with the Notice to Offerors.

Pursuant to Texas Local Government Code 252.043(g), a competitive sealed proposal that has been opened may not be changed for the purpose of correcting an error in the proposal price. **THEREFORE, ANY CORRECTIONS TO THE**

Date: 12-2-13


Authorized Signature

Nick Gramatikakis
(Printed or Typed Name)

N.G. Painting, L.P.

Company
1225 Bandera Hwy, Ste. A2

Address
Kerrville, Kerr

City, County
Texas, 78028

State Zip Code
830 - 257-5940

Telephone: 830 - 792-4968

Fax: _____
Email: dawnngpainting@hctc.net
FEDERAL TAX ID or SOCIAL SECURITY No.

74-2539112

(Seal if Offeror is a Corporation)

ATTEST:

Dawn Rutz
Secretary

Offeror acknowledges receipt of the following addenda:

Addenda No. 1 Date 11-22-13
Addenda No. 2 Date 11-26-13
Addenda No. _____ Date _____
Addenda No. _____ Date _____

M/WBE Firm:

<input type="checkbox"/>	Woman	<input type="checkbox"/>	Black American	<input type="checkbox"/>	Native American
<input type="checkbox"/>	Hispanic American	<input type="checkbox"/>	Asian Pacific American	<input type="checkbox"/>	Other (Specify)

**City of Lubbock, TX
Capital Project
Project Cost Detail
January 9, 2014**

Capital Project Number: 91083
 Capital Project Name: Land Application Production and Monitoring Wells

Capital Project Number: 8556
 Capital Project Name: Tank Rehabilitation Water Treatment Plant

	Budget	
	91083	8556
Encumbered/Expended		
Sewer System Improvements	\$ 507,782	
Water System Improvements	16,623	
Capital Equipment	15,845	
COL Staff Time - Design & Construction	19,216	10,357
Professional Services	4,726	1,943
Office Supplies		39
Advertisement		249
Outside Employee Services	6,681	
Well Flow Meters	75,000	
Six Million Gallon Tank Rehab NWTP (Contract 9762)		280,930
Agenda Item January 9, 2014		
N.G. Painting, L.P. Contract	180,000	143,000
Encumbered/Expended To Date	<u>825,873</u>	<u>436,518</u>
Estimated Costs for Remaining Appropriation		
Land Application/ Tank Rehabilitation	274,127	463,482
Remaining Appropriation	<u>274,127</u>	<u>463,482</u>
Total Appropriation	<u>\$ 1,100,000</u>	<u>900,000</u>

Managing Department **Public Works Engineering**

Project Manager **John Turpin**

Project Classification **Upgrade/Major Maintenance**

Project Status **Approved**



Project Scope

Study the long-term need for ground storage and the elevated storage tanks at the Water Treatment Plant, and the evaluation of alternatives for the future disposition of the tower. Rehabilitation of the coating system for ground storage and elevated storage tanks is included in the project if a determination is made that it will be necessary to comply with Texas Commission on Environmental Quality (TCEQ) or Federal Aviation Administration (FAA) regulations.

Project Justification

Ground storage and elevated tanks at the Water Treatment Plant require repairs and maintenance of the coating system necessary to comply with TCEQ and FAA regulations.

Project History

\$500,000 was appropriated in the FY 2009-10 Budget, Ord. No. 2009-00073, August 27, 2009.

\$400,000 was appropriated in the FY 2010-11 Budget, Ord. No. 2010-00070, September 16, 2010.

<i>Appropriation Detail</i>	Appropriation to Date	Unappropriated Planning Years						Total Project Amount
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
Design and Engineering	900,000	0	0	0	0	0	0	900,000
Total Project Appropriation	900,000	0	0	0	0	0	0	900,000

<i>Funding Detail</i>	Funding to Date	Unappropriated Planning Years						Total Funding
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
2003 Tax and Waterworks Revenue CO's	180,378	0	0	0	0	0	0	180,378
FY 2010 Water Revenue CO's	319,622	0	0	0	0	0	0	319,622
FY 2011 Water Revenue CO's	400,000	0	0	0	0	0	0	400,000
Total Funding Sources	900,000	0	0	0	0	0	0	900,000

Managing Department **Sampling and Monitoring**

Project Manager **Mary Gonzales**

Project Classification **Upgrade/Major Maintenance**

Project Status **Approved**



Project Scope

Install wells and repair well and pipeline infrastructure for groundwater production, monitoring, and remediation at the Lubbock Land Application Site, Hancock Land Application Site, and the Jim Bertram Lakes System.

Project Justification

The wells, infrastructure, and pipelines are required in order to meet the requirements of the Groundwater Remediation Plan and groundwater protection activities associated with Texas Commission on Environmental Quality Permits WQ0010353-002 and WQ0004599000. Replacing and repairing aging infrastructure reduces emergency maintenance expenditures and system failures.

Project History

The addition of the first three wells was negotiated with the Texas Commission on Environmental Quality in May 2005. The contract for the wells was awarded by the City Council on April 26, 2006. Three wells were drilled and put into production in 2006.

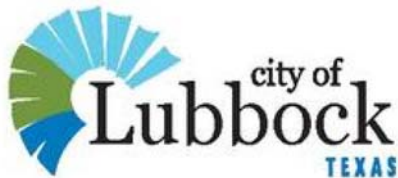
Additional wells may be required for producing and/or monitoring groundwater to meet the City's permit requirements and Groundwater Remediation Plan.

Additional infrastructure repairs and maintenance is required on the pipeline system used for delivering the groundwater produced from under the Lubbock Land Application Site to Lake 1 of the Jim Bertram Lake System.

- \$270,000 was appropriated in FY 2005-06 Budget, Ord. No. 2005-00106, September 8, 2005.
- \$100,000 was appropriated in FY 2008-09 Budget, Ord. No. 2008-00077, September 11, 2008.
- \$85,000 was appropriated in the FY 2009-10 Budget, Ord. No. 2009-00073, August 27, 2009.
- \$145,000 was appropriated in the FY 2010-11 Budget, Ord. No. 2010-00070, September 16, 2010.
- \$75,000 was appropriated in the FY 2011-12 Budget, Ord. No. 2011-00080, September 8, 2011.
- \$175,000 was appropriated in the FY 2012-13 Budget, Ord. No. 2012-00100, September 13, 2012.
- \$250,000 was appropriated in the FY 2013-14 Budget, Ord. No. 2013-00087, September 10, 2013.

<i>Appropriation Detail</i>	Appropriation to Date	Unappropriated Planning Years						Total Project Amount
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
Construction	850,000	250,000	75,000	75,000	75,000	75,000	75,000	1,475,000
Total Project Appropriation	850,000	250,000	75,000	75,000	75,000	75,000	75,000	1,475,000

Funding Detail	Funding to Date	Unappropriated Planning Years						Total Funding
		FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
FY 2006 Wastewater Revenue CO's	270,000	0	0	0	0	0	0	270,000
FY 2009 Wastewater Pay-As-You-Go	100,000	0	0	0	0	0	0	100,000
FY 2010 Wastewater Pay-As-You-Go	85,000	0	0	0	0	0	0	85,000
FY 2011 Wastewater Pay-As-You-Go	145,000	0	0	0	0	0	0	145,000
FY 2012 Wastewater Pay-As-You-Go	75,000	0	0	0	0	0	0	75,000
FY 2013 Wastewater Pay-As-You-Go	175,000	0	0	0	0	0	0	175,000
FY 2015 Wastewater Pay-As-You-Go	0	0	75,000	0	0	0	0	75,000
FY 2016 Wastewater Pay-As-You-Go	0	0	0	75,000	0	0	0	75,000
FY 2017 Wastewater Pay-As-You-Go	0	0	0	0	75,000	0	0	75,000
FY 2018 Wastewater Pay-As-You-Go	0	0	0	0	0	75,000	0	75,000
FY 2019 Wastewater Pay-As-You-Go	0	0	0	0	0	0	75,000	75,000
Wastewater Capital Project Fund	0	250,000	0	0	0	0	0	250,000
Total Funding Sources	850,000	250,000	75,000	75,000	75,000	75,000	75,000	1,475,000



Regular City Council Meeting

5. 8.

Meeting Date: 01/09/2014

Information

Agenda Item

Contract Resolution: Water Treatment: Consider a resolution authorizing the Mayor to execute contract 11674 with DPC Industries, Inc. for liquid chlorine, ITB 14-11674-TS.

Item Summary

This contract provides liquid chlorine, which is a chemical used daily at the North Water Treatment Plant and Bailey County Pump Station for disinfection. The City uses approximately 300 tons of liquid chlorine annually.

The contract is awarded by unit price and the amount of the award is based on estimated quantities and actual expenditures which may be more or less depending on actual needs. The price per unit will not change and expenditures will not exceed appropriated funds. The contract shall be for a term of one year, with the option of two, one year extensions.

Bids were received from the following companies:

DPC Industries, Inc. of Sweetwater, TX	\$166,200
Brenntag Southwest, Inc. of Houston, TX	225,000

Staff recommends the contract to be awarded to the lowest bidder DPC Industries, Inc. of Sweetwater, TX in the amount of \$166,200.

A bid tabulation is provided.

Fiscal Impact

Funding is available in the adopted FY 2013-14 Water Fund operating Budget.

Staff/Board Recommending

R. Keith Smith, P.E. Director of Public Works

Attachments

Resolution & Contract - DPC Industries

Bid Tabulation - Water Treatment

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. 11674 for liquid chlorine, by and between the City of Lubbock and DPC Industries, Inc., of Sweetwater, Texas, 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:

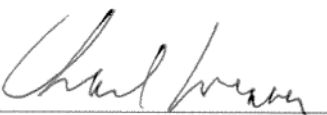
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



R. Keith Smith, P.E., Director of Public Works

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Contract-DPC Industries
December 12, 2013

**City of Lubbock, TX
Contract for Services
For Liquid Chlorine**

THIS CONTRACT made and entered into this 9th day of January, 2014, by and between the City of Lubbock ("City"), and **DPC Industries, Inc.**, ("Contractor").

WITNESSETH:

WHEREAS, the City of Lubbock duly advertised for bids for liquid chlorine 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 liquid chlorine.

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, liquid chlorine and more specifically referred to as Item One 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 one year, with the option of two, one 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. The contractor shall obtain and maintain in full force and effect during the term of the contract, commercial general liability coverage with insurance carriers admitted to do business in the State of Texas. The insurance companies must carry a Best's Rating of A- VII or better. The policies will be written on an occurrence basis, subject to the following minimum limits of liability:

<u>TYPE</u>	<u>AMOUNT</u>
General Liability	\$500,000
Commercial General Liability	
General Aggregate	
Products-Comp/OP AGG	
Personal & Adv. Injury	
Automotive Liability	\$500,000
Any Auto	
Workers Compensation	Statutory Amounts

The City of Lubbock shall be named as additional insured on a primary and non-contributory basis on Auto/General Liability, with a waiver of subrogation in favor of the City of Lubbock on all coverages. All copies of the Certificates of Insurance shall reference the project name or bid number for which the insurance is being supplied. Copies of all endorsements are required.

The contractor will provide a Certificate of Insurance to the City as evidence of coverage. The certificate will provide 30 days notice of cancellation, and under the cancellation section, the wording "endeavor to" and "but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives" will be crossed out. A copy of the additional insured endorsement attached to the policy will be included with the certificate.

The contractor shall also maintain workers compensation insurance in the statutory amount.

If at any time during the life of the contract or any extension, the contractor fails to maintain the required insurance in full force and effect, all work under the contract shall be discontinued immediately. Any failure to maintain the required insurance may be sufficient cause for the City to terminate the contract.

7. 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.
8. 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 a court of competent jurisdiction. Further, the City shall not be subject to any arbitration process prior to exercising its unrestricted right to seek judicial remedy. The remedies set forth herein are cumulative and not exclusive, and may be exercised concurrently. To the extent of any conflict between this provision and another provision in, or related to, this document, this provision shall control.
9. 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.

10. This Contract consists of the following documents set forth herein; Invitation to Bid No. 14-11674-TS, Specifications, and the Bid Form.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed the day and year first above written. Executed in triplicate.

CITY OF LUBBOCK

Glen C. Robertson, Mayor

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

R. Keith Smith
R. Keith Smith
Director of Public Works

APPROVED AS TO FORM:

Assistant City Attorney
Assistant City Attorney

CONTRACTOR

BY M B Stock
Authorized Representative

Michael B. Stock
Print Name

P.O. Drawer 158
Address

Sweetwater, TX 79556
City, State, Zip Code

City of Lubbock, TX
ITB 14-11674-TL, Liquid Chlorine
Specifications

Description

Chlorine is a greenish yellow gas that liquefies under modest pressure to form an amber-colored liquid. As a gas, it is corrosive and has a pungent, noxious odor. It has solubility in water of 0.72 mg/L at 20degrees C and is available at a commercial strength of 99.8% chlorine.
CAS NO.: 7782-50-5

Purity Requirements

Chlorine shall be no less than 99.5% pure by volume as obtained from vaporized liquid chlorine, and suitable for the treatment of water, wastewater, and industrial wastes. Chlorine shall conform to AWWA Standard B301-10 or the latest revision thereof. The vendor must furnish an affidavit attesting to compliance with this standard along with a certified analysis of the liquid chlorine.

Regulatory Requirements

Effective January 1, 1993 all chemicals and any additional or replacement process media used in treatment of water supplied by public water systems must conform to American National Standards Institute Sanitation Foundation (ANSI/NSF) Standard 60 for direct additives and ANSI/NSF Standard 61 for indirect additives. Conformance with these standards must be obtained by certification of the product by an organization accredited by ANSI. The successful vendor must provide proof of this certification to the City of Lubbock Water Treatment Department with the bid.

Quantity

Anticipated annual consumption will be 244 tons more or less at the Lubbock Water Treatment Plant and 56 tons more or less at the Sudan Pump Station.

Delivery

Chlorine shall be supplied in one ton cylinders. The cylinders shall be reconditioned, maintained, loaded/unloaded in strict accordance with the latest edition of "Container Procedure at Chlorine Packaging Plants", and issued by the Chlorine Institute, Inc. Each cylinder shall have the tare weight clearly stamped into the cylinder wall and marked. All cylinders loading and unloading is to be performed by the driver while providing maximum safety, and under direction of operations personnel. All delivery people will display photo security ID upon arrival at the site. All delivery people will be identified by the company before arrival at the site, preferably at the time an order is placed. Upon arrival at the Water Treatment Plant delivery people will check in at the main building before going to the unloading site. Normal delivery will be during regular business hours.

Pricing

Pricing for liquid chlorine shall be for a term of one year with the option of two, one year extensions with the written consent of both parties. Prices quoted shall be per ton FOB City of Lubbock Water Treatment Plant and FOB Sudan Pump Station. If demurrage on cylinders is applicable, a copy of demurrage rates shall be attached to the bid. Demurrage will be a factor in the awarding of the bid. Listed quantities are estimates only for pricing purposes. Actual usage may vary.

Bid Form
Liquid Chlorine
City of Lubbock, TX
ITB No. 14-11674-TS

In compliance with the **Invitation to Bid 14-11674-TS**, 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 **14-11674-TS** is by reference incorporated in this contract. The Bid Form **must be completed** in blue or black ink or by typewriter.

ITEM	QTY (+/-)	UNIT OF MEASURE	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery Days ARO**
1.	300	Tons	Liquid Chlorine in one-ton cylinders, as specified herein.	\$ 554. ⁰⁰ / ₁₀₀	\$ 166,200. ⁰⁰	3-5

*PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed

**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 liquid chlorine 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 N/A %, net — 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.

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 DPC INDUSTRIES, INC a corporation organized under the laws of the State of TEXAS, or a partnership consisting of _____ or individual trading as _____ of the City of SWEETWATER

Firm: DPC INDUSTRIES, INC.
 Address: P.O. DRAWER 158
 City: SWEETWATER State: TX Zip: 79556

Bidder acknowledges receipt of the following addenda:

Addenda No. 1 Date 4 Dec 13
 Addenda No. _____ Date _____
 Addenda No. _____ Date _____
 Addenda No. _____ Date _____

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

By M B Stock Date: 10 Dec 2013
 Authorized Representative - must sign by hand

Officer Name and Title: MICHAEL B. STOCK, SALES MANAGER
 Please Print

Business Telephone Number 325-236-6633 FAX: 325-235-8343

E-mail Address: MSTOCK@DXGROUP.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 \$50,000): _____	Date P.O./Contract Issued: _____

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

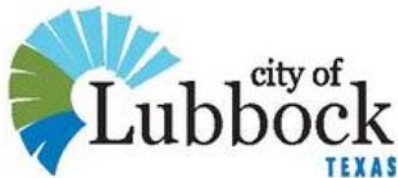
LABEL THE OUTSIDE OF YOUR SEALED BID WITH THE ITB NUMBER, THE CLOSING DATE AND TIME, AND YOUR COMPANY NAME AND ADDRESS.

City of Lubbock, TX
Water Treatment
Bid Tabulation
January 9, 2014

ITB 14-11674-TS

Liquid Chlorine

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended Cost
1	300	TN	Liquid Chlorine			
			DPC Industries, Inc.	Sweetwater, TX	554	\$ 166,200
			Brenntag Southwest, Inc.	Houston, TX	750	225,000



Regular City Council Meeting

5. 9.

Meeting Date: 01/09/2014

Information

Agenda Item

Ordinance 2nd Reading – Right-of-Way: Consider Ordinance 2013-O0122 abandoning and closing a 30-foot temporary garbage service easement and underground utility easement located in Section 27, Block AK, Lubbock County, Texas.

Item Summary

On December 19, 2013, the City Council approved the first reading of the ordinance.

This ordinance abandons and closes a 30-foot temporary garbage service easement and underground utility easement located in Section 27, Block AK, Lubbock County, Texas. The easement is no longer needed due to the development of new lots.

Water Utilities Engineering Department is in agreement with the easement closure.

Fiscal Impact

None.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Resolution - Temporary Garbage Service

ORDINANCE NO. _____

AN ORDINANCE ABANDONING AND CLOSING A 30-FOOT TEMPORARY GARBAGE SERVICE AND UNDERGROUND UTILITY EASEMENT, LOCATED IN BLOCK AK, SECTION 27, 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 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:



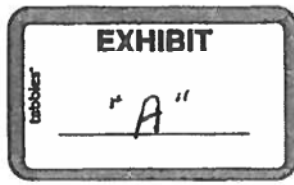
Dave Booher, Right-of-Way Agent

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

A&C-Block E-2, UU & Public Access Easement.ord
12.4.13



A TEMPORARY GARBAGE SERVICE AND UNDERGROUND UTILITY EASEMENT, 30.0 FEET WIDTH, LOCATED IN SECTION 27, BLOCK AK, ABST. 245, LUBBOCK COUNTY, TEXAS AND BEING SITUATED IN THAT CERTAIN 180.414 ACRE TRACT OF LAND DESCRIBED AND RECORDED VOLUME 8367, PAGE 338 OF THE OFFICIAL PUBLIC RECORDS OF LUBBOCK COUNTY, TEXAS, SAID EASEMENT CONTAINS 0.2176 ACRES BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A 1/2" IRON ROD WITH A CAP MARKED "STEVENS RPLS 4339" SET AT THE MOST WESTERLY SOUTHWEST CORNER OF THE PLAT LIMITS OF QUINCY PARK, A (PROPOSED) ADDITION TO THE CITY OF LUBBOCK, LUBBOCK COUNTY, TEXAS FOR THE SOUTHWEST CORNER OF THIS EASEMENT, WHENCE A 1/2" IRON ROD WITH A CAP MARKED "STEVENS RPLS 4339" FOUND AT THE SOUTHWEST CORNER OF SECTION 27 BEARS S. 01° 58' 32" W. A DISTANCE OF 1079.03 FEET AND N. 88° 00' 08" W. A DISTANCE OF 1061.32 FEET;

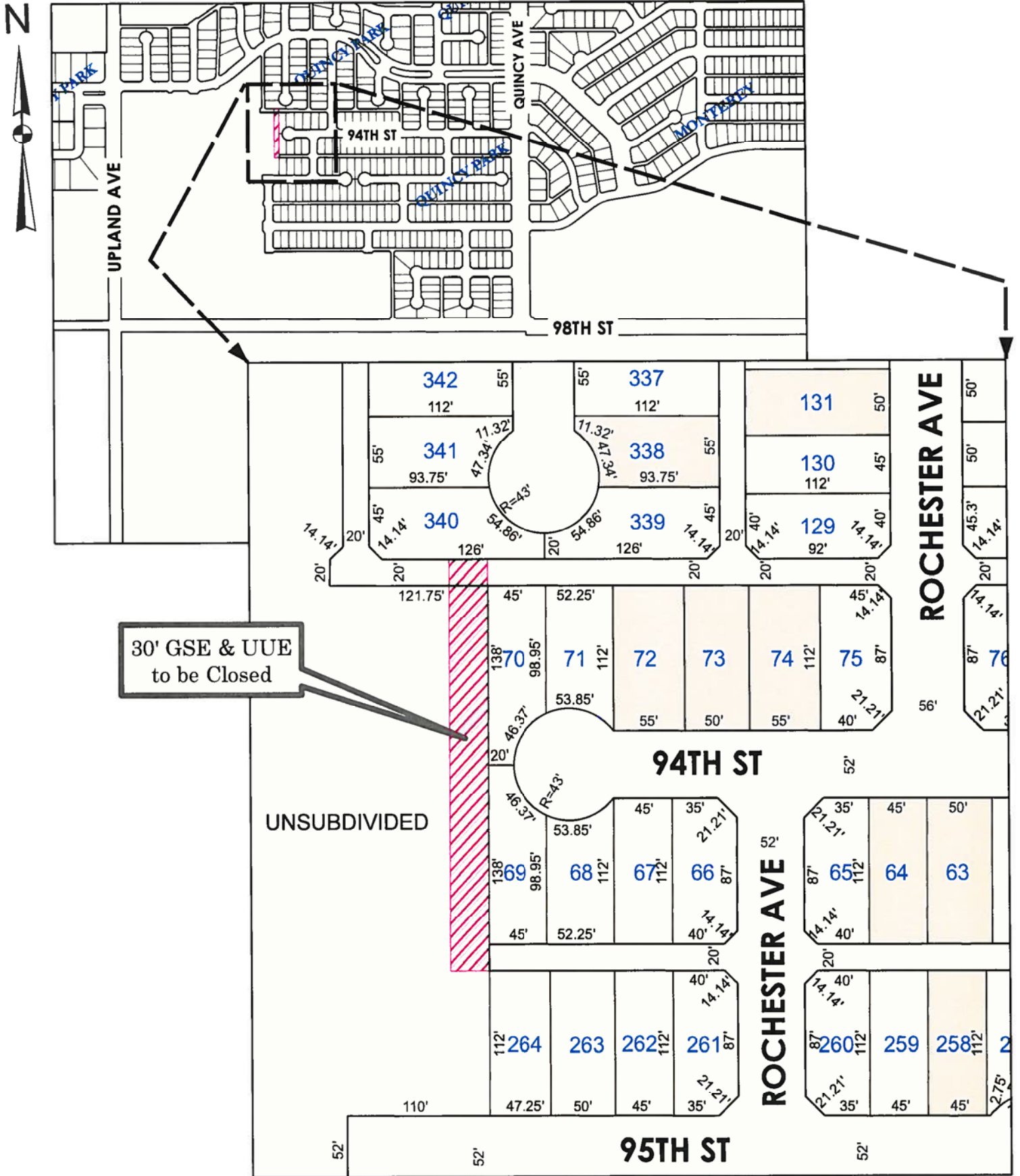
THENCE N. 88° 01' 28" W. A DISTANCE OF 30.00 FEET TO THE SOUTHWEST CORNER OF THIS EASEMENT;

THENCE N. 01° 58' 32" E. A DISTANCE OF 316.00 FEET TO THE NORTHWEST CORNER OF THIS EASEMENT;

THENCE S. 88° 01' 28" E. A DISTANCE OF 30.00 FEET TO A 1/2" IRON ROD WITH A CAP MARKED "STEVENS RPLS 4339" SET AT THE MOST WESTERLY NORTHWEST CORNER OF SAID PLAT LIMITS FOR THE NORTHEAST CORNER OF THIS EASEMENT;

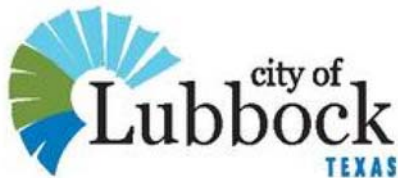
THENCE S. 01° 58' 32" W. A DISTANCE OF 316.00 FEET TO THE POINT OF BEGINNING. BEARINGS ARE GRID BEARINGS RELATIVE TO THE TEXAS COORDINATE SYSTEM, TXNC ZONE, NAD 83 (CORS96), MEASURED ALONG THE WEST RIGHT-OF-WAY LINE OF QUINCY AVENUE, MONUMENTED ON THE GROUND. CONVERGENCE ANGLE = +01° 53' 40" (TO GEODESIC BEARINGS).

Proposed Closing of a 30' wide Temporary Garbage Service and Underground Utility Easement
 Located Adjacent to Lots 69 & 70, Quincy Park Addition,
 and Described in CCFN 2009007661



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: 01/09/2014

Information

Agenda Item

Ordinance 2nd Reading – Right-of-Way: Consider Ordinance 2013-00123 abandoning and closing underground utility easements and public access easement located in Section 23, Block E-2, Lubbock County, Texas.

Item Summary

On December 19, 2013, the City Council approved the first reading of the ordinance.

This ordinance abandons and closes an underground utility easement and a public access easement located in Section 23, Block E-2, Lubbock County, Texas. The easement is no longer needed due to development in this area.

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., Director of Public Works

Attachments

[Ordinance - Closing Underground Utility](#)

ORDINANCE NO. _____

AN ORDINANCE ABANDONING AND CLOSING AN UNDERGROUND UTILITY AND PUBLIC ACCESS EASEMENT, LOCATED IN BLOCK E-2, SECTION 23, 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:



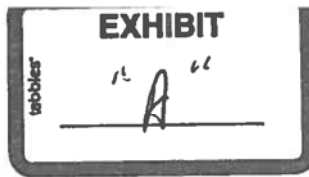
Dave Booher, Right-of-Way Agent

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

A&C-Block E-2, UU & Public Access Easement.ord
11.12.13



METES & BOUNDS DESCRIPTION of an 18,704 square feet tract situated in Section 23, Block E-2, Lubbock County, Texas, being the same tract of land as described in County Clerks File Number 2010037939, Official Public Records of Lubbock County, Texas, (OPRLCT) being further described as follows:

BEGINNING at a 1/2" iron rod with cap inscribed "H R & ASSOC" (herein after referred to as a Hugo cap) found at the most Southerly corner of Vintage Township, Lots 185 - 277, as recorded in County Clerks File Number 2010037938.

THENCE S. 01° 47' 20" W., a distance of 57.81 feet to a corner of this tract.

THENCE S. 43° 12' 40" E., a distance of 14.14 feet to a corner of this tract.

THENCE S. 88° 12' 40" E., a distance of 134.67 feet to a corner of this tract.

THENCE N. 46° 47' 20" E., a distance of 21.21 feet to a corner of this tract.

THENCE N. 01° 47' 20" E., a distance of 5.11 feet to a point of curvature.

THENCE Northwesterly, along a curve to the left, said curve having a radius of 127.00 feet, a chord distance of 94.05 feet, a chord bearing of N. 19° 56' 36" W., and an arc length of 96.34 feet to a point of tangency

THENCE N. 41° 40' 33" W., a distance of 66.40 feet to a corner of this tract.

THENCE N. 47° 16' 08" E., a distance of 47.01 feet to a Hugo cap found for a corner of this tract.

THENCE S. 41° 40' 33" E., a distance of 67.26 feet to a point of curvature.

THENCE Southeasterly, along a curve to the right, said curve having a radius of 174.00 feet, a chord distance of 128.85 feet, a chord bearing of S. 19° 56' 43" E., and an arc length of 132.00 feet to a point of tangency.

THENCE S. 01° 47' 20" W., a distance of 52.11 feet to the North boundary of a 40 foot road easement as described in Volume 1529, Page 785, Deed Records of Lubbock County, Texas, for a corner of this tract.

THENCE N. 88° 12' 40" W., along said North boundary, a distance of 236.67 to a corner of this tract.

THENCE N. 01° 47' 20" E., a distance of 32.00 feet to a corner of this tract.

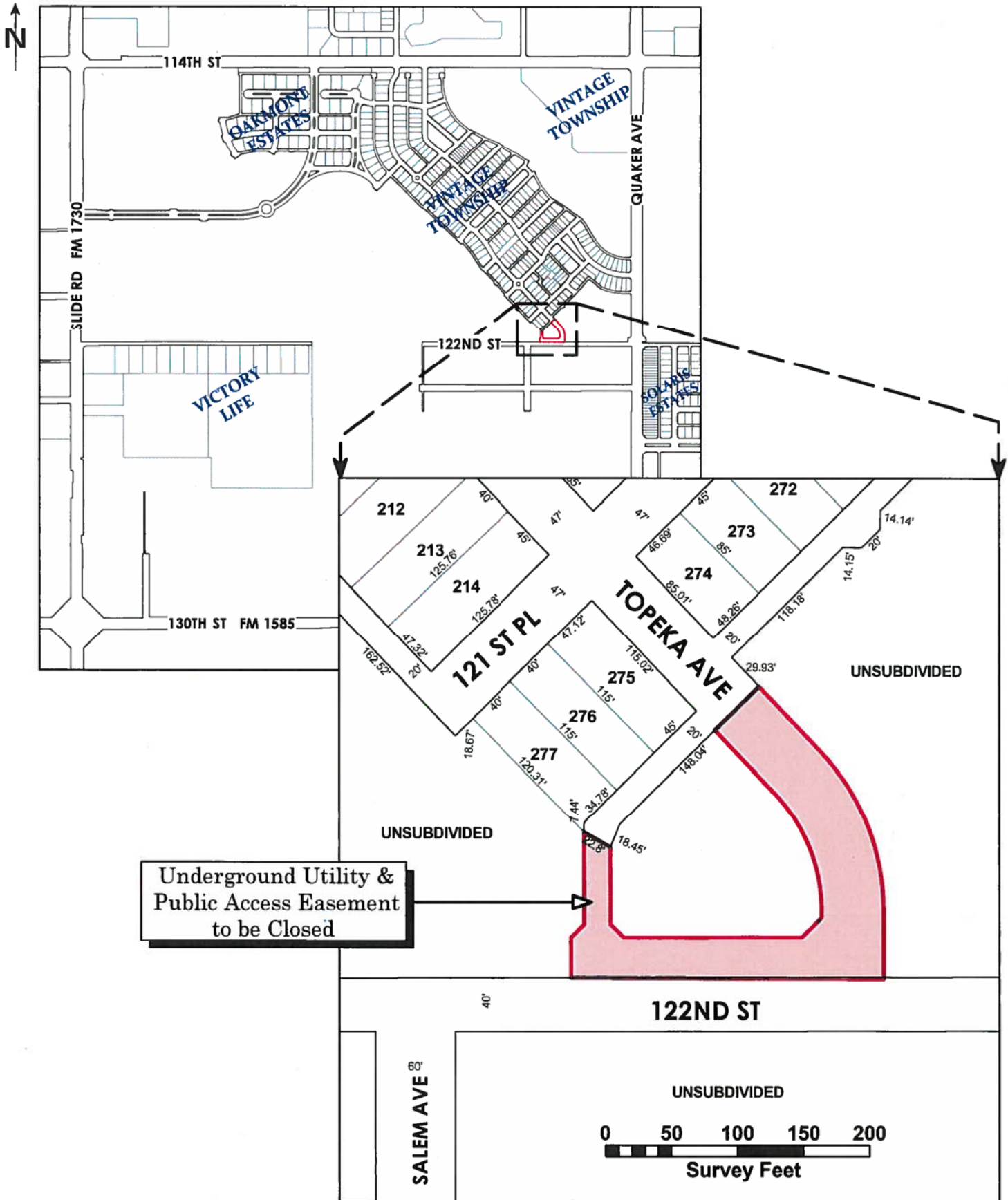
THENCE N. 46° 47' 20" E., a distance of 14.14 feet to a corner of this tract.

THENCE N. 01° 47' 20" E., a distance of 68.76 feet to a corner of this tract.

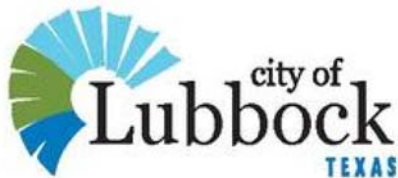
THENCE S. 59° 31' 45" E., a distance of 22.80 feet to the place of BEGINNING and containing 18,704 square feet of land.

Bearings based on record bearings County Clerks File # 2010037939, OPRLECT.

Proposed Closing of an Underground Utility and Public Access Easement
 Located Between 122nd Street and the Alley South of Lots 275-277, Vintage Township Addition,
 as Dedicated in CCFN 2010037939



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. 11.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Right-of-Way: Consider a resolution authorizing the City Council to accept on behalf of the City a Street and Public Use Dedication Deed from Guadalupe Economic Service Corporation regarding the acquisition of right-of-way for the South Lubbock Sanitary Sewer Extension Phase 1. Dedication Deed being out of Block E, Section 7.

Item Summary

The City has experienced significant growth in the south and southwest regions of the existing wastewater collection system. Population growth in south and southwest Lubbock created a need for additional conveyance capacity from 98th Street and Avenue P to the Water Reclamation Plant. These improvements were first recommended in the 2009 Wastewater Master Plan. The City is acquiring right-of-way for construction of a large diameter sanitary sewer associated with the South Lubbock Sanitary Sewer Extension Phase 1.

The purchase price is \$1,800.00 plus closing cost with West Texas Title Company.

Fiscal Impact

\$26,500,000.00 is appropriated in Capital Improvement Project No 92178, South Lubbock Sanitary Sewer Extension Phase 1, with \$1,800.00 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Resolution - Guadalupe

RESOLUTION

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

THAT the City Council hereby accepts on behalf of the City of Lubbock a Street and Public Use Dedication Deed, as described on Exhibit "A" attached hereto and incorporated herein by reference, located in Section 7, Block E, Lubbock, Lubbock County, Texas, and related documents. Said Deed 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.

THAT the purchase price for the Street and Public Use Dedication Deed shall be \$1,800.00 and that closing costs shall also be paid in connection with the purchase of the property, said payments approved herein.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

R. Keith Smith, P.E., Director of Public Works



Dave Booher, Right-of-Way Agent

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

gs/ccdocs/RES.Dedication Deed-Guadalupe
Dec 19.13

THE STATE OF TEXAS §

THE COUNTY OF LUBBOCK §

That _____ duly organized and existing under the laws of the State of Texas, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) paid in cash, and for other good and valuable consideration, the receipt of which is hereby acknowledged and confessed, being a lien holder on the property described herein, does hereby consent and agree to the foregoing Dedication and does hereby subordinate its rights in the above described property to the above dedication, as shown on the attached plat.

IN WITNESS WHEREOF, the said _____ has caused these presents to be signed by its duly authorized officer at Lubbock, Lubbock County, Texas, on _____, 2013.

By: _____
Printed Name: _____

This instrument was acknowledged before me on _____, 2013, by _____, as _____ of _____, and in the capacity therein stated.

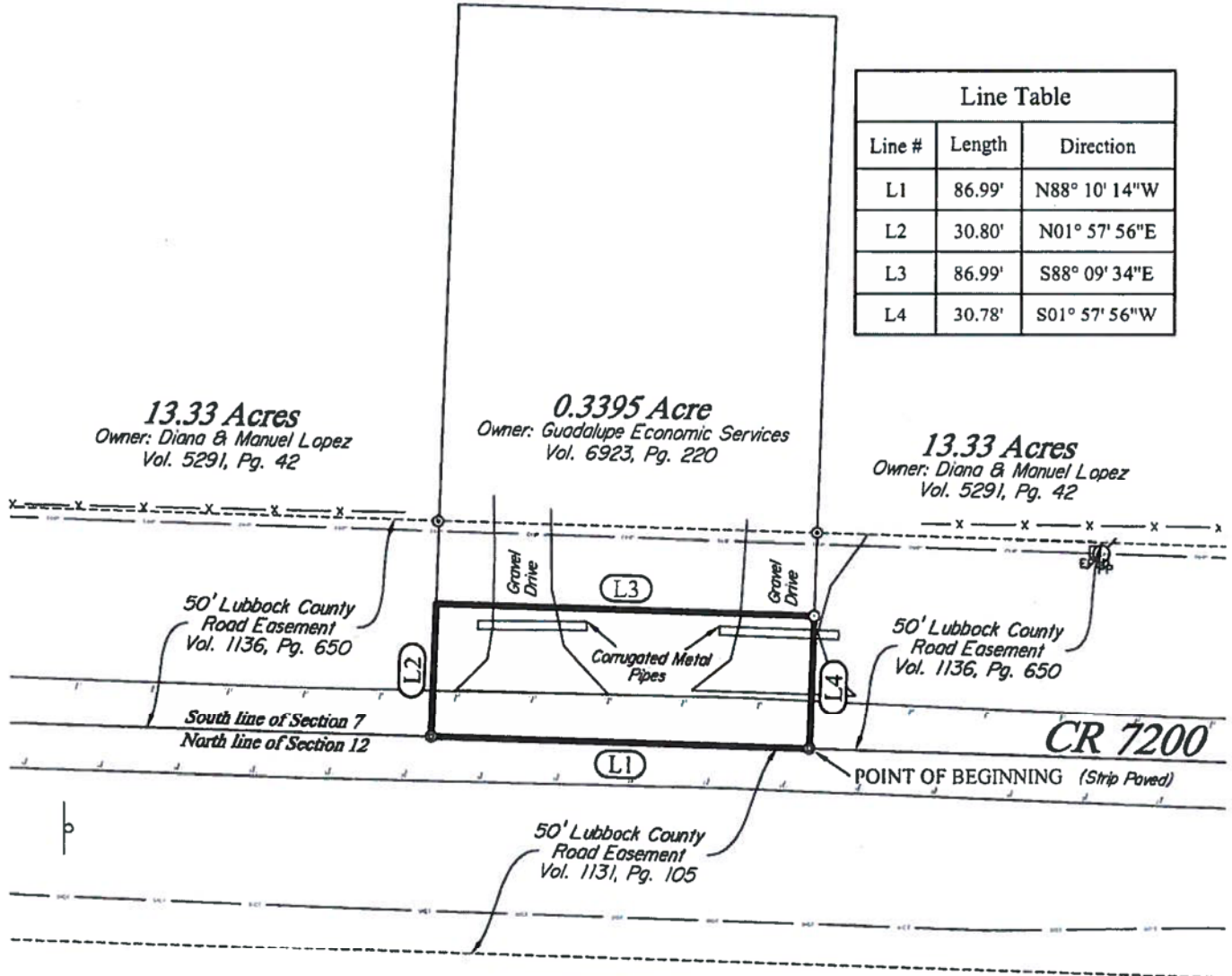
Notary Public, State of Texas



SCALE : 1"=40'

South Lubbock Sanitary Sewer Extension
Parcel No. 26
PERIMETER SURVEY OF A 0.062 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS

Line Table		
Line #	Length	Direction
L1	86.99'	N88° 10' 14"W
L2	30.80'	N01° 57' 56"E
L3	86.99'	S88° 09' 34"E
L4	30.78'	S01° 57' 56"W



13.33 Acres
Owner: Diana & Manuel Lopez
Vol. 5291, Pg. 42

0.3395 Acre
Owner: Guadalupe Economic Services
Vol. 6923, Pg. 220

13.33 Acres
Owner: Diana & Manuel Lopez
Vol. 5291, Pg. 42

50' Lubbock County
Road Easement
Vol. 1136, Pg. 650

50' Lubbock County
Road Easement
Vol. 1136, Pg. 650

South line of Section 7
North line of Section 12

CR 7200

POINT OF BEGINNING (Strip Paved)

50' Lubbock County
Road Easement
Vol. 1131, Pg. 105

160 Acres
Owner: Virginia Hayes
Vol. 518, Pg. 236

EASEMENT NOTES:

This parcel may be subject to a Right-of-Way easement granted to O.L. Langston and J.E. Griffiths as described in Volume 587, Page 399, Deed Records, Lubbock County, Texas, the exact location of this easement could not be determined by record description.

This Surveyor is unable to locate easements or claims of easements which are not recorded in the Public Records of Lubbock County, any such easements which may exist and encumber this property have not been shown hereon.

NOTES:

HEAVY LINES INDICATE PLAT LIMITS.

⊙ - FOUND 3/8" IRON ROD

● - SET MAG NAIL WITH SHINER

○ - SET 1/2" IRON ROD WITH CAP

A legal description of even survey date herewith accompanies this plat of survey.

Bearings are relative to the Texas State Plane Coordinate System, North Central Zone, CORS 96, Epoch 2002.0
Distances are surface, U.S. Survey feet.
Combined Scale Factor: 1.00024

Surveyed on the ground.
August 28, 2012
October 18, 2013; Revised Perimeter

John E. Allen

John E. Allen
Registered Professional
Land Surveyor No. 5895
State of Texas



Sheet 1 of 2

HR HUGO REED AND ASSOCIATES, INC.
 LAND SURVEYORS 1601 AVENUE N
 CIVIL ENGINEERS LUBBOCK, TEXAS 79401
 TEXAS LICENSED SURVEYING FIRM 100876-00 PHONE: 806 / 763-5842
 TEXAS REGISTERED ENGINEERING FIRM F-760 FAX: 806 / 763-3891

Copyright 2013, Hugo Reed and Associates, Inc. for the sole use of Title Co. for GF # and any other identifiers as indicated in the certificate shown hereon.

South Lubbock Sanitary Sewer Extension
Parcel No. 26
PERIMETER SURVEY OF A 0.062 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS

METES AND BOUNDS DESCRIPTION of a 0.062 acre parcel located in Section 7, Block E, Lubbock County, Texas, being a portion of a 0.3395 acre tract described in Volume 6923, Page 220, Real Property Records, Lubbock County, Texas, being further described as follows:

BEGINNING at a mag nail with shiner set for the Southeast corner of said 0.3395 acre tract and in the South line of Section 7, Block E, Lubbock County, Texas, and in the North line of Section 12, Block E, Lubbock County, Texas, and in the South line of a 50 foot road easement to Lubbock County described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and in the North line of a 50 foot road easement to Lubbock County described in Volume 1131, Page 105, Deed Records, Lubbock County, Texas, and in the South line of a 13.33 acre tract described in Volume 5291, Page 42, Real Property Records, Lubbock County, Texas, and in the North line of a 160 acre tract described in Volume 518, Page 236, Deed Records, Lubbock County, Texas, and for the Southeast corner of this parcel which bears N. 88°10'14" W. a distance of 822.51 feet from the Southeast corner of Section 7, Block E, Lubbock County, Texas;

THENCE N. 88°10'14" W. along the common line of said Sections 7 and 12, Block E, and in the South line of said 0.3395 acre tract and in the South line of said 50 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and in the North line of said 50 foot road easement to Lubbock County described in Volume 1131, Page 105, Deed Records, Lubbock County, Texas, and in the North line of said 160 acre tract, a distance of 86.99 feet to a mag nail with shiner set for the Southwest corner of said 0.3395 acre tract and in the South line of said 13.33 acre tract, for the Southwest corner of this parcel;

THENCE N. 01°57'56" E. along the West line of said 0.3395 acre tract, a distance of 30.80 feet to a point, which bears S. 01°57'56" W. a distance of 19.20 feet from a 3/8" iron rod found in the North Line of said 50 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, for the Northwest corner of this parcel;

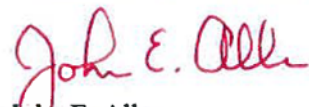
THENCE S. 88°09'34" E. a distance of 86.99 feet to a 1/2" iron rod with cap set in the East line of said 0.3395 acre tract, for the Northeast corner of this parcel;

THENCE S. 01°57'56" W. along the common line of said 0.3395 acre tract and said 13.33 acre tract, a distance of 30.78 feet to the Point of Beginning.

Bearings relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone. Distances are Surface, U. S. Survey Feet. Combined Scale Factor: 1.00024

A plat of even survey date herewith accompanies this legal description.

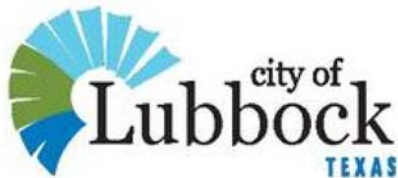
Surveyed on the ground
August 28, 2012
October 18, 2013; Revised Perimeter


John E. Allen
Registered Professional
Land Surveyor No. 5895
State of Texas



Sheet 2 of 2

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



Regular City Council Meeting

5. 12.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Right-of-Way: Consider a resolution authorizing the City Council to accept on behalf of the City a Street and Public Use Dedication Deed from Diana Trevino Lopez and Manuel Lopez regarding the acquisition of right-of-way for the South Lubbock Sanitary Sewer Extension Phase 1. Dedication Deed being out of Block E, Section 7.

Item Summary

The City has experienced significant growth in the south and southwest regions of the existing wastewater collection system. Population growth in south and southwest Lubbock created a need for additional conveyance capacity from 98th Street and Avenue P to the Water Reclamation Plant. These improvements were first recommended in the 2009 Wastewater Master Plan. The City is acquiring right-of-way for construction of a large diameter sanitary sewer associated with the South Lubbock Sanitary Sewer Extension Phase 1.

The purchase price is \$2,333.00 plus closing cost with West Texas Title Company.

Fiscal Impact

\$26,500,000.00 is appropriated in Capital Improvement Project No 92178, South Lubbock Sanitary Sewer Extension Phase 1, with \$2,333.00 available for this purpose.

Staff/Board Recommending

R. Keith Smith, P.E., Director of Public Works

Attachments

Resolution - Lopez

RESOLUTION

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

THAT the City Council hereby accepts on behalf of the City of Lubbock a Street and Public Use Dedication Deed, as described on Exhibit "A" attached hereto and incorporated herein by reference, located in Section 7, Block E, Lubbock, Lubbock County, Texas, and related documents. Said Deed 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.

THAT the purchase price for the Street and Public Use Dedication Deed shall be \$2,333.00 and that closing costs shall also be paid in connection with the purchase of the property, said payments approved herein.

Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



R. Keith Smith, P.E., Director of Public Works



Dave Booher, Right-of-Way Agent

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

gs/ccdocs/RES.Dedication Deed-Lopez
Dec 18.13

THE STATE OF TEXAS §

THE COUNTY OF LUBBOCK §

That _____ duly organized and existing under the laws of the State of Texas, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) paid in cash, and for other good and valuable consideration, the receipt of which is hereby acknowledged and confessed, being a lien holder on the property described herein, does hereby consent and agree to the foregoing Dedication and does hereby subordinate its rights in the above described property to the above dedication, as shown on the attached plat.

IN WITNESS WHEREOF, the said _____ has caused these presents to be signed by its duly authorized officer at Lubbock, Lubbock County, Texas, on _____, 2013.

By: _____
Printed Name: _____

This instrument was acknowledged before me on _____, 2013, by _____, as _____ of _____, and in the capacity therein stated.

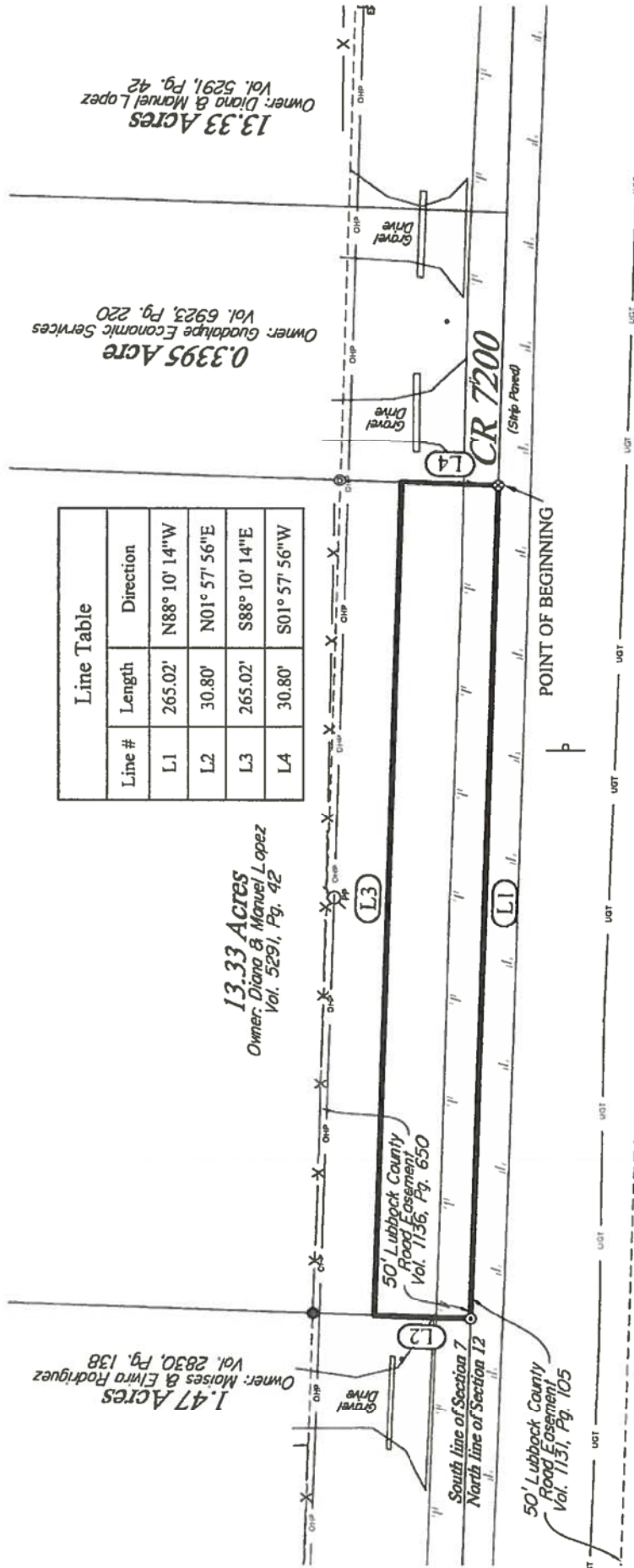
Notary Public, State of Texas

Exhibit A



SCALE: 1"=50'

South Lubbock Sanitary Sewer Extension
Parcel No. 25-A
PERIMETER SURVEY OF A 0.187 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS



Line Table	
Line #	Direction
L1	N88° 10' 14"W
L2	N01° 57' 56"E
L3	S88° 10' 14"E
L4	S01° 57' 56"W

1.47 Acres
Owner: Moises & Elnra Rodriguez
Vol. 2830, Pg. 138

13.33 Acres
Owner: Diana & Manuel Lopez
Vol. 5291, Pg. 42

0.3395 Acre
Owner: Guadalupe Economic Services
Vol. 6923, Pg. 220

13.33 Acres
Owner: Diana & Manuel Lopez
Vol. 5291, Pg. 42

Bearings are relative to the Texas Coordinate System of 1983,
North Central Zone, CORS 96, Epoch 2002.0
Distances are surface, U.S. Survey feet.
Combined Scale Factor: 1.00024

Surveyed on the ground.
August 28, 2012
October 18, 2013; Revised Perimeter
John E. Allen
John E. Allen
Registered Professional
Land Surveyor No. 5895
State of Texas



160 Acres
Owner: Virginia Hayes
Vol. 518, Pg. 236

EASEMENT NOTES:
This parcel may be subject to a Right-of-Way easement granted to O.L. Langston and J.E. Griffith as described in Volume 587, Page 399, Deed Records, Lubbock County, Texas, the exact location of this easement could not be determined by record description.

This Surveyor is unable to locate easements or claims of easements which are not recorded in the Public Records of Lubbock County, any such easements which may exist and encumber this property have not been shown hereon.

NOTES:
HEAVY LINES INDICATE PLAT LIMITS.
⊙ - FOUND 3/8" IRON ROD
⊙ - FOUND MAG NAIL WITH SHINER
⊙ - SET MAG NAIL WITH SHINER
⊙ - 8" IRON FENCE POST
A legal description of even survey date herewith accompanies this plat of survey.

Sheet 1 of 2

H R HUGO REED AND ASSOCIATES, INC.
1601 AVENUE N
LUBBOCK, TEXAS 79401
PHONE: 806 / 763-5842
FAX: 806 / 763-3891

**LAND SURVEYORS
CIVIL ENGINEERS**
TEXAS LICENSED SURVEYING FIRM 100676-00
TEXAS REGISTERED ENGINEERING FIRM F-700

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for GF # and any other identifiers as indicated in the certificate shown hereon.

South Lubbock Sanitary Sewer Extension
Parcel No. 25-A
PERIMETER SURVEY OF A 0.187 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS

METES AND BOUNDS DESCRIPTION of a 0.187 acre parcel located in Section 7, Block E, Lubbock County, Texas, being a portion of a 13.33 acre tract described in Volume 5291, Page 42, Real Property Records, Lubbock County, Texas, being further described as follows:

BEGINNING at a mag nail with shiner set in the South line of Section 7, Block E, Lubbock County, Texas, and in the North line of Section 12, Block E, Lubbock County, Texas, and in the South line of a 50 foot road easement to Lubbock County described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and in the North line of a 50 foot road easement to Lubbock County described in Volume 1131, Page 105, Deed Records, Lubbock County, Texas, for the Southwest corner of a 0.3395 acre tract described in Volume 6923, Page 220, Real Property Records, Lubbock County, Texas, and in the North line of a 160 acre tract described in Volume 518, Page 236, Deed Records, Lubbock County, Texas, for the Southeast corner of this parcel which bears N. 88°10'14" W. a distance of 909.50 feet from the Southeast corner of Section 7, Block E, Lubbock County, Texas;

THENCE N. 88°10'14" W. along the common line of said Sections 7 and 12, Block E, and the South line of said 13.33 acre tract and the South line of said 50 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and the North line of said 160 acre tract, a distance of 265.02 feet to a mag nail with shiner found for the Southwest corner of said 13.33 acre tract and for the Southeast corner of a 1.47 acre tract described in Volume 2830, Page 138, Real Property Records, Lubbock County, Texas, for the Southwest corner of this parcel;

THENCE N. 01°57'56" E. along the common line of said 13.33 acre tract and said 1.47 acre tract, a distance of 30.08 feet to a point, which bears S. 01°57'56" W. a distance 19.20 feet from a 8" iron fence post found in the North Line of said 50 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, for the Northwest corner of this parcel;

THENCE S. 88°10'14" E. a distance of 265.02 feet to a point in the East line of said 0.3395 acre tract, which bears S. 01°57'56" W. a distance 19.20 feet from a 3/8" iron rod found in the East line of said 0.3395 acre tract and in the North Line of said 50 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, for the Northeast corner of this parcel;

THENCE S. 01°57'56" W. along the common line of said 13.33 acre tract and said 0.3395 acre tract, a distance of 30.80 feet to the Point of Beginning.

Bearings relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone. Distances are Surface, U. S. Survey Feet. Combined Scale Factor: 1.00024

A plat of even survey date herewith accompanies this legal description.

