

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
July 25, 2017 - 9:15 A.M.
BASEMENT CONFERENCE ROOM
300 North Loraine
Midland, Texas**

These items, as well as any other items on the regular posted agenda for the City Council Meeting on this date, may be discussed:

1. Receive a presentation regarding proposed roadway improvements.

AGENDA FOR CITY COUNCIL MEETING
July 25, 2017 – 10:00 AM
Council Chamber - City Hall

The Midland City Council agenda is posted for public notice at least 72 hours prior to the Tuesday meetings. All requests to be placed on the Council agenda by the public must be submitted to the City Manager, in writing, at least one week before the Council meetings. Such written requests must be in sufficient detail to identify the subject matter as well as the contact person who will represent the matter before the Council. The City Council reserves the right to not consider matters over which the City has no jurisdiction.

OPENING ITEMS

1. Invocation - Pastor Larry Long, Fellowship Community Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Acceptance of Government Finance Officers Association Budget Award

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Regular City Council meeting of July 10, 2017
 - b. Regular City Council meeting of July 11, 2017
5. Consider a resolution approving the renewal of Microsoft Enterprise Licenses for the Communication and Information Systems Department through the Texas Department of Information Resources at a total cost of \$116,094.00; and authorizing payment therefore. (PURCHASING) (2017 - 190)
6. Consider a resolution authorizing the issuance of a Request for Proposals for Parks and Recreation reservation and maintenance software; said software will allow park and facility rentals to be arranged online. (PURCHASING) (2017 - 191)
7. Consider a resolution authorizing the execution of a Third Amendment to the Cityworks Software License Agreement and the Cityworks Update and Support Agreement with Azteca Systems, Inc., now known as Azteca Systems, LLC; said

amendment extending the terms of the agreements to August 5, 2018, and establishing fees for the period of said extensions in the amount of \$53,295.00; and authorizing payment therefor. (PURCHASING) (2017 - 192)

8. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the Midland Draw Manhole Rehabilitation Project for the Utilities Department. (PURCHASING) (2017 - 193)
9. Consider a resolution authorizing the appropriation of \$20,000.00 from the Airport Operating Fund to the Airfield Security Access Control System Upgrade Project. (AIRPORTS) (2017 - 194)
10. Consider a resolution approving the issuance of a permit to Diamondback E&P LLC ("Operator") to drill an oil and gas well within the City limits located 306 feet from the south line and 1,045 feet from the west line, Section 8, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (Generally located approximately 407 feet north of the Green Tree Boulevard Extension and approximately 1,002 feet east of North Midland Drive); and providing that said permit does not require a new Road Repair Agreement but shall be consolidated under an existing Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 195)
11. Consider a resolution approving the issuance of a permit to Diamondback E&P LLC ("Operator") to drill an oil and gas well within the City limits located 306 feet from the south line and 1,075 feet from the west line, Section 8, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (Generally located approximately 407 feet north of the Green Tree Boulevard Extension and approximately 1,032 feet east of North Midland Drive); and providing that said permit does not require a new Road Repair Agreement but shall be consolidated under an existing Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 196)
12. Consider a resolution approving the issuance of a permit to Diamondback E&P LLC ("Operator") to drill an oil and gas well within the City limits located 306 feet from the south line and 1,015 feet from the west line, Section 8, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (Generally located approximately 407 feet north of the Green Tree Boulevard Extension and approximately 972 feet east of North Midland Drive); and providing that said permit does not require a new Road Repair Agreement but shall be consolidated under an existing Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 197)
13. Consider a resolution approving the issuance of a permit to Diamondback E&P LLC ("Operator") to drill an oil and gas well within the City limits located 306 feet from the south line and 985 feet from the west line, Section 8, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (Generally located

approximately 407 feet north of the Green Tree Boulevard Extension and approximately 942 feet east of North Midland Drive); and providing that said permit does not require a new Road Repair Agreement but shall be consolidated under an existing Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 198)

