

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
May 08, 2018 - 9:30 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 by Freese and Nichols, Inc. on the proposed City of Midland Zoning Ordinance.

AGENDA FOR CITY COUNCIL MEETING

May 08, 2018 – 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 Jon Slaydon, Second 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 a Proclamation for Public Service Recognition Week.

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Regular meeting of April 24, 2018
5. Consider a resolution awarding a contract for the Cuthbert Avenue East Storm Drain Project to TEC Excavation, Inc. of Midland, Texas, at a total cost of \$227,180.00; and authorizing payment therefor. (PURCHASING) (2018 - 163)
6. Consider a resolution approving the purchase of computer hardware for the Computer-Aided Dispatch and Records Management System from EST Group, LLC of Arlington, Texas at a total cost of \$111,238.47. (PURCHASING) (2018 - 164)
7. Consider a resolution approving the purchase and installation of a microwave and network upgrade for the Communication and Information Systems Department from Johnson Technical Services, Inc., through the Texas Department of Information Resources at a total cost of \$1,275,329.17. (PURCHASING) (2018 - 165)

8. Consider a resolution approving the purchase of two (2) Greens King IV Plus riding green mowers and associated equipment from Textron, Inc., through the National Joint Powers Alliance at a total cost of \$62,931.48; and rescinding Resolution 2017-347. (PURCHASING) (2018 - 166)
9. Consider a resolution authorizing the purchase of herbicide for the Spraberry Farm from Helena Agri Enterprises LLC of Stanton, Texas, at a total cost of \$87,338.50. (PURCHASING) (2018 - 167)
10. Consider a resolution approving the purchase of three (3) Kann Refuse truck bodies on international cab and chassis from Summit Truck Group through National Joint Powers Alliance and one (1) Kann Refuse truck body on an autocar cab and chassis from Chastang's Bayou City Autocar through Buyboard for the Garage Division at a total cost of \$849,385.90. (PURCHASING) (2018 - 168)
11. Consider a resolution authorizing the execution of Amendment Number Eight to the Professional Services Agreement with Parkhill, Smith & Cooper, Inc., for Professional Engineering Services at the Midland International Air & Space Port; said amendment to include (1) the addition of a vehicle parking capacity study to the Terminal Vehicle Parking Lots Pavement Rehabilitation and Parking Equipment Replacement Project and (2) the following projects: CAF Building Demolition Project and Airport Security Identity Management System Project; and appropriating funds therefor. (AIRPORTS) (2018 - 169)
12. Consider a resolution authorizing the execution of an agreement with the United States of America Federal Aviation Administration that provides for the transfer of Entitlement Funding between the City of Midland and the Texas Department of Transportation to be used for the implementation of a new automated weather observing system at Midland Airpark; authorizing the execution of all documents necessary and appropriate for the installation of a new automated weather observing system at Midland Airpark; approving funding in an amount equal to twenty-five percent (25%) of the total cost of the installation of said system; authorizing the submission of a request for financial assistance to the Texas Department of Transportation for an amount equal to seventy-five percent (75%) of the total cost of the installation of said system; and appropriating funds for said project. (AIRPORTS) (2018 - 170)
13. Consider a resolution authorizing the appropriation of \$30,000.00 from the Airport Operating Fund to the MAF Passenger Facility Charge Application and Amendments Project. (AIRPORTS) (2018 - 171)
14. Consider a resolution authorizing the execution of the first amendment to the Chapter 380 Economic Development Agreement between the City of Midland and Midland Owner LLC. (CITY MANAGER'S OFFICE) (2018 - 172)

15. 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 the purpose of combining funds to provide for the expansion of various infrastructure improvements to state and local highways and related facilities in and around the corporate limits of the City of Midland; said amendment to provide for the addition of authorized projects and a provision whereby the City of Midland shall assume one-half of the Midland Development Corporation's Engineering and Professional Services Costs. (CITY MANAGER'S OFFICE) (2018 - 173)
16. Consider a resolution approving the issuance of a permit to Permian Deep Rock Oil Co., LLC ("Operator") to drill an oil and gas well within the City limits located 100 feet from the north line and 1,675 feet from the west line, Section 11, Block 39, T-2-S, T&P RR Co. Survey, City and County of Midland, Texas (generally located 1,675 feet east of Rankin Highway and 380 feet south of Interstate 20); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 174)
17. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Targa Pipeline Mid-Continent WestTex LLC regarding City-owned property described as Section 34, Block 38, Township 1 North, and Sections 5 and 8, Block 38, Township 1 South, T&P RR Co. Survey, Martin County, Texas. (UTILITIES) (2018 - 175)
18. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Targa Pipeline Mid-Continent WestTex LLC regarding City-owned property described as Section 30, Block 36, Township 3 South, T&P RR Co. Survey, Midland County and Glasscock County, Texas. (UTILITIES) (2018 - 176)
19. Consider a resolution authorizing the execution of an amendment to the Right-of-Way License between the City of Midland and Parsley Energy, L.P., regarding City-owned property described as Section 44, Block 38, Township 1 South, T&P RR Co. Survey, Midland County, Texas. (UTILITIES) (2018 - 177)

SECOND READINGS

20. 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 Lot 1, Block 1, Camelot Addition, City and County of Midland, Texas, which is presently zoned AE, Agriculture Estate District, to be used as an O-1, Office District (generally located on the west side of Elkins Road, approximately 610 feet north of East County Road 72); 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 April 24, 2018)(9759)