Surveyed on the ground
August 28, 2012
October 18, 2013; Revised Perimeter

John E. Allen
Registered Professional
Land Surveyor No. 5895
State of Texas



Sheet 2 of 2



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South Lubbock Sanitary Sewer Extension
Parcel No. 25
PERIMETER SURVEY OF A 0.443 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS



SCALE: 1"=100'

TITLE COMMITMENT NOTE:

Easement information shown on this survey was taken from title commitment provided by West Texas Title Company, Title Policy No. 33373 with an issue date of January 21, 2013. Schedule "B" items, h, i and j have been noted or shown herein as to the extent they encumber the property. Surveyor expresses no opinion regarding the condition or sufficiency of the remaining items listed in the commitment and this is beyond the scope of Surveyor's services and/or certification. Record research done by this surveyor was made only for the purpose of determining the boundary of this property and of the adjoining parcels. Record documents other than those shown on this survey may exist and encumber this property.

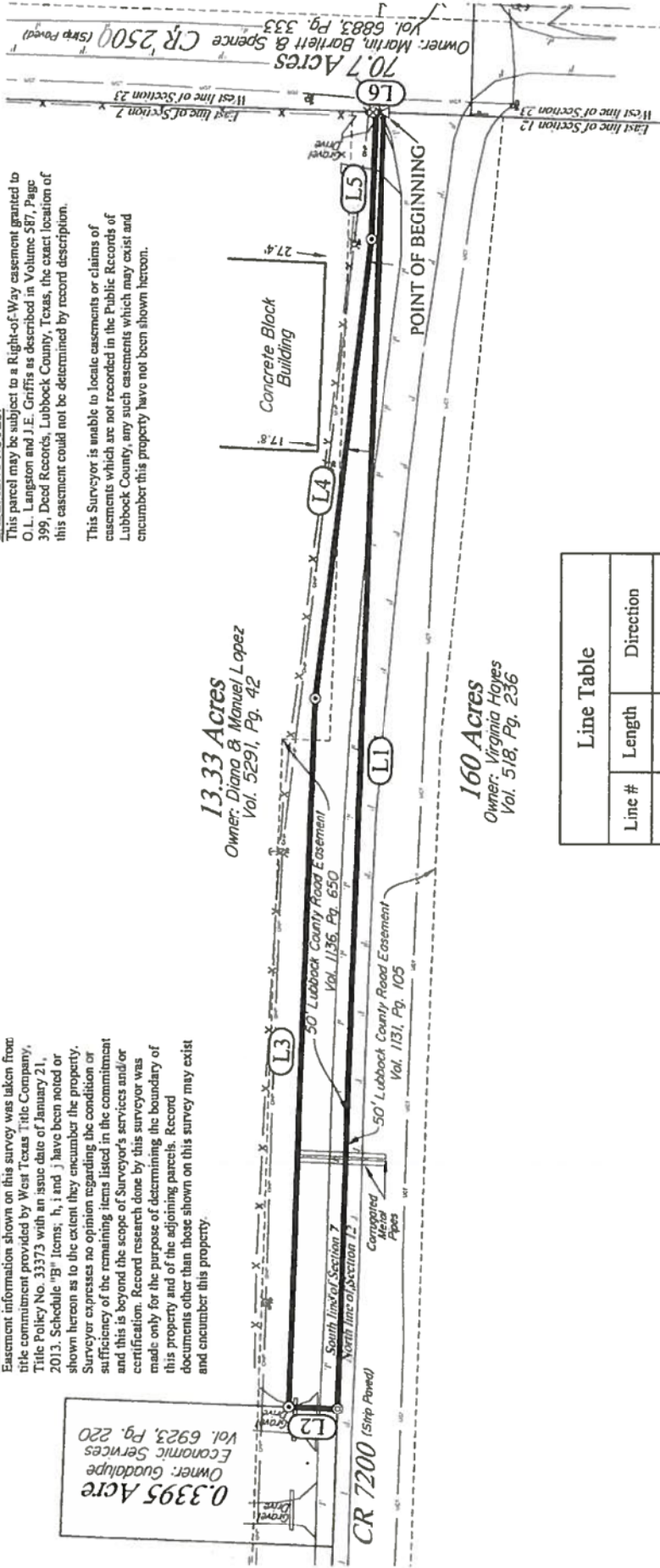
EASEMENT NOTES:
This parcel may be subject to a Right-of-Way easement granted to O.L. Lepperson and J.E. Griffiths as described in Volume 587, Page 399, Deed Records, Lubbock County, Texas, the exact location of this easement could not be determined by record description.

This Surveyor is unable to locate easements or claims of easements which are not recorded in the Public Records of Lubbock County, any such easements which may exist and encumber this property have not been shown hereon.

0.3395 Acre
Owner: Guadalupe
Economic Services
Vol. 6923, Pg. 220

13.33 Acres
Owner: Diana & Manuel Lopez
Vol. 5291, Pg. 42

160 Acres
Owner: Virginia Hayes
Vol. 518, Pg. 236



NOTES:
HEAVY LINES INDICATE PLAT LIMITS.
⊙ - SET MAG NAIL
⊗ - SET 1/2" IRON ROD WITH CAP
⊘ - SET 60# NAIL
△ - FOUND RAIL ROAD SPIKE

A legal description of even survey date herewith accompanies this plat of survey.

Sheet 1 of 2

Line Table		
Line #	Length	Direction
L1	822.51'	N88° 10' 14"W
L2	30.78'	N01° 57' 56"E
L3	449.21'	S88° 06' 36"E
L4	293.85'	S83° 13' 49"E
L5	80.48'	S88° 10' 14"E
L6	5.00'	S01° 57' 51"W

Bearings are relative to the Texas Coordinate System of 1983,
North Central Zone, CORS 96, Epoch 2002.0
Distances are surface, U.S. Survey feet.
Combined Scale Factor: 1.00024

Surveyed on the ground.
August 28, 2012

John E. Allen

John E. Allen
Registered Professional
Land Surveyor No. 5895
State of 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 / 763-6642
FAX: 806 / 763-3891

Copyright 2013, Hugo Reed and Associates, Inc. for the sole use of Title Co. for GF # and any other identifiers as indicated in the certificate shown hereon.

South Lubbock Sanitary Sewer Extension
Parcel No. 25
PERIMETER SURVEY OF A 0.443 ACRE TRACT LOCATED IN
SECTION 7, BLOCK E
LUBBOCK COUNTY, TEXAS

METES AND BOUNDS DESCRIPTION of a 0.443 acre parcel located in Section 7, Block E, Lubbock County, Texas, being a portion of a 13.33 acre tract described in Volume 5291, Page 42, Real Property Records, Lubbock County, Texas, being further described as follows:

BEGINNING at a railroad spike found for the Southeast corner of said 13.33 acre tract, being the Northeast corner of Section 12, Block E, Lubbock County, Texas, and the Southeast corner of Section 7, Block E, Lubbock County, Texas, and in the West line of Section 23, Block E, Lubbock County, Texas, and for the Northeast corner of a 50 foot road easement to Lubbock County described in Volume 1131, Page 105, Deed Records, Lubbock County, Texas, and for the Southeast corner of a 20 foot road easement to Lubbock County described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and for the Northeast corner of a 160 acre tract described in Volume 518, Page 236, Deed Records, Lubbock County, Texas, and in the West line of a 70.7 acre tract described in Volume 2830, Page 138, Real Property Records, Lubbock County, Texas, for the Southeast corner of this parcel;

THENCE N. 88°10'14" W. along the South line of said 13.33 acre tract and the South line of said 20 foot road easement described in Volume 1136, Page 650, Deed Records, Lubbock County, Texas, and the North line of said 160 acre tract, and the common line of said Sections 7 and 12, Block E, a distance of 822.51 feet to a mag nail set for the Southeast corner of a 0.3395 acre tract described in Volume 6923, Page 220, Real Property Records, Lubbock County, Texas, and for the Southwest corner of this parcel;

THENCE N. 01°57'56" E. along the common line of said 13.33 acre tract and said 0.3395 acre tract, a distance of 30.78 feet to a 1/2" iron rod with cap set for the Northwest corner of this parcel;

THENCE S. 88°06'36" E. a distance of 449.21 feet to a 1/2" iron rod with cap set for a corner of this parcel;

THENCE S. 83°13'49" E. a distance of 293.85 feet to a 1/2" iron rod with cap set for a corner of this parcel;

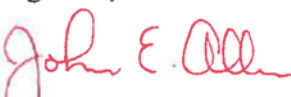
THENCE S. 88°10'14" E. a distance of 80.48 feet to a 60d nail set for a corner of this parcel;

THENCE S. 01°57'51" W. along the common line of said 13.33 acre tract and said 70.7 acre tract and the common line of said Sections 7 and 23, Block E, a distance of 5.00 feet to the Point of Beginning.

Bearings relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone. Distances are Surface, U. S. Survey Feet. Combined Scale Factor: 1.00024

A plat of even survey date herewith accompanies this legal description.

Surveyed on the ground
August 28, 2012

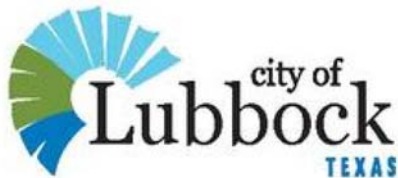

John E. Allen
Registered Professional
Land Surveyor No. 5895
State of Texas



Sheet 2 of 2

HR HUGO REED AND ASSOCIATES, INC.	
LAND SURVEYORS	1601 AVENUE N
CIVIL ENGINEERS	LUBBOCK, TEXAS 79401
TEXAS LICENSED SURVEYING FIRM 100676-00	PHONE: 806 / 763-5842
TEXAS REGISTERED ENGINEERING FIRM F-760	FAX: 806 / 763-3891

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Regular City Council Meeting

5. 13.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Civic and Cultural: Consider a resolution approving the recommendation from the Cultural Arts Grant Review Committee and the Civic Lubbock, Inc. Board of Directors for the second of two granting periods for the 2013 Cultural Arts Grant Program using Hotel Occupancy Tax funds allocated for FY 2012-13.

Item Summary

On September 10, 2013, the City Council approved an agreement with Civic Lubbock, Inc. (CLI) which authorized CLI to administer the Cultural Arts Grant Program (CAGP), which is funded through an allocation of the Hotel Occupancy Tax. The funds for the CAGP are to be used in making grant awards to local non-profit organizations for the encouragement, promotion, improvement, and application of the arts and the promotion of tourism in the Lubbock community. The funds paid to CLI for the 2013 CAGP were \$304,637 and represents 5.92120% of the hotel/motel tax budgeted for FY 2012-13. In addition, interest of \$1,088 earned on prior year funds make a total of \$305,725 available for the 2013 CAGP.

A Grant Workshop was held on October 30, 2013, for all organizations wishing to apply for a cultural arts grant. Fifteen applications were received by the December 2, 2013, deadline. The CAGP Review Committee recommended full or partial funding for all fifteen applicants.

The CAGP Review Committee, comprised of appointments by City Council and representatives of the CLI Board of Directors, submitted their recommendations to the full CLI Board at their December 16th meeting. These recommendations are now being presented to City Council for approval.

The CAGP Review Committee and the CLI Board of Directors are requesting City Council approve of \$159,525.00 in grant awards for the second granting period of the 2013 CAGP. The amount recommended will come from the \$147,525 remaining balance of the funds available for the 2013 CAGP after the deduction of the first grant (June 2013) funding cycle plus \$12,000 in unused grant funds from the prior grant cycle.

All applicants recommended for grant awards are in good standing with the City and CLI.

Enclosed in your agenda backup is a listing of the recommendations and comments from the CAGP Review Committee.

Fiscal Impact

None.

Staff/Board Recommending

Scott Snider, Community Services Assistant City Manager
CAGP Review Committee
CLI Board of Directors

RESOLUTION

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

THAT the City Council hereby approves the recommendation from the Cultural Arts Grant Review Committee and the Civic Lubbock, Inc. Board of Directors for the second of two granting periods for the 2013 Cultural Arts Grant Program using Hotel Occupancy Tax funds allocated for FY 2012-2013.

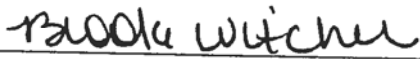
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:


Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Brooke Witcher, Managing Director
Cultural Facilities & Events

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.CAG & CLI Recommendation
December 16, 2013



December 16, 2013

Mr. Freddy Chavez
Director
Lubbock Memorial Civic Center
City Bank Auditorium-Coliseum
1501 Mac Davis Lane
Lubbock, Texas 79401



Dear Mr. Chavez,

The Cultural Arts Grant Review Committee for the City of Lubbock's Cultural Grants Program has determined its recommendations for the second granting cycle of 2013. This recommendation was presented to the entire Civic Lubbock, Inc. Board of Directors on December 16, 2013 and was approved as recommended. All applicants recommended for grant awards are in good standing with the City of Lubbock and Civic Lubbock, Inc.

The Hotel Occupancy Tax allocation for the 2013 Cultural Arts Grant Program provided for \$304,637.00 to be granted over two granting cycles. In addition, interest earned in the amount of \$1,088.03 and carryover funds of \$.28 from the 2012 Cultural Arts Grant Program was available for the 2013 program, making the amount designated for the 2013 Cultural Arts Grant Program a total of \$305,725.31. The Board of Directors elected to absorb all expenses related to administering the program, therefore no administrative expenses have been deducted and the entire allocation was available for the 2013 Cultural Arts Grant Program.

The Cultural Arts Grant Review Committee is comprised of five members; three Civic Lubbock, Inc. Directors assigned by Civic Lubbock, Inc. and two members-at-large appointed by the City Council. They are as follows:

Dr. Donald Haragan, CLI Board of Directors and Chair of the Grant Review Committee
Dr. Idris Traylor, CLI Board of Directors
Mark Bass, CLI Board of Directors
Ann McDonald, Member-at- Large appointed by City Council
Martha Ann McDonald, Member-at-Large appointed by City Council

 Civic Lubbock Inc • 1501 Mac Davis Lane • Lubbock, Texas 79401 • 806-775-2242 • Fax 806-775-3240 
www.civiclubbock.com

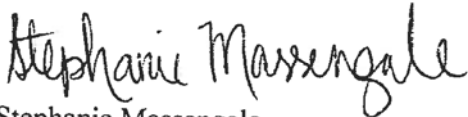
Mr. Freddy Chavez
December 16, 2013
Page 2

In reviewing requests and developing funding recommendations for each application, the Cultural Arts Grants Review Committee followed the approved Cultural Arts Grant Guidelines and Procedures. A Grant Workshop was held on October 30, 2013 for all organizations wishing to apply for a Cultural Arts Grant. Included among the workshop presenters was a representative from the Lubbock Hotel-Motel Association.

Accompanying this document are the results of the Cultural Arts Grant Review Committee meeting held on December 9, 2013. Fifteen (15) applications were received for the second grant (December 2013) funding cycle and fifteen (15) are recommended for full or partial funding. The total amount of funding requested for this grant cycle was \$241,980.00 of which \$159,525.00 is recommended for funding from the City of Lubbock Cultural Arts Grant Program. This amount will come from the remaining balance (\$147,525.31) of the funds available for the 2013 Cultural Arts Grant Program after the deduction of the first grant (June 2013) funding cycle plus \$12,000.00 in unused grant funds from the prior grant cycle and \$.54 in additional interest from closing out a prior year CD. The unexpended \$.85 will be carried over to the 2014 grant program.

The Civic Lubbock, Inc. Board of Directors requests that the City Council consider approval of the Cultural Arts Grant allocations in the amount of \$159,525.00 as recommended by the Cultural Arts Grant Review Committee and approved by the Civic Lubbock, Inc Board.

Sincerely,



Stephanie Massengale
President
Civic Lubbock, Inc.

Attachments

Cultural Arts Grant Review Committee
Recommendations
December 2013 – 2nd Granting Cycle

1312-001 **Lubbock Community Theatre**
Lubbock Community Theatre 2014 Spring Season
Amount Requested: \$ 5,000
Amount Recommended: \$ 3,600

The Lubbock Community Theatre requested \$5,000 to assist with promotion and publicity for their 2014 Spring Season. The productions will include *Boeing, Boeing* and *The Musical of Musicals (The Musical)*. They will also be producing a children’s theatre production. The performances will be held on various dates between March 1 and July 31, 2014.

Committee Comments:

- Project has good artistic merit
- Application indicates good growth in attendance over the last three years
- Applicant plans to list performances on the Visit Lubbock website, increase the use of television and radio and continue to heavily use online social media to market the performances
- Application indicates strong foundation grant support
- Tourism tracking is accomplished with the use of audience surveys and ticket sales
- Cultural Arts Grant funds recommended (\$3,600) will be used towards the cost of Promotion/Publicity

1312-002 **Louise Hopkins Underwood Center for the Arts**
2014 Flatland Film Series
Amount Requested: \$15,000
Amount Recommended: \$10,500

The Louise Hopkins Underwood Center for the Arts requested \$15,000 to fund costs associated with marketing and promotion, screening fees and professional artist’s stipends for the 2014 Flatland Film Series. The ten-month comprehensive film series will host a range of films from independent shorts, to documentaries, to full-length feature films. A new component will be the Future Filmmakers Fest. Working with high schools on the South Plains, summer youth workshops in filmmaking will be conducted and their short films will be showcased at the Future Filmmakers Fest. Winners of that festival will be shown at the Flatland Film Festival in November. In addition to the monthly screenings, the Film Series will include LunaFest, a celebration of women, the Spaghetti Western Mini-Fest and the Kids Film Fest.

Committee Comments:

- Project has strong artistic and educational merit
- The addition of the summer youth workshops and the Future Filmmakers Fest will enhance the Series and provide even more opportunities for those interested in filmmaking.
- Application indicates a good marketing plan to generate tourism; screening dates will be strategically designed to piggyback off of other activities to encourage visitors to extend their stay in Lubbock
- This project has a good history of generating room nights
- Cultural Art Grant Funds recommended (\$10,500) will be used toward the cost of Professional Services (Industry Professionals/Stipends), Promotion/Publicity and/or Rentals (Film Licensing)
- Grant funds were considered for the entire season; future applications for this timeframe may not be considered

1312-003

**Lubbock Christian University Choir
LCU/Wayland Baptist University Combined Choir Concert**

Amount Requested: \$ 3,480

Amount Recommended: \$ 2,400

Lubbock Christian University Choir requested \$3,480 for orchestra musicians' services for the April 4, 2014 combined choral concert featuring the Lubbock Christian University and Wayland Baptist University choirs. The 120 choir members will be performing Franz Joseph Haydn's *Nelson Mass*. While spring choral concerts have been a tradition at LCU, the combined concerts began in 2008 as an effort to perform oratorio-style major choral works that employ both a choir of over 120 voices and a full orchestra.

Committee Comments:

- Project has strong artistic merit
- The application indicates that marketing efforts will be targeted to alumni and families of current students from both Universities; applicant also plans to post the event on state tourism websites and Visit Lubbock's website and display posters to generate additional tourism
- With the Concert being held on a Friday night as opposed to a Thursday night as in previous years, there should be better opportunities to increase attendance and generate overnight stays
- Applicant plans to block rooms at three local hotels
- Cultural Arts Grant funds recommended (\$2,400) will be used towards the cost of Professional Services (Orchestra Musicians)

1312-004

Ballet Lubbock

Coppelia

Amount Requested: \$ 6,500

Amount Recommended: \$ 5,725

Ballet Lubbock requested \$6,500 to assist with promotion and publicity associated with the presentation of the classic and comedic fairytale ballet *Coppelia*. The production will be performed on April 11-13, 2014 in the Lubbock Memorial Civic Center Theater in conjunction with the 2014 Lubbock Arts Festival. *Coppelia* is one of most well-known and performed ballets next to *The Nutcracker* and *Cinderella*. In an effort to make ballet accessible to all, Ballet Lubbock will also perform pared-down performances of *Coppelia* to second grade students during LISD Day at the Arts Festival.

Committee Comments:

- Project has strong artistic merit
- Application indicates a good marketing plan for promoting the event outside the local area; being a featured performance at the Arts Festival and included in their advertising will provide additional promotional opportunities
- The Committee really likes the collaboration of Ballet Lubbock and the Lubbock Arts Alliance and the potential it creates to reach new audiences
- Applicant plans to block rooms at a local hotel
- Application shows strong corporate and foundation support
- Cultural Arts Grant Funds recommended (\$5,725) will be used towards the cost of Promotion/Publicity

1312-005

University Interscholastic League – TTU

2014 UIL Region 1 3A and 5A One-Act Play Competition

Amount Requested: \$ 7,350

Amount Recommended: \$ 5,000

The University Interscholastic League-TTU requested \$7,350 to assist with costs associated with hosting the UIL Region 1 3A and 5A One-Act Play Competition that will be held April 29-May 1, 2014. The competition targets student thespians in 3A and 5A schools with the hopes of advancing to the State Competition. UIL expects over 800 visitors, including 280 competitors, to come to Lubbock for the competition. Region 1 consists of cities from El Paso to McKinney and from Amarillo to Junction.

Committee Comments:

- Project has strong artistic and educational merit
- Project has a good history of generating room nights; application indicates a good plan for tracking tourism and room nights
- Cultural Arts Grant funds recommended (\$5,000) will be used towards the cost of Professional Services (Judges and Contest Hosts/Manager/Timers) and Facility Rental

1312-006

**University Interscholastic League – TTU
2014 UIL Summer Theatre/Technical Camps**

Amount Requested: \$ 8,500

Amount Recommended: \$ 5,500

The University Interscholastic League-TTU requested \$8,500 to assist with costs associated with the UIL Summer Theatre/Technical Theatre Camps to be held July 6-19, 2014. In addition to the thirteen-day Theatre Camp, which focuses on the art of acting, there will be a thirteen-day Technical Theatre Camp that will provide the students with training in set design, lighting, costuming, makeup and set construction. The culmination of the technical camp will be to construct all the sets, run the lights, design and secure the costumes and run the final performances of plays performed by the Theatre camp students. The Camps will be marketed to all high schools in the state of Texas.

Committee Comments:

- Project has strong artistic and educational merit
- Project has a good history of generating room nights; since 2010, when the camps were initially held, the participation numbers and tourism numbers have steadily increased
- Application indicates that the final performances by the students should bring in family members from around the state; good potential for tourism and overnight stays
- The Camps will be held at the same time as some of the Moonlight Musical performances; this will provide an opportunity for cross-promotion and additional activities for family members accompanying the students attending the Camps
- Cultural Arts Grant funds recommended (\$5,500) are to be used towards the cost of Professional Services (Camp Directors)

1312-007

**Lubbock Arts Alliance, Inc.
36th Annual Lubbock Arts Festival**

Amount Requested: \$35,000

Amount Recommended: \$28,000

The Lubbock Arts Alliance, Inc. requested \$35,000 to assist with artist/performer fees, promotion/publicity and a Special Visual Art Exhibit/Demonstration associated with the 36th Annual Lubbock Arts Festival to be held on April 10-13, 2014 at the Lubbock Memorial Civic Center. Highlights of the Festival will be "Chainsaw Masters," a visual art exhibit and demonstration by world famous chainsaw carving artists. The exhibit will feature 30 wood carvings from R.I. Blair, the original wood sculptor for Disney amusement parks and a live chainsaw carving demonstration by Jesse "The Machine" Green of the television show *American Chainsaw*. Other components of the Festival will include a full length performance of *Coppelia* by Ballet Lubbock, a professional theatrical production for children of "Go Dog Go" by Sidecar Theater Co. well as booth artists from around the nation, demonstrating artists, Juried Gallery, Children's Art Area, Young Artist and Writers Competitions, LISD Day and multiple performance stages.

Committee Comments:

- Project has strong artistic merit
- Applicant continues to bring in innovative and unique exhibits to stimulate interest in the Festival; attendance continues to grow
- Application indicates a good history of generating room night and tourism
- Application indicates strong corporate and other grant/foundation support
- Application indicates a good marketing plan with regional and state-wide media
- The Committee likes the collaboration between the Arts Alliance and other arts organizations to provide featured performances in conjunction with the Arts Festival
- Cultural Arts Grant funds recommended (\$28,000) will be used towards the cost for Professional Services (Special Visual Art Exhibit/Other Artists/Performers) and Promotion/Publicity

1312-008

West Texas Watercolor Society

West Texas Watercolor 2014 Spring Membership Show

Amount Requested: \$ 800

Amount Recommended: \$ 800

The West Texas Watercolor Society requested \$800 to assist with the costs of its Spring Membership Show which will be held at the Buddy Holly Center from May 2-June 8, 2014. The show provides artists more creative license in the use of water media and materials as they create their original art pieces for the show. The exhibit will be in place for two First Friday Art Trail dates which will provide additional audiences to view the artwork. Exhibiting artists are encouraged to attend the First Friday Art Trail events to interact with the public.

Committee Comments:

- Project has strong artistic merit
- Applicant has a good marketing plan in place; plans to promote the show through various online tourism websites and calendars
- The artists will gain additional exposure through the many tourists who visit the Buddy Holly Center
- Cultural Arts Grant funds recommended (\$800) are to be used towards the cost of Professional Services – Artist Judge (\$265) and Other – Artist Awards (\$535)

1312-009

Art League of West Texas Foundation

Art League of West Texas 2014 Spring Show and Workshop

Amount Requested: \$ 2,350

Amount Recommended: \$ 1,600

The Art League of West Texas Foundation requested \$2,350 to assist with costs associated with their 2014 Spring Show and concurrent Acrylic and Water-Miscible Workshop. The

Spring Show will be held April 18 – May 25, 2014 at the Buddy Holly Center and the Workshop will be held on May 9-10, 2014 at the 5th and J Gallery. The Workshop will be presented by internationally-known artist Jerry Yarnell who will also judge the Spring Show. The Art League of West Texas Foundation supports artists of numerous 2D and 3D artistic media.

Committee Comments:

- Project has strong artistic merit
- Applicant has a good marketing plan in place; plans to promote the show through various online tourism websites and calendars
- The application indicates that Mr. Yarnell, who is a featured artist on PBS, has a strong following and the workshop has the potential to attract artists from outside the Lubbock area.
- The artists exhibiting in the Spring Show will gain additional exposure through the many tourists who visit the Buddy Holly Center
- Cultural Arts Grant funds recommended (\$1,600) are to be used towards the cost of Professional Services – Workshop Instructor Fee

1312-010

Each One Reach One

Each One Reach One 100-Voice Youth Gospel Choir

Amount Requested: \$30,000

Amount Recommended: \$15,000

Each One Reach One requested \$30,000 to assist with professional service fees associated with the presentation of a 100-Voice Youth Gospel Choir Concert, *The Colors of Spring*, on March 23, 2014 in the Lubbock Memorial Civic Center. The choir program at Dunbar College Preparatory Academy strives to bring music and arts education back to the students of East Lubbock. Each One Reach One believes that students can learn about success, self-esteem and teamwork through the tool of gospel music. The funds requested will be used to bring in gifted vocalist, songwriter, arranger and choir director Deborah Barnes who will work with the students to perform her original songs.

Committee Comments:

- Project has strong educational and artistic merit
- Applicant has blocked 100 rooms at a local hotel
- Applicant plans to track tourism through audience surveys and ticket sales
- There is also a dinner planned for March 22nd which makes it a 2-day event and creates the potential for overnight stays
- Cultural Arts Grant funds recommended (\$15,000) will be used towards the cost of Professional Services (Artist Fees)

1312-011

Lubbock Moonlight Musicals, Inc.

Lubbock Moonlight Musicals Summer Season 2014

Amount Requested: \$35,000

Amount Recommended: \$25,000

Lubbock Moonlight Musicals requested \$35,000 to assist with the cost of producing the Lubbock Moonlight Musicals 2014 Summer Season. The season will feature three large-scale musicals presented throughout the summer of 2014 at the Wells Fargo Amphitheatre. The shows planned are *Oliver!*, *Rodgers & Hammerstein's South Pacific* and *The Wizard of Oz*. The performances will feature local artistic talent, students from the Texas Tech University College of Visual and Performing Arts, other college age students of the area, high school students from Lubbock ISD, Lubbock Cooper ISD, and Frenship ISD and students from other area middle schools and high schools.

Committee Comments:

- Project has strong artistic merit and strong educational value for the students who participate in the productions
- Application indicates strong growth in attendance last season
- Application indicates that zip code tracking through ticket sales and audience surveys will be used for tracking tourism
- Application indicates strong corporate and grant/foundation financial support
- Cultural Arts Grant funds recommended (\$25,000) are to be used towards the cost of Professional Services - Actors, Directors, Musicians, Choreographer, and Costume Designers (\$15,000) and Rentals – Royalties/Scripts/Music (\$10,000)

1312-012

Flatland Productions/The Cactus Kids Theatrical Co

The Cactus Kids Theatrical Co Feature Musical

Amount Requested: \$20,000

Amount Recommended: \$11,000

Flatland Productions/The Cactus Kids Theatrical Co requested \$20,000 to assist with costs associated with the presentation of The Cactus Kids Theatrical Co feature musical to be held on May 16-17 and May 23-25, 2014 at the Cactus Theater. The Cactus Kids Theatrical Co is a venture of Flatland Productions and an effort by seasoned professionals to impart their experience and success on the youth of this community. The production will be the culmination of 18 weeks of diligent theatrical training and instruction in a working theatrical venue. This project will enable students to shadow seasoned working actors and actresses and veteran production crews for rehearsals and shows while preparing for their own production.

Committee Comments:

- Project has strong artistic and educational merit
- Applicant has a good plan for marketing outside the region
- Application indicates that additional grant support has been requested from other grant funding agencies

- The Committee felt that the concept needs to be communicated or explained better to the public through advertising and publicity, i.e. that both adults and children are performing in the production.
- Cultural Arts Grant funds recommended (\$11,000) will be used towards the cost of Professional Services (Performers), Promotion/Publicity, and/or Other – Royalties

1312-013 **Broadway Festivals, Inc.**
24th Annual 4th on Broadway Celebration
Amount Requested: \$40,000
Amount Recommended: \$25,000

Broadway Festivals requested \$40,000 for the 24th Annual 4th on Broadway Celebration to be held on July 3-4, 2014. The 2014 event will include the 3rd annual La Raza on the Plaza on July 3rd featuring popular Tejano acts as well as a Street Dance on July 4th featuring regional Texas Country Bands with a prominent Texas Country headliner. Other activities will include the Parade, the Street Fair featuring approximately 350 regional artists performing on seven different stages and the 3rd Annual Family Picnic in the Park, featuring the music of the Youth Orchestras of Lubbock, children’s activities and a Fireworks Extravaganza.

Committee Comments:

- The music components of the project reflect strong artistic merit
- Applicant continues to have a marketing committee with staff members from Visit Lubbock serving on the committee; applicant plans to block rooms at local hotels
- Application indicates a good marketing plan to reach potential visitors
- Application indicates strong in-kind support
- Cultural Arts Grant Funds recommended (\$25,000) are to be used toward the cost of Professional Services - Music Contract (\$19,250), Promotion/Publicity (\$5,750)

1312-014 **Lubbock Centro Aztlan/Ballet Folklorico Aztlan**
Viva Aztlan Festival 2014
Amount Requested: \$ 8,000
Amount Recommended: \$ 5,400

Lubbock Centro Aztlan requested \$8,000 to assist with the costs to produce the Viva Aztlan Festival, which will be held March 14-16, 2014 at the Lubbock Memorial Civic Center. The three-day Festival, which will be celebrating its 20th year, will include Mexican folklorico dance groups and Mariachi groups of all ages competing and participating in workshops. Folklorico and Mariachi groups are invited from all over the nation to compete and display their artistry and traditions of Mexico through dance and music on a professional stage. Master Instructors are brought in to conduct the workshops and judge the competitions. On Friday night, there will be a concert featuring the Edinburg Parks and Recreation Folklorico Dance Team from Edinburg, Texas, and on Saturday night, the world-renowned Mariachi Los Arrieros from El Paso will perform.

Committee Comments:

- Project has strong artistic and educational merit
- Application indicates that the tourism and room nights generated are growing steadily
- Applicant has a good marketing plan for advertising outside the area; Visit Lubbock has been contacted about distributing information to other cities
- Websites that specifically cater to Folklorico and Mariachi groups will be utilized to promote the Festival on their event calendars; good potential to generate participation and tourism
- Applicant plans to block rooms at a local hotel
- Application indicates good support from other grants/foundations
- Cultural Arts Grant funds recommended (\$5,400) are to be used towards the cost of Professional Services-Folklorico Judges, Folklorico Showcase. Mariachi Solo Artist (\$2,000), Stage Technicians (\$1,400) and Promotion/Publicity (\$2,000).

1312-015

College of Architecture- TTU

Urban Stage

Amount Requested: \$25,000
Amount Recommended: \$15,000

The College of Architecture at Texas Tech requested \$25,000 to assist with artist fees, construction materials and promotion/publicity for the activation of a temporary stage set in downtown Lubbock depicting a healthy, entertaining and economically viable street scene. This is public engagement theater at its best, and it builds upon recent trends in urban interventions and immersion theater. This month-long installation, proposed to be located on Avenue J just north of Broadway, takes the arts and humanities out of the gallery and into the streets. Guest artists will be brought in for the opening and closing First Friday Art Trails in April and May 2014 respectively. Activities and events for the month of April are currently being organized. Lubbock merchants are being recruited to activate vacant buildings as part of the Urban Stage project. The installation is expected to have a lasting impact on the way downtown Lubbock is redeveloped into a regional destination through the arts.

Committee Comments:

- Project is very creative and unique; has strong artistic merit
- Application indicates that this is a collaborative project involving partners from both the private and public sector, i.e. Texas Tech University, Imagine Lubbock Together and local businesses
- Application indicates strong corporate in-kind support
- Using the First Friday Art Trail dates as an anchor to open and close the month-long activities is a good decision; will provide good exposure for this first time project
- Cultural Arts Grant funds recommended (\$15,000) will be used towards the cost of Professional Services - Artist Fees (\$10,000), Supplies/Materials (\$1,000) and Promotion/Publicity (\$4,000)

City of Lubbock
 Civic Centers Department
 City of Lubbock/Civic Lubbock, Inc. Cultural Arts Grant Program
 December 2013 - 2nd Cycle Grant Recommendations
 January 9, 2014

<u>Grant No.</u>	<u>Organization</u>	<u>Project</u>	<u>Requested</u>	<u>Recommended</u>
1312-001	Lubbock Community Theatre	Lubbock Community Theatre 2014 Spring Season	\$ 5,000	\$ 3,600
1312-002	Underwood Center for the Arts	2014 Flatland Film Series	15,000	10,500
1312-003	Lubbock Christian University Choir	LCU/Wayland Baptist University Combined Choir Concert	3,480	2,400
1312-004	Ballet Lubbock	<i>Coppelia</i>	6,500	5,725
1312-005	University Interscholastic League - TTU	2014 Region 1 3A and 5A One-Act Play Competition	7,350	5,000
1312-006	University Interscholastic League - TTU	2014 UIL Summer Theatre/Technical Camps	8,500	5,500
1312-007	Lubbock Arts Alliance	36th Annual Lubbock Arts Festival	35,000	28,000
1312-008	West Texas Watercolor Society	West Texas Watercolor 2014 Spring Membership Show	800	800
1312-009	Art League of West Texas Foundation	Art League of West Texas 2014 Spring Show and Workshop	2,350	1,600
1312-010	Each One Reach One	Each One Reach One 100 Voice Youth Gospel Choir	30,000	15,000
1312-011	Lubbock Moonlight Musicals	Lubbock Moonlight Musicals Summer Season 2014	35,000	25,000
1312-012	Flatland Prods/The Cactus Kids Theatrical Co	The Cactus Kids Theatrical Co Feature Musical	20,000	11,000
1312-013	Broadway Festivals, Inc.	24th Annual 4th on Broadway Celebration	40,000	25,000
1312-014	Lubbock Centro Aztlan	Viva Aztlan Festival 2014	8,000	5,400
1312-015	College of Architecture - TTU	Urban Stage	25,000	15,000
TOTAL			\$ 241,980	\$ 159,525
<u>HOT Funding for Cycle 2 of the 2013 CAG Program</u>				
Total Amount for 2013 Program (principal and interest)			\$	305,725
Amount granted in Cycle 1 of 2013 CAG Program				<u>(158,200)</u>
Remaining amount available for Cycle 2 of the 2013 CAG Program				147,525
2013 Cycle 1 Grant Funds declined by Grantee - did not use				<u>12,000</u>
Total Amount of CAG Funds Available for 2013 Cycle 2				<u>\$ 159,525</u>

City of Lubbock, Texas
Civic Centers
Second Cycle - Cultural Grant Funding
January 2009 through January 2013

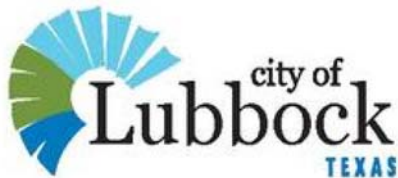
Organization	Project	January 2009	January 2010	January 2011	January 2012	January 2013	TOTAL
Ballet Lubbock	Spring Performance	\$ 1,300	3,000	1,500	4,000	6,000	\$ 15,800
Broadway Festivals, Inc.	4th on Broadway Celebration	20,000	25,000	25,000	23,800	21,200	115,000
Charles Adams Studio Project	Summer Celebration: Printmaking/Metal Workshops					1,740	1,740
Fine Arts Academy of India	Classical Dance Drama of India	2,000					2,000
Flatlands Productions/Cactus Kids Theatrical Co	Musical Production					10,000	10,000
Llano Estacado Clay Guild	Annual Llano Wine and Clay Festival	4,000					4,000
Lubbock Arts Alliance	Lubbock Arts Festival	30,000	27,000	27,000	25,000	23,173	132,173
	The Maines Bros: Live in the Cultural Dist			7,500		11,000	18,500
	Lubbock Cultural District Marketing				4,437		4,437
Lubbock Centro Aztlan/Ballet Folklorico Aztlan	Viva Aztlan Festival	6,000	6,000	6,000	4,365	4,500	26,865
Lubbock Christian University	LCU/Wayland Baptist Combined Choir Concert		2,000		2,000		4,000
Lubbock Community Theatre	Spring Project		6,051	4,029	4,003	3,500	17,583
Lubbock Moonlight Musicals	Season	14,743	31,900	27,000	23,300	19,400	116,343
Lubbock Symphony Orchestra	The Baseball Music Project	10,000					10,000
	Ralna Engilish Comin' Home Concert		6,500				6,500
Praire Winds Chorus	Productions	700					700
Science Spectrum	Butterflies Alive Exhibit					3,500	3,500
TTU College of Architecture	30 Minutes and a Room	4,000					4,000
	Music:Architecture:Art		2,000				2,000
TTU - Museum Association	Lubbock Museums: Celebrating Our Heros				6,500		6,500
TTU University Interscholastic League	Workshop/Area-Regional Competition-High School Students		4,000	5,200	5,000	4,600	18,800
	UIL Summer Theatre Camp			6,000	4,475	5,000	15,475
Underwood Center for the Arts	Flatland Film Festival	7,000					7,000
	Flatland Film Program (entire year)		10,000	8,250	10,000	8,700	36,950
	First Friday Art Trail	6,000					6,000
West Texas Native American Association	Pow Wow					3,000	3,000
West Texas Watercolor Society	Spring Show					800	800
		\$ 105,743	\$ 123,451	\$ 117,479	\$ 116,880	\$ 126,113	\$ 589,666

City of Lubbock, Texas
Civic Centers
First Cycle - Cultural Grant Funding
June 2009 through June 2013

Organization	Project	Amount Awarded						TOTAL
		June 2009	June 2010	June 2011	June 2012	June 2013	June 2013	
American Cowboy Culture Association, Inc.	National Cowboy Symposium & Celebration	\$ 15,000	15,000	15,000	16,000	18,000	\$ 79,000	
American Wind Power Center	History of the American Windmill Mural Project		5,000				5,000	
Ballet Lubbock	Flowerdew Hundred Post Mill Documentary			15,000			15,000	
	The Nutcracker	9,000	6,500	6,500	7,500	8,000	37,500	
Broadway Festivals, Inc.	Fall Performance	1,750	1,400				3,150	
Fiestas del Llano, Inc.	Street Dance		10,000				10,000	
Heavenly Productions	Fiestas Patrias Celebration "Grito de Dolores"	8,000	4,000	4,700	12,000	12,000	40,700	
	The Heavenly Bound Train Musical Drama	4,000					4,000	
Lubbock Arts Alliance	It's Not Over Yet		5,000				5,000	
	Take in the Local Color Studio Tour	8,000	7,000	7,000	9,000	7,000	38,000	
Lubbock Christian University	Lubbock Cultural District Marketing	7,500	5,000			5,900	18,400	
	Thoroughly Modern Millie	4,000					4,000	
	Carousel		3,000				3,000	
	Rogers and Hammerstein's Cinderella			3,000			3,000	
	Meredith Willson's The Music Man				7,500		7,500	
	Will Rogers Follies					7,000	7,000	
	Master Follies			2,500			2,500	
Lubbock Community Theatre	Fall Season	10,650	7,000	4,000	6,000	6,500	34,150	
Lubbock Moonlight Musicals	"White Christmas" Dinner Theatre		7,000				7,000	
	Dinner Theatre Series			20,000	20,000	14,000	54,000	
	Les Miserables					15,500	15,500	
Lubbock Regional MHMR	Jennifer Holiday Concert	1,000					1,000	
	Fine Line - Exhibit by Michael Nye	1,000					1,000	
Lubbock Roots Historical Arts Council	Arts Roast of TJ Patterson			1,500			1,500	
Lubbock Symphony Orchestra	Lubbock Youth Symphony	8,000	8,000				16,000	
	Masterworks Concert Series	30,000	30,000	30,000	37,500	39,000	166,500	
Science Spectrum	Da Vinci - The Genius, An Exhibition of Science and Art			6,000			6,000	
TTU University Interscholastic League	One-Act Play Director's Workshop	6,620	3,000	2,500	3,500	4,000	19,620	
Underwood Center for the Arts	First Friday Art Trail	9,000	9,000	10,000	14,000	12,000	54,000	
	Flatland Film Festival		3,250				3,250	
West Texas Native American Association	Helen DeVitt Jones Clay Studio "Creative Workshops in Clay					6,000	6,000	
West Texas Watercolor Society	WTNAA Exhibit & Mini-Powwow	2,950					2,950	
	Jean Haines Watercolor Workshop				3,000	1,800	4,800	
	Jan Sitts Watercolor Workshop					1,500	1,500	
		\$ 126,470	129,150	127,700	136,000	158,200	\$ 677,520	

**City of Lubbock, Texas
Civic Centers
Cultural Arts Grant Funding
January 2009 through June 2013**

Organization	Project	January 2009	June 2009	January 2010	June 2010	January 2011	June 2011	January 2012	June 2012	January 2013	June 2013	TOTAL
American Cowboy Culture Association, Inc.	National Cowboy Symposium & Celebration		15,000		15,000		15,000		16,000		18,000	\$ 79,000
American Wind Power Center	History of the American Windmill Mural Project				5,000							5,000
Ballet Lubbock	Flowerdew Hundred Post Mill Documentary											15,000
	The Nutcracker	\$ 1,300	9,000	3,000	6,500	1,500	6,500	4,000	7,500	6,000	8,000	37,500
	Spring Performance											15,800
Broadway Festivals, Inc.	Fall Performance	20,000	1,750	25,000	1,400	25,000	3,150	23,800	3,150	21,200	12,000	115,000
	4th on Broadway Celebration											10,000
	Street Dance				10,000							10,000
Charles Adams Studio Project	Printmaking/Metal Workshops											1,740
Fiestas del Llano, Inc.	Fiestas Parrias Celebration "Grito de Dolores"	2,000	8,000		4,000		4,700		12,000			40,700
Fine Arts Academy of India	Classical Dance Drama of India											2,000
Flatlands Prod/Cactus Kids Theatrical	Musical Production											10,000
Heavenly Productions	The Heavenly Bound Train Musical Drama		4,000							10,000		4,000
	It's Not Over ... Yet				5,000							5,000
Llano Estacado Clay Guild	Annual Llano Wine and Clay Festival	4,000										4,000
Lubbock Arts Alliance	Take in the Local Color Studio Tour	30,000	8,000	27,000	7,000	27,000	7,000	25,000	9,000	23,173	7,000	31,000
	Lubbock Arts Festival							4,437				139,173
	Lubbock Cultural District Marketing											22,837
Lubbock Centro Aztlan	The Maines Bros. Band - Live in Lubbock's Cultural District	6,000	7,500	6,000	5,000	7,500	3,000	4,365	11,000	4,500	5,900	18,500
Lubbock Christian University	Viva Aztlan Festival					6,000	2,000	2,000	4,000			26,865
	LCU Theater Spring Musical Combined Choir Concert		4,000		3,000		3,000		7,500		7,000	4,000
	LCU Theater Spring Musical Productions						2,500					24,500
	Master Follies											2,500
	Fall Season		10,650		7,000	4,029	4,000	4,003	6,000	3,500	6,500	34,150
	Spring Project			6,051								17,583
	Season	14,743		31,900	7,000	27,000	20,000	23,300	19,400			116,343
Lubbock Moonlight Musicals	"White Christmas" Dinner Theatre											7,000
	Dinner Theatre Series											54,000
	Les Miserables											15,500
Lubbock Regional MHMR	Jennifer Holiday Concert				1,000							1,000
	Fine Line - Exhibit by Michael Nye				1,000							1,000
Lubbock Roots Historical Arts Council	Arts Roast of TJ Patterson						1,500					1,500
Lubbock Symphony Orchestra	Lubbock Youth Symphony		8,000		8,000		30,000		37,500		39,000	16,000
	Masterworks Concert Series		30,000		30,000							166,500
	The Baseball Music Project											10,000
Museum of Texas Tech Association	Raina English Comm' Home Concert			6,500				6,500				6,500
Prairie Winds	Lubbock Museums: Celebrating Our Heros Productions	700										6,500
Science Spectrum	Exhibitions											700
TTU College of Architecture	30 Minutes and a Room	4,000					6,000		3,500			9,500
	Music Architecture Art			2,000								4,000
TTU University Interscholastic League	Workshop/Area-Regional Competition-High School Students		6,620	4,000	3,000	5,200	2,500	5,000	4,600	4,600	4,000	18,800
	One-Act Play Director's workshop								3,500			19,620
Underwood Center for the Arts	UJL Summer Theatre Camp		9,000	6,000	9,000	6,000	10,000	4,475	14,000	5,000	12,000	15,475
	First Friday Art Trail	6,000										60,000
	Flatland Film Festival	7,000			3,250							10,250
	Flatland Film Program (entire year)			10,000						8,700	6,000	36,950
	Clay Workshops									3,000	800	6,000
West Texas Native American Association	WTNAA Pow Wow		2,950									5,950
West Texas Watercolor Society	Jean Haines Watercolor Workshop								3,000		1,800	5,600
	Jan Sitts Watercolor Workshop										1,500	1,500
		\$ 105,743	124,470	123,451	131,150	117,479	127,700	116,880	136,000	126,113	158,200	\$ 1,267,186



Regular City Council Meeting

5. 14.

Meeting Date: 01/09/2014

Information

Agenda Item

Contract Resolution - Fleet Services: Consider three resolutions authorizing the Mayor to execute purchase order contract 31017810 with Sam Pack's Five Star Ford, purchase order contract 31017809 with Randall Reed's Prestige Ford, and purchase order contract 31017808 with Forman's Pickup Pals, Inc. for the purchase of Group 4 Light Duty Trucks, ITB 14-11652-DT.

Item Summary

The items below are a part of the Light Duty items approved in the FY 2013-14 Budget. There are 30 items encompassing 36 trucks with service bodies or flatbeds. Seven vendors who submitted bids and the lowest bid meeting specifications by item are listed below. The item numbers correspond to those shown on the bid tabulation.

Item 1: Sam Pack's Five Star Ford - Three ½ Ton Crew Cab, Short Bed, 4x4 Pickup, Spec 1525-4 for the following departments:

Traffic Operations - The unit will replace a 2000 model and will be used to inspect construction projects, maintenance projects and signs/markings projects with Traffic Operations.

Park Development - The unit will replace a 1999 model and will be used for day to day operations of Park Development, which manages projects in the City limits, Lake Alan Henry Wildlife Mitigation Area and the Samuel W. Wahl Recreation Area. The vehicle will be used to transport equipment to survey parks both developed and undeveloped, as well as be used to transport employees to Park job sites to do construction observations. The cab space and covered bed area will facilitate these functions.

Alley Maintenance - The unit will replace a 2006 model that has over 175,000 miles. This vehicle will be used by the Alley Maintenance foreman to haul materials, parts, and crews to and from various job sites.

Item 2: Sam Pack's Five Star Ford - Seven ½ Ton, Extended Cab, Short Bed, 4x2 Pickup, Spec 1526-2 for the following departments:

Paved Streets - The unit will replace a 2002 model that has over 125,000 miles, and will be used by a crew leader to haul materials, parts, and crews to and from various job sites.

Street Drainage - The unit will replace a 2003 model and will be used during the inspection process of new construction of streets within the city limits. The unit will carry testing equipment such as wheel barrels and air meters, along with nuclear gauges.

Park Maintenance - The unit will replace a 1997 model. This replacement will be used by the Environmental Foreman to inspect parks.

Park Maintenance – The unit will replace a 2000 pick up and will be used by the Athletics Foreman to inspect ball fields and other athletic facilities.

Park Maintenance - The unit will replace a 2000 model and will be used by the Park Supervisor to inspect parks, attend meetings around town and take people to look at projects on other items in parks.

Aviation Operations - The unit will replace a 2002 pickup and will be used in the performance of daily building maintenance activities at the airport.

Storm Sewer Maintenance - The unit will replace a 2003 model that has over 100,000 miles and will be used by a crew leader to haul materials, necessary parts, and crews to and from various job sites.

Item 3: Sam Pack's Five Star Ford - Two ½ Ton, Extended Cab, Short Bed, 4x4 Pickup, Spec 1526-4 for the following departments:

Animal Shelter - The unit will replace a 2006 model and will be used to transport supplies such as dog and cat food between both shelters, transport large traps that the public requests, and to assist officers and conduct inspections as needed.

Alley Maintenance - The unit will replace a 2003 model that has over 125,000 miles and will be used by a crew leader to haul materials, necessary parts, and crews to and from various job sites.

Item 4: Sam Pack's Five Star Ford - One ¾ Ton, Extended Cab, Regular Bed, 4x2 Pickup, Spec 1534-2 for Code Administration. The unit will replace a 2003 model and will be used by Graffiti Removal to transport materials and equipment used in the removal of graffiti from public and private property.

Item 5: Randall Reed's Prestige Ford - Four ¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup, Spec 1534-4 for the following departments:

Solid Waste Residential Collection – This truck will replace a 2006 pick up and will be assigned to a Solid Waste foremen who conducts investigations in the field or landfill, assists trash truck drivers with equipment or operational issues, make site visits to assist residents with garbage service issues, transports drivers who are stranded due to vehicle issue, and transports drivers to pickup repaired vehicles.

Solid Waste Disposal – The unit will replace a 2004 model, and will be used by the Environmental Compliance staff to perform daily landfill gas and flare maintenance at Caliche Canyon Landfill and landfill gas and flare monitoring at King's Park. In addition, the environmental compliance staff will use the vehicle to conduct ground water sampling, leachate monitoring and sampling, air compliance monitoring, storm water monitoring and sampling at the Caliche Canyon Landfill and at the West Texas Region Disposal Facility.

Water Production – This truck will replace a 2008 model, and will be used to haul tools and equipment necessary for operations and maintenance activities for the Bailey County water well fields.

Lake Alan Henry - This truck will replace a 1998 pickup and will be use in everyday maintenance operations of Lake Alan Henry Sam Wahl Recreational Area. A 4x4 is needed because of very rough terrain, and brush guards are needed because of abundant large wild life.

Item 6: Sam Pack's Five Star Ford - One ¾ Ton, Extended Cab, Regular Bed, 4x4 Diesel Pickup, Spec 1534-4-DSL for Solid Waste Recycling Collection. This replaces a 2006 model, and will used to conduct investigations in the field or landfill, assist trash truck drivers with equipment or operational issues, make site visits to assist residents with garbage service issues, transport drivers who are stranded due to vehicle issue, transport drivers to pickup repaired vehicles, and make site visits to Recycling drop-off and satellite stations.

Item 7: Sam Pack's Five Star Ford - Two ¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup with Liftgate, Spec 1534-4-LG for Park Maintenance. The units will replace two 2003 trucks and will be the replacements used by Athletics staff to prep and repair ball fields and haul heavy items to the fields across town.

Item 8: Randall Reed's Prestige Ford - One ¾ Ton, Crew Cab, Short Bed, 4x2 Pickup, Spec 1535-2 for Park Maintenance. This truck will replace a 2000 model, and will be used by the Amenities staff to repair facilities, pools and help with special events around town.

Item 9: Sam Pack's Five Star Ford - One ¾ Ton, Regular Cab, Cab and Chassis, 4x2 with Service Body, Spec 1536-2 (Paired with spec NV-41-F) for Park Maintenance. The unit will replace a 2003 model, and will be used by the irrigation staff to maintain water systems across town.

Item 10: Sam Pack's Five Star Ford - Two ¾ Ton, Regular Cab, Cab and Chassis, 4x4 with Animal Transport Unit, Spec 1536-AS for the Animal Shelter. The units will replace a 2004 and a 2003, and will be used to transport supplies such as dog and cat food between both shelters, transport large traps that the public requests, and to assist officers, and to conduct inspections as needed.

Item 11: Randall Reed's Prestige Ford - One ¾ Ton, Crew Cab, Short Bed, 4x4 Pickup, Spec 1535-FD for Fire Equipment Maintenance. This truck will replace a 2007 unit, and will be used on a daily basis by the Battalion Chiefs in the second battalion territory, which is the west Lubbock area. This unit responds to all types of emergencies 24 hours a day.

Item 12: Sam Pack's Five Star Ford - Two 1-Ton, Regular Cab, Bed Delete, 4x4 Single Rear Wheel with Flatbed-Spec 1541 (Paired with spec NV-41) for Land Application. The units will replace a 2008 and a 2009 unit, and will be assigned to employees who operate and maintain farm and irrigation equipment on the Land Application sites, which are used for disposing of effluent.

Item 13: Sam Pack's Five Star Ford - One 1-Ton, Regular Cab, Bed Delete, 4x4 Single Rear Wheel with Flatbed-Spec 1541-WP (Paired with spec NV-41) for Water Production. This new addition to the Water Production fleet and will be used to haul tools and equipment necessary for operations and maintenance activities for the Bailey County water well fields.

Item 14: Sam Pack's Five Star Ford - One 1-Ton, Extended Cab, Bed Delete, 4x4 Single Rear Wheel with Service Body with Crane-Spec 1541-TR (Paired with spec NV-38-TR) for Water Treatment. The unit will replace a 2008 model pickup and will be fitted with a service bed and stocked with specialty tools and equipment. It will be used to maintain two water treatment plants, multiple water distribution pump stations and the Bailey County and the Lake Alan Henry water delivery systems.