14. Consider a resolution approving the issuance of a permit to RSP Permian, L.L.C. (“Operator”) to drill an oil and gas well within the City limits located 2,416 feet from the north line and 2,270 feet from the east line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located approximately 200 feet north of the Solomon Lane Extension and approximately 2,190 feet west of Fairgrounds Road). (DEVELOPMENT SERVICES) (2017 - 199)
15. Consider a resolution authorizing the execution of a Road Repair Agreement with RSP Permian, L.L.C. regarding its application to drill an oil and gas well within the City limits in Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas . (DEVELOPMENT SERVICES) (2017 - 200)
16. Consider a resolution authorizing the adoption of the City of Midland’s 2017-2018 Action Plan to the Consolidated Plan for Community Development and Housing Funds for the City’s fiscal years 2016-2020; the Consolidated Plan having been approved by Resolution Number 2015-223; and authorizing the execution of an application for Community Development Block Grant Funds. (DEVELOPMENT SERVICES) (2017 - 201)
17. Consider a resolution authorizing the City Manager to acquire, on behalf of the City of Midland, any real property interests necessary or appropriate, by any instruments of conveyance necessary or appropriate, for the use and benefit of the public for street, road, pedestrian access, drainage and public utility purposes, and for any other ancillary public use as is usual and customary in connection therewith along Briarwood Avenue from a point at or near the intersection of Briarwood Avenue and State Highway 158 to a point approximately 200 feet east of the intersection of Briarwood Avenue and Avalon Drive; authorizing the City Manager to obtain appraisals, negotiate, execute and file all documents necessary to acquire said real property interests, purchase title insurance policies and hold the closings for said acquisitions; appropriating funds; authorizing payment for said appraisals, real property interests, title insurance policies and closing costs; and ordering the City Secretary to record, or ensure that the title company records, all instruments of conveyance. (ENGINEERING SERVICES) (2017 - 202)
18. Consider a resolution authorizing the execution of a Surface Use Agreement between the City of Midland and Crownquest Operating, LLC, regarding City-owned property described as Section 16, Block 37, Township 3 South, T&P RR Co. Survey, Midland County, Texas. (ENGINEERING SERVICES) (2017 - 203)

19. Consider a resolution authorizing the execution of a Public Improvement Development Agreement with Development 2000, Inc. for drainage improvements to serve Devon Addition, Section 6, Midland County, Texas (Generally located southwest of the intersection of Loop 40 and Wright Drive); and appropriating funds therefor; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES) (2017 - 204)

SECOND READINGS

20. Consider an ordinance on second reading changing the zoning use classification of the property described as a 3,210-square foot portion of Lot 33C, Block 3, Briarwood Addition, Section 16, City and County of Midland, Texas (Generally located on the north side of Briarwood Avenue, approximately 185 feet west of North Midland Drive), which is presently zoned PD, Planned District for a Shopping Center, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a lounge for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9677)
21. Consider an ordinance on second reading changing the zoning use classification of the property described as a 4,344-square foot portion of Lot 1A, Block 2, Grandridge Park Addition, Section 7, City and County of Midland, Texas (Generally located west of the intersection of West Loop 250 North and Holiday Hill Road), which is presently zoned PD, Planned District for a Shopping Center, by permitting said property to be used under a Specific Use Permit with Term for the sale of beer and wine in a lounge for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9678)
22. Consider an ordinance on second reading changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting the correction plat of Pavilion Park, Section 8, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Housing Development, to be used as an Amended Planned District (Generally located north of Solomon Lane, approximately 840 feet east of North Lamesa Road); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and

ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9679)

