

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
December 12, 2017 - 9:15 A.M.**

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 an update regarding TxDot projects in the Midland area from Texas Department of Transportation, the Permian Basin Metropolitan Planning Organization and the City of Midland.

AGENDA FOR CITY COUNCIL MEETING
December 12, 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 - Music Minister Aaron Hodges, First Baptist Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of the 2017 Management Awards

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Special City Council meeting of November 16, 2017
 - b. Regular City Council meeting of November 21, 2017
5. Consider a resolution casting the City of Midland's votes for directors of the Midland Central Appraisal District for Robert McNaughton; and directing the City Manager to file the appropriate documents. (FINANCE) (2017 - 359)
6. Consider a resolution ratifying and approving an emergency contract with West Techs Chill Water Specialist, LLC, for the repair and maintenance of the chillers at the Midland International Air & Space Port at a total cost of \$321,795.00. (PURCHASING) (2017 - 360)

7. Consider a resolution authorizing the execution of an amendment to the Economic Development Agreement between the Midland Development Corporation and the City of Midland for improvements to the intersection of Carver Street and Scharbauer Drive. (ENGINEERING SERVICES) (2017 - 361)
8. Consider a resolution awarding a contract for the Carver Street Crossing Project to Onyx General Contractors, LLC of Midland, Texas, at a total cost of \$2,279,872.95; appropriating funds; and authorizing payment therefor. (PURCHASING) (2017 - 362)
9. Consider a resolution awarding a contract for the Woodcrest Water and Sewer Lines Project to Micam Development, LLC of Weatherford, Texas, at a total cost of \$286,124.60; allocating funds; and authorizing payment therefor. (PURCHASING) (2017 - 363)
10. Consider a resolution awarding a contract for the Petroleum Club Wastewater Rehabilitation Project to the sole bidder, Leetech Energy Services, LLC of Aledo, Texas, at a total cost of \$199,890.00; and authorizing payment therefor. (PURCHASING) (2017 - 364)
11. Consider a resolution awarding a contract for the Fiscal Year 2018 Midland Citywide Concrete Program to Onyx General Contractors, LLC of Midland, Texas, at a total cost not to exceed \$1,000,000.00; and authorizing payment therefor. (PURCHASING) (2017 - 365)
12. Consider a resolution approving the purchase of forty-five (45) bunker coats and forty-five (45) bunker pants for the Fire Department from Dooley Tackaberry, Inc., through Buyboard at a total cost of \$98,653.50. (PURCHASING) (2017 - 366)
13. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the asbestos abatement of the Building of the Southwest. (PURCHASING) (2017 - 367)
14. Consider a resolution authorizing the issuance of a Request for Proposals for Real Estate Broker Services for the General Services Department. (PURCHASING) (2017 - 368)

15. Consider a resolution awarding a contract for plant farm labor contracting services to Kevin Cook dba Kevin Cook Farms, of Stanton, Texas, at a total cost of \$469,681.00. (PURCHASING) (2017 - 369)
16. Consider a resolution ratifying the emergency repair of the Veterans Airpark Lane sewer line and associated manholes by TEC Excavation, Inc., for the Utilities Department at a total cost of \$221,570.00; and authorizing payment therefor. (PURCHASING) (2017 - 370)
17. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the Primary Rehabilitation Project at the Water Pollution Control Plant for the Utilities Department. (PURCHASING) (2017 - 371)
18. Consider a resolution awarding a contract for the Traffic Signal Upgrade and Reconstruction Project to the sole bidder, Willis Electric Company, LP of Abilene, Texas, at a cost not to exceed \$250,000.00; and authorizing payment therefor. (PURCHASING) (2017 - 372)
19. Consider a resolution awarding a contract for software and implementation services for Computer-Aided Dispatch and Records Management System Software for the Communication and Information Systems Department; and appropriating funds therefor. (PURCHASING) (2017 - 373)
20. Consider a resolution authorizing the City Manager to execute a renewal of the agreement with Arbor Benefit Group, L.P. for the purchase of Stop Loss Insurance for the City of Midland's Group Health Plan, effective for the plan year commencing on January 1, 2018. (ADMINISTRATIVE SERVICES) (2017 - 374)
21. Consider a resolution authorizing the appointment of Steven Henry to the position of Chief of Police of the City of Midland, effective January 1, 2018; and authorizing the execution of an Employment Agreement with Steven Henry. (ADMINISTRATIVE SERVICES) (2017 - 375)
22. Consider a motion for approval of a Preliminary Plat for Clariant Addition, being a 28.15 acre tract of land out of Section 15, Block 38, T-2-S, T&P R.R. Co. Survey, County of Midland, Texas (Generally located on the south side of East State Highway 158, approximately 2,000 feet east of East Interstate 20 - Extraterritorial Jurisdiction). (DEVELOPMENT SERVICES) (128 - 2017)

23. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,281 feet from the south line and 683 feet from the east line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located 380 feet south of the extension of Solomon Lane and 645 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 376)
24. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,311 feet from the south line and 683 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 350 feet south of the extension of Solomon Lane and 645 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 377)
25. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,281 feet from the south line and 1,540 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 380 feet south of the extension of Solomon Lane and 1,502 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 378)
26. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,281 feet from the south line and 1,221 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 380 feet south of the extension of Solomon Lane and 1,183 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 379)
27. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,281 feet from the south line and 901 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 380 feet south of the extension of Solomon Lane and 863 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 380)

28. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,281 feet from the south line and 209 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 380 feet south of the extension of Solomon Lane and 171 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 381)

29. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,311 feet from the south line and 1,540 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 350 feet south of the extension of Solomon Lane and 1,502 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 382)

30. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,311 feet from the south line and 1,221 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 350 feet south of the extension of Solomon Lane and 1,183 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 383)

31. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,311 feet from the south line and 901 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 350 feet south of the extension of Solomon Lane and 863 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 384)

32. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,311 feet from the south line and 209 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 350 feet south of the extension of Solomon Lane and 171 feet west of the extension of Fairgrounds Road); and waiving the requirement of a road repair agreement. (DEVELOPMENT SERVICES) (2017 - 385)

33. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,341 feet from the south line and 1,540 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 320 feet south of the extension of Solomon Lane and 1,502 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 386)
34. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,341 feet from the south line and 1,221 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 320 feet south of the extension of Solomon Lane and 1,183 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 387)
35. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,341 feet from the south line and 901 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 320 feet south of the extension of Solomon Lane and 863 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 388)
36. Consider a resolution approving the issuance of a permit to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 2,341 feet from the south line and 209 feet from the east line, Section 1, Block X, H. P. Hilliard Survey, City and County of Midland, Texas (Generally located 320 feet south of the extension of Solomon Lane and 171 feet west of the extension of Fairgrounds Road); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2017 - 389)
37. Receive and file the Consolidated Annual Performance and Evaluation Report for 2016/2017. (DEVELOPMENT SERVICES) (129 - 2017)
38. Consider a motion on request by West Company to defer water, wastewater, paving and sidewalk improvements for Timberwolf Estates, Section 2 and to waive the corresponding financial security guarantee valued at \$3,531,849.00, an amount equal to the estimated cost of construction. The subject property is generally located 0.69 miles north of Arapahoe on the west side of North Elkins, between Timber Wolf and Crownridge, inside the corporate limits of the City of Midland, Martin County, Texas. (ENGINEERING SERVICES) (130 - 2017)

39. Consider a motion on request by Maverick Engineering to defer water, wastewater, paving and sidewalk improvements for Apex Addition, and to waive the corresponding financial security guarantee valued at \$378,987.00 an amount equal to the estimated cost of construction. The subject property is generally located approximately 1,000 feet west of the intersection of FM 307 and Interstate 20 on the north side of the interstate, approximately one mile outside the corporate limits of the City of Midland, Midland County, Texas. (ENGINEERING SERVICES) (131 - 2017)
40. Consider a resolution authorizing the execution of an amendment to a Right-of-Way License between the City of Midland and Crownquest Operating, LLC. (ENGINEERING SERVICES) (2017 - 390)
41. Consider a resolution authorizing the execution of a six-month Temporary Right-of-Way License with Dawson Geophysical Company for Seismic Testing across City-owned property described as Sections thirty-three (33) and thirty-four (34), Block thirty-eight (38), Township-1-North, and Section thirty-six (36), Block thirty-nine (39), Township-1-North, Martin County, Texas; Sections five (5) and eight (8), Block thirty-eight (38), Township-1-South, Martin County, Texas; and Section eight (8), Block thirty-eight (38), Township-1-South, Midland County, Texas. (ENGINEERING SERVICES) (2017 - 391)
42. Consider a resolution authorizing the execution of a six-month Temporary Right-of-Way License with Dawson Geophysical Company for Seismic Testing across 189.53 acres of City right-of-way and City-owned property (Generally located east of Lamesa Road and west of south County Road 1050) in Midland County and Martin County, Texas. (ENGINEERING SERVICES) (2017 - 392)

SECOND READINGS

43. Consider an ordinance on second reading granting a special exception for Lot 10a, Block 1, Mira Vista, Section 2, City and County of Midland, Texas (Generally located southwest of the southern intersection of Mira Vista Circle and North Big Spring Street), by permitting an increased height of a fence within the front yard setback and by permitting a detached accessory structure in front of the portion of the principal structure that is closest to the front yard setback line; 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 November 21, 2017)(9718)