Item 15: Randall Reed's Prestige Ford - One 1-Ton, Regular Cab, Bed Delete, 4x2 Dual Rear Wheel with Service Body with Crane-Spec 1541-WW (Paired with Spec NV-41-WW) for Wasterwater Collection. This truck will replace a 1998 model and will be assigned to Wastewater System Mechanic Assistant and is used to inspect 33 sewer lift stations, tow emergency generators when required on a 24 hour call duty. The lift crane will be used to pull pumps during preventative maintenance program and pump failures.

Item 16: Sam Pack's Five Star Ford - One 1-Ton, Crew Cab, Cab and Chassis, 4x4 Dual Rear Wheel with Service Body-Spec 1543 (Paired with spec NV-1543) for Park Maintenance. The unit will replace a 1998 model and with the replacement crew cab will help Horticulture maintain trees and get crews out to maintain beds across town.

Item 17: Randall Reed's Prestige Ford - One 1-Ton, Crew Cab, Bed Delete, 4x4 Dual Rear Wheel with Flat Bed-Spec 1544 (Paired with Spec NV-44) for Park Maintenance. This truck will replace a 2000 unit and will be used by our pesticide /herbicide drivers to spray parks for weeds and pests.

Item 18: Randall Reed's Prestige Ford - One 1-Ton, Crew Cab, Cab and Chassis, 4x4 Single Rear Wheel with Flat Bed-Spec 1544-WS (Paired with Spec NV-44-WS) for Water Reclamation. This truck will replace a 2008 pickup, and will be assigned to a Sampling Technician and is used to pull a trailer that is mounted with well monitoring equipment. Approximately 150 wells are located on the Lubbock Land Application Site and the Hancock Land Application Site that must be sampled quarterly. Road conditions and topography necessitate this type of vehicle.

Item 19: Randall Reed's Prestige Ford - One 1-Ton, Crew Cab, Regular Bed, 4x4 Single Rear Wheel-Spec

3513-SRW-LF for Solid Waste Disposal. This truck will replace a 2002 pickup, and will be used by the Environmental Compliance staff to perform daily landfill gas and flare maintenance at Caliche Canyon Landfill and landfill gas and flare monitoring at Kingspark. In addition, the environmental compliance staff will use the vehicle to perform ground water sampling, leachate monitoring and sampling, air compliance monitoring, storm water monitoring and sampling at the Caliche Canyon Landfill and at the West Texas Region Disposal Facility.

Item 20: Randall Reed's Prestige Ford - One 1-Ton, Crew Cab, Long Bed, 4x4 Single Rear Wheel Spec 3513-SRW for Inmate Cleanup. This truck will replace a 2004 vehicle that has become costly to maintain, and is not adequate for the for the wear and tear that is required to fulfill daily operations.

Item 21: Sam Pack's Five Star Ford - One 1-Ton, Extended Cab, Bed Delete, 4x2 Single Rear Wheel with Service Body with Fliptops-Spec 1548 (Paired with spec NV-1548) for Facilities Management. This unit will replace a 1995 pickup, and will be used by Facilities to perform building maintenance on City facilities. This vehicle allows Facilities to carry and maintain a stock of supplies for repairs and maintenance work.

Item 22: Forman's Pickup Pals - One service body (Spec NV-41-F) to be installed on a 3/4 Ton, Cab and Chassis, Regular Cab 4x2 Pickup (Paired with Spec 1536-2 Item 9 on this same bid) for Park Maintenance. The vehicle replaces a 2003 model, and will be used by the irrigation staff to maintain water systems across town.

Item 23: Forman's Pickup Pals - Two flat beds (Spec NV-41) to be installed on 1-Ton, Regular Cab, Bed Delete, 4x4, Single Rear Wheel (Paired with Spec 1541 Item 12 on this same bid) for the Land Application Site. The vehicles replace 2008 and 2009 models and will be used by City employees who operate, monitor, and repair irrigation systems and farm equipment used on the City of Lubbock Land Application Sites.

Item 24: Forman's Pickup Pals - One flat bed (Spec NV-41) to be installed on 1-Ton, Regular Cab, Bed Delete, 4x4, Single Rear Wheel (Paired with Spec 1541-WP Item 13 on this same bid) for Water Production. The new vehicle will be used to haul tools and equipment necessary for operations and maintenance activities for the Bailey County water well fields.

Item 25: Forman's Pickup Pals - One service body with crane (Spec NV-38-TR) to be installed on a 1-Ton, Extended Cab 4x4 Pickup with Bed Delete, Single Rear Wheeled (Paired with Spec 1541-TR Item 14 on this same bid) for Water Treatment. The vehicle replaces a 2008 model, and will be fitted with service beds and stocked with specialty tools and equipment, and used to maintain two water treatment plants, multiple water distribution pump stations, and the Bailey County and the Lake Alan Henry water delivery systems.

Item 26: Forman's Pickup Pals - One service body with crane (Spec NV-41-WW) to be installed on a 1-Ton, Regular Cab, Cab and Chassis 4x4, Dual Rear Wheeled (Paired with Spec 1541-WW Item 15 on this same bid) for Wastewater Collection. The vehicle replaces a 2006 model. This vehicle is assigned to Wastewater System Mechanic Assistant and is used to inspect 33 sewer lift stations, tow emergency generator when required and for 24 hour call duty. The lift crane is used to pull pumps during preventative maintenance program and pump failures.

Item 27: Forman's Pickup Pals - One service body (Spec NV-1543) to be installed on 1-Ton, Crew Cab, Cab and Chassis, 4x4 Dual Rear Wheeled (Paired with Spec 1543 Item 16 on this same bid) for Park Maintenance. This vehicle replaces a 1998 model. The vehicle will help horticulture maintain trees and transport crews out to maintain beds across town.

Item 28: Forman's Pickup Pals - One flatbed (Spec NV-44) to be installed on 1-Ton, Cab and Chassis, Crew Cab, 4x4 Dual Rear Wheeled (Paired with Spec 1544 Item 17 on this same bid) for Park Maintenance. The vehicle replaces a 2000 model. This replacement will be used by pesticide and/or herbicide drivers to spray parks for weeds and pests.

Item 29: Forman's Pickup Pals - One flatbed (Spec NV-44-WS) to be installed on 1-Ton, Cab and Chassis, Crew Cab, 4x4, Single Rear Wheeled (Paired with Spec 1544-WS Item 18 on this same bid) for Water Reclamation. The vehicle replaces a 2008 model. This vehicle is assigned to a Sampling Technician and is used to pull a trailer that is mounted with well monitoring equipment. There are approximately 150 wells located on the Lubbock Land

Application Site and the Hancock Land Application Site that must be sampled quarterly. Road conditions and topography make it necessary for this 4 x 4, one ton vehicle. This vehicle will be equipped with tool boxes to carry tools necessary to do minor well maintenance and additional well sampling equipment.

Item 30: Forman's Pickup Pals- One service body with fliptop (Spec NV-1548) to be installed on 1-Ton, Extended Cab, Bed Delete, 4x2 Single Rear Wheeled (Paired with Spec 1548 Item 21 on this same bid) for Facilities Management. The vehicle replaces a 1995 model. Facilities will be using this vehicle as a maintenance truck to haul material and equipment to service maintenance issues at City of Lubbock buildings.

Bids were received from the following:

Sam Pack's Five Star Ford of Carrollton, TX
Randall Reed's Prestige Ford of Garland, TX
Scoggin Dickey Chevrolet Buick, Inc. of Lubbock, TX
Gene Messer Chevrolet of Lubbock, TX
Formans Pick Up Pals, Inc. of Lubbock, TX
J&B Trailers and Equipment of Lubbock, TX
American Equipment and Trailer of Lubbock, TX

A bid tabulation is provided.

The purchase order contract with Sam Pack's Five Star Ford is for the following twenty-five vehicles. Staff recommends bid award for Items 1-4, 6, 7, 9, 10, 12-14, 16 and 21 to Sam Pack's Five Star Ford of Carrollton, TX for \$647,158.

The purchase order contract with Randall Reed's Prestige Ford is for the following eleven vehicles. Staff recommends bid award for Items 5, 8, 11, 15 and 17-20 to Randall Reed's Prestige Ford of Garland, TX for \$288,780.

The purchase order contract with Forman's Pick Up Pals is for the following ten service bodies or flat beds to be installed on light duty vehicles. Staff recommends bid award for items 22-30 to Forman's Pick Up Pals Inc. of Lubbock, Texas, for \$62,826.

Fiscal Impact

The vehicles are approved in the adopted FY 2013-14 Master Lease Program and FY 2013-14 Airport Operating Budget.

Staff/Board Recommending

Scott Snider, Assistant City Manager
Kelly Campbell, Interim Director of Aviation
Roger Ellis, Chief of Police
Mike Kemp, Fire Chief
Keith Smith, Director of Public Works
Quincy White, Assistant City Manager
Mark Yearwood, Assistant City Manager/Chief Information Officer

Attachments

Resolution & Purchase Order - Sam Pack's

Resolution & Purchase Order - Randall Reed's

Resolution & Purchase Order - Formans

Tab Sheet

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. 31017810 for the purchase of Group 4 – light duty trucks as per ITB 14-11652-DT, 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.

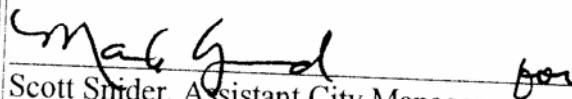
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

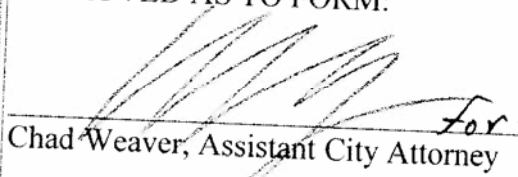
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdoks/RES.Sam Packs-PurchaseOrd
December 26, 2013

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*
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 12/23/2013 Freight
Requested 12/23/2013 Taken By
Delivery PER M.TREVINO/REQ 42669

ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
1/2 ton, Crew Cab, Short Bed, 4x4, Spec 1525-4	3.000	25,485.0000	EA	76,455.00	05/23/2014
1/2 ton, Extended Cab, Short Bed, 4x2 Pickup, Spec 1526-2	5.000	20,862.0000	EA	104,310.00	05/23/2014
1/2 ton, Extended Cab, Short Bed, 4x2 Pickup, Spec 1526-2	1.000	20,862.0000	EA	20,862.00	05/23/2014
1/2 ton, Extended Cab, Short Bed, 4x2 Pickup, Spec 1526-2	1.000	20,862.0000	EA	20,862.00	05/23/2014
1/2 ton, Extended Cab, Short Bed, 4x4 Pickup, Spec 1526-4	1.000	23,179.0000	EA	23,179.00	05/23/2014
1/2 ton, Extended Cab, Short Bed, 4x4 Pickup, Spec 1526-4	1.000	23,179.0000	EA	23,179.00	05/23/2014
3/4 ton, Extended Cab, Reg Bed 4x2, Spec 1534-2	1.000	22,065.0000	EA	22,065.00	05/23/2014
3/4 ton, Extended Cab, Reg Bed 4x4, Diesel, Spec 1534-4-DSL	1.000	32,118.0000	EA	32,118.00	05/23/2014

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

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BY: *Marta Alvarez*
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 12/23/2013 Freight
Requested 12/23/2013 Taken By
Delivery PER M.TREVINO/REQ 42669

ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
3/4 ton, Extended Cab, Reg Bed 4x4, Liftgate, Spec 1534-4-LG	2.000	28,931.0000	EA	57,862.00	05/23/2014
3/4 ton, Cab/Chassis, Reg Cab 4x2, Spec 1536-2	1.000	20,468.0000	EA	20,468.00	05/23/2014
3/4 ton, Cab/Chassis, Reg Cab 4x4, Spec 1536-AS	2.000	47,000.0000	EA	94,000.00	05/23/2014
1 ton, Regular Cab, Bed Delete 4x4 SRW, Spec 1541	2.000	24,099.0000	EA	48,198.00	05/23/2014
1 ton, Regular Cab, Bed Delete 4x4 SRW, Spec 1541-WP	1.000	24,099.0000	EA	24,099.00	05/23/2014
1 ton, Extend Cab, Bed Delete 4x4 SRW, Spec 1541-TR	1.000	26,227.0000	EA	26,227.00	05/23/2014
1 ton, Crew Cab, Cab/Chassis 4x4 DRW, Spec 1543	1.000	29,704.0000	EA	29,704.00	05/23/2014
1 ton, Extend Cab, Bed Delete 4x2, Spec 1548	1.000	23,570.0000	EA	23,570.00	05/23/2014

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
Marta Alvarez, Director of Purchasing & Contract Management

Ordered 12/23/2013 Freight
Requested 12/23/2013 Taken By
Delivery PER M.TREVINO/REQ 42669

ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Terms NET 25 EOM				Total Order	
				647,158.00	

This purchase order encumbers funds in the amount of \$647,158 awarded to Sam Pack's Five Star Ford of Carrollton, Texas on January 9, 2014. The following is incorporated into and made part of this purchase order by reference: ITB 14-11652-DT bid form dated December 9, 2013 from Sam Pack's Five Star Ford of Carrollton, Texas. Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary

REVISED

Sam Pack's Five Star Ford
1635 1H 35 E(North) Carrollton, TX 75006
Bidder's Name: (214)837-3054 phone, (972)245-5278 fax
Alan J Rosner-Commercial Fleet Director

City of Lubbock, TX
Purchasing and Contract Management
Group 4 - Light Duty Trucks
BID FORM

In compliance with the **Invitation to Bid 14-11652-DT**, 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 14-11652-DT** is by reference incorporated in this contract. The Bid Form **must be completed** in blue or black ink or by typewriter.

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
1.	3	Each	½ Ton, Crew Cab, Short Bed, 4x4, Pickup per Specification No. 1525-4	\$ 25,485	\$ 76,455	90
Model Year, Brand Name and Model Number: 14 FORD WIE						
2.	7	Each	½ Ton, Extended Cab, Short Bed, 4x2 Pickup per Specification No. 1526-2	\$ 20,862	\$ 146,034	90
Model Year, Brand Name and Model Number: 14 FORD XIC						
3.	2	Each	½ Ton, Extended Cab, Short Bed, 4x4 Pickup per Specification No. 1526-4	\$ 23,179	\$ 46,358	90
Model Year, Brand Name and Model Number: 14 FORD XIE						
4.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x2 Pickup per Specification No. 1534-2	\$ 22,065	\$ 22,065	90
Model Year, Brand Name and Model Number: 14 FORD X2A						
5.	4	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup per Specification No. 1534-4	\$ 24,601	\$ 98,404	90
Model Year, Brand Name and Model Number: 14 FORD X2B						
6.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Diesel Pickup per Specification No. 1534-4-DSL	\$ 32,118	\$ 32,118	90
Model Year, Brand Name and Model Number: 14 FORD X2B-Diesel						
7.	2	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup with Liftgate per Specification No. 1534-4-LG	\$ 28,931	\$ 57,862	90
Model Year, Brand Name and Model Number: 14 FORD X2B						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
8.	1	Each	3/4 Ton, Crew Cab, Short Bed, 4x2 Pickup, per Specification No. 1535-2	\$ 25458	\$ 25458	90
Model Year, Brand Name and Model Number: 2014 Ford W2A						
9.	1	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x2 per Specification No. 1536-2. (To be paired with Specification No. NV-41-F of this bid)	\$ 20468	\$ 20468	90
Model Year, Brand Name and Model Number: 14 Ford F2A						
10.	2	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x4 with Animal Transport Unit per Specification No. 1536-AS	\$ 47000	\$ 94000	120
Model Year, Brand Name and Model Number: 2014 Ford F2B						
11.	1	Each	3/4 Ton, Crew-Cab, Short Bed, 4x4 Pickup per Specification No. 1535-FD	\$ 27863	\$ 27863	120
Model Year, Brand Name and Model Number: 2014 Ford W2B						
12.	2	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541. (To be paired with Specification No. NV-41 of this bid)	\$ 24099	\$ 48198	120
Model Year, Brand Name and Model Number: 2014 Ford F3B						
13.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541-WP (To be paired with Specification No. NV-41 of this bid)	\$ 24099	\$ 24099	120
Model Year, Brand Name and Model Number: 2014 Ford F3B						
14.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x4, SRW per Specification No. 1541-TR. (To be paired with Specification No. NV-38-TR of this bid)	\$ 26227	\$ 26227	120
Model Year, Brand Name and Model Number: 2014 Ford X3B						
15.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x2, DRW per Specification No. 1541-WW. (To be paired with Specification No. NV-41-WW of this bid)	\$ 23306	\$ 23306	120
Model Year, Brand Name and Model Number: 2014 Ford F3G						
16.	1	Each	1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per Specification No. 1543. (To be paired with Specification No. NV-1543 of this bid)	\$ 29704	\$ 29704	120
Model Year, Brand Name and Model Number: 2014 Ford W3H						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
17.	1	Each	1 Ton. Crew Cab, Bed Delete, 4x4, DRW per Specification No. 1544. (To be paired with Specification No. NV-44 of this bid)	\$ 29575	\$ 29575	120
Model Year, Brand Name and Model Number: 2014 Ford W3H						
18.	1	Each	1 Ton Cab and Chassis, Crew Cab, 4x4, SRW per Specification No. 1544-WS. (To be paired with Specification No. NV-44-WS of this bid)	\$ 29349	\$ 29349	120
Model Year, Brand Name and Model Number: 2014 Ford W3F						
19.	1	Each	1 Ton, Crew-Cab, 4x4, Regular Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW-LF.	\$ 28,837	\$ 28,837	90
Model Year, Brand Name and Model Number: 2014 Ford W3B						
20.	1	Each	1 Ton, Crew-Cab, Long Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW.	\$ 29012	\$ 29012	90
Model Year, Brand Name and Model Number: 2014 Ford W3B						
21.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x2, SRW per Specification No. 1548 (To be paired with Specification No. NV-1548 of this bid)	\$ 23570	\$ 23570	90
Model Year, Brand Name and Model Number: 2014 Ford X3A						
22.	1	Each	Service Body upon a 3/4 Ton, Cab and Chassis, Regular Cab, 4x2 per specification NV-41-F. (To be paired with Specification No. 1536-2 of this bid)	\$ 7100	\$ 7100	See chassis
Model Year, Brand Name and Model Number: 2014 Knapheide 696						
23.	2	Each	Flat Bed upon a 1 Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 of this bid)	\$ 3395	\$ 6790	
Model Year, Brand Name and Model Number: 2014 General						
24.	1	Each	Flat Bed upon a 1-Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 WP of this bid)	\$ 3395	\$ 3395	✓
Model Year, Brand Name and Model Number: 2014 Knapheide						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
25.	1	Each	Service Body with Crane upon a 1Ton, Extended Cab, Bed Delete, 4x4, SRW per specification NV-38-TR (To be paired with Specification No. 1541-TR of this bid)	\$ 18995	\$ 18995	150
Model Year, Brand Name and Model Number: <u>2014 Knapheide</u>						
26.	1	Each	Service Body with Crane upon 1 Ton, Cab and Chassis, Regular Cab, 4x4, DRW per specification NV-41-WW. (To be paired with Specification No. 1541-WW of this bid)	\$ 26985	\$ 26985	150
Model Year, Brand Name and Model Number: <u>2014 Knapheide</u>						
27.	1	Each	Service Body upon a 1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per specification NV-1543. (To be paired with Specification No. 1543of this bid)	\$ 8569	\$ 8569	120
Model Year, Brand Name and Model Number: <u>Knapheide 2014</u>						
28.	1	Each	Flatbed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, DRW per specification NV-44. (To be paired with Specification No. 1544 of this bid)	\$ 3640	\$ 3640	120
Model Year, Brand Name and Model Number: <u>General 2014</u>						
29.	1	Each	Flatbed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, SRW per specification NV-44-WS. (To be paired with Specification No. 1544-WS of this bid)	\$ 3490	\$ 3490	120
Model Year, Brand Name and Model Number: <u>2014 General</u>						
30.	1	Each	Service Body with Fliptop upon a 1-Ton, Extended Cab, Bed Delete, 4x2, SRW per specification NV-1548. (To be paired with Specification No. 1548of this bid)	\$ 7949	\$ 7949	150
Model Year, Brand Name and Model Number: <u>2014 Knapheide</u>						

*PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed

**ARO - After Receipt of Order

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.

PAYMENT TERMS AND DISCOUNTS - Bidder offers a prompt payment discount of 0%, net 30 calendar days. 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

REVISED

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.

YES NO

- 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 SAM PACE'S FIRE STATION FORD a corporation organized under the laws of the State of TEXAS, or a partnership consisting of _____ or individual trading as _____ of the City of CARROLLTON

Firm: SAM PACE'S FIRE STATION FORD Address: 1635 JH 35 E
City: CARROLLTON State: TX Zip: 75006

Bidder acknowledges receipt of the following addenda:

Addenda No. 1 Date 12/9
Addenda No. 2 Date 12/9
Addenda No. 3 Date 12/9
Addenda No. _____ Date _____

M/WBE Firm:

<input type="checkbox"/>	Woman	<input type="checkbox"/>	Black American	<input type="checkbox"/>	Native American
<input type="checkbox"/>	Hispanic American	<input type="checkbox"/>	Asian Pacific American	<input type="checkbox"/>	Other (Specify)

Any entity or person that manufactures, distributes, converts new motor vehicles (or represents an entity that manufactures, distributes, or converts new motor vehicles) or is in the business of buying, exchanging, or selling new motor vehicles is required under the Tex. Occ. Code. Chapter 2301 to be licensed by Motor Vehicle Division of the Texas Department of Transportation. In order for a bid to be in compliance with the Motor Vehicle Commission Code, the bidder must hold and provide all applicable current valid licenses issued by the State of Texas:

1. Name _____ and Manufacture's License No. _____
 2. Name _____ and Converter's License No. _____
 3. Name _____ and Representative's License No. _____
 4. Name _____ and Franchise Dealer's License No. F1406
- General Distinguishing No. P0388 (Franchised TX dealer)

By [Signature] Date: 12/9/13
Authorized Representative (must sign by hand)

Officer Name and Title: ALAN J. ROJNER Director

Business Telephone Number: 888 835 3389 FAX: 972 245 5278

E-mail Address: ALANR@SPFord.com

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. 31017809 for the purchase of Group 4 – light duty trucks as per ITB 14-11652-DT, by and between the City of Lubbock and Randall Reed's Prestige Ford of Garland, 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.

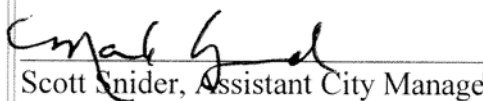
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

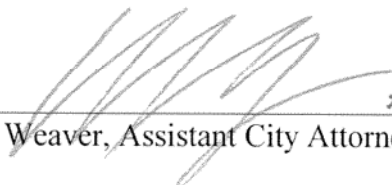
ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

 for: _____
Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:


 for: _____
Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Randall Reeds-PurchaseOrd
December 26, 2013

TO: RANDALL REED'S PRESTIGE FORD
3601 S. SHILOH ROAD
GARLAND Texas 75044

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 12/23/2013 Freight
Requested 12/23/2013 Taken By
Delivery PER M.TREVINO/REQ 42669 ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
1 ton, Regular Cab, Bed Delete	1.000	23,300.0000	EA	23,300.00	12/23/2013
4x2, DRW, Spec 1541-WW					
3/4 ton, Extended Cab, Reg Bed	1.000	24,450.0000	EA	24,450.00	12/23/2013
4x4, Spec 1534-4					
3/4 ton, Extended Cab, Reg Bed	1.000	24,450.0000	EA	24,450.00	12/23/2013
4x4, Spec 1534-4					
3/4 ton, Extended Cab, Reg Bed	1.000	24,450.0000	EA	24,450.00	12/23/2013
4x4, Spec 1534-4					
3/4 ton, Extended Cab, Reg Bed	1.000	24,450.0000	EA	24,450.00	12/23/2013
4x4, Spec 1534-4					
3/4 ton, Crew Cab, Short Bed	1.000	25,300.0000	EA	25,300.00	12/23/2013
4x2, Spec 1535-2					
3/4 ton, Crew Cab, Short Bcd	1.000	26,900.0000	EA	26,900.00	12/23/2013
4x4, Spec 1535-FD					
1 ton, Crew Cab, Bed Delete	1.000	29,300.0000	EA	29,300.00	12/23/2013
4x4, DRW, Spec 1544					

TO: RANDALL REED'S PRESTIGE FORD
3601 S. SHILOH ROAD
GARLAND Texas 75044

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 12/23/2013 Freight
Requested 12/23/2013 Taken By
Delivery PER M.TREVINO/REQ 42669 ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
1 ton, Cab/Chassis, Crew Cab	1.000	28,800.0000	EA	28,800.00	12/23/2013
4x4 SRW, Spec 1544-WS					
1 ton, Crew Cab, Regular Bed	1.000	28,400.0000	EA	28,400.00	12/23/2013
4x4 SRW, Spec 3513-SRW-LF					
1 ton, Crew Cab, Long Bed	1.000	28,980.0000	EA	28,980.00	12/23/2013

Total Order

Terms NET 30 288,780.00

This purchase order encumbers funds in the amount of \$288,780 awarded to Randall Reed's Prestige Ford of Garland, Texas on January 9, 2014. The following is incorporated into and made part of this purchase order by reference: ITB 14-11652-DT bid form dated December 2, 2013 from Randall Reed's Prestige Ford of Garland, Texas. Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary

REVISED

Bidder's Name: Randall Reed's

**City of Lubbock, TX
Purchasing and Contract Management
Group 4 - Light Duty Trucks
BID FORM**

In compliance with the **Invitation to Bid 14-11652-DT**, 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 14-11652-DT** is by reference incorporated in this contract. The Bid Form **must be completed** in blue or black ink or by typewriter.

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
1.	3	Each	½ Ton. Crew Cab, Short Bed, 4x4, Pickup per Specification No. 1525-4	\$ 25700	\$ 77100	60-75
Model Year, Brand Name and Model Number: <i>2014 F150 (1 1/2 ton) crew</i>						
2.	7	Each	½ Ton, Extended Cab, Short Bed, 4x2 Pickup per Specification No. 1526-2	\$ 21000	\$ 147000	60-75
Model Year, Brand Name and Model Number: <i>2014 F150 (1 1/2 ton) ext.</i>						
3.	2	Each	½ Ton, Extended Cab, Short Bed, 4x4 Pickup per Specification No. 1526-4	\$ 23500	\$ 47000	60-75
Model Year, Brand Name and Model Number: <i>2014 F150 (1 1/2 ton) ext</i>						
4.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x2 Pickup per Specification No. 1534-2	\$ 22250	\$ 22250	60-75
Model Year, Brand Name and Model Number: <i>2014 F250 (¾ ton) ext</i>						
5.	4	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup per Specification No. 1534-4	\$ 24450	\$ 97800	60-75
Model Year, Brand Name and Model Number: <i>2014 Ford F250 (¾ ton) ext</i>						
6.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Diesel Pickup per Specification No. 1534-4-DSL	\$ 32200	\$ 32200	60-75
Model Year, Brand Name and Model Number: <i>2014 Ford F250 (¾ ton) ext</i>						
7.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup with Liftgate per Specification No. 1534-4-LG	\$ 35700	\$ 171400	60-90
Model Year, Brand Name and Model Number: <i>2014 F250 (¾ ton) ext</i>						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
8.	1	Each	3/4 Ton, Crew Cab, Short Bed, 4x2 Pickup, per Specification No. 1535-2	\$ 25300	\$ 25300	60-90
Model Year, Brand Name and Model Number: <i>2014 Ford F250 (3/4 ton) crew</i>						
9.	1	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x2 per Specification No. 1536-2. (To be paired with Specification No. NV-41-F of this bid)	\$ 20750	\$ 20750	60-75
Model Year, Brand Name and Model Number: <i>2014 Ford F250 (3/4 ton) reg</i>						
10.	2	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x4 with Animal Transport Unit per Specification No. 1536-AS	\$	\$	
Model Year, Brand Name and Model Number:						
11.	1	Each	3/4 Ton, Crew-Cab, Short Bed, 4x4 Pickup per Specification No. 1535-FD	\$ 26900	\$ 26900	60-90
Model Year, Brand Name and Model Number: <i>2014 Ford F350 (3/4 ton) crew</i>						
12.	2	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541. (To be paired with Specification No. NV-41 of this bid)	\$ 24500	\$ 49000	60-90
Model Year, Brand Name and Model Number: <i>2014 F350 (1 ton)</i>						
13.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541-WP (To be paired with Specification No. NV-41 of this bid)	\$ 24500	\$ 24500	60-90
Model Year, Brand Name and Model Number: <i>2014 F350 (1 ton)</i>						
14.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x4, SRW per Specification No. 1541-TR. (To be paired with Specification No. NV-38-TR of this bid)	\$ 26600	\$ 26600	60-90
Model Year, Brand Name and Model Number: <i>2014 F350 (1 ton) ext</i>						
15.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x2, DRW per Specification No. 1541-WW. (To be paired with Specification No. NV-41-WW of this bid)	\$ 23300	\$ 23300	60-90
Model Year, Brand Name and Model Number: <i>2014 F350 (1 ton) reg.</i>						
16.	1	Each	1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per Specification No. 1543. (To be paired with Specification No. NV-1543 of this bid)	\$ 36500	\$ 36500	60-90
Model Year, Brand Name and Model Number: <i>2014 F350 (1 ton) crew</i>						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
17.	1	Each	1 Ton, Crew Cab, Bed Delete, 4x4, DRW per Specification No. 1544. (To be paired with Specification No. NV-44 of this bid)	\$ 29300	\$ 29300	60-90
Model Year, Brand Name and Model Number: <i>2014 Ford F350 (1ton) Reg. Chassis</i>						
18.	1	Each	1 Ton Cab and Chassis, Crew Cab, 4x4, SRW per Specification No. 1544-WS. (To be paired with Specification No. NV-44-WS of this bid)	\$ 28800	\$ 28800	60-90
Model Year, Brand Name and Model Number: <i>2014 Ford F350 (1ton) crew</i>						
19.	1	Each	1 Ton, Crew-Cab, 4x4, Regular Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW-LF.	\$ 28400	\$ 28400	60-75
Model Year, Brand Name and Model Number: <i>2014 Ford F350 (1ton) crew</i>						
20.	1	Each	1 Ton, Crew-Cab, Long Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW.	\$ 28980	\$ 28980	60-75
Model Year, Brand Name and Model Number: <i>2014 Ford F350 ext cab</i>						
21.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x2, SRW per Specification No. 1548 (To be paired with Specification No. NV-1548 of this bid)	\$ 33650	\$ 33650	60-75
Model Year, Brand Name and Model Number:						
22.	1	Each	Service Body upon a ¼ Ton, Cab and Chassis, Regular Cab, 4x2 per specification NV-41-F. (To be paired with Specification No. 1536-2 of this bid)	\$ 9300	\$ 9300	90-120
Model Year, Brand Name and Model Number:						
23.	2	Each	Flat Bed upon a 1 Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 of this bid)	\$ 4800	\$ 9600	90-120
Model Year, Brand Name and Model Number:						
24.	1	Each	Flat Bed upon a 1-Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 WP of this bid)	\$ 4800	\$ 4800	90-120
Model Year, Brand Name and Model Number:						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
25.	1	Each	Service Body with Crane upon a 1Ton, Extended Cab, Bed Delete, 4x4, SRW per specification NV-38-TR (To be paired with Specification No. 1541-TR of this bid)	\$ 19860 <i>inc addl</i>	\$ 19860	90-120
Model Year, Brand Name and Model Number: <i>201</i>						
26.	1	Each	Service Body with Crane upon 1 Ton, Cab and Chassis, Regular Cab , 4x4, DRW per specification NV-41-WW. (To be paired with Specification No. 1541-WW of this bid)	\$ 27685 <i>inc addl</i>	\$ 27685	90-120
Model Year, Brand Name and Model Number:						
27.	1	Each	Service Body upon a 1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per specification NV-1543. (To be paired with Specification No. 1543of this bid)	\$ 9840 <i>incl. addl</i>	\$ 9840	90-120
Model Year, Brand Name and Model Number:						
28.	1	Each	Flatbed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, DRW per specification NV-44. (To be paired with Specification No. 1544 of this bid)	\$ 3840 <i>radl</i>	\$ 3840 <i>100 addl</i>	90-120
Model Year, Brand Name and Model Number:						
29.	1	Each	Flashed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, SRW per specification NV-44-WS. (To be paired with Specification No. 1544-WS of this bid)	\$ 3690 <i>radl = 2050</i>	\$ 5740 <i>inc. addl</i>	90-120
Model Year, Brand Name and Model Number:						
30.	1	Each	Service Body with Fliptop upon a 1-Ton, Extended Cab, Bed Delete, 4x2, SRW per specification NV-1548. (To be paired with Specification No. 1548of this bid)	\$	\$	90-120
Model Year, Brand Name and Model Number:						

*PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed

**ARO – After Receipt of Order

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.

PAYMENT TERMS AND DISCOUNTS - Bidder offers a prompt payment discount of —%, net 30 calendar days. 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

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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.

YES NO

- 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 Randall Reed's Prestige Ford a corporation organized under the laws of the State of Texas, or a partnership consisting of LLC or individual trading as _____ of the City of _____

Firm: Randall Reed's Prestige Ford Address: 3601 S Shiloh Rd
City: Garland State: TX Zip: 75041

Bidder acknowledges receipt of the following addenda:

Addenda No. _____ Date _____ Addenda No. _____ Date _____
Addenda No. _____ Date _____ Addenda No. _____ Date _____

M/WBE Firm:	<input type="checkbox"/>	Woman	<input type="checkbox"/>	Black American	<input type="checkbox"/>	Native American
	<input type="checkbox"/>	Hispanic American	<input type="checkbox"/>	Asian Pacific American	<input type="checkbox"/>	Other (Specify)

Any entity or person that manufactures, distributes, converts new motor vehicles (or represents an entity that manufactures, distributes, or converts new motor vehicles) or is in the business of buying, exchanging, or selling new motor vehicles is required under the Tex. Occ. Code, Chapter 2301 to be licensed by Motor Vehicle Division of the Texas Department of Transportation. In order for a bid to be in compliance with the Motor Vehicle Commission Code, the bidder must hold and provide all applicable current valid licenses issued by the State of Texas:

1. Name _____ and Manufacture's License No. _____
2. Name _____ and Converter's License No. _____
3. Name _____ and Representative's License No. _____
4. Name _____ and Franchise Dealer's License No. _____

General Distinguishing No. _____ (Franchised TX dealer)

By [Signature] Date: 12/02/2013
Authorized Representative - must sign by hand

Officer Name and Title: Admir Sarac - Fleet Mgr
Please Print

Business Telephone Number: (972) 864-6815 FAX: (972) 864-3606

E-mail Address: admirs@prestige-garland.com

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. 31017808 for the purchase of Group 4 – light duty trucks as per ITB 14-11652-DT, by and between the City of Lubbock and Formans Pick Up Pals, 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:

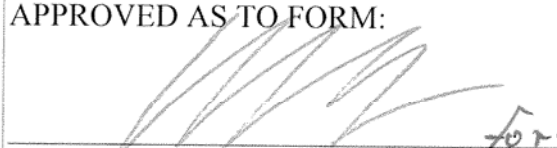
Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:



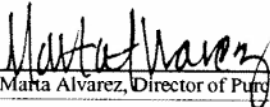
Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Formans-PurchaseOrd
December 26, 2013

TO: FORMANS PICK UP PALS INC
6810 WAYNE AVENUE
LUBBOCK Texas 79424

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: 
Maria Alvarez, Director of Purchasing & Contract Management

Ordered 12/23/2013 Freight
Requested 12/23/2013 Taken By D.TORRES
Delivery PER M.TREVINO/REQ 42669 ITB 14-11652-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Service Body, Spec NV-41-F	1.000	6,143.7500	EA	6,143.75	07/23/2014
Flat Bed, Spec NV-41	2.000	1,974.5000	EA	3,949.00	07/23/2014
Flat Bed, Spec NV-41	1.000	1,974.5000	EA	1,974.50	07/23/2014
Service Body, Spec NV-38-TR	1.000	15,949.5000	EA	15,949.50	07/23/2014
Service Body, Spec NV-41-WW	1.000	17,527.5000	EA	17,527.50	07/23/2014
Service Body, Spec NV-1543	1.000	6,579.5000	EA	6,579.50	07/23/2014
Flat Bed, Spec NV-44	1.000	2,145.0000	EA	2,145.00	07/23/2014
Flat Bed, Spec NV-44-WS	1.000	1,979.5000	EA	1,979.50	07/23/2014
Service Body, Spec NV-1548	1.000	6,578.5000	EA	6,578.50	07/23/2014

Total Order

Terms NET DUE ON RECEIPT 62,826.75

This purchase order encumbers funds in the amount of \$62,826.75 awarded to Formans Pick Up Pals Inc of Lubbock, Texas on January 9, 2014. The following is incorporated into and made part of this purchase order by reference: ITB 14-11652-DT bid form dated December 9, 2013 from Formans Pick Up Pals of Lubbock, Texas. Resolution# _____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary

REVISED

Bidder's Name: Pick Up Pals Inc

**City of Lubbock, TX
Purchasing and Contract Management
Group 4 - Light Duty Trucks
BID FORM**

In compliance with the **Invitation to Bid 14-11652-DT**, 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 14-11652-DT** is by reference incorporated in this contract. The Bid Form **must be completed** in blue or black ink or by typewriter.

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
1.	3	Each	½ Ton, Crew Cab, Short Bed, 4x4, Pickup per Specification No. 1525-4	\$ /	\$	
Model Year, Brand Name and Model Number:						
2.	7	Each	½ Ton, Extended Cab, Short Bed, 4x2 Pickup per Specification No. 1526-2	\$ /	\$	
Model Year, Brand Name and Model Number:						
3.	2	Each	½ Ton, Extended Cab, Short Bed, 4x4 Pickup per Specification No. 1526-4	\$ /	\$	
Model Year, Brand Name and Model Number:						
4.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x2 Pickup per Specification No. 1534-2	\$ /	\$	
Model Year, Brand Name and Model Number:						
5.	4	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup per Specification No. 1534-4	\$ /	\$	
Model Year, Brand Name and Model Number:						
6.	1	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Diesel Pickup per Specification No. 1534-4-DSL	\$ /	\$	
Model Year, Brand Name and Model Number:						
7.	2	Each	¾ Ton, Extended Cab, Regular Bed, 4x4 Pickup with Liftgate per Specification No. 1534-4-LG	\$ /	\$	
Model Year, Brand Name and Model Number:						

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ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
8.	1	Each	3/4 Ton, Crew Cab, Short Bed, 4x2 Pickup, per Specification No. 1535-2	\$ /	\$	
Model Year, Brand Name and Model Number:						
9.	1	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x2 per Specification No. 1536-2. (To be paired with Specification No. NV-41-F of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
10.	2	Each	3/4 Ton, Cab and Chassis, Regular Cab, 4x4 with Animal Transport Unit per Specification No. 1536-AS	\$ /	\$	
Model Year, Brand Name and Model Number:						
11.	1	Each	3/4 Ton, Crew-Cab, Short Bed, 4x4 Pickup per Specification No. 1535-FD	\$ /	\$	
Model Year, Brand Name and Model Number:						
12.	2	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541. (To be paired with Specification No. NV-41 of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
13.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x4, SRW per Specification No. 1541-WP (To be paired with Specification No. NV-41 of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
14.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x4, SRW per Specification No. 1541-TR. (To be paired with Specification No. NV-38-TR of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
15.	1	Each	1 Ton, Regular Cab, Bed Delete, 4x2, DRW per Specification No. 1541-WW. (To be paired with Specification No. NV-41-WW of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
16.	1	Each	1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per Specification No. 1543. (To be paired with Specification No. NV-1543 of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						

REVISED

ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
17.	1	Each	1 Ton, Crew Cab, Bed Delete, 4x4, DRW per Specification No. 1544. (To be paired with Specification No. NV-44 of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
18.	1	Each	1 Ton Cab and Chassis, Crew Cab, 4x4, SRW per Specification No. 1544-WS. (To be paired with Specification No. NV-44-WS of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
19.	1	Each	1 Ton, Crew-Cab, 4x4, Regular Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW-LF.	\$ /	\$	
Model Year, Brand Name and Model Number:						
20.	1	Each	1 Ton, Crew-Cab, Long Bed, 4x4 Pickup, SRW per Specification No. 3513-SRW.	\$ /	\$	
Model Year, Brand Name and Model Number:						
21.	1	Each	1 Ton, Extended Cab, Bed Delete, 4x2, SRW per Specification No. 1548 (To be paired with Specification No. NV-1548 of this bid)	\$ /	\$	
Model Year, Brand Name and Model Number:						
22.	1	Each	Service Body upon a 3/4 Ton, Cab and Chassis, Regular Cab, 4x2 per specification NV-41-F. (To be paired with Specification No. 1536-2 of this bid)	\$ 6143 ⁷⁵	\$ 6143 ⁷⁵	IN 1700L ON 1230g ~ 2 ¹ / ₂ wks up bit
Model Year, Brand Name and Model Number: 2013-2014 Knap hude 696 LPJ or 696 J						
23.	2	Each	Flat Bed upon a 1 Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 of this bid)	\$ 1974 ⁵⁰	\$ 3949 ⁰⁰	Approx 3 to 4 wks from Receipt PO
Model Year, Brand Name and Model Number: 2013-2014 PUP Brand Custom Bed - Pick up PALS						
24.	1	Each	Flat Bed upon a 1-Ton, Regular Cab, Bed Delete, 4x4, SRW per specification NV-41. (To be paired with Specification No. 1541 WP of this bid)	\$ 1974 ⁵⁰	\$ 1974 ⁵⁰	Approx 3 to 4 wks from Receipt PO
Model Year, Brand Name and Model Number: 2013 2013-2014 PUP Brand - Pick up PALS Model - Custom						

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ITEM	QTY (+/-)	Unit of Measure	DESCRIPTION	UNIT PRICE* BID	EXTENDED COST	Delivery (Days) ARO**
25.	1	Each	Service Body with Crane upon a 1 Ton, Extended Cab, Bed Delete, 4x4, SRW per specification NV-38-TR (To be paired with Specification No. 1541-TR of this bid)	\$ 15949 ⁵⁰	\$ 15949 ⁵⁰	IN STOCK to 4 wks Body & CRANE - Approx 2-3 wks up bit
Model Year, Brand Name and Model Number: <i>Humphreys 696 LPT or 696 J w/ crane mount Ideal 3200 CRANE Model - LIB-3200-XTW-15</i>						
26.	1	Each	Service Body with Crane upon 1 Ton, Cab and Chassis, Regular Cab, 4x4, DRW per specification NV-41-WW. (To be paired with Specification No. 1541-WW of this bid)	\$ 17527 ⁵⁰	\$ 17527 ⁵⁰	IN STOCK to 4 wks Body & CRANE - Approx 2-3 wks up bit
Model Year, Brand Name and Model Number: <i>6132 D54 J w/ CRANE mount - Humphreys Body Ideal 3200 CRANE - Model LIB-3200-XTW-15</i>						
27.	1	Each	Service Body upon a 1 Ton, Crew Cab, Bed Delete Cab & Chassis, 4x4, DRW per specification NV-1543. (To be paired with Specification No. 1543 of this bid)	\$ 6579 ⁵⁰	\$ 6579 ⁵⁰	IN STOCK - Approx 2-3 wks up bit.
Model Year, Brand Name and Model Number: <i>Humphreys - 2013-2014 - 6108 D54 J Body</i>						
28.	1	Each	Flatbed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, DRW per specification NV-44. (To be paired with Specification No. 1544 of this bid)	\$ 2145 ⁰⁰	\$ 2145 ⁰⁰	Approx 3 to 4 wks receipt of PO
Model Year, Brand Name and Model Number: <i>2013-2014 PUP Custom Bed -</i>						
29.	1	Each	Flatbed upon a 1-Ton, Cab and Chassis, Crew Cab, 4x4, SRW per specification NV-44-WS. (To be paired with Specification No. 1544-WS of this bid)	\$ 1979 ⁵⁰	\$ 1979 ⁵⁰	Approx 3 to 4 wks receipt of PO
Model Year, Brand Name and Model Number: <i>2013-2014 PUP Custom - Pickup PALS PRAMP</i>						
30.	1	Each	Service Body with Flitop upon a 1-Ton, Extended Cab, Bed Delete, 4x2, SRW per specification NV-1548. (To be paired with Specification No. 1548 of this bid)	\$ 6578 ⁵⁰	\$ 6578 ⁵⁰	in Stock to 4 wks 2-3 wks up bit -
Model Year, Brand Name and Model Number: <i>2013-2014 Humphreys 696 FJ</i>						

*PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed

**ARO - After Receipt of Order

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.

PAYMENT TERMS AND DISCOUNTS - Bidder offers a prompt payment discount of 0 %, net 0 calendar days. 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

REVISED

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.

YES NO

- 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 Pick Up Pals Inc a corporation organized under the laws of the State of Texas, or a partnership consisting of _____ or individual trading as _____ of the City of _____

Firm: Pick Up Pals Inc Address: 6810 Wayne Ave (PO Box 64668)
City: Lubbock State: Tx Zip: 79464

Bidder acknowledges receipt of the following addenda:

Addenda No. 1 Date 11/26 Addenda No. 3 Date 12/4
Addenda No. 2 Date 12/2 Addenda No. _____ Date _____

M/WBE Firm:	<input type="checkbox"/>	Woman	<input type="checkbox"/>	Black American	<input type="checkbox"/>	Native American
	<input type="checkbox"/>	Hispanic American	<input type="checkbox"/>	Asian Pacific American	<input type="checkbox"/>	Other (Specify)

Any entity or person that manufactures, distributes, converts new motor vehicles (or represents an entity that manufactures, distributes, or converts new motor vehicles) or is in the business of buying, exchanging, or selling new motor vehicles is required under the Tex. Occ. Code, Chapter 2301 to be licensed by Motor Vehicle Division of the Texas Department of Transportation. In order for a bid to be in compliance with the Motor Vehicle Commission Code, the bidder must hold and provide all applicable current valid licenses issued by the State of Texas:

1. Name _____ and Manufacture's License No. _____
 2. Name _____ and Converter's License No. _____
 3. Name _____ and Representative's License No. _____
 4. Name _____ and Franchise Dealer's License No. _____
- General Distinguishing No. _____ (Franchised TX dealer)

By Trip Foran Date: 12/11/2013
Authorized Representative - must sign by hand

Officer Name and Title: Trip Foran - president
Please Print

Business Telephone Number: 806-794-7444 FAX: 806-798-2558

E-mail Address: tforan3@pickuppals.com

City of Lubbock, TX
Fleet Services
Bid Tabulation
January 9, 2014

ITB 14-11652-DT
Group 4 - Light Duty Trucks

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended
1	3	EA	1/2 Ton, Crew Cab, Short Bed, 4x4 Pickup, Spec 1525-4 Sam Pack's Five Star Ford Randall Reed's Prestige Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Carrollton, TX Garland, TX Lubbock, TX Lubbock, TX	25,485 25,700 28,439 28,728	76,455 77,100 85,317 86,184
2	7	EA	1/2 Ton, Extended Cab, Short Bed, 4x2 Pickup, Spec 1526-2 Sam Pack's Five Star Ford Randall Reed's Prestige Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Carrollton, TX Garland, TX Lubbock, TX Lubbock, TX	20,862 21,000 24,890 25,105	146,034 147,000 174,230 175,735
3	2	EA	1/2 Ton, Extended Cab, Short Bed, 4x4 Pickup, Spec 1526-4 Sam Pack's Five Star Ford Randall Reed's Prestige Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Carrollton, TX Garland, TX Lubbock, TX Lubbock, TX	23,179 23,500 27,040 27,634	46,358 47,000 54,080 55,268
4	1	EA	3/4 Ton, Extended Cab, Regular Bed, 4x2 Pickup, Spec 1534-2 Sam Pack's Five Star Ford Randall Reed's Prestige Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Carrollton, TX Garland, TX Lubbock, TX Lubbock, TX	22,065 22,250 24,410 26,240	22,065 22,250 24,410 26,240
5	4	EA	3/4 Ton, Extended Cab, Regular Cab, 4x4 Pickup, Spec 1534-4 Randall Reed's Prestige Ford Sam Pack's Five Star Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Garland, TX Carrollton, TX Lubbock, TX Lubbock, TX	24,450 24,601 26,490 28,422	97,800 98,404 105,960 113,688
6	1	EA	3/4 Ton, Extended Cab, Regular Bed, 4x4 Diesel, Spec 1534-4-DSL Sam Pack's Five Star Ford Randall Reed's Prestige Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet	Carrollton, TX Garland, TX Lubbock, TX Lubbock, TX	32,118 32,200 33,339 36,759	32,118 32,200 33,339 36,759
7	2	EA	3/4 Ton, Extended Cab, Regular Bed, 4x4 with Liftgate, Spec 1534-4-LG Sam Pack's Five Star Ford Scoggin Dickey Chevrolet Buick, Inc. Gene Messer Chevrolet Randall Reed's Prestige Ford	Carrollton, TX Lubbock, TX Lubbock, TX Garland, TX	28,931 29,185 32,927 35,700	57,862 58,370 65,854 71,400
8	1	EA	3/4 Ton, Crew Cab, Short Bed, 4x2 Pickup, Spec 1535-2 Randall Reed's Prestige Ford Sam Pack's Five Star Ford Gene Messer Chevrolet	Garland, TX Carrollton, TX Lubbock, TX	25,300 25,458 28,408	25,300 25,458 28,408

City of Lubbock, TX
Fleet Services
Bid Tabulation
January 9, 2014

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended
9	1	EA	3/4 Ton, Cab and Chassis, Regular Cab, 4x2, Spec 1536-2			
			Sam Pack's Five Star Ford	Carrollton, TX	20,468	20,468
			Randall Reed's Prestige Ford	Garland, TX	20,750	20,750
			Gene Messer Chevrolet	Lubbock, TX	23,915	23,915
10	2	EA	3/4 Ton, Cab and Chassis, Regular Cab, 4x4, Spec 1536-AS			
			Sam Pack's Five Star Ford	Carrollton, TX	47,000	47,000
11	1	EA	3/4 Ton, Crew Cab, Short Bed, 4x4 Pickup, Spec 1535-FD			
			Randall Reed's Prestige Ford	Garland, TX	26,900	26,900
			Sam Pack's Five Star Ford	Carrollton, TX	27,863	27,863
			Scoggin Dickey Chevrolet Buick, Inc.	Lubbock, TX	29,194	29,194
			Gene Messer Chevrolet	Lubbock, TX	30,235	30,235
12	2	EA	1 Ton, Regular Cab, Bed Delete, 4x4 SRW, Spec 1541			
			Sam Pack's Five Star Ford	Carrollton, TX	24,099	48,198
			Randall Reed's Prestige Ford	Garland, TX	24,500	49,000
			Gene Messer Chevrolet	Lubbock, TX	28,082	56,164
13	1	EA	1 Ton, Regular Cab, Bed Delete, 4x4, SRW, Spec 1541-WP			
			Sam Pack's Five Star Ford	Carrollton, TX	24,099	24,099
			Randall Reed's Prestige Ford	Garland, TX	24,500	24,500
			Gene Messer Chevrolet	Lubbock, TX	28,411	28,411
14	1	EA	1 Ton, Extended Cab, Bed Delete, 4x4, SRW, Spec 1541-TR			
			Sam Pack's Five Star Ford	Carrollton, TX	24,500	24,500
			Randall Reed's Prestige Ford	Garland, TX	26,227	26,227
			Scoggin Dickey Chevrolet Buick, Inc.	Lubbock, TX	28,411	28,411
			Gene Messer Chevrolet	Lubbock, TX	32,209	32,209
15	1	EA	1Ton, Regular Cab, Bed Delete, 4x2, DRW, Spec 1541-WW			
			Randall Reed's Prestige Ford	Garland, TX	23,300	23,300
			Sam Pack's Five Star Ford	Carrollton, TX	23,306	23,306
			Gene Messer Chevrolet	Lubbock, TX	25,927	25,927
16	1	EA	1Ton, Crew Cab, Cab and Chassis, 4x4, DRW, Spec 1543			
			Sam Pack's Five Star Ford	Carrollton, TX	29,704	29,704
			Scoggin Dickey Chevrolet Buick, Inc.	Lubbock, TX	36,490	36,490
			Randall Reed's Prestige Ford	Garland, TX	36,500	36,500
			Gene Messer Chevrolet	Lubbock, TX	37,872	37,872
17	1	EA	1 Ton, Crew Cab, Bed Delete, 4x4, DRW, Spec 1544			
			Scoggin Dickey Chevrolet Buick, Inc.	Lubbock, TX	29,121	NQAS
			Randall Reed's Prestige Ford	Garland, TX	29,300	29,300
			Sam Pack's Five Star Ford	Carrollton, TX	29,575	29,575
			Gene Messer Chevrolet	Lubbock, TX	30,113	30,113
18	1	EA	1 Ton, Cab and Chassis, Crew Cab, 4x4 SRW, Spec 1544-WS			
			Randall Reed's Prestige Ford	Garland, TX	28,800	28,800
			Sam Pack's Five Star Ford	Carrollton, TX	29,349	29,349

City of Lubbock, TX
Fleet Services
Bid Tabulation
January 9, 2014

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended
			Gene Messer Chevrolet	Lubbock, TX	30,275	30,275
19	1	EA	1 Ton, Crew Cab, Regular Bed, 4x4 Pickup, SRW, Spec 3513-SRW-LF			
			Randall Reed's Prestige Ford	Garland, TX	28,400	28,400
			Sam Pack's Five Star Ford	Carrollton, TX	28,837	28,837
			Gene Messer Chevrolet	Lubbock, TX	32,296	32,296
20	1	EA	1 Ton, Crew Cab, Long Bed, 4x4 Pickup, SRW, Spec 3513-SRW			
			Randall Reed's Prestige Ford	Garland, TX	28,980	28,980
			Sam Pack's Five Star Ford	Carrollton, TX	29,012	29,012
			Gene Messer Chevrolet	Lubbock, TX	33,186	33,186
21	1	EA	1 Ton, Extended Cab, Bed Delete, 4x2 SRW, Spec 1548			
			Sam Pack's Five Star Ford	Carrollton, TX	23,570	23,570
			Gene Messer Chevrolet	Lubbock, TX	27,625	27,625
			Randall Reed's Prestige Ford	Garland, TX	33,650	33,650
22	1	EA	Service Body, Spec NV-41-F			
			Formans Pick Up Pals, Inc.	Lubbock, TX	6,144	6,144
			J&B Trailers and Equipment	Lubbock, TX	6,238	6,238
			Sam Pack's Five Star Ford	Carrollton, TX	7,100	7,100
			American Equipment & Trailer	Lubbock, TX	8,163	8,163
			Randall Reed's Prestige Ford	Garland, TX	9,300	9,300
23	2	EA	Flat Bed, Spec NV-41			
			Formans Pick Up Pals, Inc.	Lubbock, TX	1,975	3,949
			J&B Trailers and Equipment	Lubbock, TX	2,550	5,100
			American Equipment & Trailer	Lubbock, TX	2,974	5,948
			Sam Pack's Five Star Ford	Carrollton, TX	3,395	6,790
			Randall Reed's Prestige Ford	Garland, TX	4,800	9,600
24	1	EA	Flat Bed, Spec NV-41			
			Formans Pick Up Pals, Inc.	Lubbock, TX	1,975	1,975
			J&B Trailers and Equipment	Lubbock, TX	2,550	2,550
			American Equipment & Trailer	Lubbock, TX	2,974	2,974
			Sam Pack's Five Star Ford	Carrollton, TX	3,395	3,395
			Randall Reed's Prestige Ford	Garland, TX	4,800	4,800
25	1	EA	Service Body with Crane, Spec NV-38-1R			
			Formans Pick Up Pals, Inc.	Lubbock, TX	1,975	1,975
			J&B Trailers and Equipment	Lubbock, TX	2,550	2,550
			American Equipment & Trailer	Lubbock, TX	2,974	2,974
			Sam Pack's Five Star Ford	Carrollton, TX	3,395	3,395
			Randall Reed's Prestige Ford	Garland, TX	4,800	4,800

City of Lubbock, TX
Fleet Services
Bid Tabulation
January 9, 2014

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended
26	1	EA	Service Body with Crane, Spec NV-41-WW Formans Pick Up Pals, Inc.	Lubbock, TX	17,528	17,528
			American Equipment & Trailer	Lubbock, TX	19,277	19,277
			J&B Trailers and Equipment	Lubbock, TX	19,328	19,328
			Sam Pack's Five Star Ford	Carrollton, TX	26,985	26,985
			Randall Reed's Prestige Ford	Garland, TX	27,685	27,685
27	1	EA	Service Body, Spec NV-1543 Formans Pick Up Pals, Inc.	Lubbock, TX	6,580	6,580
			J&B Trailers and Equipment	Lubbock, TX	6,820	6,820
			Sam Pack's Five Star Ford	Carrollton, TX	8,569	8,569
			American Equipment & Trailer	Lubbock, TX	9,347	9,347
			Randall Reed's Prestige Ford	Garland, TX	9,840	9,840
28	1	EA	Flatbed, Spec NV-44 Formans Pick Up Pals, Inc.	Lubbock, TX	2,145	2,145
			J&B Trailers and Equipment	Lubbock, TX	2,581	2,581
			American Equipment & Trailer	Lubbock, TX	3,157	3,157
			Sam Pack's Five Star Ford	Carrollton, TX	3,640	3,640
			Randall Reed's Prestige Ford	Garland, TX	3,840	3,840
29	1	EA	Flatbed, Spec NV-44-WS Formans Pick Up Pals, Inc.	Lubbock, TX	1,980	1,980
			J&B Trailers and Equipment	Lubbock, TX	2,490	2,490
			American Equipment & Trailer	Lubbock, TX	3,457	3,457
			Sam Pack's Five Star Ford	Carrollton, TX	3,490	3,490
			Randall Reed's Prestige Ford	Garland, TX	3,690	3,690
30	1	EA	Service Body, Spec 1548 Formans Pick Up Pals, Inc.	Lubbock, TX	6,579	6,579
			J&B Trailers and Equipment	Lubbock, TX	6,773	6,773
			Sam Pack's Five Star Ford	Carrollton, TX	7,949	7,949
			American Equipment & Trailer	Lubbock, TX	9,538	9,538
			Item by Item			
			Sam Pack's Five Star Ford	Carrollton, TX		\$ 647,158
			Randall Reed's Prestige Ford	Garland, TX		288,780
			Formans Pick Up Pals, Inc.	Lubbock, TX		62,827

NQAS - Not Quoted as Specified

Light Duty Vehicles Group 4 – Light Duty Trucks Bid 14-11652-DT (Sam Pack's Ford)

Item 1: ½ Ton, Crew Cab, Short Bed, 4x4



Item 2: ½ Ton, Extended Cab, Short Bed, 4x2



Item 3: ½ Ton, Extended Cab, Short Bed, 4x4



Item 4: ¾ Ton, Extended Cab, 4x2



Item 6: ¾ Ton, Extended Cab, Regular Bed, 4x4, Diesel



Item 7: ¾ Ton, Extended Cab, Regular Bed, 4x4, with Liftgate



Item 9: ¾ Ton, Regular Cab, 4x2



Item 10: ¾ Ton, Regular Cab, Bed Delete, 4x4 with Animal Transport



Item 12: 1-Ton, Regular Cab, Bed Delete, 4x4, Single Rear Wheel



Item 13: 1-Ton, Regular Cab, Bed Delete, 4x4, Single Rear Wheel



Item 14: 1-Ton, Extended Cab, Bed Delete, 4x4, Single Rear Wheel



Item 16: 1-Ton, Crew Cab, Bed Delete, 4x4, Dual Rear Wheel



Item 21: 1-Ton, Extended Cab, 4x2, Bed Delete, Single Rear Wheel



Light Duty Vehicles Group 4 – Light Duty Trucks Bid 14-11652-DT (Prestige Ford)

Item 5: ¾ Ton, Extended Cab, Regular Bed, 4x4



Item 8: ¾ Ton, Crew Cab, Short Bed, 4x2



Item 11: ¾ Ton, Crew Cab, Short Bed 4x2



Item 15: 1-Ton, Regular Cab, Bed Delete, 4x4, Dual Rear Wheel



Item 17: 1-Ton, Crew Cab, Bed Delete, 4x4, Dual Rear Wheel



Item 18: 1-Ton, Crew Cab, Bed Delete, 4x4, Single Rear Wheel



Item 19: 1-Ton, Crew Cab, Regular Bed, 4x4, Single Rear Wheel



PEARL

Item 20: 1-Ton, Crew Cab, Long Bed, 4x4, Single Rear Wheel



Item 22. Spec NV-41-F: One Service Body to be installed on item 9 (Spec 1536-2).