23. Consider an ordinance on second reading vacating and abandoning a 0.048-acre portion of alley right-of-way located in Tract 11, the Gardens Addition, City and County of Midland, Texas (Generally located on the north side of West Michigan Avenue, approximately 242 feet west of Andrews Highway); adopting the appraisal by the City Manager of \$5,275.60; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9680)
24. Consider an ordinance on second reading changing the zoning use classification of the property described as a 3,300-square foot portion of Lot 1, Block 1, Mesa Verde Addition, City and County of Midland, Texas (Generally located southwest of the intersection of North Midland Drive and Neely Avenue), which is presently zoned LR-2, Local Retail District, by permitting said property to be used under a Specific Use Permit Without Term for a Veterinarian Clinic; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9681)
25. Consider an ordinance on second reading granting a special exception for Lot 1, Block 2, Berkshire Place, City and County of Midland, Texas (Generally located southeast of the intersection of North N Street and Boyd Avenue), by permitting a reduced side yard setback; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); ordering recordation by the City Secretary in the Deed Records of Midland County, Texas; and ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9682)
26. Consider an ordinance on second reading granting a special exception for Lot 4, Block 4, Dunagan Addition, City and County of Midland, Texas (Generally located northeast of the intersection of Princeton Avenue and Lanham Street), by permitting an increased height of a fence within the front yard setback; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); ordering recordation by the City Secretary in the Deed Records of Midland County, Texas; and ordering publication. (DEVELOPMENT SERVICES)(First reading held on July 11, 2017.)(9683)
27. Consider an ordinance on second reading establishing intersection stops at various locations within the City of Midland, Texas; authorizing and directing the Traffic Engineer to install appropriate signs and markings at the designated locations; containing a cumulative clause; containing a savings and severability

clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES)(First reading held on July 11, 2017.)(9684)

28. Consider an ordinance on second reading establishing yield right of way signs at various locations within the City of Midland, Texas; requiring and authorizing the posting of appropriate signs at said intersections; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES)(First reading held on July 11, 2017.)(9685)

PUBLIC HEARINGS

29. Hold a public hearing and consider a resolution authorizing the Temporary Use of Land for a Fair and Carnival on Lot 13, Block 71, West End Addition, Section 15, Lots 1-6, Block 77, Lots 1-6, Block 78, West End Addition, and a 0.65-acre portion of West Texas Avenue right-of-way located between North N Street and North M Street, City and County of Midland, Texas (Generally located southeast of the intersection of West Illinois Avenue and North O Street); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2017 - 205)
30. Hold a public hearing and consider ordinance on first reading changing the zoning use classification of the property described as a 5,751-square foot portion of Lot 1A, Block 17, Skyline Terrace, Unit 7, City and County of Midland, Texas (Generally located approximately 560 feet south of West Loop 250 North and approximately 510 feet west of North Midkiff Road), which is presently zoned PD, Planned District for a Shopping Center, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a restaurant for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES) (9686)
31. Hold a public hearing and consider a resolution authorizing the Temporary Use of Land for a Music Festival on a 0.56-acre portion of North Colorado Street right-of-way located adjacent to Block 55 and Lots 1 through 12, Block 56, and a 0.86-acre portion of West Wall Street right-of-way located adjacent to Block 55 and Lots 1 through 12, Block 65, all out of Original Town Addition, City and County of Midland, Texas (Generally located on North Colorado Street between West Texas Avenue and West Wall Street, and on West Wall Street between South Colorado Street and South Loraine Street); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2017 - 206)

32. Hold a public hearing and consider a resolution authorizing the Temporary Use of Land for a Tent Revival Meeting on Lots 1-3, Block 125, Southern Addition, City and County of Midland, Texas (Generally located southwest of the intersection of East Washington Avenue and South Lamesa Road); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2017 - 207)

PUBLIC COMMENT

33. Receive public comments where individuals may address the City Council on City related issues and projects not on the present agenda. Any deliberation of or decision by the City Council regarding the item being discussed shall be limited to a motion to place the item on the agenda for a subsequent meeting. (Please limit comments to three minutes or less.)

Respectfully Submitted,

Courtney B. Sharp
City Manager

MEETING ASSISTANCE INFORMATION: The Midland City Hall and Council Chamber are wheelchair accessible. If you need special assistance to participate in this meeting, please contact the City Secretary's Office at (432) 685-7430. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.