44. 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 Lots 1-6, Block 21, Belmont Addition, City and County of Midland, Texas, which is presently zoned MH, Mobile Home Dwelling District, to be used as an LR-2, Local Retail District (Generally located southwest of the intersection of West Francis Avenue and Belmont Street); 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 November 21, 2017)(9719)
45. Consider an ordinance on second reading making certain amendments to the 2016-2017 Fiscal Year Budget so as to increase amounts appropriated to certain funds. (FINANCE)(First reading held November 21, 2017)(9720)

PUBLIC HEARINGS

46. Hold a public hearing regarding the proposed granting of oil and gas permit to CrownQuest Operating, LLC, for the drilling of oil gas well, being City Nail #1 located 1,950 feet from the south line and 800 feet from the east line, Section 36, Block 39, T-1-N, T&P RR. CO. Survey, City of Midland and County of Martin, Texas (Said well is generally located 4,540 feet east of North State Highway 349 and 9,750 north of Occidental Parkway –District 1). This is a public hearing only. (DEVELOPMENT SERVICES) (132 - 2017)
47. Hold a public hearing regarding the proposed granting of oil and gas permit to Diamondback E&P LLC, for the drilling of oil gas well, being D EVANS G 2 located 1,649 feet from the north line and 2,274 feet from the east line, Section 8, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Said well is generally located 1,553 feet south of Green Tree Boulevard and 2,306 feet west of North Midkiff Road). This is a public hearing only. (DEVELOPMENT SERVICES) (133 - 2017)
48. Hold a public hearing regarding the proposed granting of oil and gas permits to Diamondback E&P LLC, for the drilling of oil gas wells, being GRIDIRON N007LS located 1,345 feet from the south line and 595 feet from the west line, GRIDIRON N007WA located 1,345 feet from the south line and 535 feet from the west line, GRIDIRON N008LS located 1,345 feet from the south line and 565 feet from the west line, and GRIDIRON N008WB located 1,345 feet from the south line and 505 feet from the west line, Section 24, Block 40, T-1-S, T&P RR. CO. Survey, City and County of Midland, Texas (Said wells sharing a pad site area that is generally located 1,328 feet north of Briarwood Avenue and between 520 feet and 610 east of Avalon Drive). This is a public hearing only. (DEVELOPMENT SERVICES) (134 - 2017)

49. Hold a public hearing regarding the proposed granting of oil and gas permits to Parsley Energy Operations, LLC, for the drilling of oil and gas wells located in Section 1, Block X, H.P. Hilliard Survey, City of and County of Midland, Texas, being: (1) Hogan 1-24-2801H located 755 feet from the south line and 240 feet from the west line, (2) Hogan 1-24-2803H located 755 feet from the south line and 564 feet from the west line, (3) Hogan 1-24-4201H located 805 feet from the south line and 240 feet from the west line, (4) Hogan 1-24-4203H located 805 feet from the south line and 564 feet from the west line, (5) Hogan 1-24-4301H located 835 feet from the south line and 240 feet from the west line, and (6) Hogan 1-24-4303H located 835 feet from the south line and 564 feet from the west line. Said wells sharing pad sites in an area that is generally located between 215 feet and 539 feet east of Lamesa Road and between 705 feet and 835 feet North of Loop 250. This is a public hearing only. (DEVELOPMENT SERVICES) (135 - 2017)
50. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 4a, Block 28, Plantation Hills, Section 21, City and County of Midland, Texas (Generally located on the north side of West Loop 250 North, approximately 505 feet west of North Garfield Street), 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) (9721)
51. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 2.943-acre tract of land out of Lots 1 and 2, Block 162, Wilshire Park Addition, Section 9, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Housing Development, to be used as a PD, Planned District for a Shopping Center (Generally located northwest of the intersection of Beal Parkway and Leisure Drive); 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) (9722)
52. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 6.161-acre tract of land out of Blocks 162 and 163, Wilshire Park Addition, Section 9, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Housing Development, to be used as

a PD, Planned District for a Shopping Center (Generally located on the west side of Beal Parkway, approximately 395 feet south of Thomason Drive); 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) (9723)

MISCELLANEOUS

53. Consider a motion appealing the Building Official's denial of a sign permit application by Steve Findley on Lot 2B, Block 1, Mustang Industrial Park, Section 3, City and County of Midland, Texas (Generally located at the northwest intersection of West I-20 and Market Street). (DEVELOPMENT SERVICES) (136 - 2017)

PUBLIC COMMENT

54. 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.)

EXECUTIVE SESSION

55. Pursuant to Texas Government Code §551.101, the Council will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:
 - a. Section 551.087 Deliberate Economic Development Negotiations
 - a.1. Discuss business prospects that the City seeks to have, locate, stay, or expand in or near the City of Midland, Texas, and discuss possible incentives.

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.