Item 23. Spec NV-41- Two Flat beds to be installed on item 12 (Spec 1541).



Item 24. Spec NV-41- One Flat bed to be installed on item 13 (Spec 1541-WP).



Item 25 Spec NV-38-TR – One Utility Service Body with crane to be installed on item 14 (Spec 1541-TR)



Item 26 Spec NV-41-WW – One Utility Service Body with crane to be installed on item 15 (Spec 1541-WW)



Item 27. Spec NV-1543: One Service Body to be installed on item 16 (Spec 1543).



Item 28. Spec NV-44- One Flatbed to be installed on item 17 (Spec 1544).

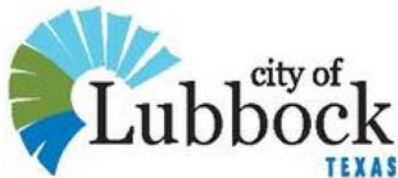


Item 29. Spec NV-44-WS- One Flatbed to be installed on item 18 (Spec 1544-WS).



Item 30. Spec NV-1548: One Service Body to be installed on item 21 (Spec 1548).





Regular City Council Meeting

5. 15.

Meeting Date: 01/09/2014

Information

Agenda Item

Contract Resolution - Fleet: Consider a resolution authorizing the Mayor to execute purchase order contract 31017804 with Defender Supply, LLC for the purchase of police patrol storage vaults, ITB 14-11672-DT.

Item Summary

The purchase order contract is for the purchase of thirty-six storage vaults to be installed in the 2014 Chevrolet Tahoe PPV vehicles to be used by the police patrol division and airport police. The vaults, with rear partitions, will be installed behind the second seat of the Tahoe and are large enough to store equipment and weapons as needed.

Bids were received from the following companies:

Defender Supply, LLC. of Aubrey, TX	\$61,992
Adamson Industries Corp of Haverhill, MA	63,972
OPS Inc. of Schaumburg, IL	64,556
Responder PSE, LLC of Maryland Heights, MO	66,240

A bid tabulation is provided.

Staff recommends contract award to the lowest bidder, Defender Supply, LLC of Aubrey, Texas, in the amount of \$61,992.

Fiscal Impact

Funding for these items will be from the FY 2013-14 Police and Airport Operating Budget.

Staff/Board Recommending

Scott Snider, Assistant City Manager
Roger Ellis, Chief of Police
Kelly Cambell, Interim Executive Director Airport

Attachments

Resolution & Purchase Order - Defender Supply

Bid Tabulation - Storage Vaults

Photo - Storage Vault

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. 31017804 for the purchase of police patrol storage vaults as per ITB 14-11672-DT, by and between the City of Lubbock and Defender Supply, LLC of Aubrey, 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.

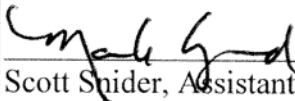
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

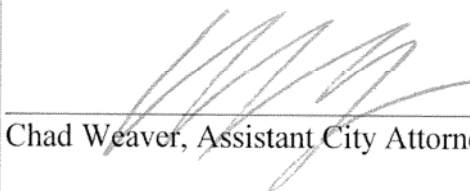
ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

 _____ for:
Scott Snider, Assistant City Manager
Community Services

APPROVED AS TO FORM:

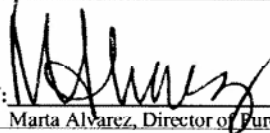
 _____ for:
Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Defender Supply-PurchaseOrd
December 26, 2013

TO: DEFENDER SUPPLY LLC
14535 INDUSTRIAL PARK
AUBREY Texas 76227

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 12/23/2013 Freight
Requested 12/23/2013 Taken By D.TORRES
Delivery PER M.TREVINO/REQ 42761 ITB 14-11672-DT

Description/Supplier Item	Ordered	Unit Cost	UM	Extension	Request Date
Storage Vault	35.000	1,722.0000	EA	60,270.00	03/28/2014
PD Tahoe Spec SV 100					
Storage Vault	1.000	1,722.0000	EA	1,722.00	03/28/2014
PD Tahoe Spec V 100					
				Total Order	
Terms NET 30				61,992.00	

This purchase order encumbers funds in the amount of \$61,992 awarded to Defender Supply LLC of Aubrey, Texas on January 9, 2014. The following is incorporated into and made part of this purchase order by reference: ITB 14-11672-DT bid form dated November 27, 2013 from Defender Supply LLC of Aubrey, Texas. Resolution#_____.

CITY OF LUBBOCK

ATTEST:

Glen C. Robertson, Mayor

Rebecca Garza, City Secretary

Bidder's Name: Defender Supply

**City of Lubbock, TX
Purchasing and Contract Management
Police Patrol Storage Vaults
BID FORM**

In compliance with the **Invitation to Bid 14-11672-DT**, 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 14-11672-DT** is by reference incorporated in this contract. The Bid Form **must** be **completed** in blue or black **ink** or by typewriter.

ITEM	DESCRIPTION	QTY (+/-)	U/M	UNIT COST*	EXTENDED COST	DELIVERY Days ARO**
1.	Police Patrol Storage Vaults for a 2014 Chevrolet Tahoe PPV as per specification SV-100.	36	EA	\$ 1,722 ⁰⁰	\$ 61,992 ⁰⁰	56
Total Cost					\$ 61,992 ⁰⁰	

*PRICE: F.O.B. Destination, Freight Pre-Paid and Allowed

**ARO – After Receipt of Order

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.

PAYMENT TERMS AND DISCOUNTS - Bidder offers a prompt payment discount of 0%, net 30 calendar days. 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.

YES NO

- 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 Defender Supply a corporation organized under the laws of the State of Texas, or a partnership consisting of _____ or individual trading as _____ of the City of _____

Firm: Defender Supply Address: 14535 Industrial Park
 City: Aubrey State: TX Zip: 76227

Bidder acknowledges receipt of the following addenda:

Addenda No. _____ Date _____ Addenda No. _____ Date _____
 Addenda No. _____ Date _____ Addenda No. _____ Date _____

M/WBE Firm:

	Woman		Black American		Native American
	Hispanic American		Asian Pacific America		Other (Specify)

Any entity or person that manufactures, distributes, converts new motor vehicles (or represents an entity that manufactures, distributes, or converts new motor vehicles) or is in the business of buying, exchanging, or selling new motor vehicles is required under the Tex. Occ. Code, Chapter 2301 to be licensed by Motor Vehicle Division of the Texas Department of Transportation. In order for a bid to be in compliance with the Motor Vehicle Commission Code, the bidder must hold and provide all applicable current valid licenses issued by the State of Texas:

- Name _____ and Manufacture's License No. _____
- Name _____ and Converter's License No. _____
- Name _____ and Representative's License No. _____
- Name _____ and Franchise Dealer's License No. _____

General Distinguishing No. _____ (Franchised TX dealer)

By [Signature] Date: 11/27/13
 Authorized Representative - must sign by hand

Officer Name and Title: Mike Hewitt Sales MngR
 Please Print

Business Telephone Number: 800-486-3115 FAX: 903-564-6363

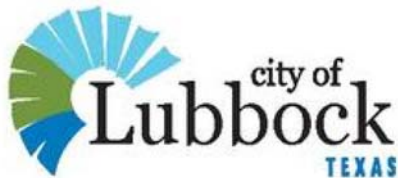
E-mail Address: mike@defendersupply.com

City of Lubbock, TX
Fleet Services
Bid Tabulation
January 9, 2014

ITB 14-11672-DT
 Police Patrol Storage Vaults

Item	Qty	U/M	Description/Vendor	Location	Unit Cost	Extended	Delivery
1	36	EA	Police Patrol Storage Vaults, Spec SV-100				
			Defender Supply	Aubrey, TX	\$ 1,722	\$ 61,992	56
			Adamson Industries Corp	Haverhill, MA	1,777	63,972	40
			OPS Inc.	Schaumburg, IL	1,793	64,556	42
			Responder PSE, LLC	Maryland Heights, MO	1,840	66,240	45





Regular City Council Meeting

5. 16.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Transit Services: Consider a resolution authorizing the Mayor to execute contract 51405F7058 with the Texas Department of Transportation (TxDOT) for operating assistance under the FY 2013-14 Section 5307 grant.

Item Summary

TxDOT is allocating a Section 5307 grant in the amount of \$610,910 of public transportation funds to the City of Lubbock for operating assistance to maintain its public transportation system (Citibus) for FY 2013-14. The FY 2013-14 Section 5307 grant is included in the Citibus budget for FY 2013-14 that has been previously submitted to the City Council.

Citibus operates public transportation in both a fixed route and demand response service. The fixed route service consists of a fleet of 68 accessible vehicles. The routes originate in downtown Lubbock and provide service at various locations throughout the City. All vehicles are accessible to persons with disabilities. The demand response service, CitiAccess, consists of 32 paratransit vans, which serve origins and destinations within the city limits. Both services operate under guidelines from federal, state, and local authorities for maintaining buses, facilities, preventative maintenance, and safety. The major trip generators include the medical center, educational facilities, employment providers, and shopping centers. Citibus provides service Monday through Saturday from 5:30 a.m. to 7:15 p.m., except holidays.

The contract is effective from September 1, 2013, or when fully executed by both parties, and shall terminate on August 31, 2014.

Fiscal Impact

The maximum amount allocated under this grant is \$610,910.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution - TxDOT 5307

Agreement Section 5307

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, a Section 5307 Grant, Contract No. 51405F7058 with the Texas Department of Transportation for operating assistance, 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.

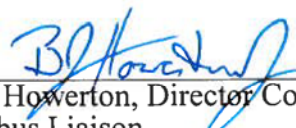
Passed by the City Council on _____.

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

PGA: PUBLIC TRANSPORTATION - STATE FUNDS
TRANSIT PROVIDER: Lubbock, City of
TXDOT PROJECT #: URB 1401 (05)
PROJECT GRANT AGREEMENT #: 51405F7058
MASTER GRANT AGREEMENT #: 512XXF7081
NOT RESEARCH AND DEVELOPMENT
URBANIZED AREA: Lubbock

STATE OF TEXAS §

COUNTY OF TRAVIS §

**STATE FUNDS
FISCAL YEAR 2014
PROJECT GRANT AGREEMENT**

THIS PROJECT GRANT AGREEMENT (PGA) is made by and between the State of Texas, acting through the Texas Department of Transportation, called the "State," and **Lubbock, City of**, called the "Transit Provider."

WITNESSETH

WHEREAS, Texas Transportation Code Chapter 455 authorizes the State to assist the Transit Provider in procuring aid for the purpose of establishing and maintaining public and mass transportation projects and to administer funds appropriated for public transportation under Transportation Code Chapter 456; and

WHEREAS, the Governor of the State of Texas has designated the Texas Department of Transportation to provide state funds for public transportation purposes; and

WHEREAS, if applicable, the Transit Provider submitted a Fiscal Year 2014 Grant Application (GA) Part I for state financial assistance to provide transportation services and the Texas Transportation Commission approved the application by Minute Order Number **113613**; and

WHEREAS, if applicable, the Transit Provider must execute a GA Part I each fiscal year grant period for consideration for new state grants; and

WHEREAS, a Master Grant Agreement (MGA) between the Transit Provider and the State has been adopted and includes the general terms and conditions for grant projects developed through this PGA;

NOW THEREFORE, the State and the Transit Provider agree as follows:

AGREEMENT

ARTICLE 1. GRANT TIME PERIOD

This PGA becomes effective when fully executed by both parties or on **September 1, 2013**, whichever is later. This PGA shall remain in effect until **August 31, 2014**, unless terminated or otherwise modified in an Amendment. This PGA will not be considered fully executed until both parties have executed a MGA, and the Transit Provider has submitted the GA Part I to the State. The time period of this PGA cannot be extended past the MGA, without exception. Any cost incurred before or after the contract period shall be ineligible for reimbursement.

ARTICLE 2. PROJECT DESCRIPTION

- A. The Transit Provider shall complete the public transportation project described in the GA Part I, the Attachment A - Approved Project Description, and the Attachment B – Project Budget. Attachments A and B are attached to and made a part of this agreement. The Transit Provider shall complete the project in accordance with all of the documents associated with the MGA and with all applicable federal and state laws and regulations.
- B. If applicable, the Transit Provider shall begin competitive procurement procedures by issuing an invitation for bids or a request for proposals no later than sixty (60) days after the effective date of this grant agreement for the purchase of the approved line items referenced in Attachment A. No later than sixty (60) days after the issuance of public notification, the Transit Provider shall publicly open all bids or privately review proposals. The Transit Provider shall enter into a binding agreement with a supplier no later than thirty (30) days after the opening of an acceptable bid or proposal. The Transit Provider shall notify the department in writing when it is necessary to exceed these deadlines.

ARTICLE 3. COMPENSATION

The maximum amount payable under this PGA without modification is \$ **610,910**, provided that expenditures are made in accordance with the amounts and for the purposes authorized in the GA Part I, the Attachment A, and the Attachment B.

The original and one copy of the invoice is to be submitted to the following address:

**Texas Department of Transportation
Attn: Lynn Castle
Public Transportation Coordinator
135 Slaton Road
Lubbock, Texas 79404**

ARTICLE 4. AMENDMENTS

Except as noted in the MGA, changes in the scope, objectives, cost, or duration of the project authorized in this agreement shall be enacted by written amendment approved by the parties before additional work may be performed or additional costs incurred. Any amendment must be executed by both parties within the grant period specified in Article 1, Grant Time Period.

ARTICLE 5. INCORPORATION OF MGA PROVISIONS

This PGA incorporates all of the governing provisions of the MGA in effect on the date of final execution of this PGA, unless an exception has been made in this agreement.

ARTICLE 6. SIGNATORY WARRANTY

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

THIS AGREEMENT IS EXECUTED by the State and the Transit Provider in duplicate.

THE TRANSIT PROVIDER

Signature

Typed, Printed, or Stamped Name

Title

Date

THE STATE OF TEXAS

Signature

Lynn Castle

Typed, Printed, or Stamped Name

Public Transportation Coordinator

Title

Date

List of Attachments

- A – Approved Project Description
- B – Project Budget

APPROVED

RECIPIENT

ATTEST:

Rebecca Garza
City Secretary


Date: _____

APPROVED AS TO CONTENT:



Bill Howerton
Community Development Director

APPROVED AS TO FORM:



Chad Weaver
Assistant City Attorney



Revised 7/2012.00 Select Fiscal Year -> FY 2014
 Section I: Project Identification

Legend	Description	Quantity & Unit		Rate	Total	5307			OTHER-5			OTHER-6							
		ALL	Fee Type			Federal	State	Local	TDC	Federal	State	Local	TDC	Federal	State	Local	TDC		
Totals																			
DropDowns																			
Locked Cell																			
Date Entry																			
This Cells																			
Comments																			
Section II: Capital Costs																			
Description																			
Preventive Maintenance				11.74.00															
Purchase of Service				11.71.12															
Preventive Maintenance-5319-04				11.74.00															
Purchase of Service-5319-0004				11.71.12															
All Other 5319 Capital																			
Capital Subtotal																			
Section III: Planning/Admin Costs																			
Administration Costs -11.78.00																			
Planning Costs-44.2X.XX																			
Total Admin/Planning Costs																			
Section IV: Operating Costs																			
Gross Operating -30.09.00																			
Farebox Revenue (Cannot be used as Match)																			
Net Operating																			
Total Transit Budget																			
Total Transit Budget																			
Section V: Summary of Local Funds (Farebox Revenue cannot be used as Local Match)																			
Source of Local Funds																			
Amount																			
Total of Local Funds																			
Enter Comments Below																			

ATTACHMENT A APPROVED PROJECT DESCRIPTION

[Insert a Narrative Project Description]

Citibus operates public transportation to the citizens of Lubbock with both a fixed route and demand response service. The routes originate in downtown Lubbock and end at various locations within the city. All of the vehicles are accessible to persons with disabilities. The demand response service, CitiAccess, serves origins and destinations within the city limits. Both services operate under guidelines from Federal, State, and local authorities for maintaining buses, facilities, preventative maintenance, and safety. Citibus does not sub-contract any part of the services provided. The major trip generators include the medical center, education facilities, employment providers, and shopping centers. Citibus provides service Monday through Saturday from 5:45 am to 7:15 pm, except holidays.

The FY 2014 TxDOT Section 5307 grant will be used for operating.

**ATTACHMENT B
PROJECT BUDGET**

[Insert Budget Page]

TEXAS TRANSPORTATION COMMISSION

VARIOUS Counties

MINUTE ORDER

Page 1 of 1

ALL Districts

The General Appropriations Act enacted by the 83rd Texas Legislature, Regular Session, appropriated \$60,682,135 for public transportation grants for small urban and rural areas of the state.

The Texas Transportation Commission (commission) desires to award \$29,655,567 for FY 2014.

Title 43, Texas Administrative Code, §31.11 establishes a formula by which public transportation funds shall be distributed to the small urban and rural areas of the state. The FY 2014 awards are shown in Exhibit A and have been calculated in accordance with the provisions of §31.11.

The General Appropriations Act enacted by the 83rd Texas Legislature, Regular Session, appropriated additional funds for public transportation grants to help mitigate formula allocation impacts when using the 2010 Census. This minute order includes award of funds from that appropriation.

Transportation Code, Chapter 455 assigns a broad spectrum of public transportation roles and missions to the Texas Department of Transportation (department).

Transportation Code, Chapter 456 authorizes the commission to administer public transportation programs.

IT IS THEREFORE ORDERED by the commission that the executive director, or the director's designee, is hereby authorized to proceed with the awards as shown in Exhibit A and to enter into the necessary contracts for the FY 2014 program of projects upon completion of all application requirements by the local public transportation operators.

Submitted and reviewed by:



Director, Public Transportation Division

Recommended by:



Executive Director

113513 JUN 27 13

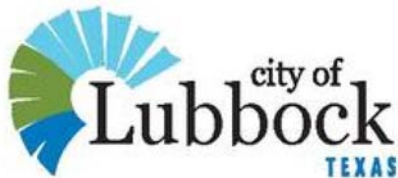
Minute Number Date Passed

EXHIBIT A (1 OF 2)
AWARD FY 2014 STATE FUNDS TO PUBLIC TRANSPORTATION PROVIDERS

Rural Transit District	Award	Census Impact	Total Award
Alamo Area Council of Governments	\$881,150	\$5,408	\$886,558
Ark-Tex Council of Governments	629,709	17,908	647,617
Aspermont Small Business Development Center, Inc.	268,500	8,937	277,437
Bee Community Action Agency	276,517	11,215	287,732
Brazos Transit District	1,614,174	43,963	1,658,137
Capital Area Rural Transportation System	878,226	81,083	959,309
Central Texas Rural Transit District	596,193	7,586	603,779
Cleburne, City of	278,849	7,022	285,871
Colorado Valley Transit, Inc.	383,901		383,901
Community Action Council of South Texas	343,800	8,479	352,279
Community Services, Inc.	315,310	53,660	368,970
Concho Valley Transit District	424,869	14,622	439,491
Del Rio, City of	259,388	8,650	268,038
East Texas Council of Governments	1,160,604		1,160,604
El Paso, County of	286,665	20,523	307,188
Fort Bend County	232,345	12,717	245,062
Galveston County Transit District	569,828		569,828
Golden Crescent Regional Planning Commission	499,986	14,793	514,779
Gulf Coast Center	234,413	41,575	275,988
Heart of Texas Council of Governments	459,788	2,029	461,817
Hill Country Transit District	527,209	4,438	531,647
Kleberg County Human Services	194,682	12,705	207,387
Lower Rio Grande Valley Development Council	327,971	21,267	349,238
Panhandle Community Services	851,396	15,045	866,441
Public Transit Services	365,409		365,409
Rolling Plains Management Corporation	399,823	17,681	417,504
Rural Economic Assistance League, Inc.	362,481	22,102	384,583
Senior Center Resources and Public Transit, Inc.	264,712		264,712
South East Texas Regional Planning Commission	330,980	84,378	415,358
South Padre Island, City of	434,408	60,187	494,595
South Plains Community Action Association	651,052	19,094	670,146
Southwest Area Regional Transit District	494,079	1,103	495,182
SPAN, Inc.	275,550		275,550
STAR Transit	377,253		377,253
Texoma Area Paratransit System, Inc.	747,175	19,386	766,561
The Transit System, Inc.	239,018		239,018
Webb County Community Action Agency	243,567	23,799	267,366
West Texas Opportunities, Inc	1,000,714	576	1,001,290
TOTAL	\$18,681,694	\$661,931	\$19,343,625

EXHIBIT A (2 OF 2)
AWARD FY 2014 STATE FUNDS TO PUBLIC TRANSPORTATION PROVIDERS

Urbanized Area	Award	Census Impact	Total Award
Abilene	\$327,785	\$9,488	\$337,273
Amarillo	380,365	13,477	393,842
Arlington	208,552	30,313	238,865
Beaumont	363,256	11,606	374,862
Brownsville	587,793		587,793
College Station-Bryan	810,664		810,664
Conroe-The Woodlands	463,156		463,156
Grand Prairie	148,888	19,846	168,734
Harlingen	269,840		269,840
Killeen	436,110		436,110
Lake Jackson-Angleton	211,754	13,612	225,366
Laredo	575,507		575,507
Longview	268,658		268,658
Lubbock	588,593	22,317	610,910
McAllen (Full Urbanized Area)	461,032	40,386	501,418
McKinney	311,185		311,185
Mesquite	120,457	17,717	138,174
Midland and Odessa	391,451	40,687	432,138
North Richland Hills	116,134		116,134
Port Arthur	271,507		271,507
San Angelo	254,084	7,874	261,958
San Marcos	174,685		174,685
Sherman	229,111	1,124	230,235
Temple	253,312		253,312
Texarkana	243,681		243,681
Texas City	287,799	5,815	293,614
Tyler	289,329		289,329
Victoria	271,835	3,140	274,975
Waco	418,868	979	419,847
Wichita Falls	323,983	14,188	338,171
TOTAL	\$10,059,374	\$252,569	\$10,311,943



Regular City Council Meeting

5. 17.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Transit Services: Consider a resolution authorizing the City of Lubbock's Director of Fiscal Policy to execute Amendment 01 of the FY 2013-14 Federal Transit Administration Section 5307 Grant, to provide operating assistance, preventative maintenance, ADA paratransit and planning assistance.

Item Summary

The Federal Transit Administration has allocated an additional \$1,588,980 in FY 2013 Section 5307 funds to The City of Lubbock/Citibus. The City of Lubbock/Citibus previously received \$1,476,824 that will be combined with the \$1,588,980 for a total of \$3,065,264 in FY 2013-14 FTA Section 5307 funds.

The Federal Section 5307 Grant is received on an annual basis. The Lubbock Public Transit Advisory Board has approved the FTA Section 5307 grant and it has been incorporated into the FY 2013 budget, which has been previously approved by the City Council. The funds for this grant will be used for operating assistance, preventative maintenance, non-fixed route ADA paratransit and planning.

Federal Transit Administration regulations require that all grants must be applied for and executed electronically. Therefore, Citibus would like to request that the Mayor allow the City of Lubbock's Executive Director of Budget or Mr. Maurice Pearl, Citibus General Manager, to execute this grant, once approved by the City Council.

Fiscal Impact

The local match required for this grant has already been included in the FY 2013-14 Citibus budget. The total amount allocated to this grant will be \$1,588,980.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution - Amendment 1 5307

FTA Grant Application

RESOLUTION

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

THAT the Director of Fiscal Policy of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, Amendment No. 1 of the FY 2013 Federal Transit Administration Section 5307 Grant to provide operating assistance, preventative maintenance, ADA paratransit and planning assistance, by and between the City of Lubbock and the Federal Transit Administration, and related documents. Said Amendment 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.

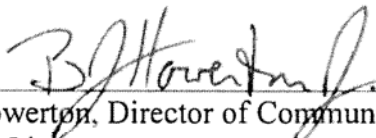
Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:


Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Bill Howerton, Director of Community Development
Citibus Liaison

APPROVED AS TO FORM:

 for:

Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Citibus-Amend #1 5307 Grant
December 26, 2013

DOT



FTA

U.S. Department of Transportation

Federal Transit Administration

Application

Recipient ID:	1993
Recipient Name:	CITY OF LUBBOCK
Project ID:	TX-90-Y014-01
Budget Number:	3 - Budget Pending Approval
Project Information:	FY 13 5307 (Ops/Plan/Cap)

Part 1: Recipient Information

Project Number:	TX-90-Y014-01
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:	\$2,712,550
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DOT**FTA**

U.S. Department of Transportation

Federal Transit Administration

Application

Recipient ID:	1993
Recipient Name:	CITY OF LUBBOCK
Project ID:	TX-90-Y014-01
Budget Number:	3 - Budget Pending Approval
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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:	\$2,712,550
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Project Number:	TX-90-Y014-01	Adjustment Amt:	\$0
Project Description:	FY 13 5307 (Ops/Plan/Cap)	Total Eligible Cost:	\$2,712,550
Recipient Type:	City	Total FTA Amt:	\$1,588,440
FTA Project Mgr:	Lyn Hayes/Linda Kemp 817-978-0569/0563	Total State Amt:	\$0
Recipient Contact:	Chris Mandrell - 806-712-2002	Total Local Amt:	\$1,124,110
New/Amendment:	New	Other Federal Amt:	\$0
Amend Reason:	Initial Application	Special Cond Amt:	\$0
Fed Dom Asst. #:	20507	Special Condition:	None Specified
Sec. of Statute:	5307-2A	S.C. Tgt. Date:	None Specified
State Appl. ID:	None Specified	S.C. Eff. Date:	None Specified
Start/End Date:	-	Est. Oblig Date:	None Specified
Recvd. By State:	Dec. 05, 2013	Pre-Award Authority?:	Yes
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) :	Oct. 16, 2012		
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 Neugebauer

Project Details

2/10/2013 – These funds will be used to provide preventive maintenance, non-fixed route ADA Para transit, miscellaneous capital, and operating for JARC routes. The funds are from Citibus/City of Lubbock FY 2013 Section 5307 allocation.

Will be applied for later- According the Operating Assistance Special Rule as part of MAP-21, City of

Lubbock/Citibus can use up to 75% of the total apportionment for Operating Assistance. The first apportionment is \$1,476,824 meaning Citibus can apply for up to \$1,107,618

11/22/2013 (Amend 1)- This amendment is reflect the entire FY2013 apportionment. Citibus/City of Lubbock received \$1,588,980 to combine with the original amount of \$1,476,824 for a total of \$3,065,264.

Earmarks

No information found.

Security

Yes – We will expend 1% or more of the 5307 funds in this grant application for security purposes. Please list security-related projects in the project budget and summarize them in the non-add scope code 991.

Part 3: Budget

Project Budget

	<u>Quantity</u>	<u>FTA Amount</u>	<u>Tot. Elig. Cost</u>
<u>SCOPE</u>			
114-20 BUS: SUPPORT EQUIP AND FACILITIES	0	\$234,168.00	\$292,710.00
<u>ACTIVITY</u>			
11.42.20 AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	0	\$234,168.00	\$292,710.00
<u>SCOPE</u>			
300-90 OPERATING ASSISTANCE	0	\$963,106.00	\$1,926,212.00
<u>ACTIVITY</u>			
30.09.03 AMEND 1 - SPECIAL RULE - OPERATING ASSISTANCE /1 - 75 BUSES	0	\$963,106.00	\$1,926,212.00
<u>SCOPE</u>			
646-00 JARC PROJECTS	0	\$175,000.00	\$350,000.00
<u>ACTIVITY</u>			
30.09.05 AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	0	\$175,000.00	\$350,000.00
<u>SCOPE</u>			
442-00 METROPOLITAN PLANNING	0	\$19,946.00	\$24,933.00
<u>ACTIVITY</u>			
44.22.00 GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	0	\$19,946.00	\$24,933.00

<u>SCOPE</u>			
117-00 OTHER CAPITAL ITEMS (BUS)	0	\$1,673,044.00	\$2,091,306.00
<u>ACTIVITY</u>			
11.7A.00 AMEND 1 - PREVENTIVE MAINTENANCE	0	\$1,366,518.00	\$1,708,148.00
11.7C.00 AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	0	\$306,526.00	\$383,158.00
Estimated Total Eligible Cost:			\$4,685,161.00
Federal Share:			\$3,065,264.00
Local Share:			\$1,619,897.00

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

	<u>Quantity</u>	<u>FTA Amount</u>	<u>Tot. Elig. Cost</u>
<u>SCOPE</u>			
991-00 SECURITY EXPENDITURES	0	\$14,768.00	\$18,460.00
<u>ACTIVITY</u>			
11.42.20 ACQUIRE - MISC SUPPORT EQUIPMENT	0	\$14,768.00	\$18,460.00

SOURCES OF FEDERAL FINANCIAL ASSISTANCE

<u>UZA ID</u>	<u>Accounting Classification</u>	<u>FPC</u>	<u>FY</u>	<u>SEC</u>	<u>Previously Approved</u>	<u>Amendment Amount</u>	<u>Total</u>
481350	2013.25.90.91.2	00	2014	90	\$1,140,423.00	\$0.00	\$1,140,423.00
481350	2013.25.90.91.2	02	2014	90	\$19,946.00	\$0.00	\$19,946.00
481350	2013.25.90.91.2	04	2014	90	\$168,773.00	\$0.00	\$168,773.00
481350	2013.25.90.91.2	08	2014	90	\$147,682.00	\$0.00	\$147,682.00
Total Previously Approved:							\$1,476,824.00
Total Amendment Amount:							\$0.00
Total from all Funding Sources:							\$1,476,824.00

Alternative Fuel Codes

Extended Budget Descriptions

11.42.20	AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	0	\$234,168.00	\$292,710.00
<p>Purchase miscellaneous support equipment for maintenance and administration facilities. This equipment will include computer replacement and miscellaneous shop equipment.</p> <p>11/26/2013 - Revision 1 - Reduce Planning by \$28,274 and move it to Misc Support Equipment.</p> <p>11/26/2013 - Amend 1 - Add \$155,894 for a total of \$234,168.</p>				
30.09.03	AMEND 1 - SPECIAL RULE - OPERATING ASSISTANCE /1 - 75 BUSES	0	\$963,106.00	\$1,926,212.00
<p>11/26/2013 - AMEND 1 - General Operating Assistance for FY 2013 which is less than the \$1,107,618 maximum that can be utilized for operating assistance as set forth by the Operating Assistance Special Rule.</p>				
30.09.05	AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	0	\$175,000.00	\$350,000.00
<p>For the `MAINTENANCE` of Transportation services eligible under the JARC Program.</p> <p>As Route 25, this service began in 2001, as a crosstown route that was anchored at one end by Citibus` Downtown Transfer Plaza and at the other end by the Convergys call center, near 34th Street and West Loop 289. It was modified in 2007 and is now two routes, allowing service to an expanded area.</p> <p>Route 19 (`Wayland Plaza/South Plains Mall`) serves the following educational facilities:</p> <ul style="list-style-type: none"> - Bowie Elementary School - Dupre Elementary School - Wester Elementary School - Lubbock High School - Lubbock Christian University - Texas Tech University <p>Significant areas of employment along Route 19 include:</p> <ul style="list-style-type: none"> - Convergys - Covenant Health System (two locations) - Lubbock Christian University - South Plains Mall - Texas Tech University <p>(Of these, Convergys, Covenant Health System, and Texas Tech University are listed by the Lubbock Economic Development Alliance as major local employers)</p> <p>Additionally, passengers on Route 19 have access to affordable housing, primarily near 32nd Street and Genoa and north of South Plains Mall, medical services at the two locations of Covenant Health System and the related facilities in the medical district, and the Social Security office.</p> <p>Route 34 (`34th Street/South Plains Mall`) serves the following educational facilities:</p> <ul style="list-style-type: none"> - Bean Elementary School - Stewart Elementary School - Williams Elementary School - O.L. Slaton Middle School - Hutchinson Middle School 				

- Wilson Middle School
- Byron Martin Advanced Technology Center
- Coronado High School

Significant areas of employment along Route 34 include:

- The entire 34th Street corridor
- South Plains Mall

Additionally, passengers on Route 34 have access to the LIFE/Run Independent Living Center and the City/County Health Department.

Service Summary

Citibus proposes to use JARC funding to provide fixed route service on these two routes Monday-Saturday, on headways ranging from 30 minutes to one hour; the specific headway time will be designed to coordinate with the remainder of the system.

The History

In the past, planning partners for this service included the Texas Department of Human Services, Women's Protective Services, LMPO, Women's Empowerment Program/Catholic Family Service, Inc. and the Texas Department of Transportation. All of these agencies have been involved with and supportive of Citibus' JARC program since our first program was funded; most of these agencies are currently involved in the local regional coordination efforts.

Beginning in April 2005, Citibus has been the lead agency and has headed the regional transportation coordination efforts for the South Plains region. As part of the formal process of developing a regional plan, the regional group identified unmet needs across the region. One significant unmet need was identified as Citibus operating assistance and the associated remediation strategy was stated as, 'Utilize JARC funds to maximum extent possible to offset loss of Federal operating assistance, while maintaining current route structure.

The proposal, as outlined above, is vital in meeting the unmet need noted in the coordinated public transportation plan.

The Lubbock MPO went through a competitive process and it was awarded to City of Lubbock/Citibus in February 2011.

11/26/2013 - Amend 1 - Add \$6,227 for a total of \$175,000.

44.22.00	GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	0	\$19,946.00	\$24,933.00
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These funds will be used to provide various planning activities, including maintenance of eligibility, strategic planning, and fixed route planning.

11/26/2013 - Revision 1 - Reduce Planning funds by \$28,274 and move to Misc Support Equipment.

11.7A.00	AMEND 1 - PREVENTIVE MAINTENANCE	0	\$1,366,518.00	\$1,708,148.00
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Preventive maintenance for fleet for FY 2013.

11/26/2013 - AMEND 1 - Add \$304,369 for a total of \$1,366,518

11.7C.00	AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	0	\$306,526.00	\$383,158.00
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Non-fixed route ADA paratransit services.

11/26/2013 - AMEND 1 - Add \$158,844 for a total of \$306,526.

991-00	SECURITY EXPENDITURES	0	\$14,768.00	\$18,460.00
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This will be used to purchase and upgrade the fire alarm system for the administration/maintenance facility. This money will also be used to purchase digital cameras, security cameras for bus parking lot and other miscellaneous capital items used for safety and security.

11.42.20	ACQUIRE - MISC SUPPORT EQUIPMENT	0	\$14,768.00	\$18,460.00
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This will be used to purchase and upgrade the fire alarm system for the administration/maintenance facility. This money will also be used to purchase digital cameras, security cameras for bus parking lot and other miscellaneous capital items used for safety and security.

Changes since the Prior Budget

FTA Change Amounts

<u>Code</u>	<u>Description</u>	<u>Previous FTA Total</u>	<u>Change in FTA Total</u>	<u>Current FTA Total</u>
114-20	BUS: SUPPORT EQUIP AND FACILITIES	\$78,274	\$155,894	\$234,168
11.42.20	AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	\$78,274	\$155,894	\$234,168
300-90	OPERATING ASSISTANCE	\$0	\$963,106	\$963,106
30.09.03	AMEND 1 - SPECIAL RULE - OPERATING ASSISTANCE /1 - 75 BUSES	\$0	\$963,106	\$963,106
646-00	JARC PROJECTS	\$168,773	\$6,227	\$175,000
30.09.05	AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	\$168,773	\$6,227	\$175,000
442-00	METROPOLITAN PLANNING	\$19,946	\$0	\$19,946
44.22.00	GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	\$19,946	\$0	\$19,946
117-00	OTHER CAPITAL ITEMS (BUS)	\$1,209,831	\$463,213	\$1,673,044
11.7A.00	AMEND 1 - PREVENTIVE MAINTENANCE	\$1,062,149	\$304,369	\$1,366,518
11.7C.00	AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	\$147,682	\$158,844	\$306,526
991-00	SECURITY EXPENDITURES	\$14,768	\$0	\$14,768
11.42.20	ACQUIRE - MISC SUPPORT EQUIPMENT	\$14,768	\$0	\$14,768

Eligible Change Amounts

<u>Code</u>	<u>Description</u>	<u>Previous Eligible</u>	<u>Change in Eligible</u>	<u>Current Eligible</u>
114-20	BUS: SUPPORT EQUIP AND FACILITIES	\$97,842	\$194,868	\$292,710
11.42.20	AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	\$97,842	\$194,868	\$292,710
300-90	OPERATING ASSISTANCE	\$0	\$1,926,212	\$1,926,212
30.09.03	AMEND 1 - SPECIAL RULE - OPERATING ASSISTANCE /1 - 75 BUSES	\$0	\$1,926,212	\$1,926,212
646-00	JARC PROJECTS	\$337,546	\$12,454	\$350,000
30.09.05	AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	\$337,546	\$12,454	\$350,000
442-00	METROPOLITAN PLANNING	\$24,933	\$0	\$24,933
44.22.00	GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	\$24,933	\$0	\$24,933
117-00	OTHER CAPITAL ITEMS (BUS)	\$1,512,290	\$579,016	\$2,091,306
11.7A.00	AMEND 1 - PREVENTIVE MAINTENANCE	\$1,327,687	\$380,461	\$1,708,148
11.7C.00	AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	\$184,603	\$198,555	\$383,158
991-00	SECURITY EXPENDITURES	\$18,460	\$0	\$18,460
11.42.20	ACQUIRE - MISC SUPPORT EQUIPMENT	\$18,460	\$0	\$18,460

Change in Quantity

<u>Code</u>	<u>Description</u>	<u>Previous Quantity</u>	<u>Change in Quantity</u>	<u>Current Quantity</u>
114-20	BUS: SUPPORT EQUIP AND FACILITIES	0	0	0
11.42.20	AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	0	0	0
300-90	OPERATING ASSISTANCE	0	0	0
30.09.03	AMEND 1 - SPECIAL RULE - OPERATING ASSISTANCE /1 - 75 BUSES	0	0	0
646-00	JARC PROJECTS	0	0	0
30.09.05	AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	0	0	0
442-00	METROPOLITAN PLANNING	0	0	0
	GENERAL			

2.	RFP/IFB Issued	May. 01, 2013
3.	Contract Complete	Sep. 30, 2013

30.09.05 AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE 0 \$175,000 \$350,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Final Expenditure	Dec. 31, 2013

44.22.00 GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1 0 \$19,946 \$24,933

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Final Expenditure	Jan. 31, 2014
	Citibus plans to complete all planning expenditures by 1/11/2013.	

11.7A.00 AMEND 1 - PREVENTIVE MAINTENANCE 0 \$1,366,518 \$1,708,148

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Initial Expenditure	Oct. 01, 2012
2.	Final Expenditure	Sep. 30, 2013
	Citibus plans to complete all Preventive Maintenance expenditures by 1/11/2013.	

11.7C.00 AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE 0 \$306,526 \$383,158

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Final Expenditure	Sep. 30, 2013
	Citibus plans to complete all ADA partransit service expenditures by 1/11/2013.	

11.42.20 ACQUIRE - MISC SUPPORT EQUIPMENT 0 \$14,768 \$18,460

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	RFP/IFB Issued	May. 01, 2013
2.	Contract Award	May. 15, 2013
3.	Contract Complete	Sep. 30, 2013

Part 5. Environmental Findings

117A00 AMEND 1 - PREVENTIVE MAINTENANCE	0	\$1,366,518	\$1,708,148
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Finding No. 1 - Class II(c)

C07 - Acquisition, maintenance of vehicles / equipment

Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

117C00 AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	0	\$306,526	\$383,158
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Finding No. 1 - Class II(c)

C04 - Planning and administrative activity

Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

442200 GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	0	\$19,946	\$24,933
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Finding No. 1 - Class II(c)

C04 - Planning and administrative activity

Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

114220 AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	0	\$234,168	\$292,710
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Finding No. 1 - Class II(c)

C07 - Acquisition, maintenance of vehicles / equipment

Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

114220 ACQUIRE - MISC SUPPORT EQUIPMENT	0	\$14,768	\$18,460
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Finding No. 1 - Class II(c)

C05 - Action promoting safety, security, accessibility

Activities, including repairs, replacements, and rehabilitations, designed to promote transportation safety, security, accessibility and effective communication within or adjacent to existing right-of-way, such as: the deployment of Intelligent Transportation Systems and components; installation and improvement of safety and communications equipment, including hazard elimination and mitigation; installation of passenger amenities and traffic signals; and retrofitting existing transportation vehicles, facilities or structures, or upgrading to current standards.

300905 AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	0	\$175,000	\$350,000
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Finding No. 1 - Class II(c)

C04 - Planning and administrative activity

Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

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

Comments to DOL

Comment Title:	New Comment
Comment By:	Lynn Hayes
Date Created:	Dec. 02, 2013
Date Updated:	None Specified
Ref Section:	Unknown
Comment:	This grant is for capital and operating. Please review this application for labor certification in accordance with DOL Section 5333(b0 Certification. The grantee contact is Chris Mandrell@ Citibus Phone:806-712-2000 FTA contact Lynn Hayes 817 978-0565

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-19, October 1, 2012)**

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(19), October 1, 2012,
<http://www.fta.dot.gov/documents/19-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-90-Y014-01

Grantee: CITY OF LUBBOCK

Citation of Statute(s) Authorizing Project: 49 USC 5307 - Urbanized Area Formula (FY2013 and forward)

Estimated Total Eligible Cost (in U.S. Dollars): \$4,685,161

Maximum Total FTA Amount Awarded (in U.S. Dollars): \$3,065,264

Amount of This FTA Award (in U.S. Dollars): \$1,588,440

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:
Amendment 1 Certification Date: 12/9/2013

Project Description:

FY 13 5307 (Ops/Plan/Cap)

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.

TX-90-Y014-01 Quarterly Narrative Report

Jul. 01, 2013 through Sep. 30, 2013

As Of Dec. 09, 2013

MS/P Report Submitted , FFR Submitted

Part 1: Recipient Information

Project Number:	TX-90-Y014-01
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

Part 2: Project Information

Project No:	TX-90-Y014-01
Brief Desc:	FY 13 5307 (Ops/Plan/Cap)
FTA Project Mgr:	Lyn Hayes/Linda Kemp 817-978-0569/0563
Start/End Date:	-
Gross Project Cost:	\$4,685,161
Adjustment Amt:	\$0
Total Eligible Cost:	\$4,685,161
Total FTA Amt:	\$3,065,264
Total State Amt:	\$0
Total Local Amt:	\$1,619,897
Other Federal Amt:	\$0

Part 3: Federal Financial Report

Financial Status

	<u>Previous</u>	<u>This Period</u>	<u>Cumulative</u>
A. Federal Cash on Hand at Beginning of Period			\$0
B. Federal Cash Receipts			\$0
C. Federal Cash Disbursements			\$0
D. Federal Cash on Hand at End of Period			\$0
E. Total Federal Funds Authorized			\$1,476,824
F. Federal Share of Expenditures	\$1,255,262	\$134,299	\$1,389,561
G. Recipient Share of Expenditures	\$313,815	\$115,913	\$429,728
H. Total Expenditures(F + G)	\$1,569,077	\$250,212	\$1,819,289
I. Federal Share of Unliquidated Obligations			\$0

J. Recipient Share of Unliquidated Obligations			\$0
K. Total Unliquidated Obligations(I + J)			\$0
L. Total Federal Share (F + I)			\$1,389,561
M. Unobligated Balance of Federal Funds (E - L)			\$87,263
N. Total Recipient Share Required			\$495,787
O. Remaining Recipient Share to be provided N - (G + J)			\$66,059
P. Federal Program Income on Hand at Beginning of Period			\$0
Q. Total Federal Program income earned			\$0
R. Federal Program income expended in accordance with the deduction alternative			\$0
S. Federal Program income expended in accordance with the addition alternative			\$0
T. Federal Program income expended on allowable Transit Capital and Operating expenses			\$0
U. Federal Unexpended Program income (P + Q - R or s or T)			\$0

Indirect Expense

Type	N/A
Rate	0.00%
Base	\$0
Amount Charged	\$0
Federal Share	\$0

Part 4. Milestone/Progress Report

		<u>Quantity</u>	<u>FTA Amount</u>	<u>Elig. Proj. Cost</u>
11.7A.00	AMEND 1 - PREVENTIVE MAINTENANCE	0	\$1,366,518	\$1,708,148

	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>
1.	Initial Expenditure	10/1/2012			10/1/2012	
2.	Final Expenditure	9/30/2013			6/30/2013	
	DETAILED DESCRIPTION: Citibus plans to complete all Preventive Maintenance expenditures by 1/11/2013.					

11.7C.00	AMEND 1 - NON FIXED ROUTE ADA PARATRANSIT SERVICE	<u>Quantity</u> 0	<u>FTA Amount</u> \$306,526	<u>Elig. Proj. Cost</u> \$383,158
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	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>
1.	Final Expenditure	9/30/2013			1/31/2013	
	DETAILED DESCRIPTION: Citibus plans to complete all ADA partransit service expenditures by 1/11/2013.					

44.22.00	GENERAL DEVELOPMENT/COMPREHENSIVE PLANNING - Revision 1	<u>Quantity</u> 0	<u>FTA Amount</u> \$19,946	<u>Elig. Proj. Cost</u> \$24,933
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	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>
1.	Final Expenditure	1/31/2014				
	DETAILED DESCRIPTION: Citibus plans to complete all planning expenditures by 1/11/2013.					

11.42.20	AMEND 1 - ACQUIRE - MISC SUPPORT EQUIPMENT - Revision 1	<u>Quantity</u> 0	<u>FTA Amount</u> \$234,168	<u>Elig. Proj. Cost</u> \$292,710
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	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>
1.	Contract Award	3/15/2013			3/15/2013	
2.	RFP/IFB Issued	5/1/2013			5/1/2013	
3.	Contract Complete	9/30/2013			9/30/2013	

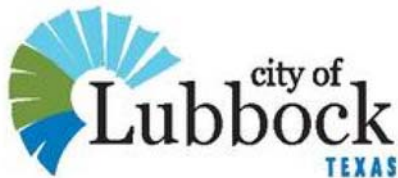
11.42.20	ACQUIRE - MISC SUPPORT EQUIPMENT	<u>Quantity</u> 0	<u>FTA Amount</u> \$14,768	<u>Elig. Proj. Cost</u> \$18,460
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	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>

1.	RFP/IFB Issued	5/1/2013			5/1/2013	
2.	Contract Award	5/15/2013			5/15/2013	
3.	Contract Complete	9/30/2013			9/30/2013	

30.09.05	AMEND 1 -JOB ACCESS AND REVERSE COMMUTE OPERATING ASSISTANCE	<u>Quantity</u> 0	<u>FTA Amount</u> \$175,000	<u>Elig. Proj. Cost</u> \$350,000
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	<u>Milestone Description</u>	<u>Orig. Est. Comp. Date</u>	<u>Rev. Est. Comp. Date</u>	<u># Rev</u>	<u>Actual Comp. Date</u>	<u>Cont. Code</u>
1.	Final Expenditure	12/31/2013				



Regular City Council Meeting

5. 18.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Transit Services: Consider a resolution authorizing the City of Lubbock's Director of Fiscal Policy to execute a FY 2013-14 Federal Transit Administration Section 5310 Grant (TX-16-X011-00), to help provide mass transportation service planning, designed, and carried out to meet the special needs of elderly individuals and individuals with disabilities.

Item Summary

The FTA has allocated \$201,776 in FY 2013 Section 5310 funds to The City of Lubbock/Citibus. The funds from Section 5310 grants are to be used to help provide mass transportation service planning, designed, and carried out to meet the special needs of elderly individuals and individuals with disabilities. This funding is used to fund paratransit trips outside the ADA 3/4 mile boundary, evening service trips for FY 2013-14, and for preventative maintenance of paratransit vehicles. The grant has been incorporated into the FY 2013 budget, which has been previously approved by the City Council.

Federal Transit Administration regulations require that all grants must be applied for and executed electronically. Therefore, Citibus would like to request that the Mayor allow the City of Lubbock's Executive Director of Budget or Mr. Maurice Pearl, Citibus General Manager, to execute this grant, once approved by the City Council.

Fiscal Impact

The \$59,444 local match required for this grant has already been included in the FY 2013 Citibus budget. The total amount allocated under this grant is \$201,776.

Staff/Board Recommending

Quincy White, Assistant City Manager

Attachments

Resolution - FTA 5310

FTA Section 5310 Application

RESOLUTION

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

THAT the Director of Fiscal Policy of the City of Lubbock is hereby authorized and directed to execute for and on behalf of the City of Lubbock, a FY 2013 Federal Transit Administration Section 5310 Grant to help provide mass transportation service planning, design and carried out to meet the special needs of elderly individuals and individuals with disabilities, by and between the City of Lubbock and the Federal Transit Administration, and 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 City Council.


Passed by the City Council on _____.