PUBLIC HEARINGS

21. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 13, Block 41, Belmont Addition, Section 24, City and County of Midland, Texas (generally located on the southeast corner of the intersection of South Rankin Highway and West Stokes Avenue), 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) (9760)
22. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 4,189-square foot portion of Lot 4A, Block 1, North Park Addition, Section 5, City and County of Midland, Texas (generally located at the northeast corner of the intersection of North Midkiff Road and West Loop 250 North), which is presently zoned LR-2, Local Retail District, 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) (9761)
23. 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 Lot 1, Block 161, and Lot 2A, Block 165, 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 an Amended Planned District (generally located at the southeast corner of the intersection of South Loop 250 West 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) (9762)
24. 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 Lot 18E, Block 14, Briarwood Addition, Section 20, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as an LR-2, Local Retail District (generally located at the northwest corner of the intersection of Briarwood Avenue and Northcrest 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) (9763)

25. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 1, Block 93, Permian Estates, Section 3, City and County of Midland, Texas (generally located on the west side of Thomason Drive, approximately 320 feet south of Anetta Drive), which is presently zoned LR-3, Local Retail District, 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) (9764)
26. 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 Lot 2, Block 12, Kelview Heights, City and County of Midland, Texas, which is presently zoned PD, Planned District for an Office and Shopping Center as a Transition District, to be used as an LR-2, Local Retail District (generally located on the west side of North Big Spring Street, approximately 100 feet south of West Pine Avenue); 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) (9765)
27. 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 Lot 6A, Block 2, Westridge Park Addition, Section 24, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as an Amended Planned District (generally located on the east side of Westridge Boulevard, approximately 445 feet north of Deauville Boulevard); 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) (9766)
28. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lots 1 and 2, Block 24, Moody Addition, City and County of Midland, Texas (generally located on the southwest corner of East Illinois Avenue and North Lee Street), which is presently zoned LR-2, Local Retail District, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a bar and 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) (9767)

29. Hold a public hearing and consider a resolution authorizing the Temporary Use of Land for a Festival and Concert on Lot 4, Block 5, Westridge Park Addition, Section 6, City and County of Midland, Texas (generally located at the northwest corner of the intersection of North Loop 250 West and Champions Drive); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2018 - 178)
30. Hold a public hearing regarding the proposed granting of oil and gas well permits to RSP Permian, LLC., for the drilling of oil and gas wells, being Mask HZ Unit No. 1010H located 230 feet from the north line and 2,586.9 feet from the east line, Mask HZ Unit No. 1011H located 230 feet from the north line and 2,546.9 feet from the east line, Mask HZ Unit No. 1012H located 230 feet from the north line and 1,806 feet from the east line, and Mask HZ Unit No. 1013H located 230 feet from the north line and 1,766 feet from the east line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, said wells sharing a pad site area that is generally located between 1,766 and 2,587 feet west of North A Street and 215 feet north of Green Tree Boulevard extension. This is a public hearing only. (DEVELOPMENT SERVICES) (045 - 2018)
31. Hold a public hearing regarding the proposed granting of oil and gas well permits to RSP Permian, LLC., for the drilling of oil and gas wells, being Mask HZ Unit No. 1014H located 230 feet from the north line and 530 feet from the west line, Mask HZ Unit No. 1015H located 230 feet from the north line and 570 feet from the west line, and Mask HZ Unit No. 1016H located 230 feet from the north line and 610 feet from the west line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, said wells sharing a pad site area that is generally located between 530 and 610 feet east of North Garfield Street extension and 215 feet north of Green Tree Boulevard extension. This is a public hearing only. (DEVELOPMENT SERVICES) (046 - 2018)
32. Hold a public hearing and consider an annexation of a 3.31- acre tract of land located in Section 24, Block 40, T-1-S, T&P RR. Co. Survey, Midland County, Texas generally located on the north side of Briarwood Avenue, approximately 2,460-feet west of Holiday Hill Road - Extraterritorial Jurisdiction.) This annexation item is a public hearing only. (DEVELOPMENT SERVICES) (047 - 2018)
33. Hold a public hearing and consider an annexation of a 43.97-acre tract all out of land out of the east 1/2 of Section 18, Block 40, T-1-S, T & P RR. Co. Survey, Midland County, Texas generally located on the west side of South FM 1788, approximately 187-feet north of West County Road 127 - Extraterritorial Jurisdiction. This annexation item is a public hearing only. (DEVELOPMENT SERVICES) (048 - 2018)
34. Hold a public hearing and consider an annexation of a 70.04-acre tract of land out of Section 20, Block 38, T-1-S, T & P RR. Co. Survey, Midland County,

Texas generally located on the north side of East Loop 250 North, approximately 1,872-feet east of North County Road 1162 - Extraterritorial Jurisdiction) This annexation item is a public hearing only. (DEVELOPMENT SERVICES) (049 - 2018)

35. At approximately 6:00 p.m., hold a public hearing regarding the 2018/2019 Community Development Action Plan and guidance regarding CDBG applications submissions. (DEVELOPMENT SERVICES) (050 - 2018)

PUBLIC COMMENT

36. 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

37. 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 551.072 Deliberation Regarding Real Property.
 - a.1. Discuss the purchase, exchange lease or value of real property described as a 42.72-acre tract located in Section 5, Block 40, T-2-S, T&P Ry Co Survey, Midland County, Texas.

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.