GLEN C. ROBERTSON, MAYOR

ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Bill Howerton, Director of Community Development
Citibus Liaison

APPROVED AS TO FORM:



Chad Weaver, Assistant City Attorney

vw:ccdcs/RES.Citibus-5310 Grant
December 26, 2013

DOT**FTA**

U.S. Department of Transportation

Federal Transit Administration

Application

Recipient ID:	1993
Recipient Name:	CITY OF LUBBOCK
Project ID:	TX-16-X011-00
Budget Number:	1 - Budget Pending Approval
Project Information:	FY 13 5310 Seniors and Disabled

Part 1: Recipient Information

Project Number:	TX-16-X011-00
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:	\$261,220
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Project Number:	TX-16-X011-00	Adjustment Amt:	\$0
Project Description:	FY 13 5310 Seniors and Disabled	Total Eligible Cost:	\$261,220
Recipient Type:	City	Total FTA Amt:	\$201,776
FTA Project Mgr:	Lynn Hayes /Linda Kemp 817-978-0565/0563	Total State Amt:	\$0
Recipient Contact:	Chris Mandrell - 806-712-2002	Total Local Amt:	\$59,444
New/Amendment:	New	Other Federal Amt:	\$0
Amend Reason:	Initial Application	Special Cond Amt:	\$0
Fed Dom Asst. #:	20513	Special Condition:	None Specified
Sec. of Statute:	5310-1A	S.C. Tgt. Date:	None Specified
State Appl. ID:	None Specified	S.C. Eff. Date:	None Specified
Start/End Date:	Oct. 01, 2012 - Dec. 31, 2013	Est. Oblig Date:	None Specified
Recvd. By State:	Dec. 05, 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) :	Nov. 01, 2012		
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 Neugebauer

Project Details

Citibus is proposing that FY 2013 5310 Seniors and Disabled funds be used to fund paratransit trips outside the ADA 3/4 mile boundary, all evening service trips for the FY13 and for Preventive Maintenance of paratransit vehicles.

This funding provides paratransit trips beyond 3/4 mile (roughly 350 trips/year) and all evening demand response

trips (roughly 4,000 trips/year).

Citibus presented this grant to the South Plains Regional Coordination Transportation Advisory Committee (SPRCTAC) for development, input and approval of the programs that Citibus intends to use the funds for. At the SPRCTAC meeting on September 27, 2013, the committee members approved Citibus to move forward with the application process and the use of the 5310 funds. The minutes from this meeting are attached to the grant.

This project is included in a locally, developed, coordinated public transit-human service transportation plan (coordinated plan) developed and approved through a process that included participation by seniors, individuals with disabilities, representatives of public, private and non-profit transportation and human service providers and other members of the public. The activities in this grant qualify for 5310 funding under the 45% maximum allowed for eligible projects other than those considered traditional 5310 capital projects and that the 55% requirement is being met through other 5310 projects.

Earmarks

No information found.

Security

No information found.

Part 3: Budget

Project Budget

	Quantity	FTA Amount	Tot. Elig. Cost
<u>SCOPE</u>			
647-00 NFI PROJECTS	0	\$12,000.00	\$24,000.00
<u>ACTIVITY</u>			
30.09.01 UP TO 50% FEDERAL SHARE	0	\$12,000.00	\$24,000.00
<u>SCOPE</u>			
117-00 OTHER CAPITAL ITEMS (BUS)	0	\$189,776.00	\$237,220.00
<u>ACTIVITY</u>			
11.7A.00 PREVENTIVE MAINTENANCE	0	\$189,776.00	\$237,220.00
Estimated Total Eligible Cost:			\$261,220.00
Federal Share:			\$201,776.00
Local Share:			\$59,444.00

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

30.09.01	UP TO 50% FEDERAL SHARE	0	\$12,000.00	\$24,000.00
Encompasses subsidy for two services: 1. Paratransit extended services area trips, which result in roughly 350 trips annually; and 2. demand response-based NiteRide, which results in roughly 350 trips annually. This service operates six days per week, from 6:45pm to 10:30 pm.				
11.7A.00	PREVENTIVE MAINTENANCE	0	\$189,776.00	\$237,220.00
These funds will be used for preventative maintenance of the paratransit vehicles.				

Changes since the Prior Budget

No information found.

Part 4. Milestones

647-00 NFI PROJECTS 0 \$12,000 \$24,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Initial Expenditure	Oct. 01, 2012

30.09.01 UP TO 50% FEDERAL SHARE 0 \$12,000 \$24,000

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Final Expenditure	Dec. 31, 2013

117-00 OTHER CAPITAL ITEMS (BUS) 0 \$189,776 \$237,220

	<u>Milestone Description</u>	<u>Est. Comp. Date</u>
1.	Initial Expenditure	Oct. 01, 2012

11.7A.00 PREVENTIVE MAINTENANCE 0 \$189,776 \$237,220

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

Comments to DOL

Comment Title:	New Comment
Comment By:	Lynn Hayes
Date Created:	Nov. 21, 2013
Date Updated:	None Specified
Ref Section:	Unknown
Comment:	NO DOL 5310 Program

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-19, October 1, 2012)

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(19), October 1, 2012,
<http://www.fta.dot.gov/documents/19-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-16-X011-00

Grantee: CITY OF LUBBOCK

Citation of Statute(s) Authorizing Project: 49 USC 5310 - Formula Grants for Enhanced Mob of Seniors & Indiv w Disab

Estimated Total Eligible Cost (in U.S. Dollars): \$261,220

Maximum Total FTA Amount Awarded (in U.S. Dollars): \$201,776

Amount of This FTA Award (in U.S. Dollars): \$201,776

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:

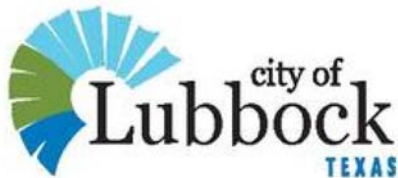
Original Project Certification Date:

Project Description:

FY 13 5310 Seniors and Disabled

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

6. 1.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 3089-C, a request of CLCL Development for a zoning change from AM to R-1 Specific Use for townhomes on 7.497 acres of unplatted land out of Block AK, Section 21, 10202 Frankford Avenue, and consider an ordinance.

Item Summary

General comments:

This request is on a portion of a parcel of land that was zoned Apartment Medical in 2007. The zone case in 2007 excluded apartments from the list of permitted uses. In October of 2013, a request was brought before the Planning & Zoning Commission (P&Z) to remove that condition, therefore allowing apartments to be constructed. At that time there was significant opposition from the existing neighborhood to the west. There seemed to be a consensus of comments from the adjacent neighborhood that the property, if not developed as a medical type use, should be built as single family. The applicant has brought to the commission a proposal for a single family development, in the form of townhomes. Townhomes are single family developments and will be built with internal private drives rather than public streets.

Adjacent land uses:

To the west is an existing single family neighborhood, and an existing Frenship ISD elementary school is to the north. Immediately to the south is a mini-storage facility and to the east, fronting along Frankford Avenue, is the remainder of the vacant parent tract, zoned for AM, excluding apartments.

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

Two citizens spoke in favor of the request.

Comprehensive Land Use Plan (CLUP):

The request is a minor change to the CLUP, a change that is more consistent with standard policy.

Zoning Policy:

This zoning change will provide more variety in the style of single family homes surrounding an elementary school.

Effect on the adjacent street and thoroughfare system:

There should be little to no impact on the thoroughfare system. The proposed development has access to 102nd Street, and does not open towards the existing development to the west.

102nd Street nearly serves as a collector street for this neighborhood, so the added traffic volume to the street in conjunction with the school traffic should not have a major impact on an already busy street.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote, with the following conditions:

1. Tied to the proposed site plan, with the ability for minor modifications.
2. That a 6' masonry wall be constructed on the west property line, adjacent to Fulton Avenue.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3089-C

Zone Case 3089-C

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. 3089-C**; A ZONING CHANGE FROM **AM** TO **R-1 SPECIFIC USE FOR TOWNHOMES**, ON **7.497 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. 3089-C

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 **AM** to **R-1 Specific Use for townhomes** on **7.497 acres of unplatted land out of Block AK, Section 21**, City of Lubbock, Lubbock County, Texas, located at **10202 Frankford 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 zone change be tied to the proposed site plan with the ability for minor modifications.**
2. **THAT a 6' masonry wall be constructed on the west property line, adjacent to Fulton Avenue.**

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 **AM** 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 **10202 Frankford 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:

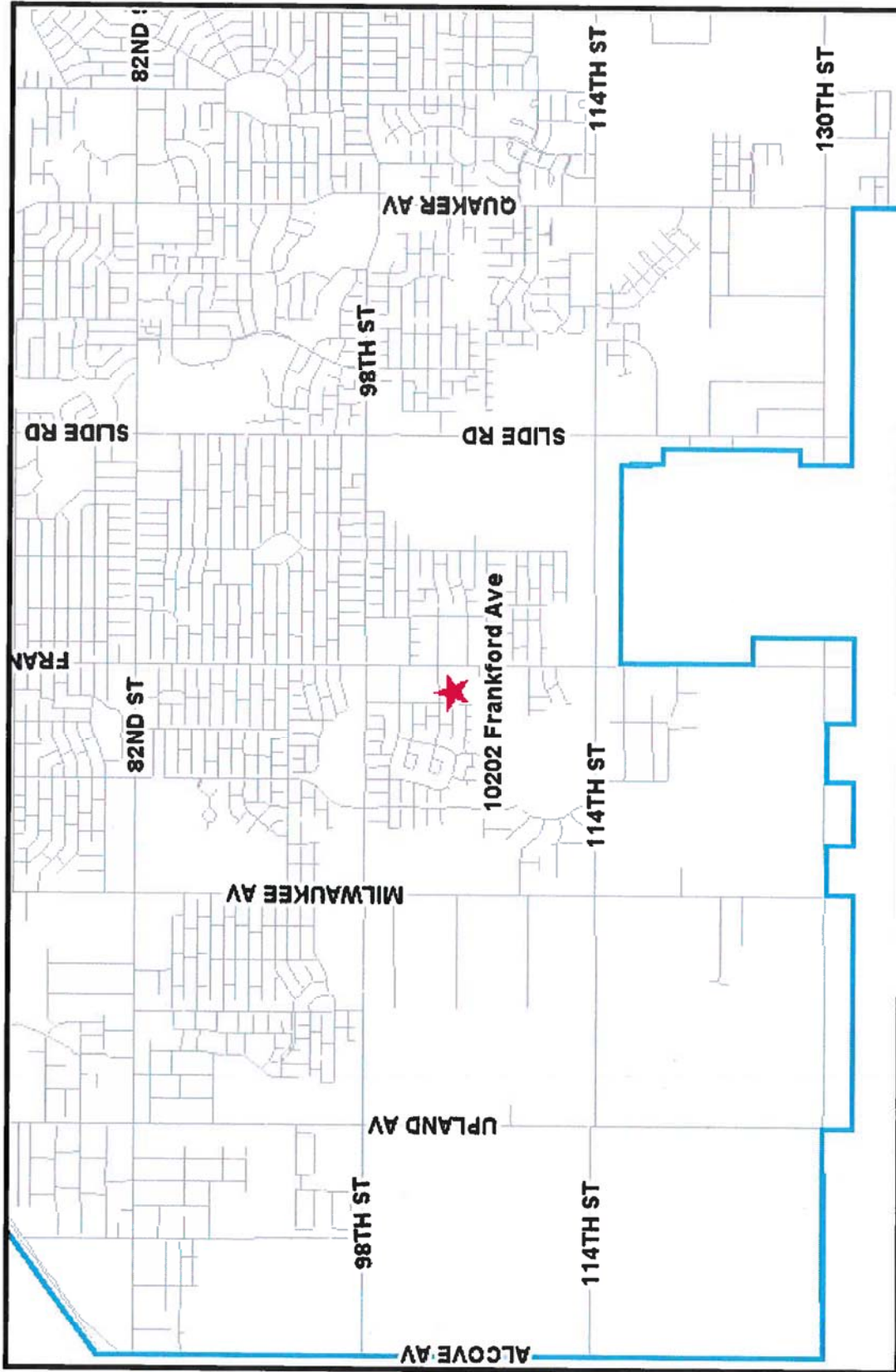
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

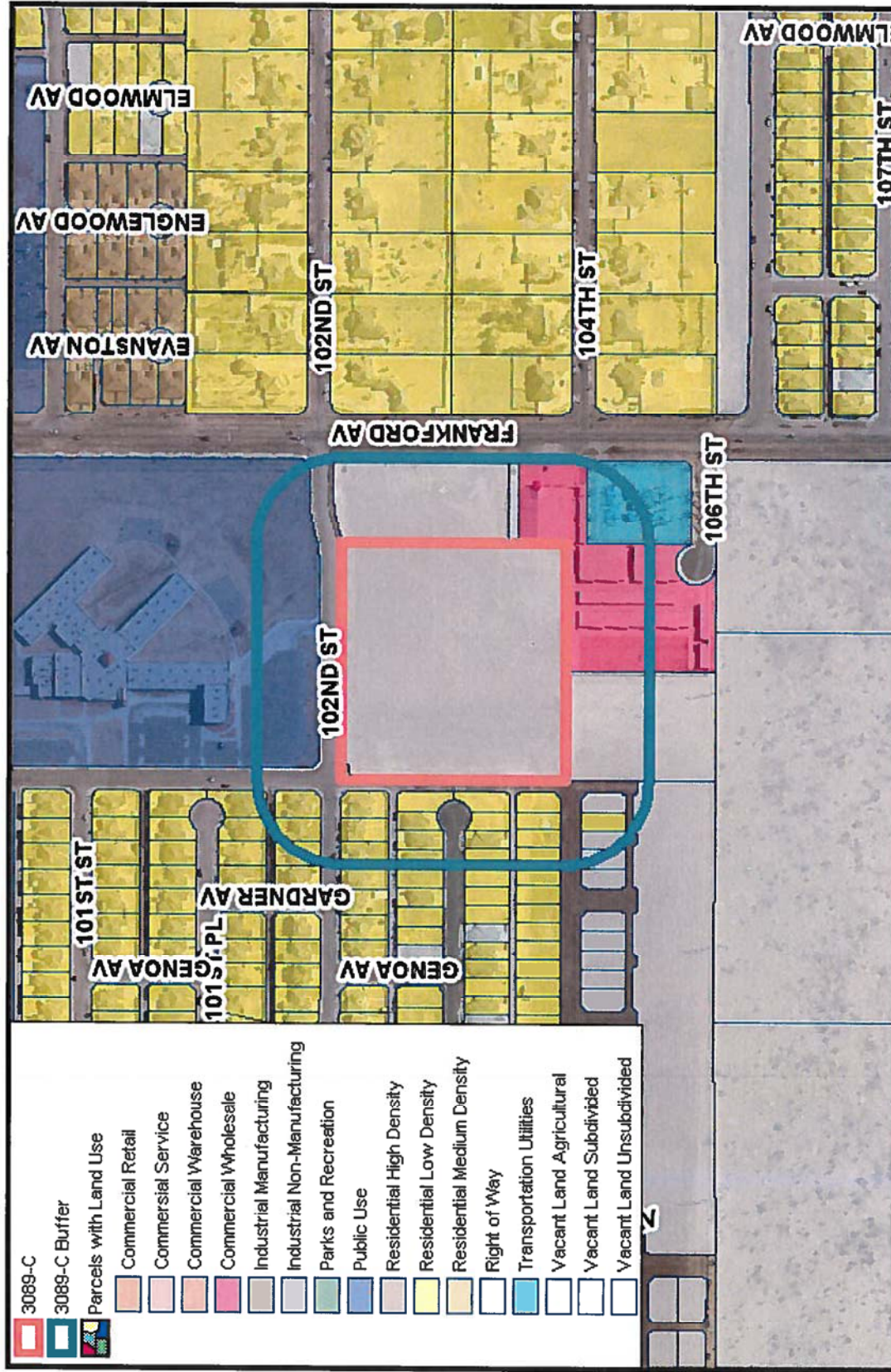


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3089-C
December 10, 2013

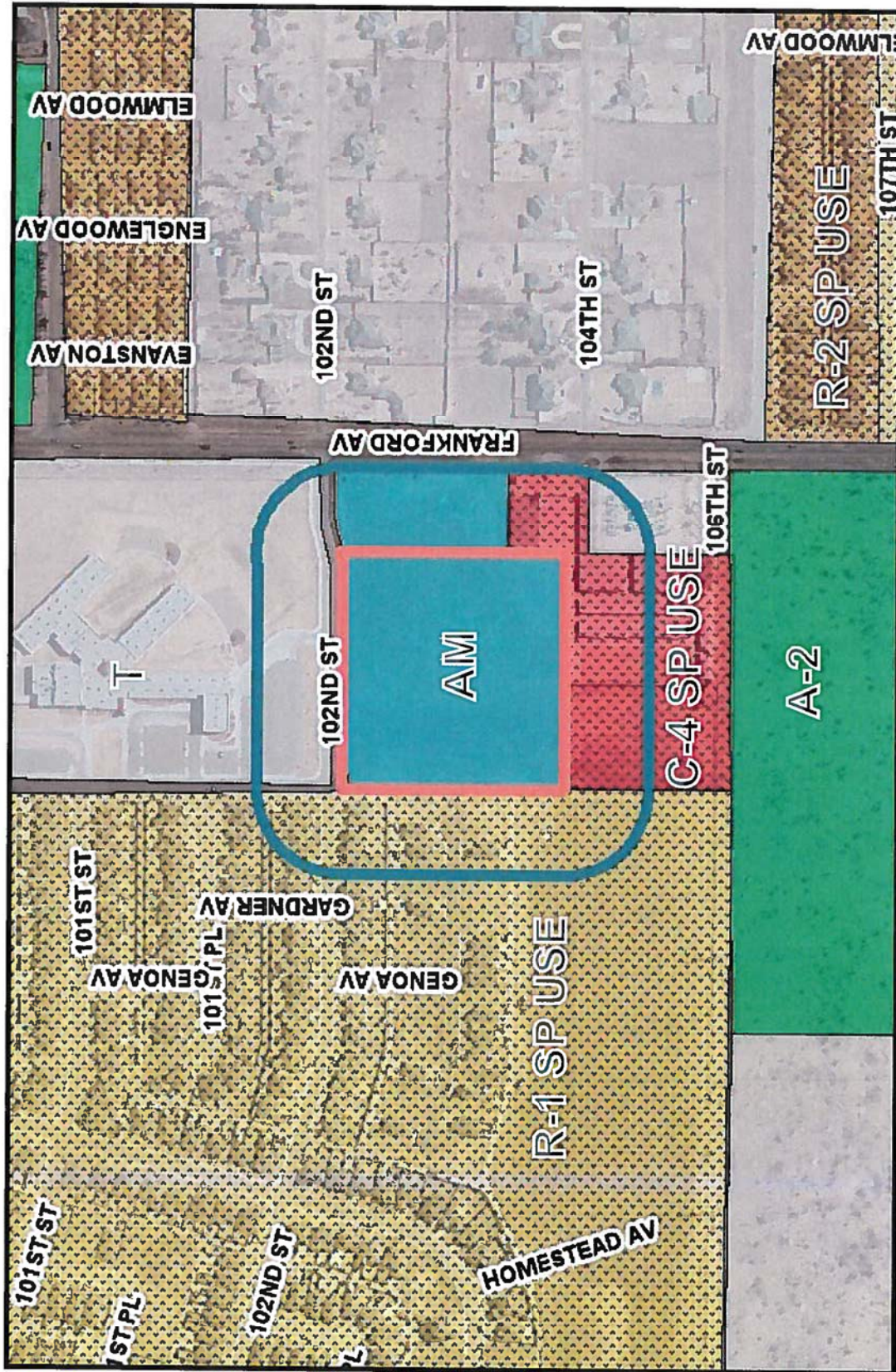


P.Z.C. Case 3089-C

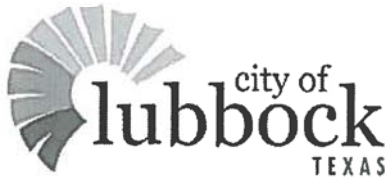


P.Z.C. Case 3089-C

Request of CLCL Development for a zoning change from AM to R-1 Specific Use for townhomes, 10202 Frankford Avenue



P.Z.C. Case 3089-C Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) CLCL Dev
5608 NORFOLK Ave
Lubbock, TX 79413

For
Street/Post Office Box
City State Zip
Telephone

Location or Address: 102nd + FRANKFORD DR

Legal Description:*

Existing Land Use: AM Existing Zoning: AM

Acreage or Square Footage of Property: 7.4 Ac

Zoning Requested: R1 - Specific Use

Proposed Development: TOWN HOMES

If property is not subdivided, will preliminary plat be submitted? ARCHITECT RENDERINGS Yes [checked] No

Applicant's Signature [Signature] Date OCT 30, 2013

Filing Fee: 496.00 (\$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 18000 ck# 2084 For City Use Only M+B Map 42

Zone Case No.: 3089-C Agenda No.: 1

Request for zoning change from: A-M To: R-1 SU

on Lot(s): 7.497 acres of unplatted land out of block AK section 21

Subdivision: Block(s):

Address: 10202 Frankford Ave

ABACUS

ENGINEERING
SURVEYING

2737 81ST STREET LUBBOCK, TEXAS 79423
(806) 745-7670



"Count on it"

Metes and Bounds Description prepared for Zone Change Purposes Only on a 7.497 acre tract out of Section 21, Block AK, Lubbock County Texas further described by metes and bounds as follows:

BEGINNING at an ELL corner in the Northerly line of Tract A, Postar\Burrell addition for the Southeast corner of this tract which bears South approximately 2284 feet and West approximately 263 feet from the Northeast corner of Section 21, Block AK;

THENCE West, the North line of Tract A, and the North line of the tract recorded in Lubbock County Clerk File # 2008018165 approximately 587 feet to the Southwest corner of this tract;

THENCE North approximately 557 feet to the Northwest corner of this tract;

THENCE East with the South line of 102nd Street, approximately 550 feet to the start of a curve;

THENCE Easterly with a curve to the left, having a radius of 230 feet, a central angle of $09^{\circ}20'44''$, and a chord bearing of $N 85^{\circ}19'19'' E$, a chord distance of approximately 37.5 feet, to the Northeast corner of this tract;

THENCE South approximately 559 feet to the PLACE of BEGINNING, containing 7.497 Acres

Prepared for Zone Change Purposes only. Does not represent a survey.

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.: 3089-C

In Favor of

Opposed

RECEIVED

DEC 06 2013

PLANNING DEPARTMENT

Reasons and/or Comments:

As Superintendent of Lubbock-Cooper ISD, I have a vested interest in any construction taking place near one of our campuses. West Elementary is located just across the street of the location of this proposed zoning change. I have worked with Mr. Croft (CHC Development) several times over the year and he has always built first rate structures that are aesthetically pleasing and of quality construction.

Print Name PAT HENDERSON

Signature: Pat Henderson

Address: 16302 Loop 493 Lubbock, TX 79423

Address of Property Owned: 102nd & FULTON

*WEST ELEMENTARY School
LUBBOCK, TX Lubbock-Cooper ISD*

1 of 24 Zone Case Number: 3089-C 74517
LUBBOCK COOPER ISD
16302 LOOP 493

LUBBOCK TX 79423

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form



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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.: 3089-C

In Favor of

Opposed

RECEIVED

DEC 06 2013

Reasons and/or Comments:

PLANNING DEPARTMENT

This Zone change Request will enable a Developer to provide a beautiful townhouse Project. These homes will blend with the Neighborhood and will be 10-12 M. I urge this be approved.

Print Name TRWETT CRAFT - CLCL Dev.

Signature: *Truett Craft*

Address: 5608 Norfolk Ave

Address of Property Owned: _____



City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

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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.: 3089-C

In Favor of with restrictions only.

Opposed

RECEIVED
DEC 10 2013
PLANNING DEPARTMENT

Reasons and/or Comments:

- Request entrance off of Frankford
- Request dividing wall along Fulton.
- Landscaping

Print Name Toni Tidwell (Johnson)
 Signature: *Toni Tidwell*
 Address: Po Box 133 Munday TX 76371
 Address of Property Owned: 5829 103rd St Lubbock TX 79424

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

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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.: 3089-C

In Favor of

Opposed

Reasons and/or Comments:

RECEIVED
DEC 02 2013
PLANNING DEPARTMENT

Print Name

Michael Poston

Signature:

Michael Poston

Address:

3114 FRANKFORD AVE

Address of Property Owned:

10214 FRANKFORD AVE

19 of 24

Zone Case Number: **3089-C** 91326

104TH & FRANKFORD AFFORDA

STORAGE INC

3110 FRANKFORD AVE

LUBBOCK

TX 79407-7847

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.: 3089-C

In Favor of

Opposed

Reasons and/or Comments:

RECEIVED
DEC 02 2013
PLANNING DEPARTMENT

Print Name Roaring 07, Ltd. and Mike Field
Signature: Mike Field
Address: 2112 Indiana Ave
Address of Property Owned: adjacent to property being Re-Zoned.

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.: 3089-C

In Favor of

Opposed

RECEIVED
DEC 02 2013
PLANNING DEPARTMENT

Reasons and/or Comments:

I don't think that townhomes fit in this neighborhood. The neighborhood is a family neighborhood with nice homes and townhomes will change that. If this change is approved, please consider the following:

- 1) townhomes along Fulton Avenue be limited to one story,
- 2) Please consider the traffic situation. 102nd Street is very busy

and cannot handle much more traffic. Please consider additional entrances and thru streets to ease pressure on 102nd Street.

This lot would best fit additional single family homes!

Print Name Matthew Wade

Signature: *M Wade*

Address: 5825 102nd Street

Address of Property Owned: 5825 102nd Street

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.: 3089-C

In Favor of

Opposed

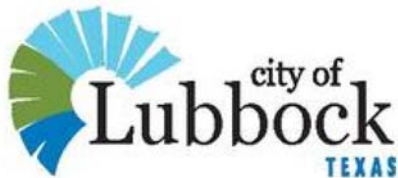
Reasons and/or Comments:

RECEIVED
DEC 04 2013
PLANNING DEPARTMENT

Print Name: Val Cooper
Signature: [Handwritten Signature]
Address: 5826-102nd
Address of Property Owned: 5826-102nd

3 of 24
Zone Case Number: 3089-C 85200
LUBBOCK CREATIVE HOMES DE
PO BOX 8

WOLFFORTH TX 79382



Regular City Council Meeting

6. 2.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 1147-C, a request of Superior Asphalt Manufacturing, for Phil Huval, for a zoning change from M-1 to M-2 Specific Use for an asphalt paving manufacturing plant on 9.3 acres of unplatted land out of Block A, Section 77, 420 East Lehigh Street, and consider an ordinance.

Item Summary

General comments:

The parcel requested for zoning is a portion of a parcel currently zoned M-1 (light industrial). Northeast Lubbock has seen a significant increase in industrial development over the last several years. Among some of the driving developments are the LEDA Business Park and LEDA Rail Port. With these and other developments, it seems to have proven beneficial to have an asphalt plant within close proximity.

Adjacent land uses:

The adjacent M-1 zoned property in all directions is primarily vacant. There is currently another asphalt plant to the east. A small residential subdivision does exist south of East Municipal Drive but no access exists across the railroad tracks between the two areas of land.

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

No one spoke in favor of or in opposition to the request.

Comprehensive Land Use Plan (CLUP):

The project is consistent with the CLUP in that the immediate vicinity is targeted as industrial.

Zoning Policy:

Zoning Policy is the application of whether or not the proposal meets the overall mix of uses in the area. This site is in the middle of the land the applicant is purchasing, has a railroad to the south, and M-1 or light industrial uses to the north, adjacent to North Loop 289.

Effect on the adjacent street and thoroughfare system:

The project will have no significant impact on traffic in the area. Access will be from North Loop 289 from the north and Ash Avenue via East Harvard.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote.

Fiscal Impact

None.

Staff/Board Recommending

Attachments

Ordinance - Zone Case 1147-C

Zone Case 1147-C

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. 1147-C**; A ZONING CHANGE FROM **M-1 TO M-2 SPECIFIC USE FOR AN ASPHALT PAVING MANUFACTURING PLANT**, ON **9.3 ACRES OF UNPLATTED LAND OUT OF BLOCK A, SECTION 77, 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. 1147-C

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 **M-1 to M-2 Specific Use for an asphalt paving manufacturing plant on 9.3 acres of unplatted land out of Block A, Section 77**, City of Lubbock, Lubbock County, Texas, located at **420 East Lehigh Street**, and being further described as follows:

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

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 M-1 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 **420 East Lehigh Street**, 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:

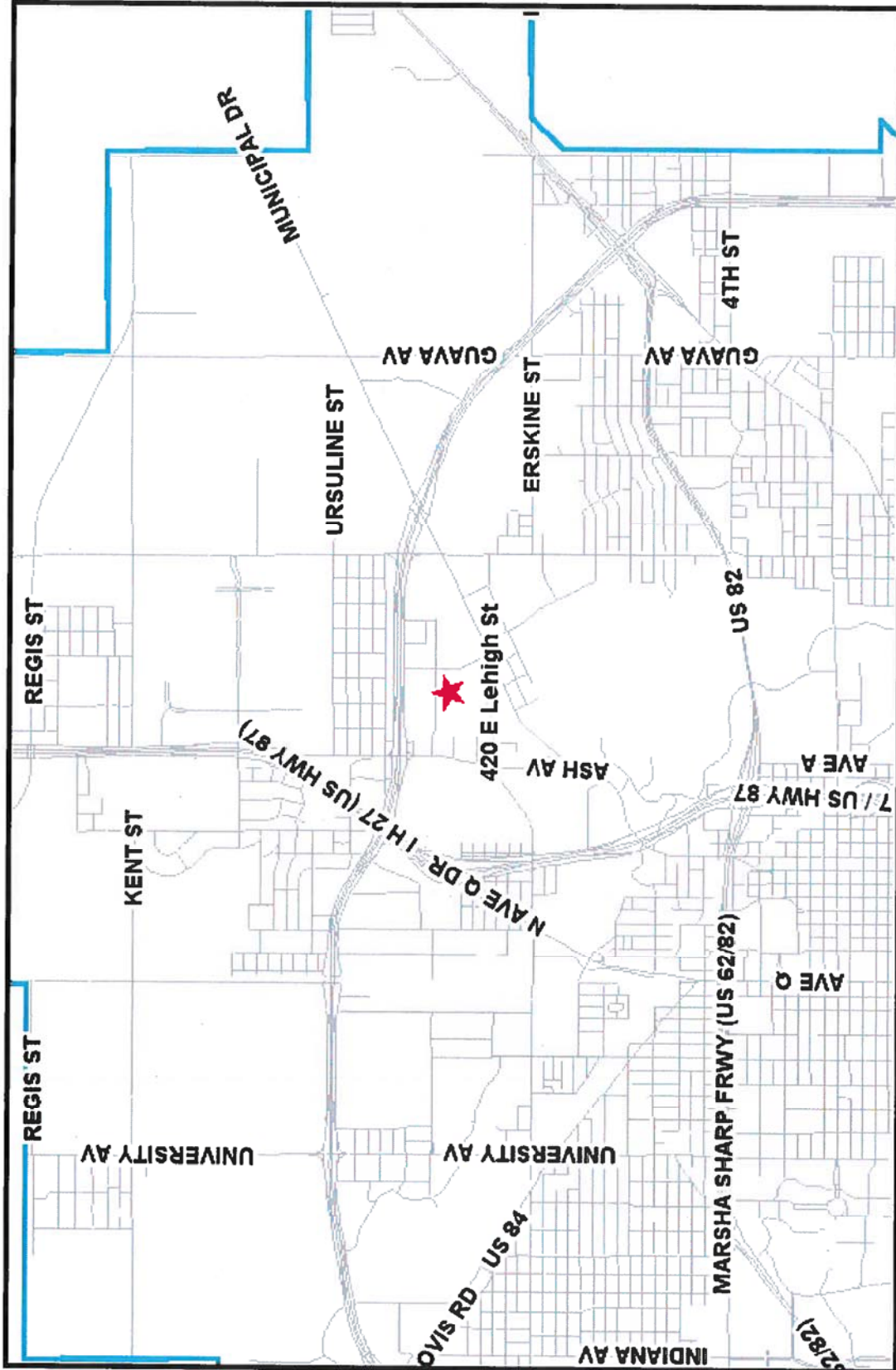
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

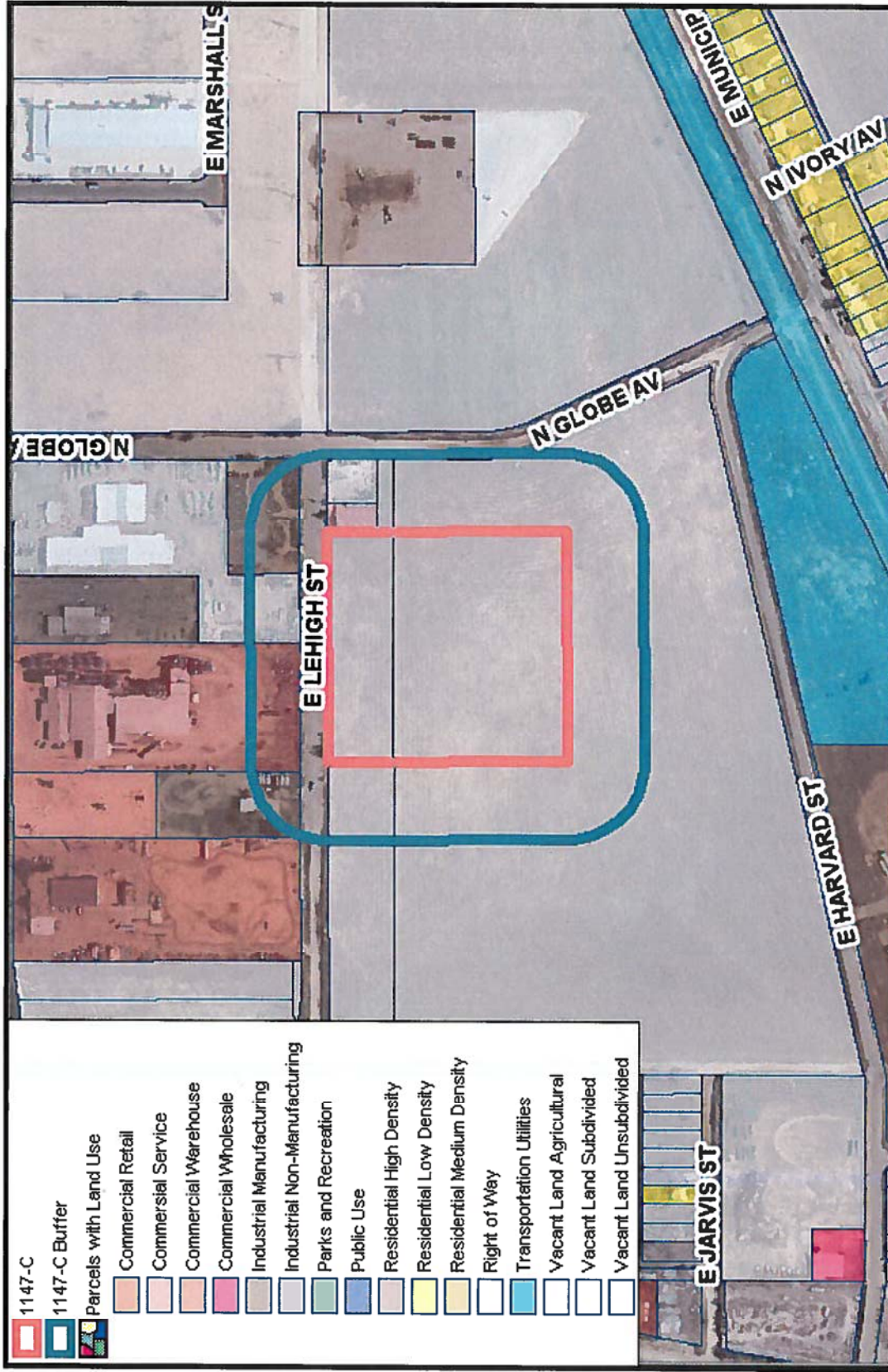


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC1147-C
December 10, 2013



P.Z.C. Case 1147-C



P.Z.C. Case 1147-C

Request of Superior Asphalt Manufacturing (for Phil Huval) for a zoning change from M-1 to M-2 Specific Use for an asphalt paving manufacturing plant, 420 East Lehigh Street



P.Z.C. Case 1147-C Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) Superior Asphalt Manufacturing
70. Box 2278
Lubbock Tex. 79408
(806) 620-6120

For Phil Huval
Street/Post Office Box
City State Zip
Telephone

Location or Address: 420 E. Lehigh
Legal Description: see attachment to print
Existing Land Use: vacant Existing Zoning: M-1
Acreage or Square Footage of Property: 49.406 acres
Zoning Requested: M-1 to M-2 specific use

Proposed Development: Establish asphalt paving manufacturing plant

If property is not subdivided, will preliminary plat be submitted?
Applicant's Signature Phil D. Huval Date 10-31-13

Filing Fee: 619
(\$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.

For City Use Only

Zone Case No.: 1147-C Agenda No.: 2
Request for zoning change from: M-1 To: M-2 sp. use

on Lot(s): 9.3 acres of unplatted land out of Block A section 77
Block(s):
Subdivision: Address: 420 E Lehigh St

ABACUS

ENGINEERING
SURVEYING

2737 81ST STREET LUBBOCK, TEXAS 79423
(806) 745-7670



"Count on it"

Metes and Bounds description prepared for Zone Change Purposes only on a 9.3 Acre Tract out of Section 77, Block A, Lubbock County, Texas being further described by metes and bounds as follows:

BEGINNING at a found 3/8" rod at the Northwest corner Lot 1, Block F, North Loop Industrial Park having Texas North Central Zone Coordinates of North: 7286119.96, East: 955152.81 for the most Northerly Northeast corner of this tract from which a found railroad spike accepted as the Northeast corner of the South Half Section 77 bears N 1° 26' 28" E(Texas North Central Zone Bearing Basis), 105.18 feet and S 88° 31' 30" E, 3225.46 feet (By Calls N 0° 20' W, 105 feet and N 89° 40' E, 3225 feet;

THENCE S 01°26'28" W, 650 feet;

THENCE N 88°31'25" W, 623 feet;

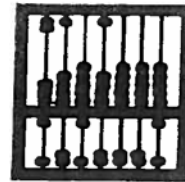
THENCE N 01°26'28" E, 650 feet;

THENCE S 88°31'25" E, 623 feet to the PLACE of BEGINNING, containing 9.3 Acres.

Prepared for Zone Change Purposes only.
Does not represent a survey.

ABACUS ENGINEERING SURVEYING

2737 81ST STREET LUBBOCK, TEXAS 79423
(806) 745-7670



"Count on it"

Metes and Bounds description prepared for Zone Change Purposes only on a 9.3 Acre Tract out of Section 77, Block A, Lubbock County, Texas being further described by metes and bounds as follows:

BEGINNING at a found 3/8" rod at the Northwest corner Lot 1, Block F, North Loop Industrial Park having Texas North Central Zone Coordinates of North: 7286119.96, East: 955152.81 for the most Northerly Northeast corner of this tract from which a found railroad spike accepted as the Northeast corner of the South Half Section 77 bears N 1° 26' 28" E(Texas North Central Zone Bearing Basis), 105.18 feet and S 88° 31' 30" E, 3225.46 feet (By Calls N 0° 20' W, 105 feet and N 89° 40' E, 3225 feet;

THENCE S 01°26'28" W, 650 feet;

THENCE N 88°31'25" W, 623 feet;

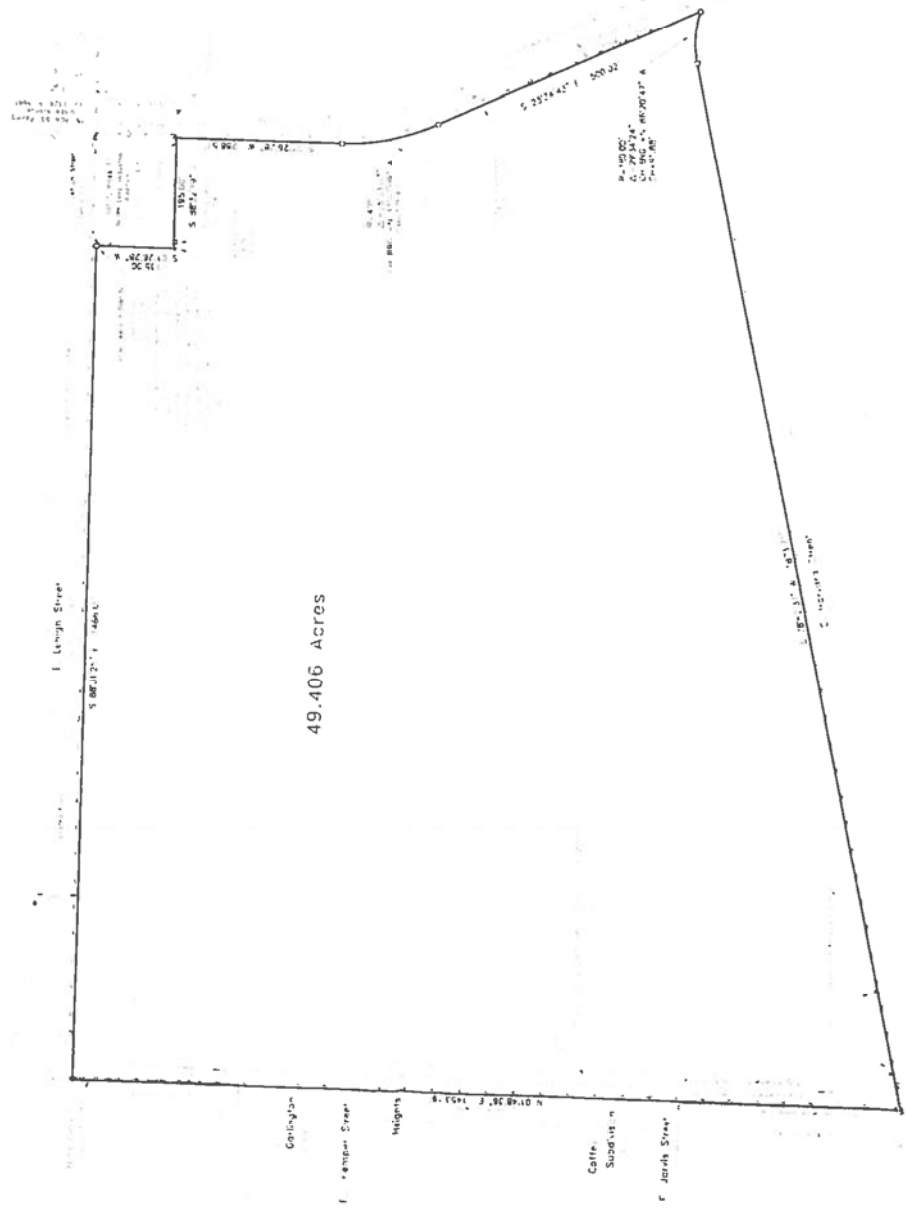
THENCE N 01°26'28" E, 650 feet;

THENCE S 88°31'25" E, 623 feet to the PLACE of BEGINNING, containing 9.3 Acres.

Prepared for Zone Change Purposes only.
Does not represent a survey.

Plat and Field Notes
 on a 49.406 Acre Tract out of Section 7, Block A,
 Lubbock County, Texas

1. The following is a description of the land shown on this plat:
 The land shown on this plat is a tract of land containing 49.406 acres, more or less, situated in Section 7, Block A, Lubbock County, Texas, and is bounded as follows:
 North by the 1/2 section line, East by the 1/2 section line, South by the 1/2 section line, and West by the 1/2 section line.

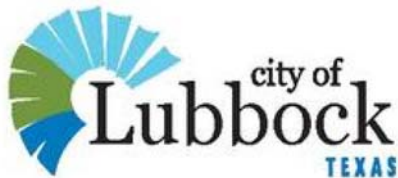


1. The following is a description of the land shown on this plat:
 The land shown on this plat is a tract of land containing 49.406 acres, more or less, situated in Section 7, Block A, Lubbock County, Texas, and is bounded as follows:
 North by the 1/2 section line, East by the 1/2 section line, South by the 1/2 section line, and West by the 1/2 section line.



John Beck

13107 S. MARCH DR.
 2707 8th Street
 Lubbock, Texas
 79401-7470



Regular City Council Meeting

6. 3.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 2508-M, a request of Tigris Development, LLC and Cliff Watt, for Norton Baker and Elmore Family Trusts, for a zoning change from C-3 to A-2 on 5.05 acres of unplatted land out of Block E-2, Section 20, north of 114th Street and west of University Avenue, and consider an ordinance.

Item Summary

General comments:

The request is to rezone C-3(Commercial) to A-2(High density apartments) for an apartment complex.

Adjacent land uses:

N – Residential – A-1

E – Transitional – vacant land

S – Transitional - manufactured homes

W– R-1 Specific Use and IHI (Interstate highway industrial)

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

No one spoke in favor of, or in opposition to the request.

Comprehensive Land Use Plan (CLUP):

The plan would constitute a minor change to the CLUP. The change would involve reducing the amount of commercial along the intersection of two major thoroughfares and allowing A-2 to substitute its place. Although the CLUP would require the corner to remain commercial, because the A-2 is considered a buffer district, the substitute is supported by staff, subject to any comments by adjacent property owners who have a vested interest.

Zoning Policy:

Policy would dictate that 660 feet north and east from the section line be dedicated to a commercial corner. The change would follow the area set aside for commercial, but would replace it with the A-2 proposal. The area is unusual since there is already a strip of IHI extending east and west along 114th Street without a buffer between it and R-1. The A-2 proposed should act as a buffer between the remaining C-3 on the corner and the R-1 to the northwest.

Effect on the adjacent street and thoroughfare system:

Being adjacent to 114th Street which is a major thoroughfare, the project should not have a negative effect on adjacent streets nor the thoroughfare system.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote, with the following condition:

1. A screening fence will be required on the west property line.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 2508-M

Zone Case - 2508-M

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. 2508-M**; A ZONING CHANGE FROM **C-3** TO **A-2** ZONING DISTRICT ON **5.05 ACRES OF UNPLATTED LAND OUT OF BLOCK E-2, SECTION 20**, 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, 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 Ordinances 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. 2508-M

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 **A-2** zoning district on **5.05 acres**

of unplatted land out of Block E-2, Section 20, City of Lubbock, Lubbock County, Texas located at north of 114th Street and west of University 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 screening fence on the west property line shall be required.

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

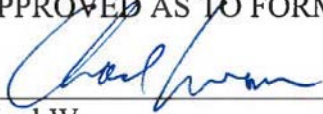
ATTEST:

Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:

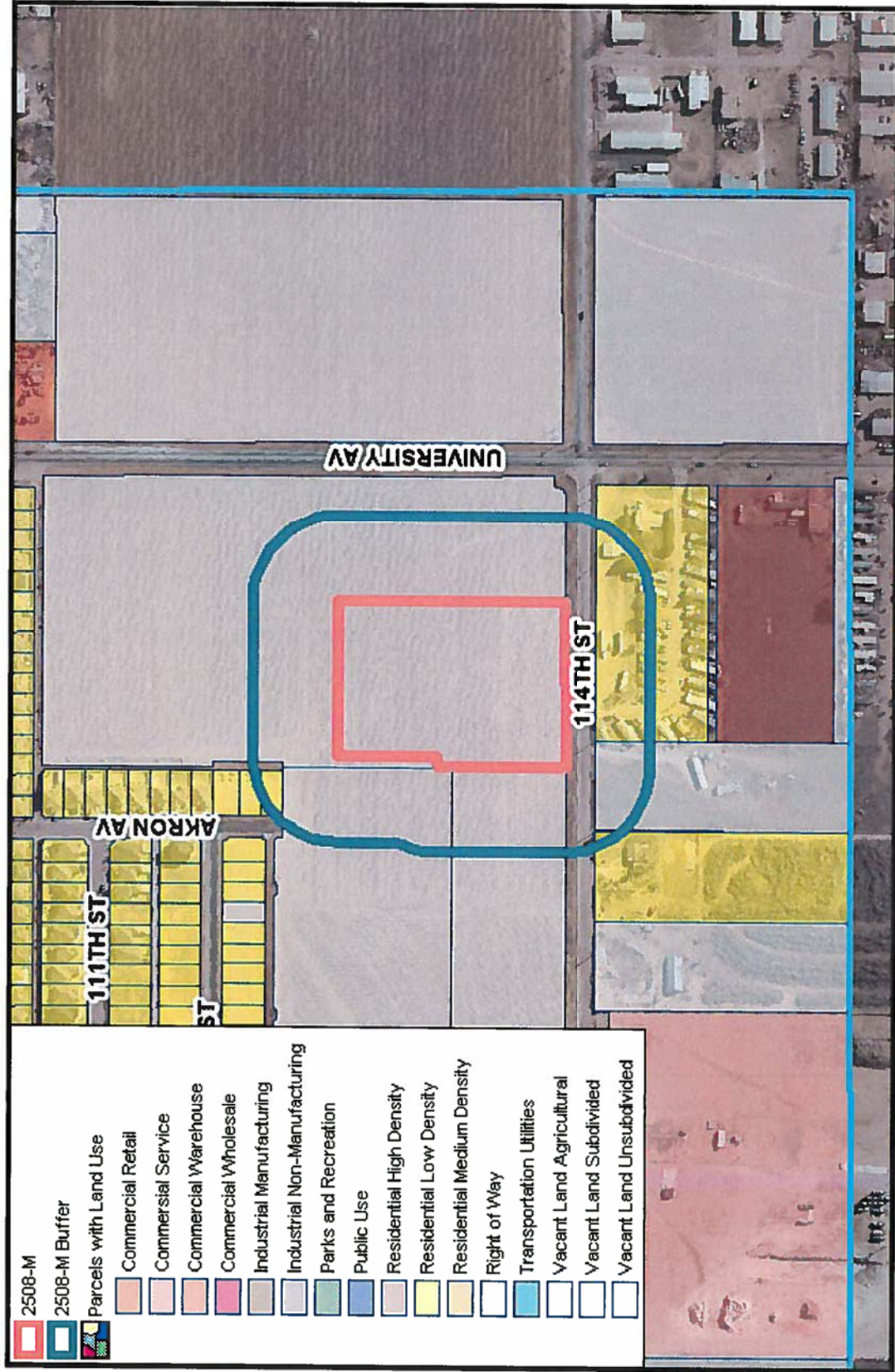
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:



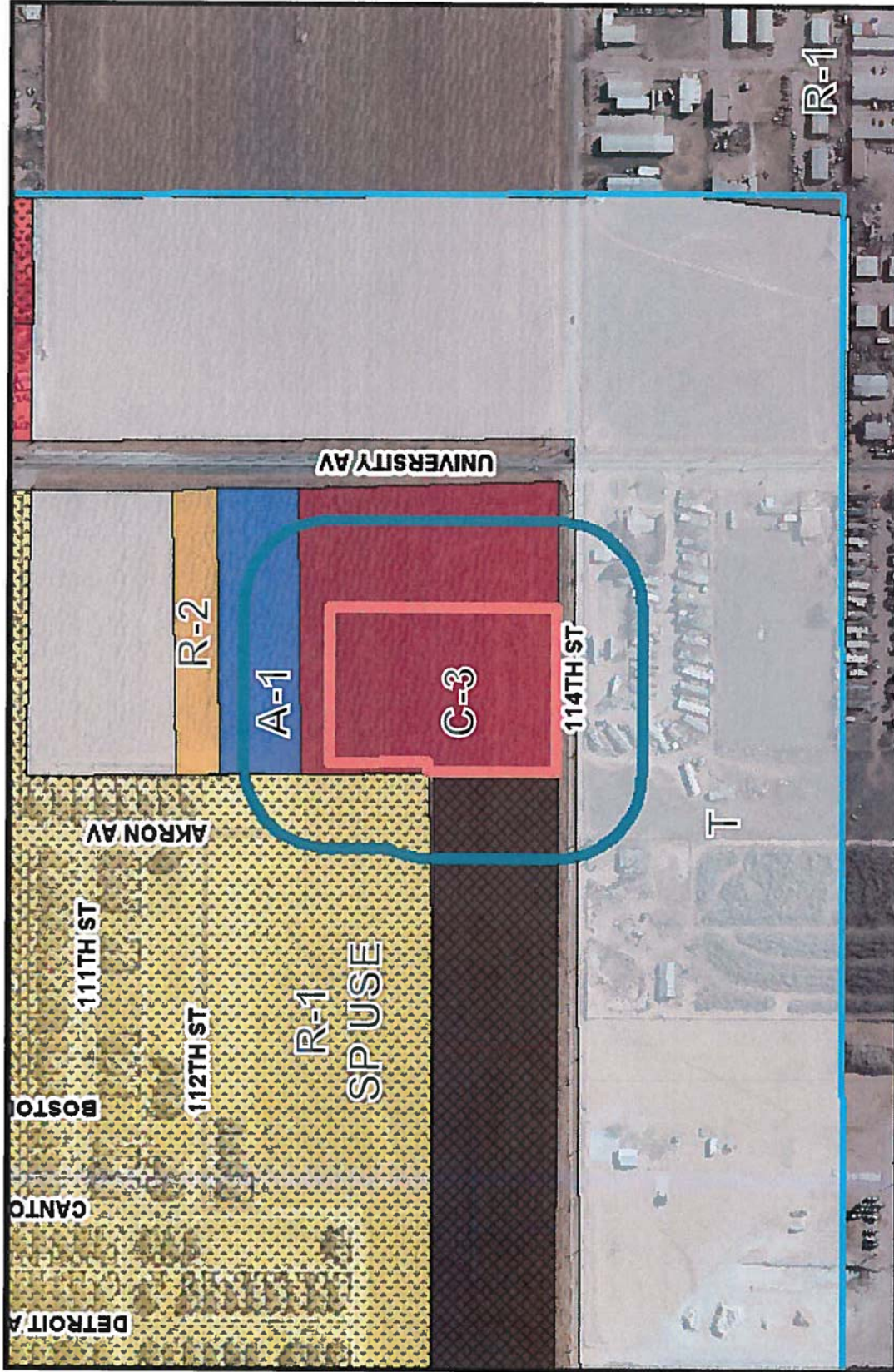
Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC2508-M
December 10, 2013



P.Z.C. Case 2508-M

Request of Tigris Development, LLC and Cliff Watt (for Norton Baker and Elmore Family Trusts) for a zoning change from C-3 to A-2, north of 114th Street and west of University Avenue



P.Z.C. Case 2508-M Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) Tigris Development, LLC and Cliff Watt For Norton Baker & Elmore Family Trusts
5215 79th Street 5010 University, Suite 433
Lubbock TX 79424 Lubbock, TX 79413
(806) - 687-8888 (806) 792-1014

Location or Address: See Exhibit A attached hereto & incorporated herein
Legal Description: See Exhibit A attached hereto & incorporated herein
Existing Land Use: Vacant unplatted land Existing Zoning: C-3
Acreage or Square Footage of Property: 5.05 acres
Zoning Requested: A-2

Proposed Development: Multi-Family

If property is not subdivided, will preliminary plat be submitted? Yes No [checked]
Applicant's Signature [Signature] Date

Filing Fee: \$487.00
(\$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.

For City Use Only

Zone Case No.: 2508-M Agenda No.: 3
Request for zoning change from: C-3 To: A-2

on Lot(s): 5.05 acres of unplatted land out of block E-2 Section 20
Block(s):
Subdivision: Address: N of 114th St and W of University Ave

EXHIBIT A

Location Address:

A portion of the Property that the Lubbock Central Appraisal District identifies under R86980 and denotes a situs address of "Lubbock 79424". Notwithstanding the foregoing, it is believed the Property does not technically have a legal address assigned as the Property has not been duly platted.

Legal Description:

Metes and Bounds Description prepared for Zone Change Purposes Only on a 5.05 Acre Tract out of the South Half of Section 20, Block E-2, Lubbock County, Texas being further described by metes and bounds as follows:

BEGINNING at a found 1/2" rod with orange cap marked RPLS 4460 having Texas North Central Zone Coordinates of North: 7241859.04, East: 940407.25 in the North line of 114th Street for the Southeast corner of a previously surveyed 15.101 acre tract and the Southwest corner of this tract whence the Southeast corner of Section 20, Block E-2 bears S 01°47'36" E (Texas North Central Zone Bearing Basis), 55.0 feet and S 88°11'46" E, 759.81 feet;

THENCE N 01°47'36" E, with the West line of the 15.101 acre tract, 315.49 feet to a found 1/2" rod with orange cap marked RPLS 4460 for a corner of this tract;

THENCE S 88°14'55" E, with a Southerly line of the tract described as Tract 1 in Lubbock County Clerk File # (CCFN) 2007042488, a distance of 23.79 feet to a found rod with red cap (RL Smith) for a corner of this tract;

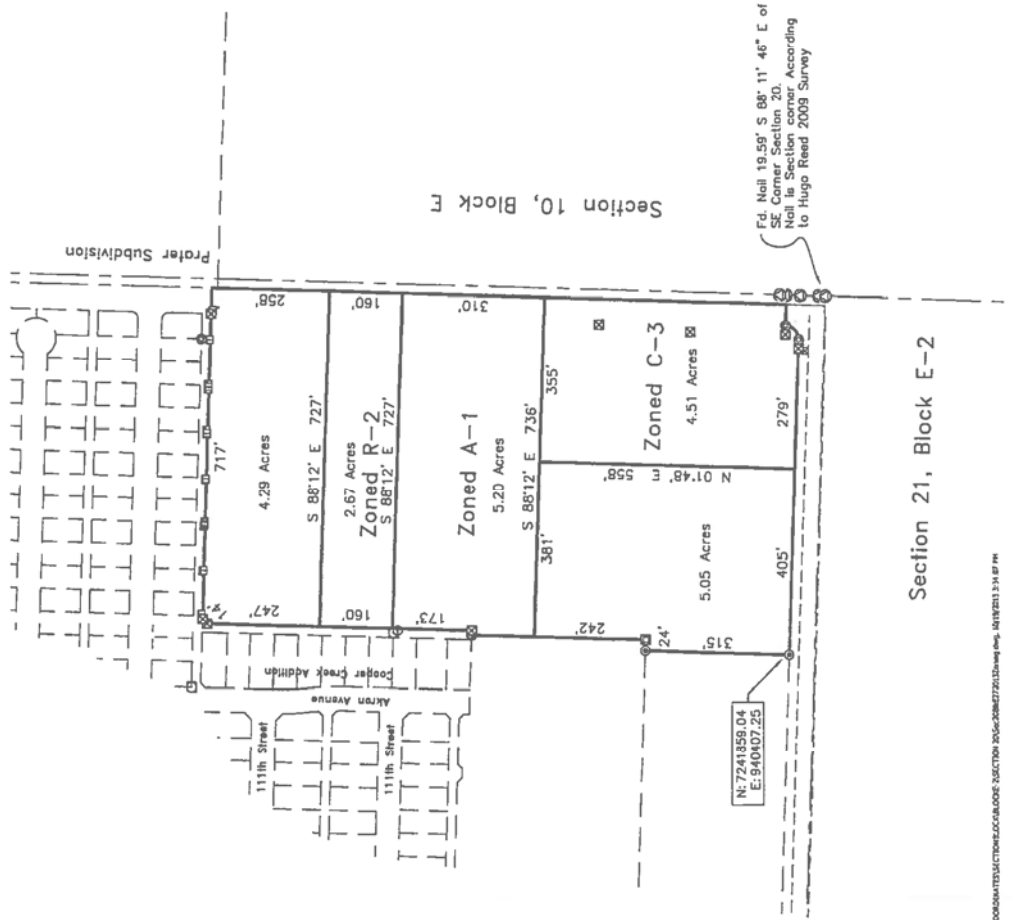
THENCE N 01°43'59" E, with an Easterly line of said Tract 1, a distance of 242.46 feet to the Northwest corner of this tract;

THENCE S 88°11'46" E, 381.35 feet to the Northeast corner of this tract;

THENCE S 01°47'36" W, 557.87 feet to a point in the North line of 114th Street for the Southeast corner of this tract;

THENCE N 88°11'33" W, with the North line of 114th Street, 404.88 feet to the PLACE of BEGINNING containing 5.05 acres.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY.

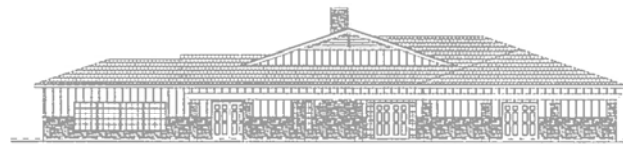




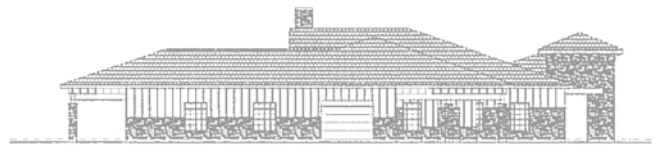
EAST ELEVATION



NORTH ELEVATION



WEST ELEVATION



SOUTH ELEVATION

CLUBHOUSE ELEVATIONS

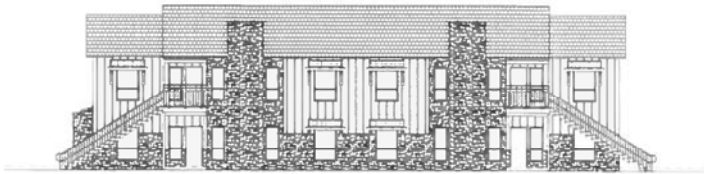
SCALE 1/16" = 1'-0"



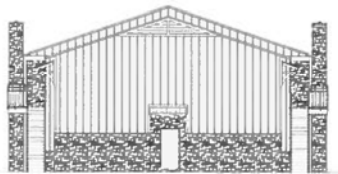
ARCHITECTS PC
AMERICAN INSTITUTE OF ARCHITECTS



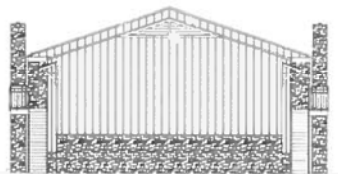
GRAPHIC SCALE IN FEET



FRONT/REAR ELEVATION



SIDE ELEVATION
(W/FIRE RISER P.M.)

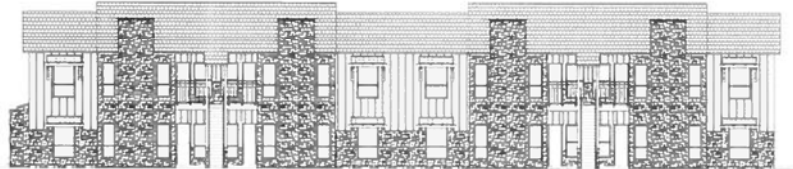


SIDE ELEVATION

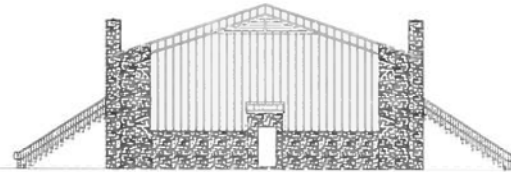
2-BEDROOM ELEV. (TYP.)

SCALE

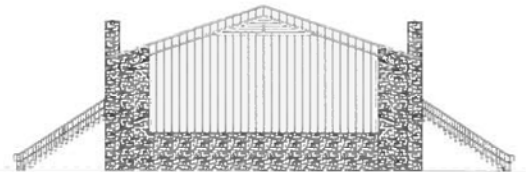
1/16"=1'-0"



FRONT/REAR ELEVATION



SIDE ELEVATION (W/FIRE RISER P.M.)



SIDE ELEVATION

1-BEDROOM ELEV. (TYP.)

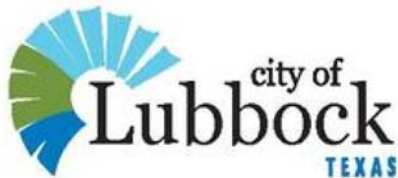
SCALE

1/10"=1'-0"



ARCHITECTS PC
AMERICAN INSTITUTE OF ARCHITECTS
1710 15TH STREET
LUBBOCK, TEXAS 79401
TEL 806/762-1226 FAX 806/762-1257





Regular City Council Meeting

6. 4.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 3018-C, a request of McCanton Woods for a zoning change from C-2 Specific Use and A-3 Specific Use to IHC for a hotel on Tract 5B 2 & 3, Overton Park Addition, 2311 Mac Davis Lane, and consider an ordinance.

Item Summary

General comments:

The request is to rezone C-2 Specific Use & A-3 Specific Use to IHC Specific Use for a hotel.

Adjacent land uses:

N – A-3 Specific Use (apartments) and CB-3 (Hotel and Conference Center)

E – A-3 Specific Use (apartments)

S – A-3 Specific Use (apartments)

W– C-2 Specific Use (proposed Nick’s Restaurant)

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

No one spoke in favor of, or in opposition to the request.

Comprehensive Land Use Plan (CLUP):

The proposed change would be a minor change to the CLUP, but is consistent with the redevelopment plan for North Overton.

Zoning Policy:

There is a combination of mixed uses such as high density apartments (residential), hotels and other commercial uses throughout the area. North Overton was intended to promote pedestrian activity. The addition of temporary lodging amenities in such proximity to restaurants, Texas Tech and other permanent housing facilities promote pedestrian activity, and limits the use of motor vehicles. A hotel at this location, in the opinion of staff, should enhance the area, and add additional short term lodging necessary to the Texas Tech/North Overton area.

Effect on the adjacent street and thoroughfare system:

North Overton was intended to be a densely populated area along with being pedestrian friendly. The property, being proposed for a hotel and not having excess access points to the thoroughfare should not have a negative effect on adjacent streets or the thoroughfare system.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3018-C

Zone Case 3018-C

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. 3018-C**; A ZONING CHANGE FROM **C-2 SPECIFIC USE AND A-3 SPECIFIC USE TO IHC ZONING DISTRICT ON TRACT 5B 2 & 3, OVERTON PARK ADDITION, 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, 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. 3018-C

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-2 Specific Use and A-3 Specific Use**

to IHC zoning district on **Tract 5B 2 & 3, Overton Park Addition**, City of Lubbock, Lubbock County, Texas, located at **2311 Mac Davis Lane**.

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:

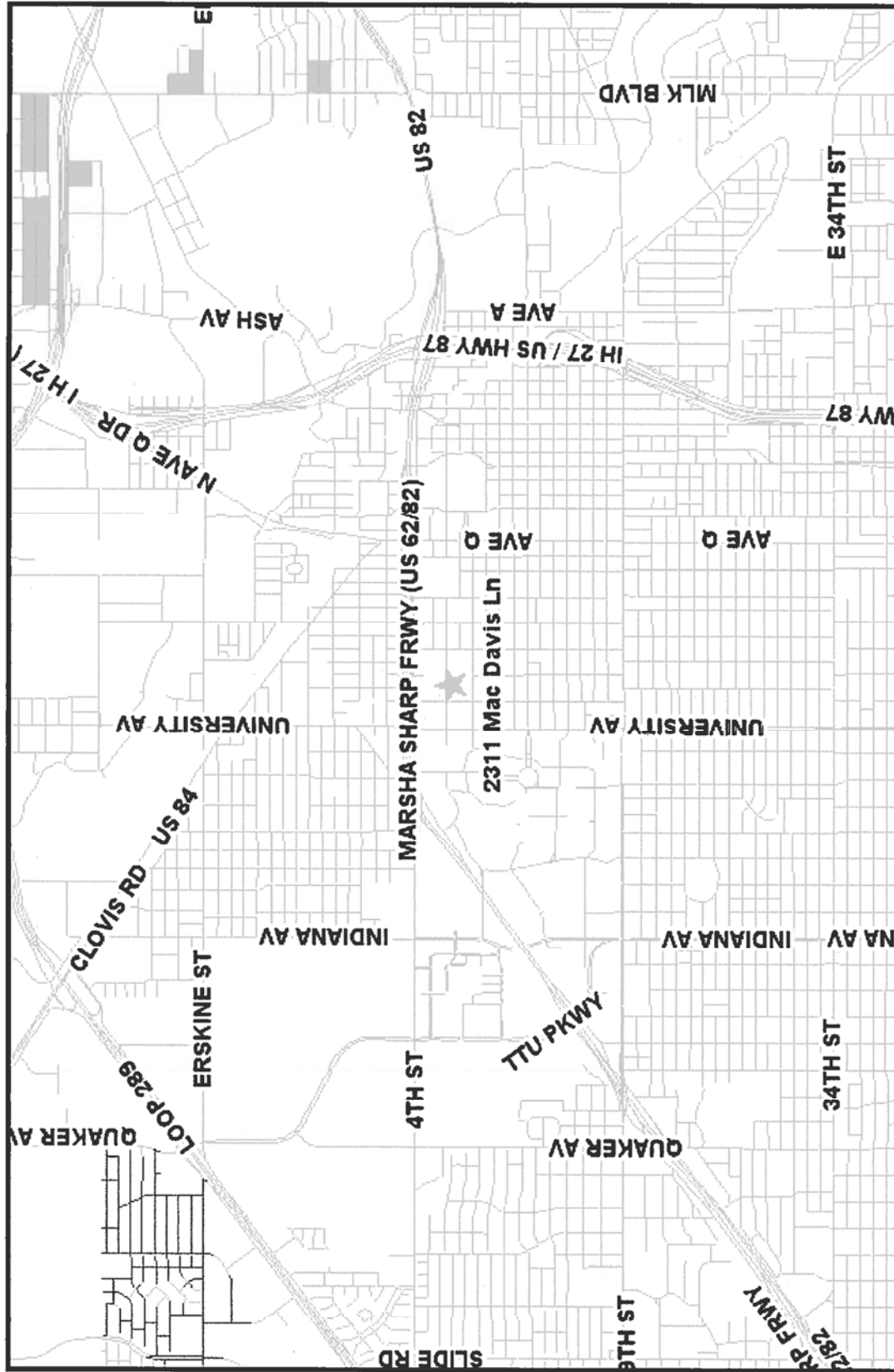
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

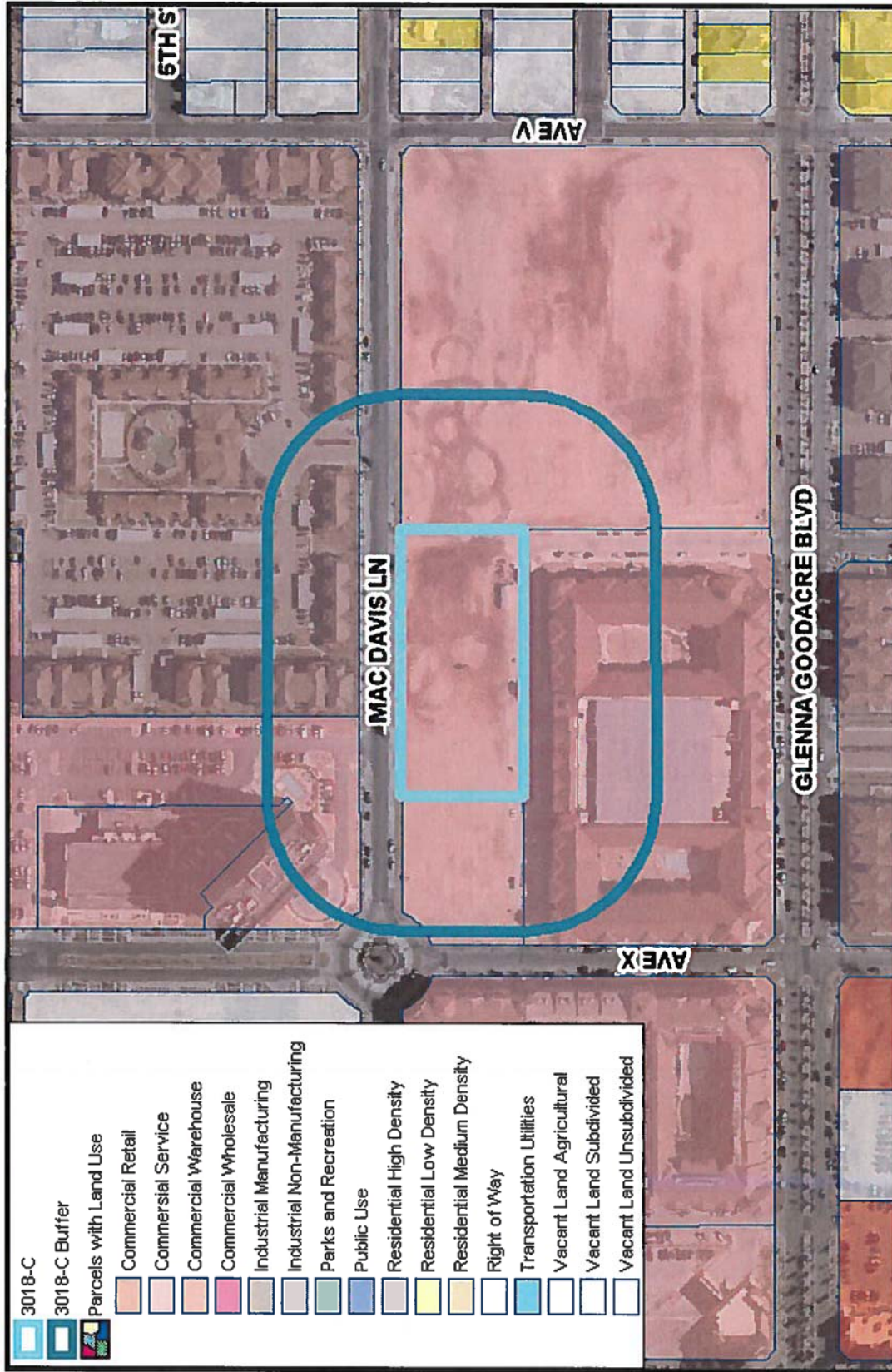


Chad Weaver
Assistant City Attorney

vw/cityatt/Chad/ZoneCase/ZC3018-C
December 10, 2013

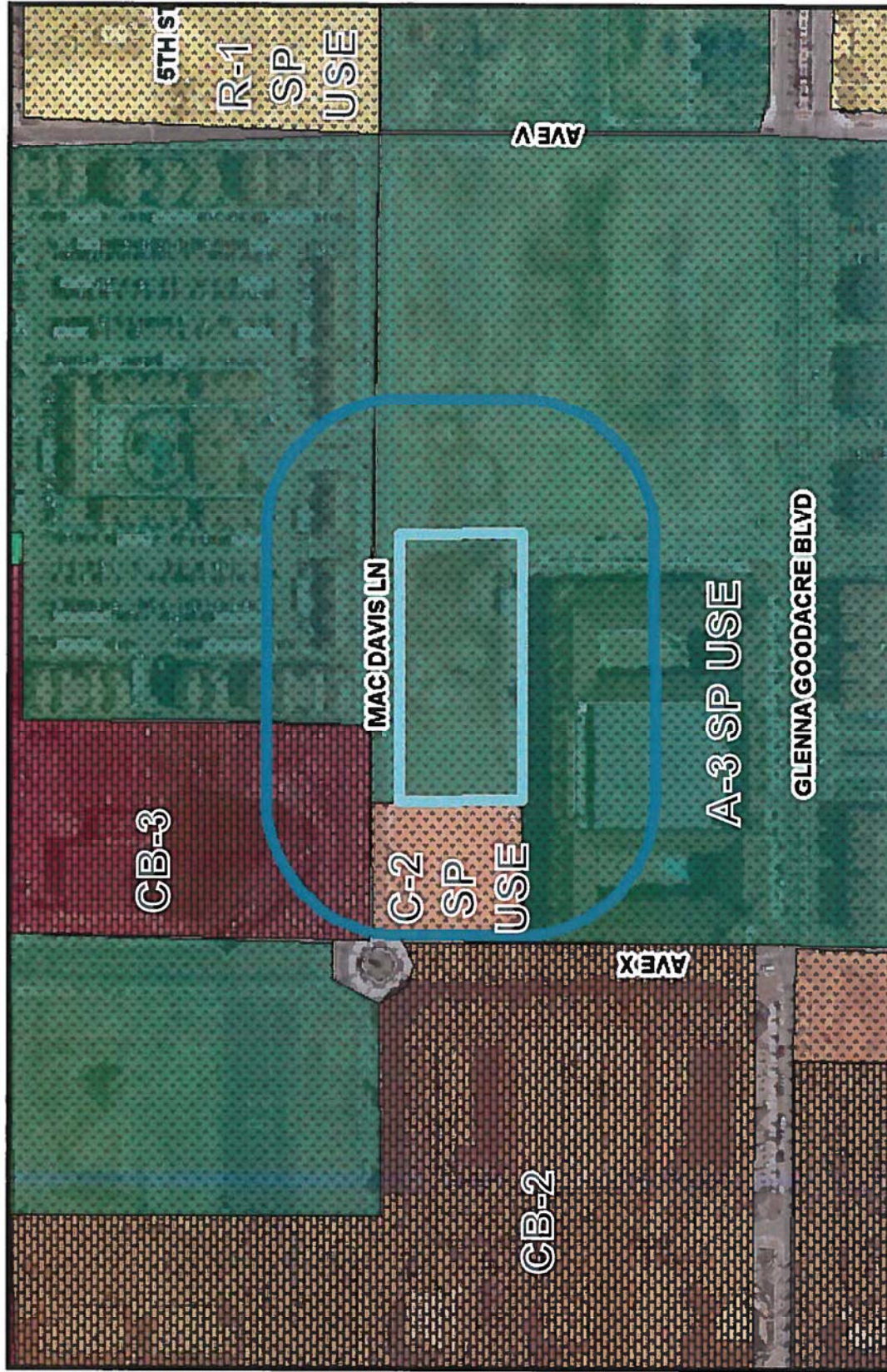


P.Z.C. Case 3018-C



P.Z.C. Case 3018-C

Request of McCanton Woods for a zoning change from C-2 Specific Use and A-3 Specific Use to IHC for a hotel, 2311 Mac Davis Lane



P.Z.C. Case 3018-C Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) MS CANTON WORDS
5001 W. LOOP 289
Lubbock TX 79414
(806) 796-4663

For
Street/Post Office Box
City State Zip
Telephone

Location or Address: TRACT SB 2+3 OVERTON PARK

Legal Description:*

Existing Land Use: VACANT Existing Zoning:

Acreeage or Square Footage of Property: 90,000 sq ft

Zoning Requested: SPECIFIC USE FOR HOTEL

Proposed Development: 119 Room Hotel (see attached SITE PLAN + ELEVATIONS)

If property is not subdivided, will preliminary plat be submitted? Yes No

Applicant's Signature Date 11/5/13

Filing Fee: 478.00 pd ck # 110563 11/5/13
(\$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.

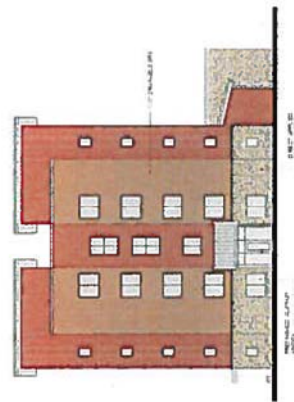
For City Use Only

Zone Case No.: 3018-C Agenda No.: 24
Request for zoning change from: C-2 SU, A-3 SU To: C-2 SU IHC S.U.

on Lot(s): Tract SB1 and SB2 Block(s):
Subdivision: Overton Park Address: 2311 Mar Davis Ln



NORTH ELEVATION (MAC DAVIS LANE VIEW)



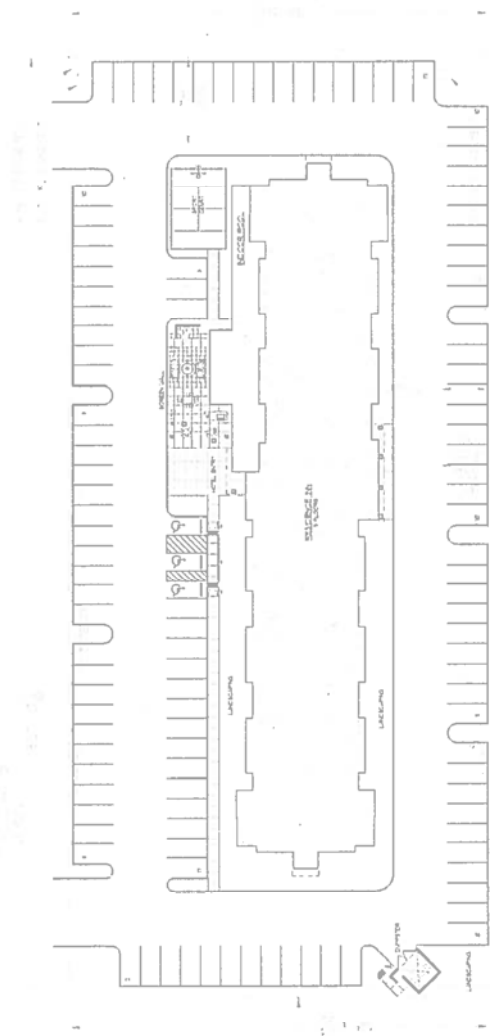
EAST ELEVATION (AVENUE W VIEW)

FINISH SCHEDULE

BRICK	CLAY TILE
CONCRETE	GLASS
PAINT	WOOD
ROOFING	STONE



—NewcrestImage



SCHEMATIC SITE PLAN

1/22/10
 10000 SQ FT
 10000 PARS
 10000

—NewcrestImage



LUBBOCK, TEXAS



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.: 3018-C

In Favor of

Opposed

Reasons and/or Comments:

RECEIVED

DEC 04 2013

PLANNING DEPARTMENT

Olan Brevard
Sr. Vice President of Acquisitions

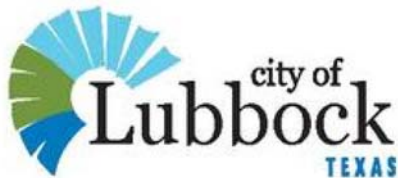
Print Name

Signature:

Address:

Address of Property Owned:

Olan Brevard
999 S. SHADY GROVE, SUITE 600, MEMPHIS, TN 38120
2300 COLENA GOODPACRE BLVD



Regular City Council Meeting

6. 5.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 2995-Q, a request of Rodney Warren, for SPSM Ltd., for a zoning change from C-2 to C-4 Limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses on 2.645 acres of unplatted land out of Block AK, Section 29, 7601 Milwaukee Avenue, and consider an ordinance.

Item Summary

General comments:

The request is to rezone C-2 to C-4 Specific Use and all other C-2 permitted uses for a Sonic drive in restaurant.

Adjacent land uses:

N – C-2 Vacant land

E – R-1 Specific Use (residential)

S – C-3 Vacant Land & day care

W – C-3 Vacant Land & C-2 Vacant Land

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

No one spoke in favor of, or in opposition to the request.

Comprehensive Land Use Plan (CLUP):

The proposed change is consistent with the CLUP.

Zoning Policy:

The proposal's intent is to allow a Sonic drive through and all other C-2 uses. A restaurant is allowed in a C-2 use. The proposal would allow the service of customers while still in their vehicles and outdoor dining as the primary use.

Effect on the adjacent street and thoroughfare system:

76th Street is one of the primary entrances to the Bacon Crest area and should already carry a heavier traffic load than other streets to the residences. Additional traffic egressing to the north should immediately access Milwaukee Avenue with few vehicles traversing through the neighborhood. The property will be required to follow the thoroughfare guidelines and should not have any negative impact on adjacent streets or to neighbors (residential) in the area.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote, with the following condition:

1. Limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 2995-Q

Zone Case 2995-Q

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. 2995-Q**; A ZONING CHANGE FROM C-2 TO C-4 ZONING DISTRICT LIMITED TO A RESTAURANT (DRIVE IN/THROUGH ONLY) AND ALL OTHER UNCONDITIONALLY PERMITTED C-2 USES, ON .87 ACRES OF UNPLATTED LAND OUT OF BLOCK AK, SECTION 29, 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. 2995-Q

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-2 to C-4 zoning district **limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses** on **.87 acres of unplatted land out of Block AK, Section 29**, City of Lubbock, Lubbock County, Texas, located at **7601 Milwaukee 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 zone change be limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses.

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:

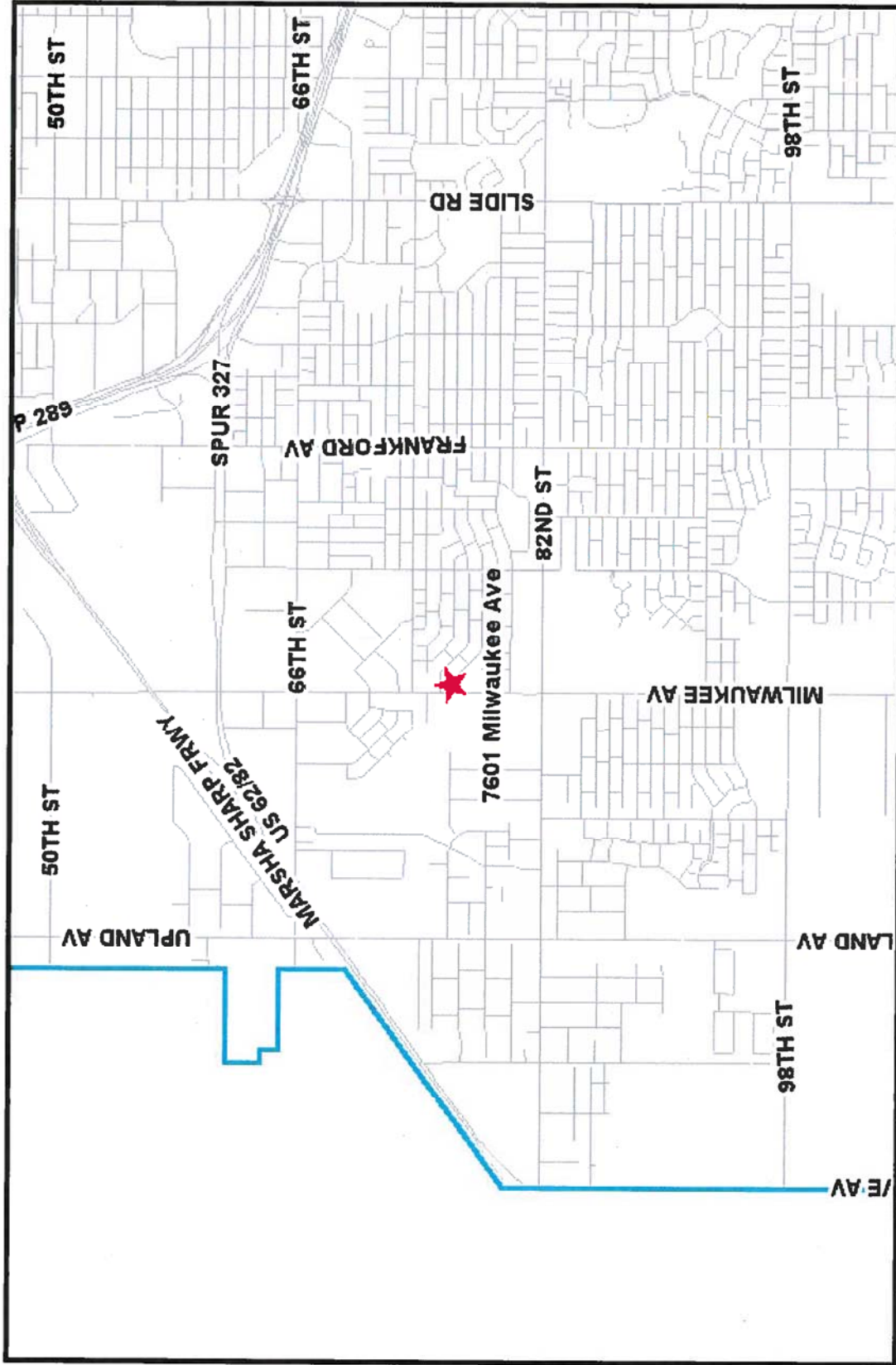
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

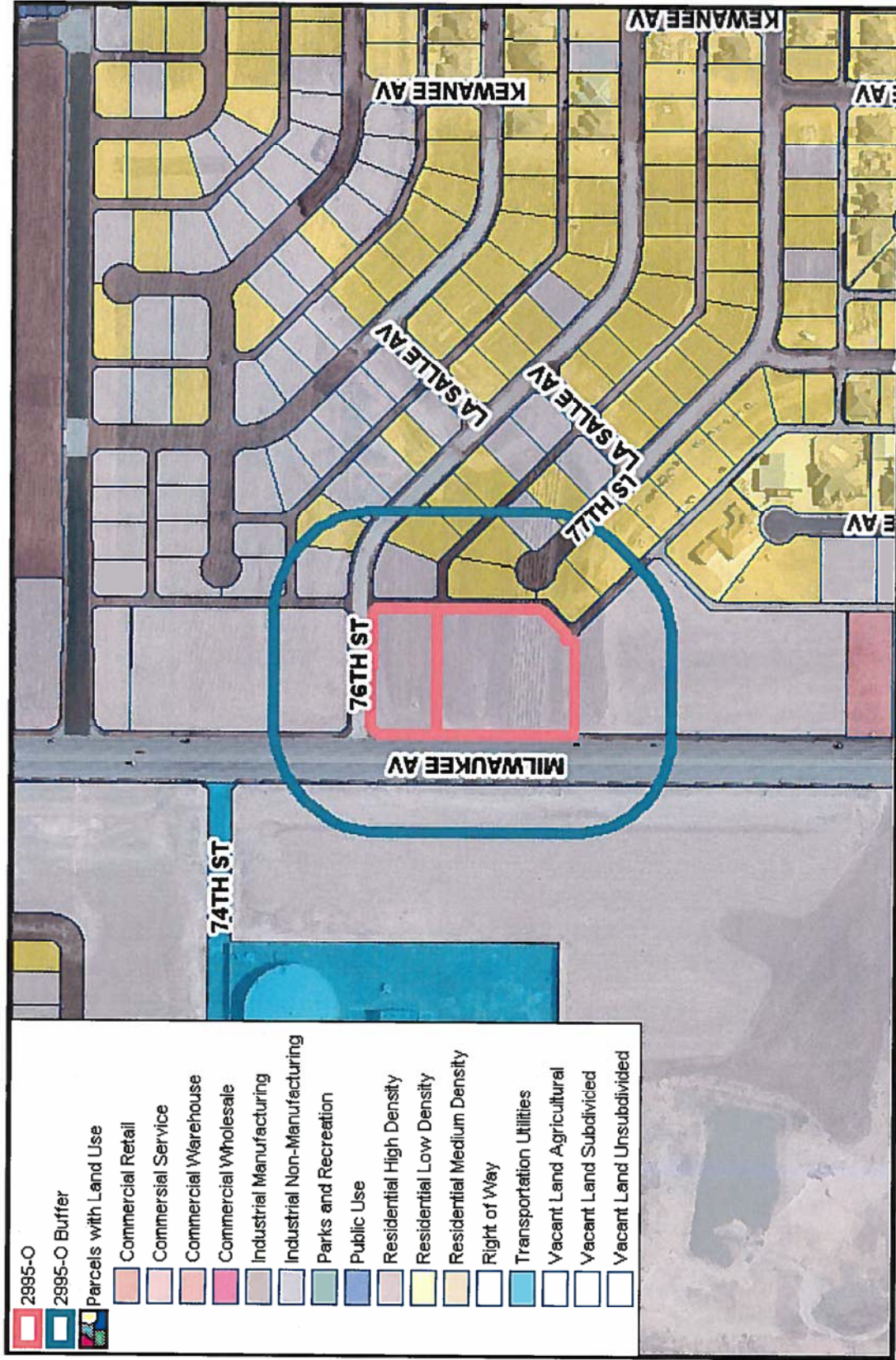


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC2995-Q
December 10, 2013

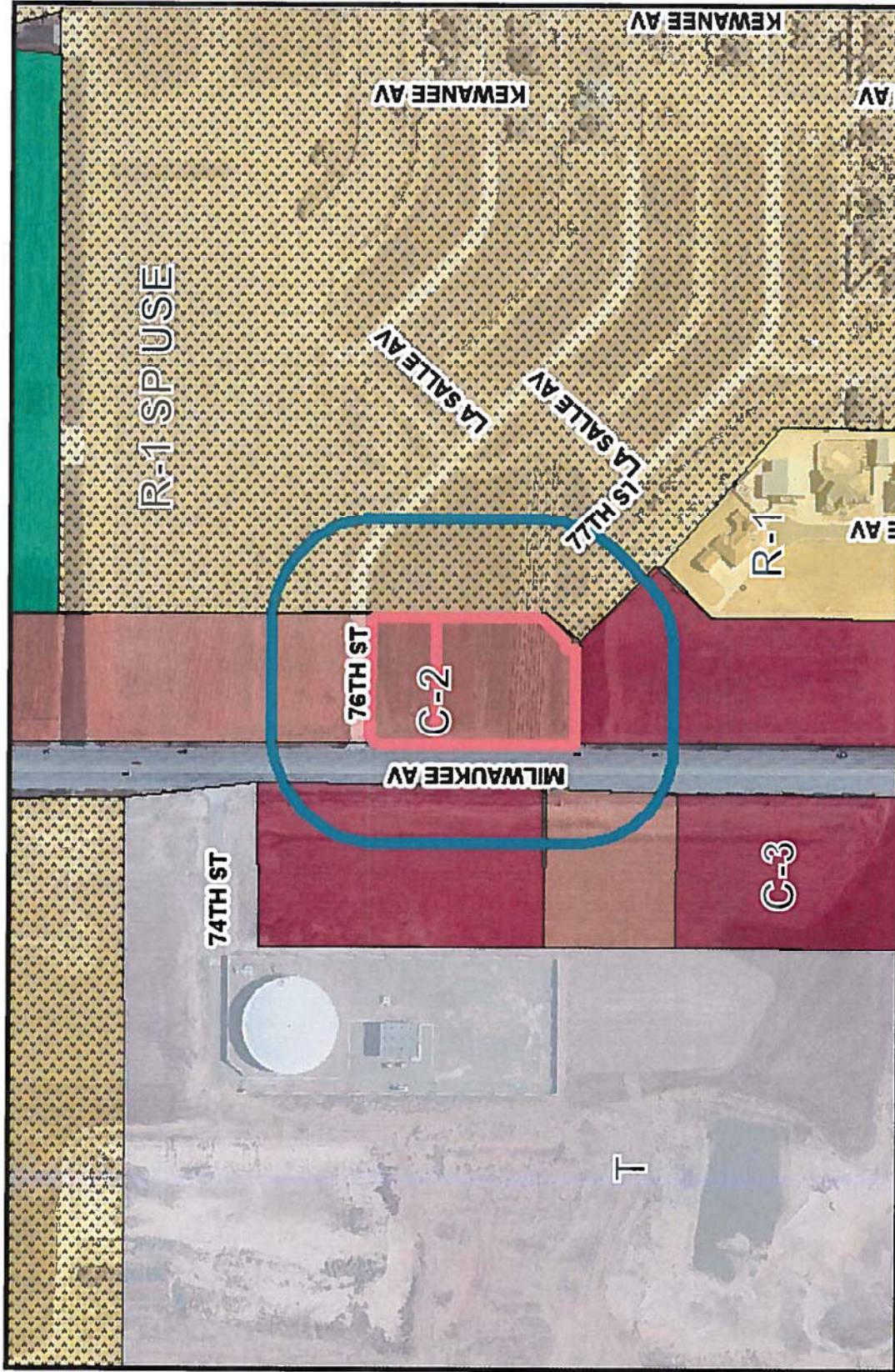


P.Z.C. Case 2995-0



P.Z.C. Case 2995-O

Request of Rodney Warren (for SPSM Ltd.) for a zoning change from C-2 to C-4 Limited to a restaurant (drive in/through only) and all other unconditionally permitted C-2 uses, 7601 Milwaukee Avenue



P.Z.C. Case 2995-Q Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) RODNEY WARREN
16211 PR 1740
LUBBOCK TX 79424
(806) 773-7623

For SPSM LTD
P.O. Box 16249
LUBBOCK, TX 79490
(806) 687-7758

Location or Address: EAST SIDE OF MILWAUKEE, SOUTH OF 76TH ST.

Legal Description:*

Existing Land Use: VACANT Existing Zoning: C-2

Acreage or Square Footage of Property:

Zoning Requested: C-4, SPECIFIC USE AS A SONIC DRIVE IN & all other C-2 permitted uses.

Proposed Development: THE COMMERCIAL LOT WITH SHARED CURB OVER ON PROPOSED WIND, MILWAUKEE CURB

If property is not subdivided, will preliminary plat be submitted? Yes [checked] No

Applicant's Signature [Signature] Date

Filing Fee: 475 (\$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.

CU: 6247
REV: 18004

For City Use Only

PIN: 92930, MAP 21, M+B

Zone Case No.: 2995-Q

Agenda No.: 5

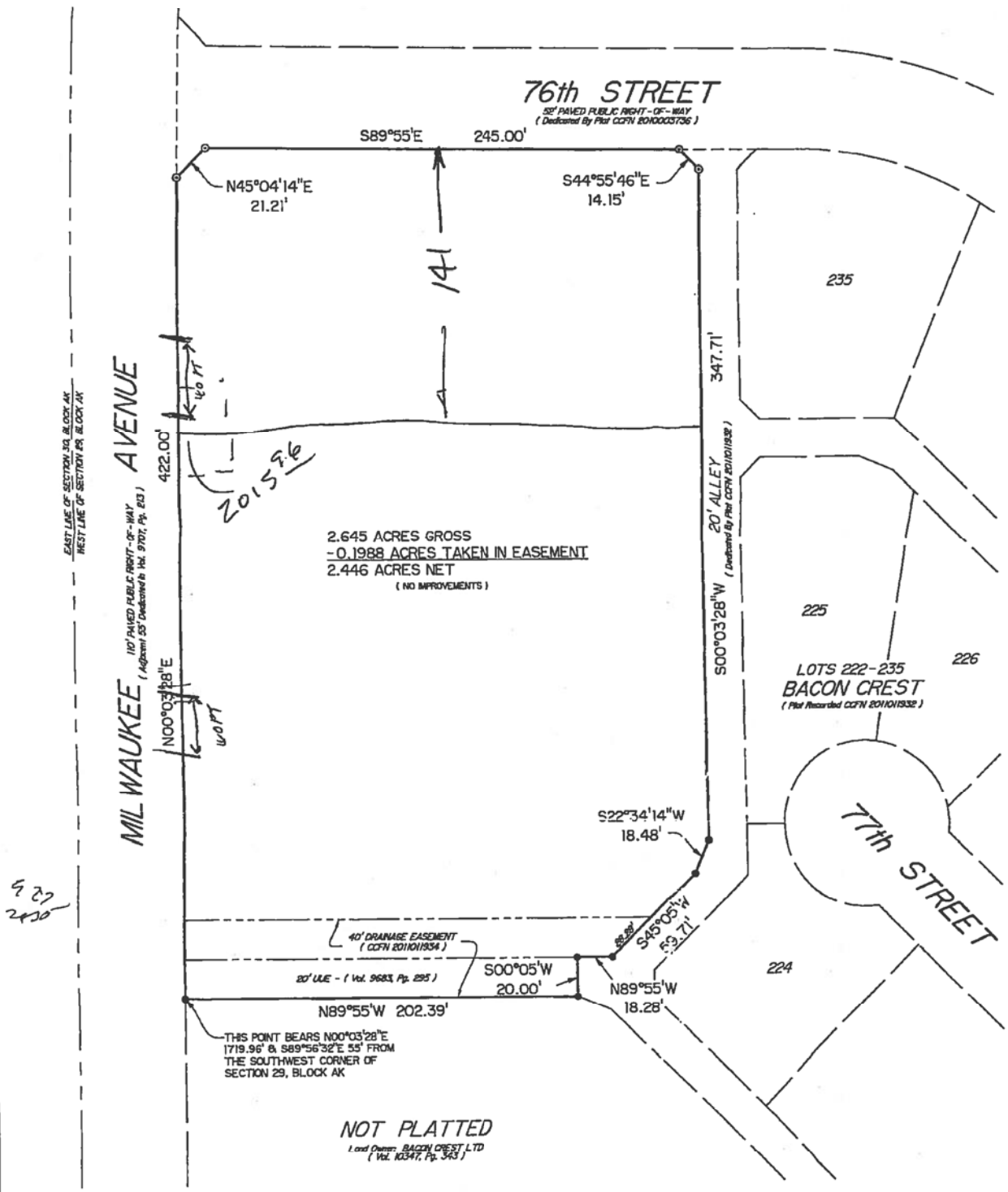
Request for zoning change from: C-2

To: C-4 SP USE

2.496 acres of unplatted land out of Block A & Section 29

on Lot(s): Block(s):

Subdivision: Address: 7601 Milwaukee Ave



5 22
2420

RODNEY WITKIN
773-7623
ZONING Dec. 10

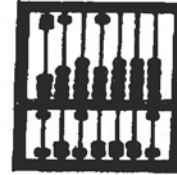
SCALE: 1"=50'
CONTROL MONUMENTS AS FOUND & SHOWN
FENCES AS SHOWN
● - FD. 1/2" ROD w/CAP
⊙ - SET 1/2" ROD w/CAP
110629 / SI G (RP)

No abstract of title or title commitment was provided by this surveyor was made only of boundary of this property and of the adjoining property than those shown on this survey may exist and c

ABACUS

ENGINEERING
SURVEYING

2737 81ST STREET LUBBOCK, TEXAS 79423
(806) 745-7670



Metes and Bounds description prepared for Zone Change Purposes only on a 0.87 acre tract out of Section 29, Block AK, Lubbock County, Texas being further described by metes and bounds as follows:

BEGINNING at a point in the East line of Milwaukee Avenue for the Southwest corner of this tract which bears N 00°03'28" E, 2015.96 feet and S 89° 56' 32" E, 55 feet from the Southwest corner of Section 29, Block AK;

THENCE N 00°03'28" E, 126.00 feet;

THENCE N 45°04'14" E, 21.21 feet;

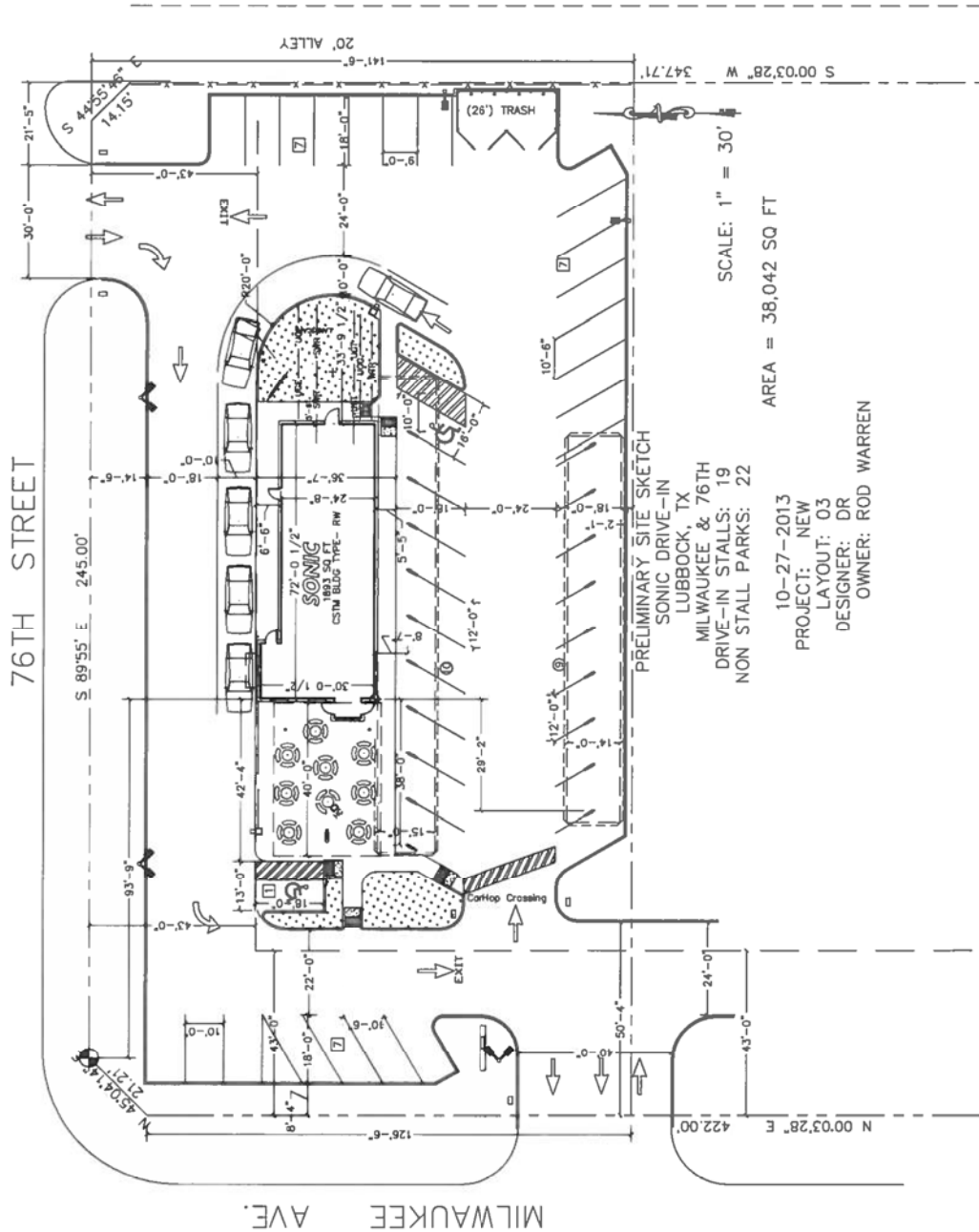
THENCE S 89°55'00" E, 245.00 feet;

THENCE S 44°55'46" E, 14.15 feet;

THENCE S 00°03'28" W, 131.00 feet;

THENCE N 89°55'00" W, 270.00 feet to the PLACE of BEGINNING and containing 0.870 Acres.

Prepared for Zone Change Purposes only.
Does not represent a survey.



SCALE: 1" = 30'

AREA = 38,042 SQ FT

PRELIMINARY SITE SKETCH
 SONIC DRIVE-IN
 LUBBOCK, TX
 MILWAUKEE & 76TH
 DRIVE-IN STALLS: 19
 NON STALL PARKS: 22

10-27-2013
 PROJECT: NEW
 LAYOUT: 03
 DESIGNER: DR
 OWNER: ROD WARREN

(5)

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.: 2995-Q

In Favor of

Opposed

RECEIVED

DEC 06 2013

Reasons and/or Comments:

PLANNING DEPARTMENT

When I sold this land to Mr. Warren, I knew it would be for a Sonic and I thought the C-2 Zoning would be adequate; now, I learn that it is not. Therefore, I fully support his zone request, as that was the plan all along. I've told any adjacent lot purchasers that this corner of 76th and Milwaukee would eventually be occupied by a Sonic, so there should not be any surprises.

Print Name: George H. McMahan
Signature: [Handwritten Signature]
Address: 7703 LA SALLE AVE, 79424
Address of Property Owned: 7602 MILWAUKEE AVE
ACROSS THE STREET

City of Lubbock, TX
Planning Department
Planning and Zoning Commission
Reply Form

5

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.: 2995-0

In Favor of

Opposed *XK LR*

Reasons and/or Comments:

RECEIVED

DEC 09 2013

PLANNING DEPARTMENT

We prefer that the current zoning for Block AK, Section 29 remain the same (zoned for residence) due to the additional traffic and noise a commercial building would cause. In addition to these reasons, there is property available, west of Milwaukee, for commercial development.

Print Name: Justin L and Landi H. Kime
Signature: *Justin L Kime*
Address: 6404 77th St, Lubbock TX 79424
Address of Property Owned: 6404 77th St, Lubbock TX 79424

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.: 2995-Q

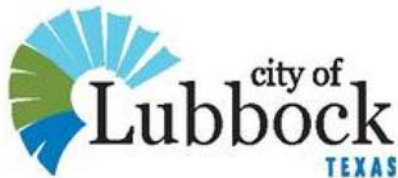
In Favor of

Opposed

Reasons and/or Comments:

RECEIVED
DEC 02 2013
PLANNING DEPARTMENT

Print Name Thomas M. Green
Signature: Thomas M. Green
Address: 7413 95th Street, Lubbock, TX 79424
Address of Property Owned: 6409 76th Street, Lubbock, TX 79424



Regular City Council Meeting

6. 6.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 3218, a request of West Texas Engineering, LLC, for American Turbine Pump Co., for a zoning change from T to M-1 on 21.58 acres of unplatted land out of Block A, Section 13 Tracts B4, B6, B6B & B14, 4229 Adrian Street, and consider an ordinance.

Item Summary

General comments:

American Turbine and National Pump Company have recently merged into this facility and are looking into future expansion of the facility. The facility as it sits today is legal non-conforming. The adjacent area has been a long neglected area of the City, which most people think is outside the City limits. This area was a small industrial area already established when it was annexed in 1976. Although some small developments or redevelopments of the existing buildings have occurred since then, there has never been an all-inclusive zone case brought forward to clear up the zoning.

Adjacent land uses:

The surrounding area north of the main railroad line is a combination of vacant land and light industrial uses. Recently the P&Z approved a light industrial zone case to the east for a small industrial complex to be built.

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

No one spoke in favor of, or in opposition to the request.

Comprehensive Land Use Plan (CLUP):

The request is consistent with the CLUP.

Zoning Policy:

Although an all-inclusive case would have benefitted the area overall, the individual request follows the zoning policies.

Effect on the adjacent street and thoroughfare system:

The existing business has only one primary access from Adrian Street off Quaker Avenue. As an expansion of an existing business, there should be little to no impact on the thoroughfare system.

P&Z Commission Recommendation:

The P&Z recommended the request with a unanimous vote.

Fiscal Impact

None.

Staff/Board Recommending

Attachments

Ordinance - Zone Case 3218

Zone Case 3218

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. 3218**; A ZONING CHANGE FROM T TO M-1 ZONING DISTRICT ON **21.58 ACRES OF UNPLATTED LAND OUT OF BLOCK A, SECTION 13, TRACTS B4, B6, B6B & B14**, 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. 3218

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 M-1 zoning district on **21.58 acres of unplatted land out of Block A, Section 13, Tracts B4, B6, B6B & B14**, City of Lubbock, Lubbock County, Texas, located at **4229 Adrian Street**.

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

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:

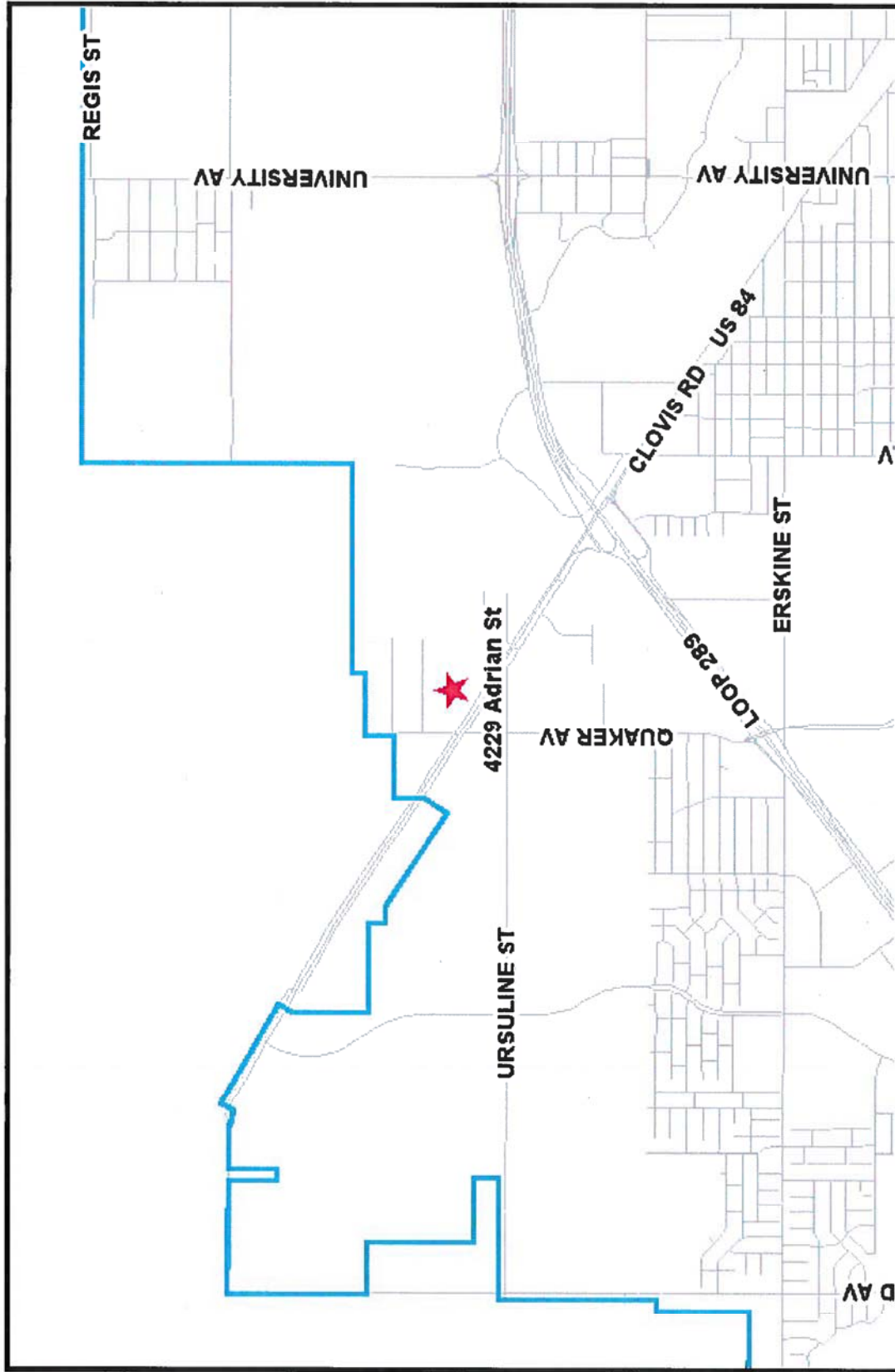
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

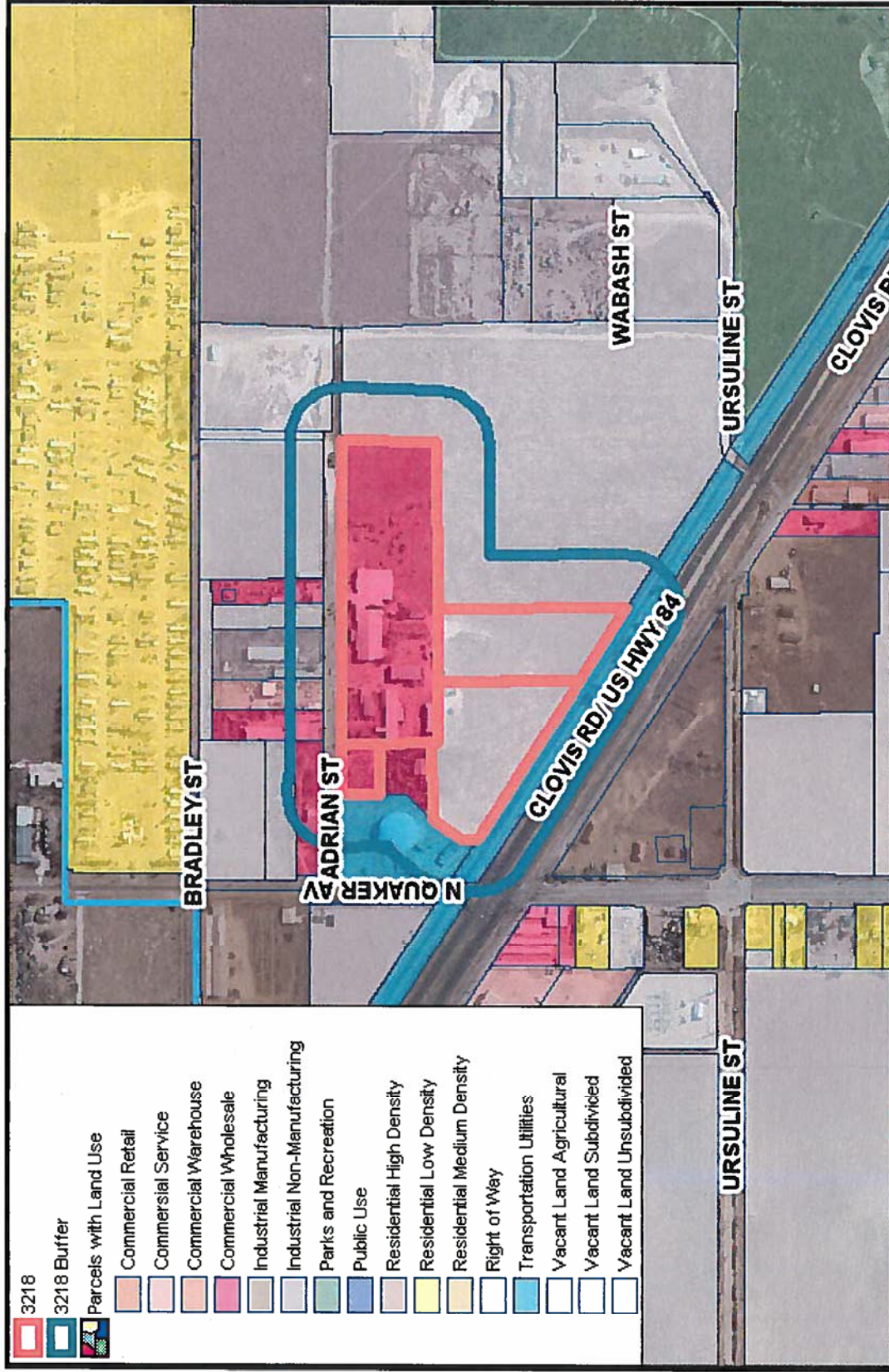


Chad Weaver
Assistant City Attorney

vw/cityatt/Chad/ZoneCase/ZC3218
December 10, 2013

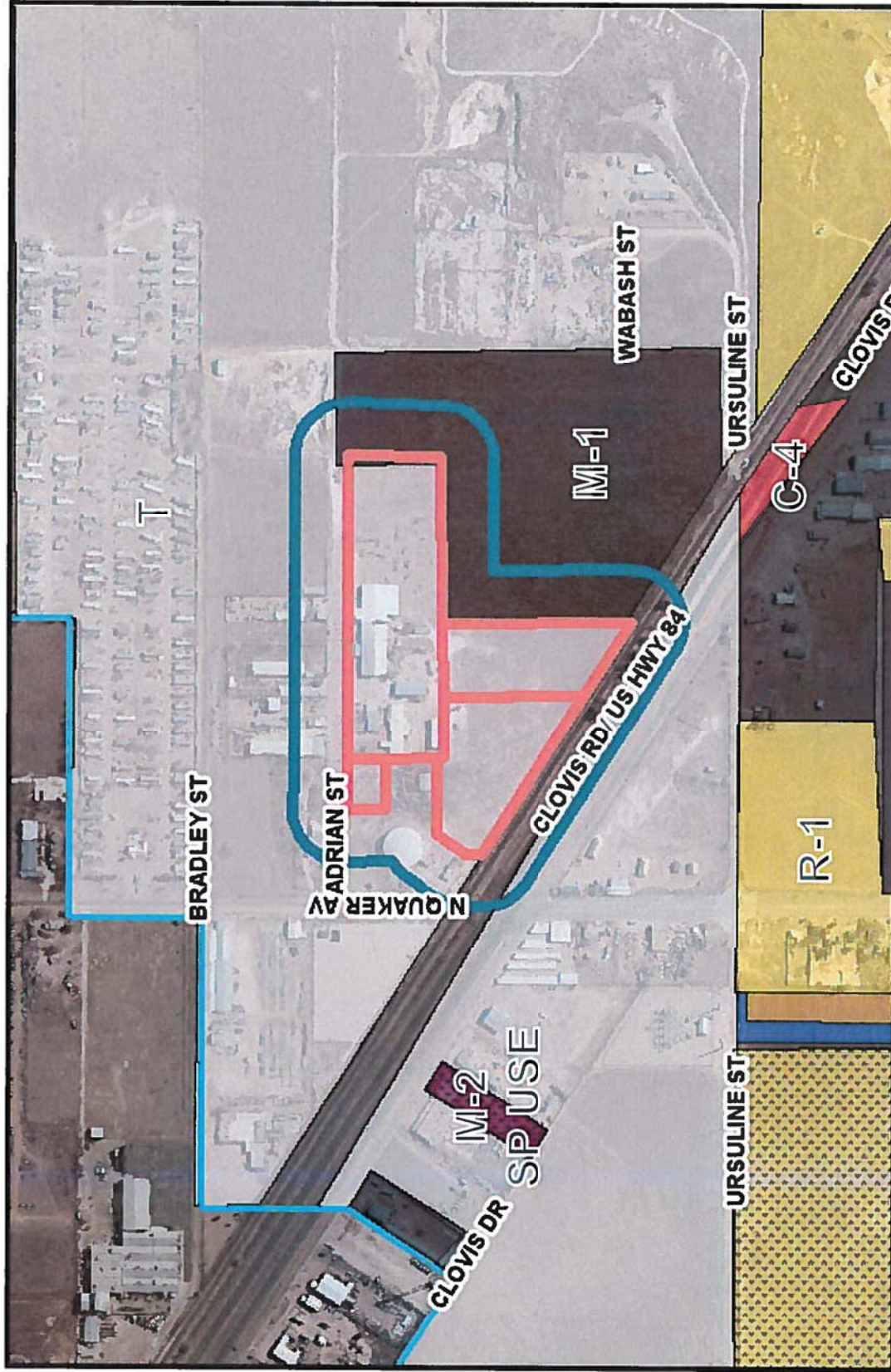


P.Z.C. Case 3218



P.Z.C. Case 3218

Request of West Texas Engineering, LLC (for American Turbine Pump Co.) for a zoning change from T to M-2, 4229 Adrian Street



P.Z.C. Case 3218 Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant West Texas Engineering, LLC
 (Please Print)
13105 CR 1820
 Street/Post Office Box
Lubbock TX 79424
 City State Zip
(806) 687-2552
 Telephone

For American Turbine Pump Co
4229 Adrian Street
 Street/Post Office Box
Lubbock TX 79415
 City State Zip
(806) 747-3248
 Telephone

Location or Address: 4229 Adrian Street, Lubbock, TX 79415

Legal Description:* Section 13, Block A, Tracts B4, B6, B6B, and B14

Existing Land Use: Manufacturing **Existing Zoning:** Transitional

Acreage or Square Footage of Property: 21.304 Acres

Zoning Requested: M-1 (Light Manufacturing) District

Proposed Development: Building expansions for the existing building on site

If property is not subdivided, will preliminary plat be submitted? Yes X No

[Signature]
Applicant's Signature

10-16-13
Date

Filing Fee: \$535.91
 (\$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 18605 CK# 129845 **For City Use Only** AN: 244, 247, 253, 245, map 10
Zone Case No.: 3218 **Agenda No.:** X 6
Request for zoning change from: T **To:** m-1

21.58 acres of unplatted land out of block A section 13

on Lot(s): **Block(s):**

Subdivision: **Address:** 4229 Adrian 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.: 3218

In Favor of

Opposed

Reasons and/or Comments:

Print Name Hugh Armstrong
Signature: Hugh Armstrong
Address: 4108 Adrian
Address of Property Owned: R Lubbock

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.: 3218

In Favor of

Opposed

Reasons and/or Comments:

RECEIVED
DEC 03 2013
PLANNING DEPARTMENT

Print Name

Richard Wetzel

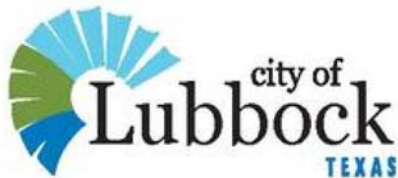
Signature:

Richard Wetzel

Address:

2301 5th 61

Address of Property Owned:



Regular City Council Meeting

6. 7.

Meeting Date: 01/09/2014

Information

Agenda Item

Public Hearing 6:30 p.m. – Planning: Consider a request for Zone Case 3199-B, a request of Marianne Moseley, PE, for Stephen Pitts, for a zoning change from C-3 and T to C-3 Specific Use on 24.815 acres of unplatted land out of Block E-2, Section 22, southeast corner of Quaker Avenue and 114th Street, and consider an ordinance.

Item Summary

General comments:

The request is to zone a tract of land to C-3 Specific Use for outside display and storage along with the configuration of a garden center.

Adjacent land uses:

N – R-1 (Residential) Specific Use Single Family housing & the corner C-3 (Stripes).

E – Transitional Vacant Land

S – Transitional Vacant Land

W– R-1 (Residential) Specific Use (Vintage) and Commercial along with CB-3

Planning and Zoning Commission (P&Z) Public Hearing Notes from December 10, 2013:

There were a number of property owners from Orchard Park and Vintage Township who expressed concerns with Wal-Mart practices. Noise, lights, and size of the development were some issues cited by citizens who spoke in opposition. There was no one who spoke in favor of the request except the proponent along with the architect and attorney.

Staff explained the impact on the Comprehensive Land Use Plan (CLUP) and that from a zoning and land use standpoint there is no difference between Wal-mart, United, Best Buy, Albertson's or any other big box retailer that is allowed in C-3.

There were comments on effects to the storm water system and flood maps, to which staff answered that the maps were in constant change, but no major impacts were foreseen. Water runoff and flood areas would be analyzed by the Flood Administration Department and any developer either commercial or residential would need to follow all they City guidelines prior to construction.

CLUP:

The property is a minor change to the CLUP, because it is an expansion of the commercial area recommended by policy at the intersection of thoroughfares. There are many different factors that play a part in these variations such as economy, geography and market, different intersections of major thoroughfares have varying sizes of commercial development. The CLUP is a guideline and our most valuable tool to our zoning practices, but is able to be flexible due to different factors and specific circumstances in each case. The CLUP allows flexibility to the standard development guidelines based on factors within a development to be viewed in a case by case scenario. The request is to expand a property from the current 18.4 acres of C-3 zoning towards the south and west from to about 24.85 acres being a difference of approximately 6.4 acres. Existing 62 acres of Commercial. Proposed is 68.4, make it a quality development. The representatives from Wal-Mart are also requesting the ability to have

outside/outdoor display along the front of the store, and a garden center, which is the trigger for a specific use zone case.

Impact on the CLUP:

Property owners have a vested interest, but were aware that C-3 zoning was in place since February of 2013. Staff is recommending a landscaping buffer to the north to mitigate many of the concerns from the adjacent property owners.

Based on the approval of the previous zoning, and the inclusion of a requirement for a landscaping buffer to the north, staff feels that the minor deviation from the CLUP is acceptable.

Zoning Policy:

A portion of this property, approximately 16 acres, was zoned C-3 in January, 2013. This case, for a big box retailer, was brought to the Planning and Zoning Commission (P&Z) in September, 2013 for approximately 24 acres, including the 16 acres, to be rezoned to C-3 Specific Use. The case was denied in September. After meeting with the adjacent neighborhoods, Wal-Mart's consultant felt they had grounds to bring the case back to the P&Z and sought permission in October. Through meeting with the Orchard Park and Vintage Township neighborhoods, Wal-Mart has modified the design to meet their requests. It has been staffs understanding that with these requests met, both neighborhoods were offering support of the case. As a policy, staff and the P&Z try to take into account the existing developed areas.

Effect on the adjacent street and thoroughfare system:

The parcel, located along two major thoroughfares and should not have a detrimental effect on adjacent streets or the thoroughfare system.

P&Z Recommendation:

The P&Z recommended the request with a unanimous vote, with the following conditions:

Sign package will be reviewed per the ordinance at the time of permitting.

Staff is recommending a set of conditions for the zone case based on the discussions between the proponent and the two Homeowner's Associations within proximity.

Staff has condensed them to read as follows:

1. Tied to the proposed site plan and elevations including:
 - a. A 12 foot high dividing barrier (combination of berm and double masonry fence) along the north property line extending from Norwood Avenue to the east property line. Minimum 6 foot high fence to match the Orchard Park masonry fence across 114th Street to the north.
 - b. Landscaping will be required to be maintained with mature trees with a combination of 4 to 6 inch diameter trunks (minimum) spaced a minimum of 25 foot on center and be combined with other live landscaping. No xeriscaping will be allowed.
 - c. A 6 foot tall masonry (stamped concrete panel) screening fence along the south and east property line is required. The fence will be continuous and uninterrupted.
 - d. The Pharmacy will be located on the north end of the store while the garden center, automotive center and loading docks will be located at the south end of the store.
 - e. No additional driveways will be allowed at any future period in addition to the two proposed along 114th Street and the two proposed along Quaker Avenue for the development. Access to the outparcels created will not allow additional curb cuts and must be accessed through the proposed means of egress.
 - f. The combination of any of the four outparcels along the west property line to create a larger parcel is not permitted.
 - g. Main freight and delivery entrance by trucks will be limited to the south most curb cut approach along Quaker Avenue.
 - h. There shall be no overnight parking on any portion of the proposed parcel by anyone. Signs must be posted and meet the City standard for signs.
 - i. Wal-Mart will comply with all City Codes and Ordinances regarding storage containers.
 - j. Sign size, elevations, and locations.

Fiscal Impact

None.

Staff/Board Recommending

Quincy White, Assistant City Manager
P&Z Commission

Attachments

Ordinance - Zone Case 3199-B

Zone Case 3199-B

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. 3199-B**; A ZONING CHANGE FROM **C-3 AND T TO C-3 SPECIFIC USE ON 24.815 ACRES OF UNPLATTED LAND OUT OF BLOCK E-2, SECTION 22, 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. 3199-B

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 and T** to **C-3 Specific Use** on **24.815 acres of unplatted land out of Block E-2, Section 22, City of Lubbock, Lubbock County, Texas, located at southeast corner of Quaker Avenue and 114th 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 the zone change be tied to the proposed site plan and elevations including:

a. A 12' high dividing barrier (combination of berm and double masonry fence) along the North property line extending from Norwood Ave to the East property line.) Minimum 6' high fence to match the Orchard park masonry fence across 114th St to the North.

b. Landscaping will be required to be maintained with mature trees with a combination of 4"-6" diameter trunks (minimum) spaced a minimum of 25' on center and also be combined with other live landscaping.

c. A 6' tall Masonry (stamped concrete panel) screening fence along the South and East property line is required. The fence will be continuous and uninterrupted.

d. The Pharmacy will be located on the North end of the store while the Garden Center, Automotive Center and Loading Docks will be located at the South end of the store.

e. No additional driveways will be allowed at any future period in addition to the two proposed along 114th St. and the two proposed along Quaker for the development. Access to the outparcels created will not be allowed additional curb cuts and must be accessed through the proposed means of egress.

f. The combination of any of the four outparcels along the West property line to create a larger parcel is not permitted.

g. Main freight and delivery entrance by trucks will be limited to the South most approach (curb cut) along Quaker Avenue.

h. There shall be no overnight parking on any portion of the proposed parcel by anyone. Signs must be posted and meet the city of Lubbock standard for signs.

i. Wal-mart will comply with all City codes and Ordinances regarding storage containers.

j. The locations, size and elevations of the signs shall conform to the site plan.

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 **C-3 and T** 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 **southeast corner of Quaker Avenue and 114th Street**, 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:

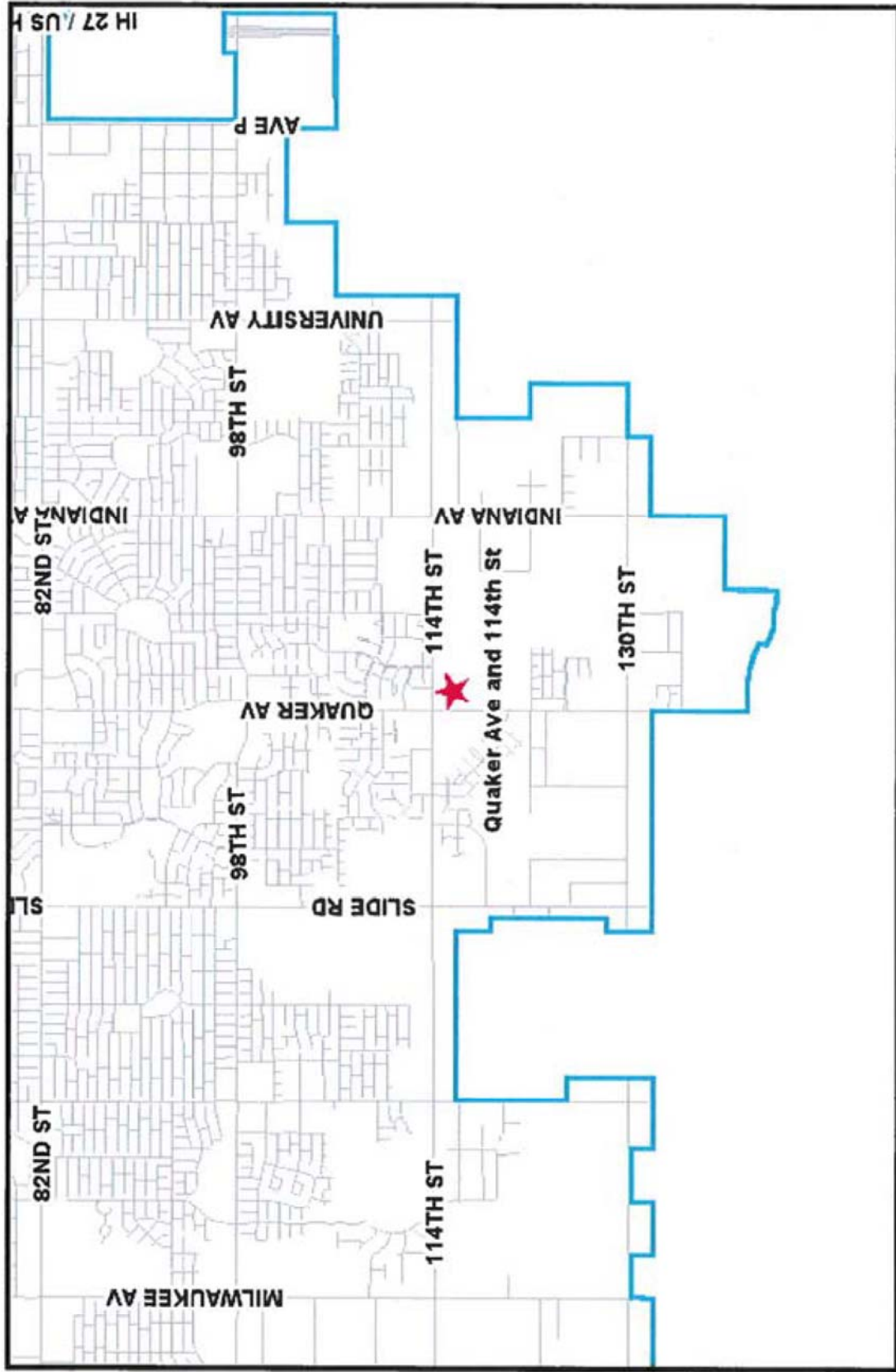
Andrew Paxton, Director of Planning

APPROVED AS TO FORM:

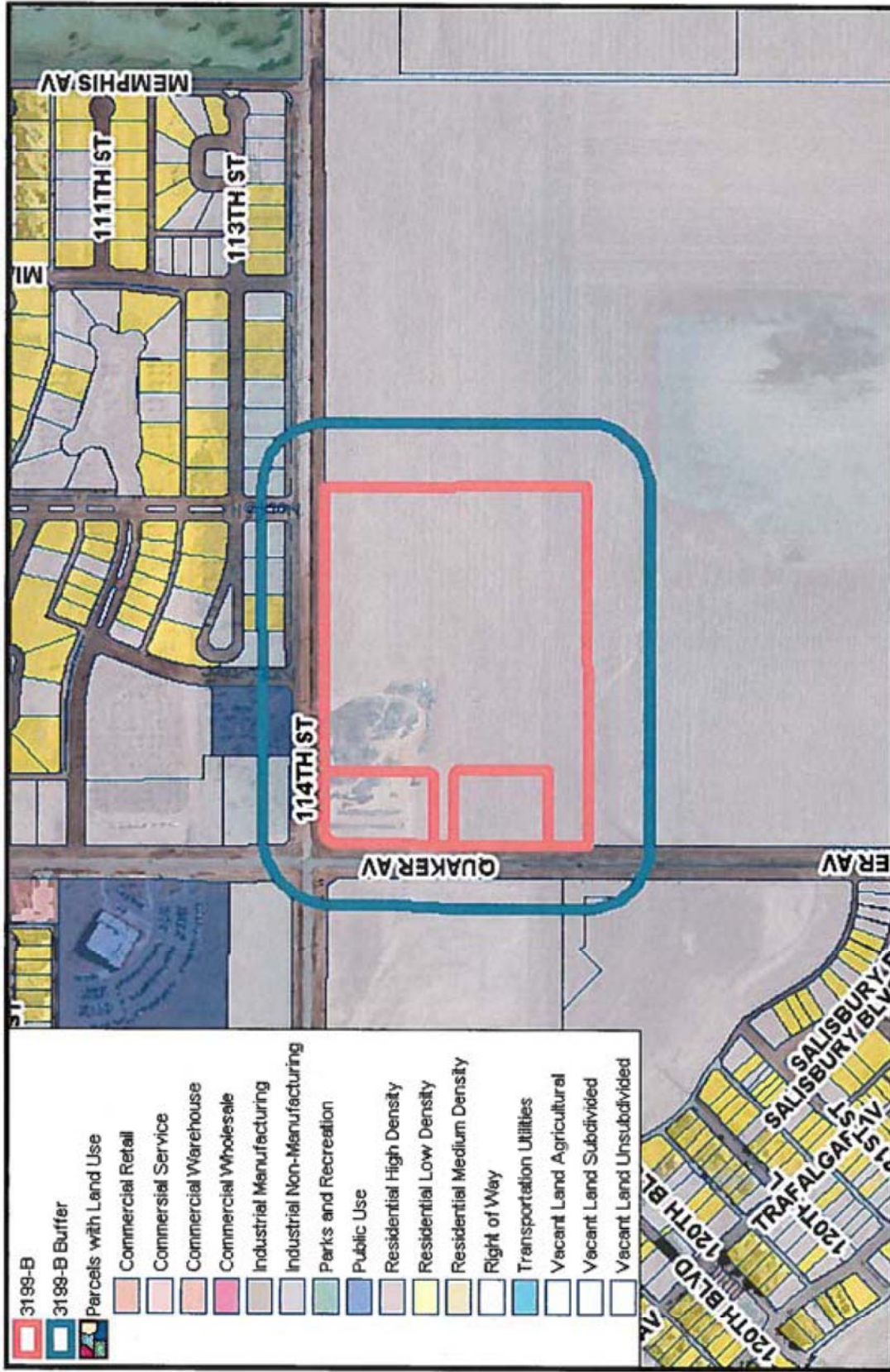


Chad Weaver
Assistant City Attorney

vw/CityAtt/Chad/Zones/ZC3199-B
December 10, 2013

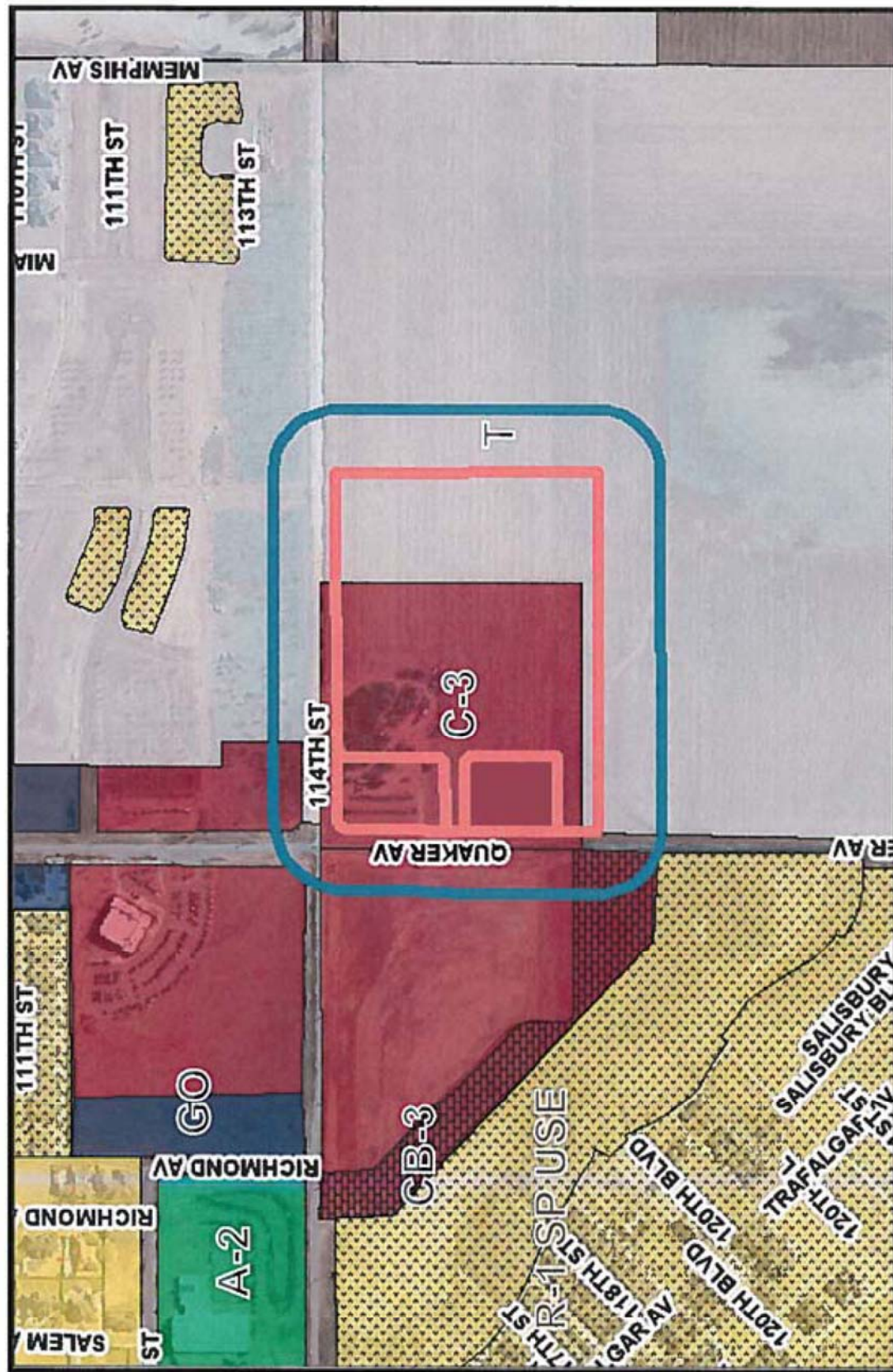


P.Z.C. Case 3199-B



P.Z.C. Case 3199-B

Request of Marianne Moseley, PE (for Stephen Pitts) for a zoning change from C-3 and T to C-3 Specific Use, southeast corner of Quaker Avenue and 114th Street



P.Z.C. Case 3199-B Zoning



APPLICATION FOR ZONE CHANGE

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

Applicant (Please Print) Marianne Moseley, PE for Kimley-Horn and Associates, Inc.
2000 South Blvd. j suite 440
Charlotte NC 28203
(704) 409-1811

For Stephen Pitts, Linda Pitts Roberts
Larry Pitts, Laura Pitts Taylor
PO Box 64334
Lubbock TX 79464
(806) 797-5108

Location or Address: Southeast corner of Quaker Ave & 114th street
Legal Description: see Attached
Existing Land Use: Agricultural Existing Zoning: C-3 + T
Acreage or Square Footage of Property: 24.815 Acres
Zoning Requested: C-3 - see attached letter

Proposed Development: Commercial

If property is not subdivided, will preliminary plat be submitted? Yes [X] No
Marianne Moseley
Applicant's Signature Date 11/11/13

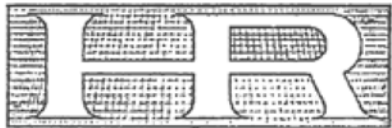
Filing Fee: \$547.00 11/12/13 pd ck # 2141 cc # 18286
(\$475.00 for the first acre; \$3.00 for each additional acre; \$165 for Non-Profit)

*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.

For City Use Only

Zone Case No.: 3199-B Agenda No.: 18
Request for zoning change from: C-3 T To: C-3 SU

24.815 acres of unplatted land out of Block E-2 section 22
on Lot(s): Block(s):
Subdivision: Address: SE corner of Quaker Ave and 114th St



**LAND SURVEYORS
CIVIL ENGINEERS**

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

(OVERALL TRACT)

METES AND BOUNDS DESCRIPTION of a 24.815 acre tract of land located in the Northwest Quarter of Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a 1/2" iron rod with cap found in the South right-of-way line of 114th Street as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas at the most Northerly Northwest corner of this tract, which bears S. 88°17'04" E. a distance of 94.85 feet and S. 01°42'56" W. a distance of 55.00 feet from the Northwest corner of Section 22, Block E-2, Lubbock County, Texas;

THENCE S. 88°17'04" E., along said South right-of-way line, a distance of 1174.05 feet to a 5/8" iron rod set for the Northeast corner of this tract;

THENCE S. 01°42'56" W. a distance of 892.77 feet to a 5/8" iron rod set for the Southeast corner of this tract;

THENCE N. 88°17'04" W. a distance of 1215.53 feet to a 5/8" iron rod set in the East right-of-way line of Quaker Avenue as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas for the Southeast corner of this tract;

THENCE N. 01°48'50" E., along said East right-of-way line, a distance of 454.79 feet to a 1/2" iron rod with cap found at a point of intersection;

THENCE N. 04°40'35" E., continuing along said East right-of-way line, a distance of 200.25 feet to a 1/2" iron rod with cap found at a point of intersection;

THENCE N. 01°48'50" E., continuing along said East right-of-way line, a distance of 208.05 feet to a 1/2" iron rod with cap found at the most Westerly Northwest corner of this tract, same being a point of curvature;

THENCE Northeasterly, continuing along said East right-of-way line around a curve to the right, said curve having a radius of 30.00 feet, a central angle of 89°54'06", tangent lengths of 29.95 feet and a chord distance of 42.39 feet to the Point of Beginning.

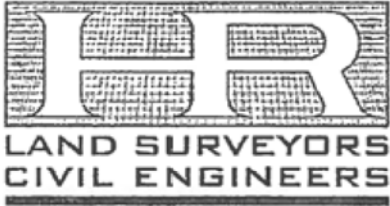
Contains: 1,080,933 square feet.

Bearings are relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone, City of Lubbock Geodetic Network and Aerial Control. Distances are Surface, U.S. Survey Feet.

Surveyed on the ground
July 19, 2013.

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





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

Existing C-3 Zoning

METES AND BOUNDS DESCRIPTION of an approximately 18.4 acre tract of land located in Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a point for the Northwest corner of Section 22, Block E-2, Lubbock County, Texas for the Northwest corner of this tract;

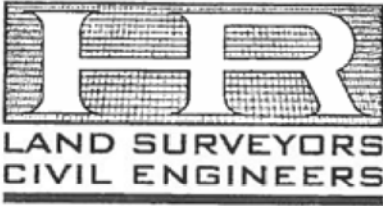
THENCE S. 88°17'04" E., along the North boundary line of said Section 22, Block E-2, an approximate distance of 899.9 feet to a point;

THENCE S. 01°42'56" W., an approximate distance of 890.0 feet to a point;

THENCE N. 88°17'04" W., an approximate distance of 901.4 feet to a point in the West line of said Section 22, Block E-2;

THENCE N. 01°48'50" E., along the West boundary line of said Section 22, Block E-2, an approximate distance of 890.0 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY



**Proposed C-3 Zoning
(Existing T Zoning)**

METES AND BOUNDS DESCRIPTION of an approximately 9.2 acre tract of land located in Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a point for the Northwest corner of this tract which bears S. 88°17'04" E. an approximate distance of 899.9 feet from the Northwest corner of Section 22, Block E-2, Lubbock County, Texas;

THENCE S. 88°17'04" E., along the North boundary line of said Section 22, Block E-2, an approximate distance of 369.0 feet to a point;

THENCE S. 01°42'56" W., an approximate distance of 947.8 feet to a point;

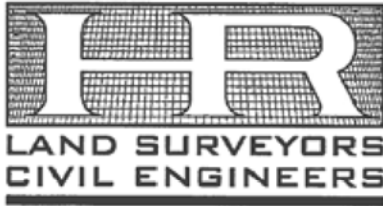
THENCE N. 88°17'04" W., an approximate distance of 1270.5 feet to a point in the West line of said Section 22, Block E-2;

THENCE N. 01°48'50" E., along the West boundary line of said Section 22, Block E-2, an approximate distance of 57.8 feet to a point;

THENCE S. 88°17'04" E., an approximate distance of 901.4 feet to a point;

THENCE N. 01°42'56" E., an approximate distance of 890.0 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY



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

(WAL-MART PARCEL)

METES AND BOUNDS DESCRIPTION of a 20.946 acre tract of land located in the Northwest Quarter of Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a point in the South right-of-way line of 114th Street as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas at the most Northerly Northwest corner of this tract, which bears S. 88°17'04" E. a distance of 305.41 feet and S. 01°42'56" W. a distance of 55.00 feet from the Northwest corner of Section 22, Block E-2, Lubbock County, Texas, from whence a found 1/2" iron rod with cap bears N. 88°17'04" W. a distance of 210.56 feet;

THENCE S. 88°17'04" E., along said South right-of-way line, a distance of 963.49 feet to a 5/8" iron rod set for the Northeast corner of this tract;

THENCE S. 01°42'56" W. a distance of 892.77 feet to a 5/8" iron rod set for the Southeast corner of this tract;

THENCE N. 88°17'04" W. a distance of 1215.53 feet to a 5/8" iron rod set in the East right-of-way line of Quaker Avenue as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas for the Southeast corner of this tract;

THENCE N. 01°48'50" E., along said East right-of-way line, a distance of 140.27 feet to a point for a corner of this tract;

THENCE S. 88°17'04" E. a distance of 251.80 feet to a point for a corner of this tract;

THENCE N. 01°42'56" E. a distance of 303.87 feet to a point for a corner of this tract;

THENCE N. 43°17'04" W. a distance of 21.21 feet to a point for a corner of this tract;

THENCE N. 88°17'04" W. a distance of 218.31 feet to a point for a corner of this tract;

THENCE S. 52°00'43" W. a distance of 23.36 feet to a point in said East right-of-way line for a corner of this tract;

THENCE N. 01°48'50" E., along said East right-of-way line, a distance of 10.58 feet to a 1/2" iron rod with cap found at a point of intersection;

THENCE N. 04°40'35" E., continuing along said East right-of-way line, a distance of 79.01 feet to a point for the most Westerly Northwest corner of this tract;

THENCE S. 63°33'03" E. a distance of 20.46 feet to a point for a corner of this tract;

THENCE S. 88°17'04" E. a distance of 213.60 feet to a point for a corner of this tract;

THENCE N. 46°42'56" E. a distance of 21.21 feet to a point for a corner of this tract;

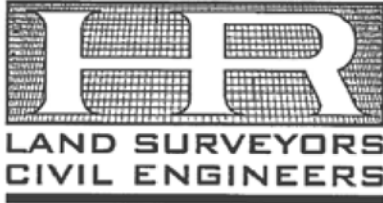
THENCE N. 01°42'56" E. a distance of 352.64 feet to the Point of Beginning.

Contains: 912,406 square feet.

Bearings are relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone, City of Lubbock Geodetic Network and Aerial Control. Distances are Surface, U.S. Survey Feet.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY

August 13, 2013



HUGO REED AND ASSOCIATES, INC.

1801 AVENUE N / LUBBOCK, TEXAS 79401 / 806/763-5642 / FAX 806/763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

(OUTLOTS 3 AND 4)

METES AND BOUNDS DESCRIPTION of a 1.836 acre tract of land located in the Northwest Quarter of Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a point in the East right-of-way line of Quaker Avenue as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas for the Southwest corner of this tract, which bears S. $01^{\circ}48'50''$ W. a distance of 807.41 feet and S. $88^{\circ}11'10''$ E. a distance of 55.00 feet from the Northwest corner of Section 22, Block E-2, Lubbock County, Texas, from whence a set $5/8''$ iron rod bears S. $01^{\circ}48'50''$ W. a distance of 140.27 feet;

THENCE N. $01^{\circ}48'50''$ E., along said East right-of-way line, a distance of 303.94 feet to a point for the most Westerly Northwest corner of this tract, from whence a found $1/2''$ iron rod with cap bears N. $01^{\circ}48'50''$ E. a distance of 10.58 feet;

THENCE N. $52^{\circ}00'43''$ E. a distance of 23.36 feet to a point for the most Northerly Northwest corner of this tract;

THENCE S. $88^{\circ}17'04''$ E. a distance of 218.31 feet to a point for the most Northerly Northeast corner of this tract;

THENCE S. $43^{\circ}17'04''$ E. a distance of 21.21 feet to a point for the most Easterly Northeast corner of this tract;

THENCE S. $01^{\circ}42'56''$ W. a distance of 303.87 feet to a point for the Southeast corner of this tract;

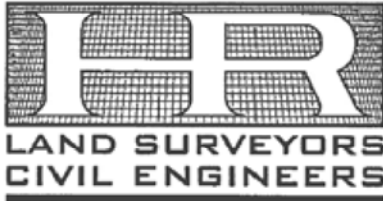
THENCE N. $88^{\circ}17'04''$ W. a distance of 251.80 feet to the Point of Beginning.

Contains: 79,956 square feet.

Bearings are relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone, City of Lubbock Geodetic Network and Aerial Control. Distances are Surface, U.S. Survey Feet.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY

August 13, 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

(OUTLOTS 1 AND 2)

METES AND BOUNDS DESCRIPTION of a 2.033 acre tract of land located in the Northwest Quarter of Section 22, Block E-2, Lubbock County, Texas, being further described as follows:

BEGINNING at a 1/2" iron rod with cap found in the South right-of-way line of 114th Street as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas at the most Northerly Northwest corner of this tract, which bears S. 88°17'04" E. a distance of 94.85 feet and S. 01°42'56" W. a distance of 55.00 feet from the Northwest corner of Section 22, Block E-2, Lubbock County, Texas;

THENCE S. 88°17'04" E., along said South right-of-way line, a distance of 210.56 feet to a point for the Northeast corner of this tract;

THENCE S. 01°42'56" W. a distance of 352.64 feet to a point for the most Easterly Southeast corner of this tract;

THENCE S. 46°42'56" W. a distance of 21.21 feet to a point for the most Southerly Southeast corner of this tract;

THENCE N. 88°17'04" W. a distance of 213.60 feet to a point for the most Southerly Southwest corner of this tract;

THENCE N. 63°33'03" W. a distance of 20.46 feet to a point in the East right-of-way line of Quaker Avenue as described under County Clerk File No. 2011009301 of the Official Public Records of Lubbock County, Texas for the most Westerly Southwest corner of this tract;

THENCE N. 04°40'35" E., along said East right-of-way line, a distance of 121.24 feet to a 1/2" iron rod with cap found at a point of intersection;

THENCE N. 01°48'50" E., continuing along said East right-of-way line, a distance of 208.05 feet to a 1/2" iron rod with cap found at the most Westerly Northwest corner of this tract, same being a point of curvature;

THENCE Northeasterly, continuing along said East right-of-way line around a curve to the right, said curve having a radius of 30.00 feet, a central angle of 89°54'06", tangent lengths of 29.95 feet and a chord distance of 42.39 feet to the Point of Beginning.

Contains: 88,570 square feet.

Bearings are relative to Grid North, NAD 83, Texas Coordinate System, North-Central Zone, City of Lubbock Geodetic Network and Aerial Control. Distances are Surface, U.S. Survey Feet.

PREPARED FOR ZONE CHANGE DESCRIPTION PURPOSES ONLY

August 13, 2013

9

REPLY FORM

If for any reason you feel that you will be unable to attend the public hearing advertised by this notice, and yet you desire to present your sentiments regarding this case affecting you, you may complete this form and return it to the Secretary of the Planning and Zoning Commission, c/o Planning Department, P.O. Box 2000, Lubbock, Texas, 79457, or fax to (806) 775-2100.

If you have any questions pertaining to this case, please call the Secretary of the Planning and Zoning Commission at 775-2108.

RECEIVED

DEC 10 2013

PLEASE CHECK ONE OF THE FOLLOWING:

I am in favor of -OR- I am opposed to the change of zoning requested by ZONE CASE NO. 3199 B

PLANNING DEPARTMENT

My reasons and/or comments are as follows:

- 1) It goes against the City of Lubbock planned development for the area.
- 2) The surrounding land will be purchased for re-zoning to commercial and create a much larger commercial development than was intended for the area!
- 3) Codes can be written to keep trucks from parking overnight & temporary storage units from being used. But, the City of Lubbock is not enforcing these codes. Look at the area around any Wal-Mart now! Wal-Mart knows these codes are not enforced... so they will agree to anything to get a permit. Wal-Mart breaks the rule until caught. Wrong Attitude!!!

PRINT NAME: Rice Horkey

SIGNATURE: [Signature]

ADDRESS: 4004-111th

ADDRESS OF PROPERTY OWNED: 4004-111th

NOTE: If you later change your mind and wish to amend any statement you have made on this reply or withdraw your prior written opposition, you may do so by writing this office prior to the City Council hearing.

1 of 1

Zone Case Number: 3199-B

9

December 6, 2013

Mr. Dan Millner
Vice President
Kimley-Horn & Associates, Inc.
5750 Genesis Court, Ste. 200
Frisco, TX 75034

RECEIVED

DEC 06 2013

PLANNING DEPARTMENT

Mr. Millner:

The Board of Directors of the Orchard Park Homeowner Association (" OPHOA ") hereby submit the following conditions precedent to support Walmart's variance request at the City of Lubbock's Planning and Zoning Hearing scheduled on December 10, 2013. These conditions are submitted based on Walmart's request to increase the size of the proposed store site, at the Southeast Corner of 114th Street and Quaker Avenue, from a 16 acre site to a 25 acre site.

The Board's opinion and understanding of Walmart's commitment is that they plan to build at this site, regardless of the decision on the variance request. The increase to a 25 acre tract will allow for certain aesthetics that will enhance the site versus the 16 acre tract design, including the four outparcels fronting Quaker Avenue. Based on Walmart's commitment to build at this site, the Board feels the 25 acre site (versus the 16 acre design), with certain conditions, will help mitigate the OPHOA's concerns of Walmart's proposed store at this site.

Therefore, the Board of Directors of the OPHOA respectfully submits the following conditions:

1. A 12' high dividing barrier along the South side of 114th Street along Walmart's North property line from Norwood Ave East to the East property line. The 12' will measure from the top of the south curb of 114th Street, and will be a combination of a landscaped berm and a double masonry fence (minimum 6' high) to match the Orchard Park masonry fence on opposite side of 114th Street.
2. The landscaping will be aesthetically pleasing ground cover and with mature trees – a combination of 4 & 6" diameter trunks (on 25' spacing) and other pleasing shrubbery along the masonry fence on 114th.
3. There will be a 6' landscaped berm from Norwood Ave West to the Southeast outparcel. On top of this berm will be 4 to 6' aesthetically pleasing shrubbery.
4. A 6' Stamped Concrete Panel fence across the entire tract on the East property line and South Property line.
5. Flipping the original plan of the proposed building. This will move the Pharmacy drive-through to the north end of the store, and the Garden Center, Automotive Center, and loading dock to the south end of the store.

9

6. No additional drive way curb cut entrances into parking lot off of 114th Street East of Norwood Ave.
7. The four outlying parcels on the West Property Line will remain independent and not be allowed to be combined into larger tracts.
8. The main freight and delivery entrance by trucks will be on Quaker at south end of property.
9. Walmart will agree to no overnight parking and will have signage on site defining this requirement.
10. Walmart will comply with all City codes and Ordinances regarding storage containers.

Subject to these conditions being implemented into the building plan and site plans, the Board of Directors of the OPHOA will support the variance request by Walmart to increase the site to a 25 acre site plan.

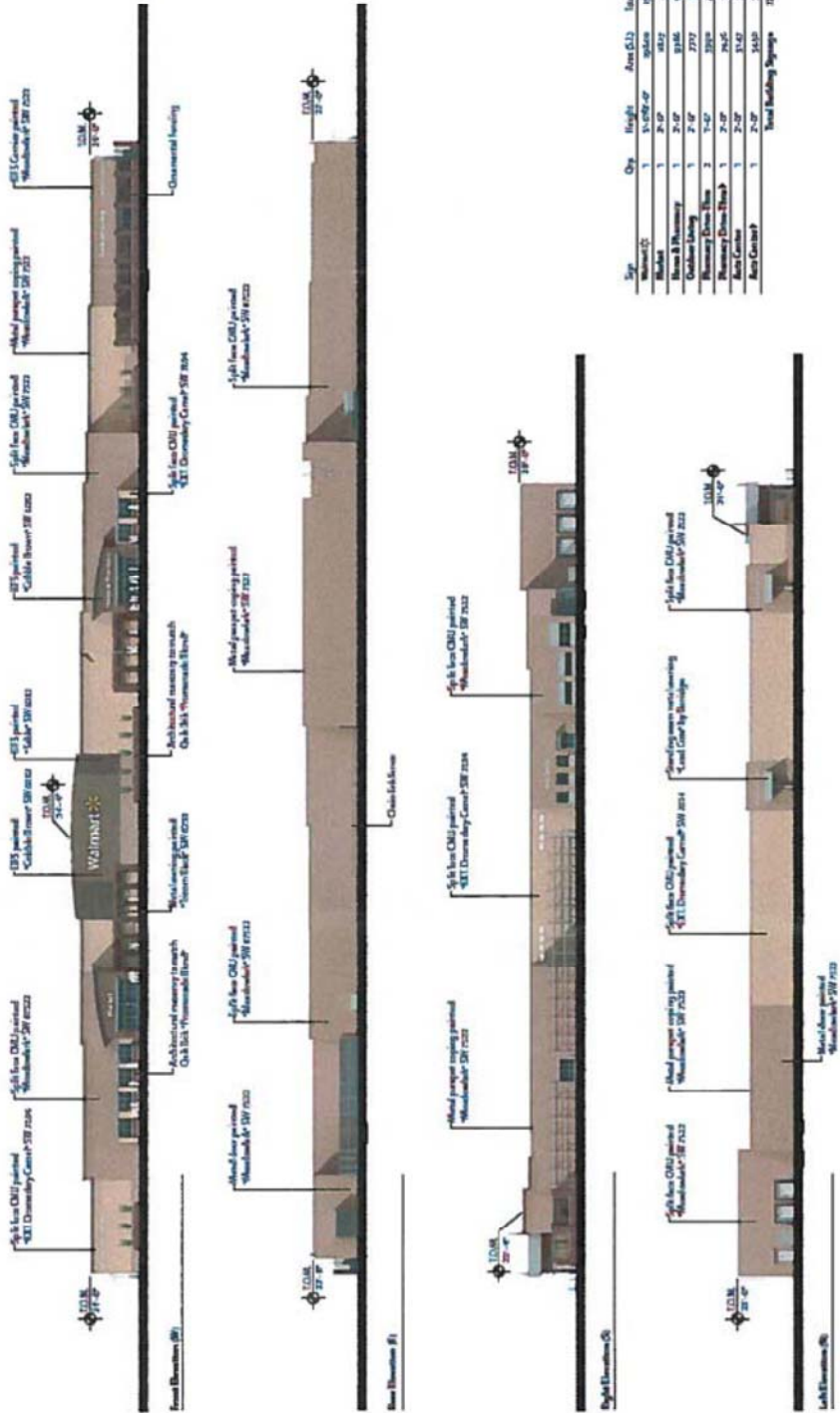
If you have any questions, or need further information, please advise.

Sincerely,



Brad Burgess
President
Orchard Park Homeowners Association

FINAL DESIGN



Qty	Qty	Height	Area (S.I.)	Unit
Walmart	1	34.00' or	90400	SqM
Roof	1	2'-0"	852	SqM
Roof & Plumbing	1	2'-0"	9145	SqM
Outdoor Lighting	1	2'-0"	2777	SqM
Roofing Drive Thru	2	2'-0"	3920	SqM
Roofing Drive Thru	1	2'-0"	7625	SqM
Roof Center	1	2'-0"	3142	SqM
Roof Center	1	2'-0"	3430	SqM
Total Building Volume				27433



B | R | R

December 06, 2013

Lubbock, TX #6898

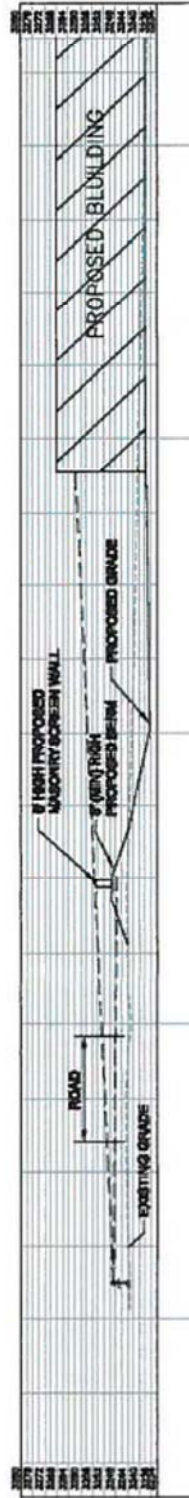
Elevations

1

DESIGN THESE ELEVATIONS ONLY. NOT FOR CONSTRUCTION. The building design shown is a representation of the current design. Items such as site, trees, lot, etc. resulting in high intensity materials, textures, colors, etc. are not shown. Construction materials, textures, colors, etc. are not shown. Construction materials, textures, colors, etc. are not shown. Construction materials, textures, colors, etc. are not shown.



View from the side of 110th St. Building with fence and Building



B | R
CORPORATION

December 06, 2013

Lubbock, TX #6898

2

THIS DRAWING IS THE PROPERTY OF BIR CORP. NO PART OF THIS DRAWING IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM. WITHOUT THE WRITTEN PERMISSION OF BIR CORP.



View from the entrance along 110th St.



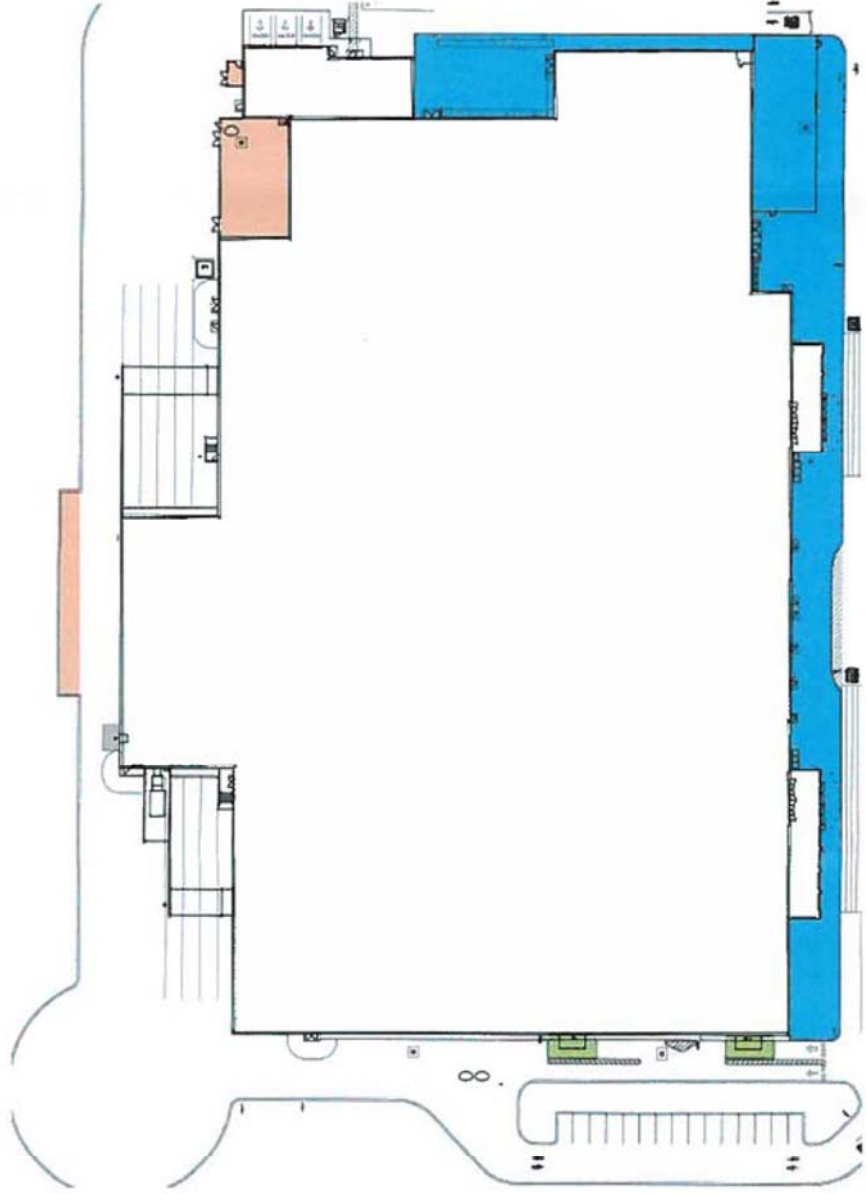
View from the entrance along 110th St.



B | R | R
ARCHITECTS

December 05, 2013

Lubbock, TX #6898



- Outdoor Storage
- Special Outdoor Sale
- Close-Storage to store Pharmacy



BJR | R
ARCHITECTS

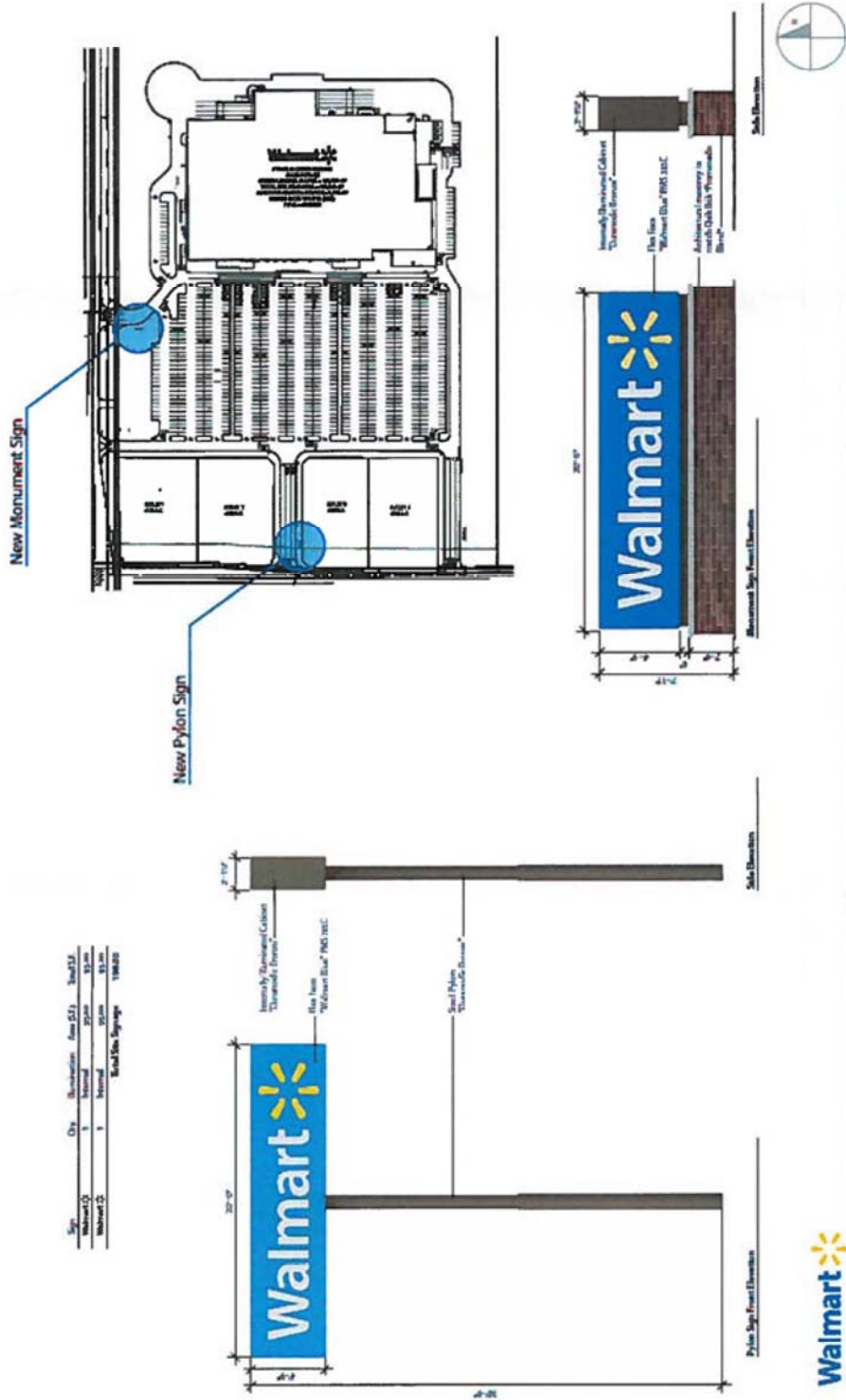
December 06, 2013

Lubbock, TX #68998

Floor Plan

4

DESIGN REPRESENTATION ONLY - NOT FOR CONSTRUCTION The building layout shown is a representation of the current design intent only. The building layout may not reflect conditions in sales, lease, base rent, parking, and lot light intensity, overhead, parking, entrance, floor type, construction materials, equipment, building codes or Department of Health building



Qty	Description	Area (sq ft)	Unit Price
1	Internally Illuminated Cabinet	25.00	\$1,000.00
1	Main Sign	95.00	\$1,000.00
Grand Total Signage		120.00	1,000.00



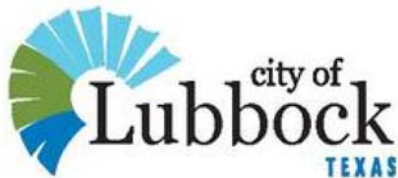
B | R | R

December 05, 2013

Lubbock, TX #6898

Site Signage Calculations

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Regular City Council Meeting

6. 8.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Finance: Consider a resolution authorizing and directing the Mayor to execute for and on behalf of the City of Lubbock the Central Business District Tax Increment Financing Reinvestment Zone (CBD TIF) Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the CBD Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas.

Item Summary

The City Council created the CBD TIF and appointed the Board on December 3, 2001. According to the Texas Tax Increment Finance Act Section 311.016, the city must submit an annual report to the chief executive officer of each taxing unit that levies taxes on property within a tax increment finance zone. The report must be provided within 150 days of the end of the city's fiscal year and a copy must also be sent to the Comptrollers Office.

The Texas Tax Increment Finance Act specifies that the report must include:

- Amount and source of revenue in the tax increment fund established for the zone
- Amount and purpose of expenditures from the fund
- Amount of principal and interest due on outstanding bonded indebtedness
- Tax increment base and current captured appraised value retained by the zone
- Captured appraised value shared by the city and other taxing units
- Total amount of tax increments received
- Any additional information necessary to demonstrate compliance with the tax increment financing plan adopted by the city.

Staff prepared the 2013 annual report, which includes all of the information required by the above statute, and submitted it to the CBD TIF Board of Directors (Board) for approval. A summary of the information included in the report is as follows:

For the year ended September 30, 2013, the CBD TIF received \$629,472 in property tax revenues and earned \$597 in interest. The CBD TIF received \$276,782 of the \$1.5 million Economic Development Administration grant awarded May 28, 2010 for the underground utilities project. This is the final distribution of the grant.

Expenses in 2013 included \$50,038 in administrative costs, \$357,534 in special project costs, and \$800,000 transferred to the capital project fund for cash funded capital projects. Capital project expenditures for FY 2012-13 totaled \$450,122.

The CBD TIF appraised value increased to \$181,690,584 in 2013 with a current captured appraised value of \$75,832,333. The current captured appraised value is the total value after the base year value is subtracted. The total tax increment to be received by the CBD TIF for the 2013 tax year is projected to be \$735,595 from all taxing jurisdictions.

The Board approved the report at their December 18, 2013 meeting and submit it to the City Council for approval.

Fiscal Impact

No fiscal impact.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

CBD TIF Resolution and Annual Report

RESOLUTION

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

THAT the Mayor of the City of Lubbock BE and is hereby authorized and directed to execute for and on behalf of the City of Lubbock the Central Business District Tax Increment Financing Reinvestment Zone Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the Central Business District Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas. Said Annual Report 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 _____, 2014.

GLEN C. ROBERTSON, MAYOR

ATTEST:


Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock,
Executive Director of Budget

APPROVED AS TO FORM:



Linda L. Chamales,
Economic Development Attorney

Lc: city att/Linda/Res-CBD Annual Report 2013
December 18, 2013



Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report

October 1, 2012 - September 30, 2013

**City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

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City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013

Introduction

The Lubbock City Council established the Central Business District (CBD) Tax Increment Financing Reinvestment Zone (Zone) by ordinance on December 3, 2001 in order to promote the development of the CBD. The Zone was created after written notice and formal presentations to the governing body of each taxing unit that levies real taxes in the Zone, and after a properly advertised public hearing regarding the creation of the zone.

According to the Texas Tax Increment Finance Act Section 311.016, the City must submit an annual report to the chief executive officer of each taxing unit that levies taxes on property within a zone. The report must be provided within 150 days of the end of the City's fiscal year (September 30), and a copy must be submitted to the Texas Comptroller of Public Accounts.

The Texas Tax Increment Finance Act specifies that the report must include:

- Amount and source of revenue in the Tax Increment Fund established for the Zone,
- Amount and purpose of expenditures from the Fund,
- Amount of principal and interest due on outstanding bonded indebtedness,
- Tax increment base and current captured appraised value retained by the Zone,
- Captured appraised value shared by the City and other taxing units,
- Total amount of tax increments received, and
- Any additional information necessary to demonstrate compliance with the Tax Increment Financing Plan adopted by the City.

Distribution of this annual report was approved by resolution of the City Council on January 9, 2014 upon the recommendation of the Central Business District Tax Increment Financing Reinvestment Zone Board of Directors (Board) on December 18, 2013.



Glen C. Robertson, Mayor
City of Lubbock

Robert Taylor, Chairman
Central Business District TIF Board of Directors

**City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Financial Report

As set by the Lubbock Central Appraisal District (LCAD), the appraised value of the Zone increased \$75,832,333 in value since the 2001 base year for each taxing jurisdiction. However, exemptions and abatements by the City and other taxing jurisdictions lower the net taxable amount available to the Tax Increment Fund as indicated on this page.

Appraised Values

Zone 2013 Appraised Value (before abatements and exemptions)	\$181,690,584
Less: 2001 Base Value	<u>105,858,251</u>
Current Captured Appraised Value Retained and Shared (before abatements)*	<u><u>\$ 75,832,333</u></u>

*The captured appraised value of taxable real property is the total appraised value of all real property taxable by the taxing unit and located in a reinvestment zone for that year, less the tax increment base of the taxing unit. Texas Tax Increment Finance Act Section 311.012(b).

Tax Increment Fund Revenue

Taxing Jurisdiction/ Tax Rate	2013 Tax Rate	2001 Appraised Value	2013 Net Taxable Value	2013 Net Tax Increment Value	Projected TIF Fund Revenue (100% Collections)
City of Lubbock	\$0.50441	105,858,251	181,154,656	75,296,405	\$ 379,803
Lubbock County	0.34531	105,858,251	181,261,949	75,403,698	260,376
Lubbock County Hospital District	0.11844	105,858,251	181,261,949	75,403,698	89,308
High Plains Underground Water Conservation District #1	0.00810	105,858,251	181,261,949	75,403,698	<u>6,108</u>
Total Fund Revenue					<u><u>\$ 735,595</u></u>

City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013

Performance Report

The Board and the City Council are operating with the Fourth Amended Project and Finance Plans approved by the Board on August 25, 2009 and approved by the City Council on September 24, 2009. The Plans outline the financial strategy to accomplish the goal of the Zone. The Financing Plan provides projections of the amount of revenue that may be received in the future. The Project Plan describes the types of projects anticipated to occur in the district.

Revenues

In FY 2012-13, the Zone received \$629,472 in revenues for value earned in 2012. Any variance in the actual amount from the amount reported in the FY 2011-12 Annual Report can be attributed to uncollected taxes and/or exemptions. The Zone received \$276,782 of the \$1.5 million Economic Development Administration grant awarded May 28, 2010 for the underground utilities project, and also earned \$597 in interest during FY 2012-13.

Expenditures and Projects

The City Council has issued two series of Certificates of Obligation to fund public improvement projects for the Zone. The principal amount of Certificates of Obligation is as follows:

January 2, 2010	\$ 247,564
March 15, 2011	1,404,380

All expenditures are as defined in the Texas Tax Increment Finance Act Section 311.002(1): Project costs means the expenditures made or estimated to be made and monetary obligations incurred or estimated to be incurred by the municipality or county establishing a reinvestment zone that are listed in the project plan as costs of public works or public improvements in the zone, plus other costs incidental to those expenditures and obligations.

**City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Central Business District TIF Expenditures

	FY 2012-13	Expenditures To-Date
Capital Projects		
Public Utility Engineering and Coordination	\$ -	222,148
Underground Utilities	19,456	21,359
EDA Grant	424,399	2,245,614
Glenna Goodacre Boulevard Extension	6,267	6,267
Total Capital Project Expenditures	450,122	2,495,389
Administrative/Bond Issuance Expenditures		
Administrative		
Administrative Costs	42,981	206,529
Office Supplies	1,245	3,835
Professional Services	3,872	36,554
LCAD Collections Charges	1,940	17,147
Subtotal Administrative Expenses	50,038	264,065
Special Projects		
Downtown Redevelopment Plan	-	100,000
Schrader & Cline - Project and Finance Plan	-	75,547
Civic Lubbock Guitar Project	-	8,500
Fiber Optic Line Relocation	-	25,254
SGS Engineering	-	8,396
McDougal Master Development Agreement	357,534	1,723,086
ROW Acquisition - GGB & Avenue Q	-	342,619
Misc. Projects	-	37,631
Transfer to Capital Project Fund	800,000	800,000
Subtotal Special Projects	1,157,534	3,121,032
Bond Sale Charges	-	14,493
Capital Outlay	-	58,101
Total Expenditures	1,207,572	3,457,690
Transfer to Debt Service	\$ 129,698	282,231

* Unaudited

**City of Lubbock, TX
 Central Business District
 Tax Increment Financing Reinvestment Zone
 Annual Report
 October 1, 2012 – September 30, 2013**

**CITY OF LUBBOCK, TEXAS
 DEBT SERVICE SCHEDULE**

ALL CERTIFICATES & BOND ISSUES

CENTRAL BUSINESS DISTRICT TIF			
FISCAL YEAR	PRINCIPAL	INTEREST	TOTAL REQUIREMENTS
2013-14	57,948.61	75,259.18	133,207.80
2014-15	60,580.34	72,585.44	133,165.78
2015-16	63,573.02	69,581.95	133,154.96
2016-17	66,536.99	66,664.87	133,201.86
2017-18	69,569.32	63,565.21	133,134.54
2018-19	72,553.82	60,374.91	132,928.73
2019-20	75,411.16	57,338.71	132,749.87
2020-21	78,755.21	53,823.36	132,578.57
2021-22	82,517.62	49,798.81	132,316.43
2022-23	86,542.53	45,556.65	132,099.18
2023-24	90,751.99	41,084.46	131,836.45
2024-25	95,243.09	36,336.87	131,579.96
2025-26	99,947.45	31,306.03	131,253.49
2026-27	104,904.74	26,027.64	130,932.38
2027-28	110,124.52	20,488.54	130,613.06
2028-29	115,528.87	14,677.28	130,206.15
2029-30	121,264.07	8,580.71	129,844.78
2030-31	109,180.23	2,729.51	111,909.74
2031-32	-	-	-
2032-33	-	-	-
2033-34	-	-	-
2034-35	-	-	-
	\$ 1,560,933.60	\$ 795,780.12	\$ 2,356,713.72

**City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Board of Directors

The Zone consists of one representative from each of the jurisdictions that levy taxes within the zone and representatives appointed by the municipality. In establishing the Board, the City Council specified nine members with five members appointed by the City Council. City Council appointed Board representatives must be qualified voters of the municipality or at least 18 years of age. The Board is responsible for administering the Zone throughout its life span and for recommending projects to be financed with the approval of the City Council.

Council Appointee: Robert Taylor, Chair
United Supermarkets – Corporate Office
Term: 1/01/12 – 1/01/14

Council Appointee: Tony Cardinal
Cardinal Sports
Term: 1/01/13 – 1/01/15

Council Appointee: Brandt Beal
The Gibraltar Group
Term: 3/28/13 – 1/01/15

Council Appointee: Dan Pope
Benchmark Business Solutions
Term: 8/23/12 – 1/01/14

Council Appointee: Brent Noble
Service Title
Term: 1/01/12 – 1/01/14

Lubbock Independent School District Appointee:
Berhl Robertson, Superintendent

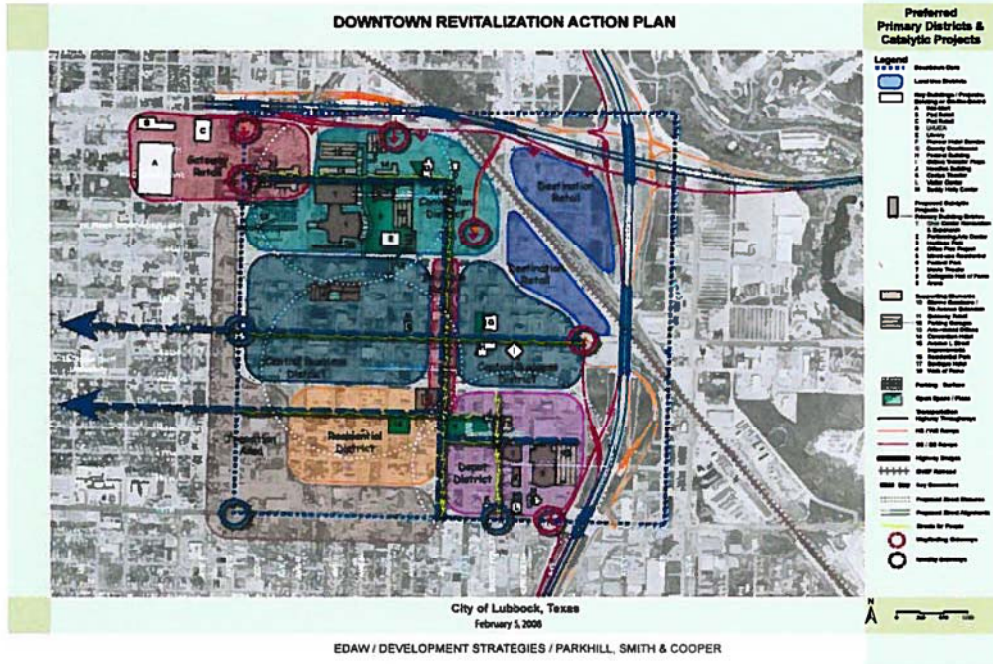
High Plains Underground Water Conservation District Appointee:
Jason Coleman, Manager

Lubbock County Hospital District Appointee and Designee:
David Allison, Chief Executive Office; Designee: Jeff Dane

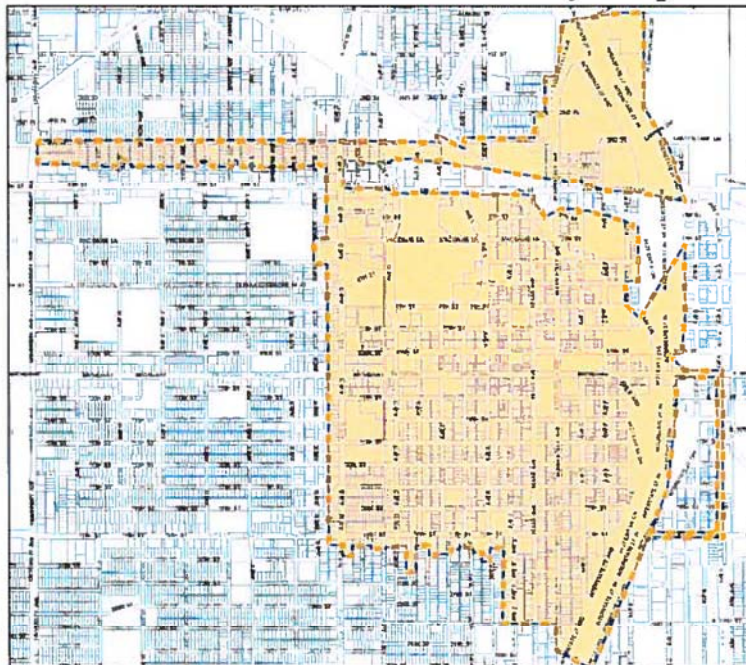
Lubbock County Commissioners Court Appointee:
Honorable Tom Head, County Judge

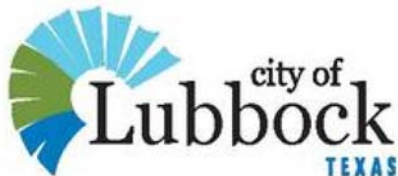
**City of Lubbock, TX
Central Business District
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

CBD TIF Preferred Plan



Reinvestment Zone Boundary Map





Regular City Council Meeting

6. 9.

Meeting Date: 01/09/2014

Information

Agenda Item

Resolution - Finance: Consider a resolution authorizing and directing the Mayor to execute for and on behalf of the City of Lubbock the Lubbock Business Park Tax Increment Financing Reinvestment Zone (LBP TIF) Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the LBP Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas.

Item Summary

The City Council created the LBP TIF on December 16, 2009 and appointed the LBP TIF Board on January 14, 2010. According to the Texas Tax Increment Finance Act Section 311.016, the city must submit an annual report to the chief executive officer of each taxing unit that levies taxes on property within a tax increment finance zone. The report must be provided within 150 days of the end of the city's fiscal year and a copy must also be sent to the Comptrollers Office.

The Texas Tax Increment Finance Act specifies that the report must include:

- Amount and source of revenue in the tax increment fund established for the zone
- Amount and purpose of expenditures from the fund
- Amount of principal and interest due on outstanding bonded indebtedness
- Tax increment base and current captured appraised value retained by the zone
- Captured appraised value shared by the city and other taxing units
- Total amount of tax increments received
- Any additional information necessary to demonstrate compliance with the tax increment financing plan adopted by the city.

Staff prepared the 2013 annual report, which includes all of the information required by the above statute. A summary of the information included in the report is as follows:

For the year ended September 30, 2013, the LBP TIF received \$260,938 in property tax revenues and \$219 in interest earned.

Expenses in FY 2012-13 included \$344 in administrative costs, \$192 in office supplies, \$2,757 for professional services, and \$18 for the collection charge from Lubbock Central Appraisal District. There were no capital project costs.

The LBP TIF appraised value increased to \$45,879,585 in 2013 with a current captured appraised value of \$37,979,858. The current captured appraised value is the total value after the base year value is subtracted. The total tax increment to be received by the LBP TIF for 2013 is projected to be \$370,782 from all taxing jurisdictions.

The Board approved the report at their December 18, 2013 meeting and submit it to the City Council for approval.

Fiscal Impact

No fiscal impact.

Staff/Board Recommending

Cheryl Brock, Executive Director of Budget

Attachments

Lubbock Business Park TIF Resolution and Annual Report

RESOLUTION

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

THAT the Mayor of the City of Lubbock BE and is hereby authorized and directed to execute for and on behalf of the City of Lubbock the Lubbock Business Park Tax Increment Financing Reinvestment Zone Annual Report for October 1, 2012 through September 30, 2013, which will be distributed to the chief executive officer of each taxing unit levying taxes within the Lubbock Business Park Tax Increment Financing Reinvestment Zone, and to the Comptroller of the State of Texas. Said Annual Report 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 _____, 2014.

GLEN C. ROBERTSON, MAYOR

ATTEST:


Rebecca Garza, City Secretary

APPROVED AS TO CONTENT:



Cheryl Brock,
Executive Director of Budget

APPROVED AS TO FORM:



Linda L. Chamales,
Economic Development Attorney

Lc: city att/Linda/Res-LBP TIF Annual Report 2013
December 18, 2013



**Lubbock Business Park Tax Increment Financing
Reinvestment Zone
Annual Report**

October 1, 2012 - September 30, 2013

**City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

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**City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Introduction

The Lubbock City Council established the Lubbock Business Park Tax Increment Financing Reinvestment Zone (Zone) by ordinance on December 16, 2009 to promote the development of the Lubbock Business Park. The Zone was enacted after written notice and formal presentations to the governing body of each taxing unit that levies real taxes in the Zone, and after a properly advertised public hearing for public comments on the creation of the Zone.

According to the Texas Tax Increment Finance Act Section 311.016, the City must submit an annual report to the chief executive officer of each taxing unit that levies taxes on property within a zone. The report must be provided within 150 days of the end of the City's fiscal year (September 30), and a copy must be sent to the Texas Comptroller of Public Accounts.

The Texas Tax Increment Finance Act specifies that the report must include:

- Amount and source of revenue in the Tax Increment Fund (Fund) established for the Zone,
- Amount and purpose of expenditures from the Fund,
- Amount of principal and interest due on outstanding bonded indebtedness,
- Tax increment base and current captured appraised taxable value retained by the Zone,
- Captured appraised taxable value shared by the City and other taxing units,
- Total amount of tax increments received, and
- Any additional information necessary to demonstrate compliance with the Tax Increment Financing Plan adopted by the City.

Distribution of this annual report was approved by resolution of the City Council on January 9, 2014 upon the recommendation of the Lubbock Business Park Tax Increment Financing Reinvestment Zone Board of Directors (Board) on December 18, 2013.

Glen C. Robertson, Mayor
City of Lubbock



Sandy Henry
Lubbock Business Park TIF Board of Directors

**City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Financial Report

The net taxable value of the Zone is \$38,390,344 for each taxing jurisdiction, an increase of \$37,979,858 over the 2009 base year. Exemptions and abatements by the City and other taxing jurisdictions lower the net taxable amount available to the Tax Increment Fund as indicated on this page.

Appraised Values

Zone 2013 Appraised Value	\$ 45,879,585
Zone 2013 Net Taxable Value	38,390,344
Less: 2009 Base Value	410,486
Current Captured Net Taxable Value Retained and Shared *	\$ 37,979,858

*The captured appraised value of taxable real property is the total appraised value of all real property taxable by the taxing unit and located in a reinvestment zone for that year, less the tax increment base of the taxing unit. Texas Tax Increment Finance Act Section 311.012(b).

Tax Increment Fund Revenue

Taxing Jurisdiction	2013 Tax Rate	2009 Taxable Value	2013 Net Taxable Value	2013 Incremental Net Taxable Value	Projected TIF Fund Revenue (100% Collection)
City of Lubbock	\$0.50441	410,486	38,390,344	37,979,858	\$ 191,574
Lubbock County	0.34531	410,486	38,390,344	37,979,858	131,148
Lubbock County Hospital District	0.11844	410,486	38,390,344	37,979,858	44,984
High Plains Underground Water Conservation District #1	0.00810	410,486	38,390,344	37,979,858	3,076
Total Fund Revenue					\$ 370,782

**City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Performance Report

The Board and the City Council are operating with the Project and Finance Plans approved by the Board on December 10, 2010 and approved by the City Council on January 27, 2011. The Project Plan describes the types of projects anticipated to occur in the Zone. The Financing Plan provides projections of the amount of revenue that may be received in the future and how that revenue will be used to support potential projects.

Revenues

In FY 2012-13, the Zone received \$260,938 in revenues for value earned in 2012, and \$219 in interest earned. Any variance to the actual amount from the amount reported in the FY 2011-12 Annual Report can be attributed to uncollected taxes and/or exemptions.

Expenditures and Projects

There is no bonded indebtedness. The expenditures incurred in FY 2012-13 are:

Lubbock Business Park TIF Expenditures

	FY 2012-13 *	Expenditures To-Date
Administrative/Bond Issuance Expenditures		
Administrative		
Administrative Costs	\$ 344	14,225
Office Supplies	192	498
Professional Services	2,757	7,924
LCAD Collections Charges	18	57
Interest Expense	-	-
Total Administrative Expenditures	3,311	22,704

*Unaudited

All expenditures are as defined in the Texas Tax Increment Finance Act Section 311.002(1): “Project costs means the expenditures made or estimated to be made and monetary obligations incurred or estimated to be incurred by the municipality establishing a reinvestment zone that are listed in the project plan as costs of public works or public improvements in the zone, plus other costs incidental to those expenditures and obligations.”

**City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013**

Board of Directors

The Zone consists of one representative from each of the jurisdictions that levy taxes within the zone and representatives appointed by the City. In establishing the Board, the City Council specified nine members with five members appointed by the City Council. City Council appointed Board representatives must be qualified voters of the City and at least 18 years of age. The Board is responsible for administering the Zone throughout its life span and for recommending projects to be financed with the approval of the City Council.

Council Appointee: Sandy Henry, Chair
Science Spectrum
Term: 1/01/13 – 1/01/15

Council Appointee: Sonny Garza
City Bank
Term: 1/01/13 – 1/01/15

Council Appointee: Les Gillit
Standard Sales
Term: 1/01/13 – 1/01/15

Council Appointee: David Sharbutt
Investor
Term: 1/01/12 – 1/01/14

Council Appointee: Tony Whitehead
Prosperity Bank
Term: 1/01/12 – 1/01/14

Lubbock Independent School District Appointee:
Dr. Berhl Robertson, Superintendent

High Plains Underground Water Conservation District Appointee and Designee:
Jason Coleman, Manager

Lubbock County Hospital District Appointee and Designee:
David Allison, Chief Executive Office Designee: Jeff Dane

Lubbock County Commissioners Court Appointee:
Honorable Mark Heinrich, County Commissioner

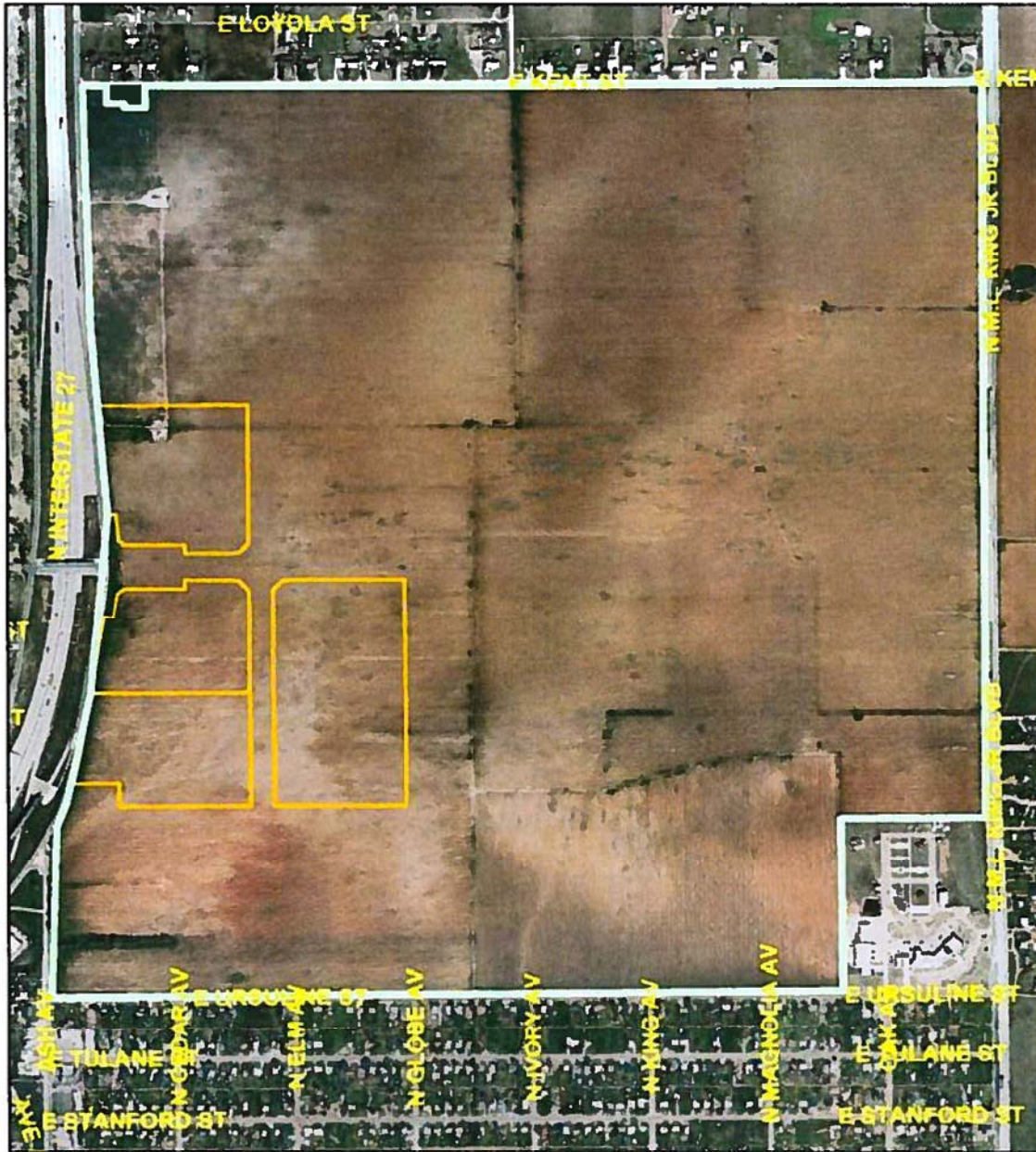
City of Lubbock, TX
 Lubbock Business Park
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Lubbock Business Park Master Plan



City of Lubbock, TX
Lubbock Business Park
Tax Increment Financing Reinvestment Zone
Annual Report
October 1, 2012 – September 30, 2013

Reinvestment Zone Boundary Map



LEGEND

- Business Park TIF Boundary
- LEDA Developed Parcels





City of Lubbock, Texas
Contract & Procurement Related Agenda Items

The City Council has statutory obligations when awarding contracts and contract amendments. The following is provided to assist elected officials when considering contract and procurement related agenda items:

- There exists the general concept that the taxpaying public should receive the best price possible for purchases in the interest of the public good, and that the government should maximize, to the fullest extent practicable, the purchasing value of public funds. McQuillin Municipal Corporations, 3rd Ed.
- During the period between offer submission date and the contract award, offerors, including their agents and representatives, may not discuss or promote their offer with any member of the Lubbock City Council or City staff except upon the request of the Purchasing Department in the course of city-sponsored inquiries, briefings, interviews, or presentations. The provision is not meant to preclude offerors from discussing other matters with City Council members or City staff. The policy is intended to place all offerors upon the same plane of equality, assure that contract decisions are made in public, and to protect the integrity of the bid process. Its purpose is to stimulate competition, prevent favoritism and secure the best work and materials at the lowest practicable price, for the best interests and benefit of the taxpayers and property owners. *Sterrett v. Bell*, 240 S.W.2d 516, 520 (Tex. Civ. App. – Dallas 1951, no writ)
- Elected officials and employees are prohibited from participating in the profits of a City contract or having an interest in a sale to the City. §1, Art. IX, Sec. 4, City Charter
- Bids from bidders who reside in states that grant resident bidder preference for that state's purchases are reciprocated in the same manner when bidding against a Texas bidder. §2252.002, Texas Govt Code
- Architectural, engineering, and land surveying service providers are prohibited from submitting bids or cost proposals. The City selects the most highly qualified provider of services based on demonstrated competence and qualifications through a Request for Qualifications process; and then attempts to negotiate with that provider a contract at a fair and reasonable price. §2254.004, Texas Govt Code
- The total contract price caused by change orders may not increase more than 25%, and the total price may not be decreased by more than 25% without the consent of the contractor. §252.048, Texas Local Govt Code
- Proposals are opened in a manner that avoids disclosure of the contents to competing offerors and keeps the proposals secret during negotiations. §252.049, Texas Local Govt Code
- Participating in purchasing cooperatives with other local governments and cooperative purchasing organizations satisfies state law requiring the City to solicit competitive bids. §271.102, Texas Local Govt Code
- If the City receives two or more low bids that are identical, the selection of the winner is made by the casting of lots. If only one of the bidders submitting identical bids is a resident of the City, that bidder will receive the award. §271.901, Texas Local Govt Code
- If the City receives a bid for personal property not affixed to real property, or services, from a resident bidder whose principal place of business is within Lubbock city limits and whose bid is within 5% of the lowest bid received from a bidder whose principal place of business is not within Lubbock city limits, the City may enter into a contract for an expenditure of less than \$100,000 with the lowest bidder or the resident bidder if Council determines that the resident bidder offers the City the best combination of contract price and additional economic development opportunities for the City. §271.9051, Texas Local Govt Code
- If there is a conflict between the City's policies and procedures and a state law, or a rule adopted under a state law, the stricter of the two provisions prevails.

Ethics - The City subscribes to National Institute of Governmental Purchasing Code of Ethics. City Charter, Ch. 1, Art. IX, prohibits City Council members, officers, or employees, from having an interest in profits/emoluments of a contract, job, work, or service to the City.

Purchasing Thresholds - Methods for procurement vary depending upon the nature of the procurement, the dollar amount, and the type of vendor will be used. Flexibility in making small buys within a particular dollar range is allowed for efficiency purposes and minimal paperwork. Intermediate ranges in between the smallest procurements (micro purchases) to publicly announced

procurements (large purchases) usually allow limited competition and abbreviated paperwork to promote efficiency. Large procurements are publicly announced and vendors are required to respond with written and signed proposals/bids. Tex. Local Govt. Code (LGC) §271.102 and 103 waive the requirement for quotes or bids/proposals if an opportunity to piggy-back another governmental entity's competitive bid is available.

Goods and Services	Approval Authority	Procurement Method	Legal Authority
Up to \$500	Using department	No quotes required	City Procurement Policy
\$501 – 2,500	Using department	Verbal quotes/proposals, electronic bids	City Procurement Policy
\$2,501 – 50,000	City Manager	Written quotes/proposals, electronic bids	LGC §252.0215
More than \$50,000	City Council	Written bids/proposals, electronic bids	LGC §252.021, 024, 041, 0415, 042, 043,
Professional Services			
Up to \$50,000	City Manager	Written proposals	GC §2254.003
More than \$50,000	City Council	Written proposals	GC §2254.003
Architectural/Engineering Services			
Up to \$50,000	City Manager	Rotation list	GC §2254.004
More than \$50,000	City Council	Statement of qualifications	GC §2254.004
Construction			
Up to \$50,000	City Manager	Written quotes/proposals	LGC §252.0215
More than \$50,000	City Council	Written quotes/proposals	LGC §252.021, 0215, 043, 0435
Emergencies			
Up to \$50,000	City Manager	Verbal or written quotes	City Procurement Policy
More than \$50,000	City Council	Verbal or written quotes	LGC §252.022
Interlocal/Real Property			
Any amount	City Council	Negotiated	LGC §252.022, 050 and §272
Change Orders/Amendments			
Up to \$50,000	City Manager	Negotiated	LGC §252.048
More than \$50,000	City Council	Negotiated	LGC §252.048

Public Notice - For contracts involving an expenditure greater than \$50,000, LGC §252 requires the City to publish bid notices in a local newspaper once a week for two consecutive weeks. The date of the first publication is before the 14th day before the date set to open the bid. Bids are posted on the Internet, and potential bidders contacted via E-mail.

Public Works Construction – Pursuant to LGC §271, the City uses the following delivery methods for construction of public works:

- Competitive bidding
- Competitive sealed proposals
- Design-build
- Construction manager
- Job order contract

Tex. Govt. Code (GC) §2253.021 and LGC §2267 require payment bonds for public works contracts more than \$50,000 and performance bonds for public works contracts more than \$100,000. The City requires a 5% bid bond for public works contracts.

Bidders are required to comply with GC §2258 with respect to payment of prevailing wage rates.

The City may contract with a developer of a subdivision or land for the developer to construct public improvements, excluding a building, provided the City's participation in the cost does not exceed 30%. LGC §212.072

Professional Services - Professional services require specialized skill, training and expertise, use of professional judgment/discretion, and/or a high degree of creativity, and often involve a relationship of personal trust and confidence, and different procurement processes are available, as such.

Generally, the competitive sealed proposal procedure is used to solicit proposals, including price, and to procure professional services.

GC §2254.004 requires that the City use a two-step procedure for procuring architectural, engineering, or surveying services. The most highly qualified provider is first selected on the basis of competence and qualifications, excluding price, and then

a contract with the selected provider is negotiated at a fair and reasonable price.

Emergency Purchases - An emergency purchase more than \$25,000 that results from the occurrence of a natural disaster, public calamity, or that might lead to impairment of the health, safety or welfare of the public if not immediately addressed is authorized by the City Manager and ratified by City Council. LGC §252.022(a)(2)

Sole Source Purchases - Sole source purchases are made when functional requirements of the City can only be satisfied by only one source involving patents, copyrights, secret processes or natural monopolies. LGC §252.022(a)(7)(A)

Local Preference - If the City receives a bid less than \$100,000 from a local bidder whose bid is within 5% of the lowest bid received from a non-local bidder, LGC §271.9051 allows the City to contract with the lowest bidder, or the local bidder if Council determines that the local bidder offers the City the best combination of contract price and additional economic development opportunities.

GC §2252.002 requires that bids from bidders who reside in states that grant a resident bidder preference for that state's purchases are reciprocated in the same manner when bidding against a Texas bidder.

Consideration and Award of Bid or Proposal Requests

From *2008 Texas Municipal Procurement Laws Made Easy*, Texas Attorney General

Can a city adopt additional criteria regarding the qualifications of potential bidders?

Prior to 2001, a city could adopt additional criteria regarding the qualifications of bidders only if such criteria had a definite, objective relationship to matters of quality and competence. For example, prior rulings have allowed a city to consider such criteria as a bidder's experience, manpower, equipment, financial resources, business judgment, ability, efficiency, reliability, reputation, facilities, capacity to perform the work required, and likely supervisory requirements. A city may even consider the bidder's performance on similar contracts and the quality of the goods and services provided.

However, the city must be able to relate the criteria to matters of quality and competence of that specific bidder. For example, the Attorney General concluded that a school district could not adopt policies that judge a bidder based on the bidder's participation in voluntary school programs, the amount of local salaries, wages and taxes paid by the bidder, or the number of local jobs created by the bidder, etc. These criteria did not involve the quality or competence of the work the bidder would perform.

Legislation in 2001 modified the ability of cities to include various factors in awarding a contract. Under current law, if the city wishes to consider additional criteria, the city's bid specifications should clearly specify the various criteria that will be considered. When using additional criteria for competitive bidding, the contract must be awarded to the lowest responsible bidder or to the bidder who provides goods or services at the "best value" for the city using the following criteria:

- the purchase price;
- the reputation of the bidder and of the bidder's goods or services;
- the quality of the bidder's goods or services;
- the extent to which the goods or services meet the municipality's needs;
- the bidder's past relationship with the municipality;
- the impact on the ability of the municipality to comply with laws and rules relating to contracting with historically underutilized businesses and nonprofit organizations employing persons with disabilities;
- the total long-term cost to the municipality to acquire the bidder's goods or services; and
- any relevant criteria specifically listed in the request for bids or proposals.

If no such additional criteria are spelled out in the bid specifications, state law only allows the city to award the contract to the lowest responsible bidder if using competitive bidding.

Can the city take into account the safety record of the bidder in making the award?

When awarding a contract using traditional competitive bidding, the city may only consider a bidder's safety record in regards to the bidder's "responsiveness" if notice has been given that such a criteria is relevant. Specifically, the governing body must have adopted a written definition and criteria for assessing the bidder's safety record, and must have given notice in the bid specifications that the safety record will be considered. Of course, any decision that the city makes must not be arbitrary or capricious.

What options does a city have if the lowest bidder has a prior history of poor performance?

Prior to 2001, a city arguably had two options when faced with a low bidder who had a prior history of poor performance. First, Chapter 252 states that a city may choose to reject any or all of the bids. If all of the bids are rejected, the city can start the bidding process over. This is probably the safest method to use

if the city has not made it clear in the bid specifications that a bidder's prior performance on similar contracts would be a factor in awarding the bid. The city then has an opportunity to include such a requirement in its subsequent bid specifications. Second, some legal analysts argued that a city could individually reject a low bidder who has a poor work history. This theory is based on the argument that the low bidder with such a history would not be considered a "responsible" bidder due to the prior history of poor performance.

Legislation passed in 2001 modified the ability of cities to include various factors in awarding a contract. Under current law, if the city wishes to consider additional criteria, the city's bid specifications should clearly specify the various criteria that will be considered. When using additional criteria for competitive bidding, the contract must be awarded to the lowest responsible bidder or to the bidder who provides goods or services at the "best value" for the city using the following criteria:

- the purchase price;
- the reputation of the bidder and of the bidder's goods or services;
- the quality of the bidder's goods or services;
- the extent to which the goods or services meet the municipality's needs;
- the bidder's past relationship with the municipality;
- the impact on the ability of the municipality to comply with laws and rules relating to contracting with historically underutilized businesses and nonprofit organizations employing persons with disabilities;
- the total long-term cost to the municipality to acquire the bidder's goods or services; and
- any relevant criteria specifically listed in the request for bids or proposals.

Again, the best practice is to clearly indicate in the city's specifications that a bidder's prior performance on similar contracts may be considered in evaluating the bids.

What options does the city have if the city receives no bids in response to a request?

If competitive bids or proposals are required by Chapter 252 of the Local Government Code, there is no exception which would allow the city to avoid the statutory requirements due to a lack of bids. If a city receives no response to a request, the city must either re-advertise or decide not to undertake the contract.

What options does the city have if the city receives only one bid or proposal in response to a bid request?

If a city receives only one bid or proposal in response to its request, the city may accept the bid or proposal received, reject the bid or proposal and re-advertise, or reject the bid or proposal and decide not to undertake the project.

May competitive bids be rejected by a city staff member or must the city council decide which bids to reject?

State law provides that the governing body of the city may reject any and all bids. There is no provision that would allow the delegation of this decision to city staff. However, in certain cities the city staff will open the bids and provide a recommendation to the city council on whether the bid is responsive to the bid request and whether it should be accepted as the lowest responsible bid.

What is the general procedure for awarding a contract pursuant to competitive bidding?

First, bids must be publicly opened and the bid amounts read aloud at the time and place specified in the bid notice. The city council must then award the contract to the lowest responsible bidder or (if previously

noticed) the bidder that provides that best value to the city. In the alternative, the city may reject all bids. Once a bid has been opened, it may not be changed to correct minor errors in the bid price. However, under certain circumstances, a bidder may be able to withdraw a bid if it contains a substantial mistake that would cause a great hardship if enforced against the bidder.

What is the general procedure for awarding a contract pursuant to competitive sealed proposals?

If a city decides to use the competitive proposal procedures, it must first give notice of the request for proposals in the same manner as required for competitive bids. Generally, this means that the city must publish at least two newspaper notices of the time and place at which the proposals will be opened. These notices must be published at least once a week for two consecutive weeks, and the first notice must be published more than 14 days before the date set for opening the proposals. Requests for proposals must also solicit quotations and specify the relative importance of price and other evaluation factors.

Once proposals have been submitted, the city may conduct discussions with the offeror or offerors whom the city determines to be reasonably qualified for the award of the contract. Such discussions must comply with the request for proposals and with the regulations set by the city council. To obtain the best offers, the city may allow the submission of revisions after proposals are submitted and before the award of the contract. All offerors must be treated fairly and equally with respect to any opportunity for discussion and revision of the proposals.

In the end, the contract must be awarded to the offeror whose proposal is determined to be the most advantageous to the city. The city is to determine which proposal is the most advantageous based on the relative importance of price and the other evaluation factors included in the request for proposals.

Is information contained in a bid or proposal confidential under the Public Information Act?

Section 552.104 of the Government Code provides as follows:

- (a) Information is excepted from the requirements of Section 552.021 if it is information that, if released, would give advantage to a competitor or bidder.
- (b) The requirement of Section 552.022 that a category of information listed under Section 552.022(a) is public information and not excepted from required disclosure under this chapter unless expressly confidential under law does not apply to information that is excepted from required disclosure under this section.

The purpose of section 552.104(a) is to protect the interests of a governmental body in situations such as competitive bidding and requests for proposals, where the governmental body may wish to withhold information in order to obtain more favorable offers. Significantly, it is not designed to protect the interests of private parties that submit information such as bids and proposals to governmental bodies. Because section 552.104(a) protects only the interests of governmental bodies, it is an exception that a governmental body may waive by, for example, disclosing the information to the public or failing to raise the exception within the ten-day deadline.

Generally, section 552.104(a) protects information from public disclosure if the governmental body demonstrates potential harm to its interests in a particular competitive situation. A general allegation of a remote possibility of harm is not sufficient to invoke section 552.104(a). Section 552.104(a) is frequently raised to protect information submitted to a governmental body in response to a competitive bidding notice or request for proposals. In this context, the protection of section 552.104(a) is temporal in nature. Generally, section 552.104(a) does not except bids from public disclosure after bidding is completed and the contract has been executed. However, bids may continue to be withheld from public disclosure during the period in which the governmental body seeks to clarify bids and bidders remain at liberty to furnish additional information. Section 552.104(a) does not apply when a single individual or entity is seeking a contract as there are no "competitors" for that contract. Note that even when section 552.104(a) does not

protect bids from required public disclosure, section 552.110 will require the governmental body to withhold any portions of those bids that contain trade secrets or other commercial or financial information that is made confidential by law.

In addition to protecting the actual bid proposals, section 552.104(a) may protect information related to the bidding process that is not part of a bid. Although early decisions of the attorney general concluded that section 552.104(a) does not protect the interests of governmental bodies when they engage in competition with private entities in the marketplace, this line of opinions has been reexamined. In Open Records Decision No. 593 (1991), the attorney general concluded that a governmental body may claim section 552.104(a) to withhold information to maintain its competitive advantage in the marketplace if the governmental body can demonstrate: (1) that it has specific marketplace interests and (2) the possibility of specific harm to these marketplace interests from the release of the requested information. A governmental body that demonstrates that section 552.104 applies to information may withhold that information even if it falls within one of the categories of information listed in section 552.022(a).

Is information within a bid request concerning historically underutilized businesses confidential?

In 1997, the Texas Legislature amended the Public Information Act to make confidential certain information about disadvantaged or historically underutilized businesses. General information about these businesses is confidential if it is submitted to a governmental body in connection with an application for certification as a historically underutilized or disadvantaged business. With two exceptions, this information may be disclosed only with the express written consent of the applicant or the applicant's agent.

Without such consent, this information may be disclosed to a state or local governmental entity for one of the following two purposes: (1) to verify an applicant's status as a historically underutilized or disadvantaged business; or (2) to conduct a study of public purchasing programs established under state law for historically underutilized or disadvantaged businesses.

It is important to note that this new law protects only the information submitted with an application for certification as a historically underutilized or disadvantaged business. The business's actual bid is subject to the same rules of disclosure as any other bid. Additionally, information submitted in connection with a specific proposed contractual relationship or within an application to be placed on a bidders' list would be accessible under usual open records provisions. Thus, this information may be accessible even though it involves data that would be confidential if it were contained in the entity's application for certification as a historically underutilized or disadvantaged business.

Must bidders be allowed to speak at a city council meeting to explain or defend their bids?

A bidder does not have any special right to speak at an open meeting of the city council. The Texas Attorney General has concluded that the Open Meetings Act does not give members of the public a right to speak at an open meeting. Further, if the city chooses to allow members of the public to speak at a council meeting, the council may make reasonable rules regulating the number of speakers on a particular subject and the length of each presentation. However, the city council should not discriminate between one speaker and another, and the rules should be applied equally to all members of the public. The only situation in which the city council may be required to allow members of the public to speak would be if state law requires a public hearing on an issue or if state law requires that public comment be allowed on a particular subject.

However, there is no such public hearing or comment requirement that is applicable to competitive bidding issues.