

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
June 12, 2018 - 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. Discuss the potential establishment of a citizen police review board.

AGENDA FOR CITY COUNCIL MEETING

June 12, 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 - Reverend Pat Bryant, Travis 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 "Emancipation Proclamation Celebration Days".

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Special meeting of May 3, 2018.
 - b. Regular meeting of May 22, 2018
5. Consider a resolution authorizing the execution of an agreement with all City Management Services, Inc., of Santa Fe Springs, California, for supplying School Crossing Guard Services for the Administrative Services Department, at a total cost of \$600,000.00 per year. (PURCHASING) (2018 - 197)
6. Consider a resolution authorizing the City Manager to negotiate and execute an agreement with Midland-Petro D.C. Partners, LLC for the lease of City-owned minerals located in Sections 14, 15, 22, 23, and 26, all out of Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (said acreage being generally located south of East Loop 250 North, east of North Garfield Street, North of Illinois Avenue, and west of North Lamesa Road), said agreement to

require compliance with all applicable ordinances, laws, rules and regulations.
(PURCHASING) (2018 - 198)

7. Consider a resolution authorizing the execution of a Generator Maintenance Service Contract with Loftin Equipment Company of Irving, Texas, for the General Services Department at a total annual cost not to exceed \$18,880.00.
(PURCHASING) (2018 - 199)
8. Consider a resolution approving the sole source purchase of a SmartRay VIsion X-Ray System for the Explosive Ordnance Disposal Division of the Police Department from Federal Resources Supply Company at a total cost of \$64,480.00. (PURCHASING) (2018 - 200)
9. Consider a resolution authorizing the issuance of a Request for Qualifications for consulting services to provide an analysis and update of the Parks, Recreation, and Open Space Master Plan for the Community Services Department.
(PURCHASING) (2018 - 201)
10. Consider a resolution authorizing the City of Midland to accept a donation from the Rodelo Family; said donation to be used in the renovation of Dennis the Menace Park. (COMMUNITY SERVICES) (2018 - 202)
11. Consider a resolution approving an amendment to the permit issued to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 805 feet from the south line and 240 feet from the west line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 215 feet east of Lamesa Road and 805 feet north of Loop 250); said amendment authorizes the name of the well to be changed and the location of the well to be 10 feet west and 30 feet south of the previously permitted location. (DEVELOPMENT SERVICES) (2018 - 203)
12. Consider a resolution approving an amendment to the permit issued to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 835 feet from the south line and 240 feet from the west line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 215 feet east of Lamesa Road and 835 feet north of Loop 250); said amendment authorizes the name of the well to be changed and the location of the well to be 10 feet west and 40 feet south of the previously permitted location. (DEVELOPMENT SERVICES) (2018 - 204)
13. Consider a resolution approving an amendment to the permit issued to Parsley Energy Operations, LLC (“Operator”) to drill an oil and gas well within the City limits located 755 feet from the south line and 240 feet from the west line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 215 feet east of Lamesa Road and 755 feet north of Loop 250); said amendment authorizes the name of the well to be changed and the

location of the well to be 10 feet west of the previously permitted location. (DEVELOPMENT SERVICES) (2018 - 205)

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 230 feet from the north line and 2,586.9 feet from the east line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 2,587 feet west of North A Street and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 206)
15. 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 230 feet from the north line and 2,546.9 feet from the east line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 2,547 feet west of North A Street and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 207)
16. 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 230 feet from the north line and 1,806 feet from the east line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 1,806 feet west of North A Street and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 208)
17. 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 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 (generally located 1,766 feet west of North A Street and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 209)
18. 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 230 feet from the north line and 530 feet from the west line, Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (generally located 530 feet east of North Garfield Street extension and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 210)
19. 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 230 feet from the north line and 570 feet from the west line, Section 10, Block X, H.P. Hilliard

Survey, City and County of Midland, Texas (generally located 570 feet east of North Garfield Street extension and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 211)

20. 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 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 (generally located 610 feet east of North Garfield Street extension and 215 feet north of Green Tree Boulevard extension); and waiving the requirement of a Road Repair Agreement. (DEVELOPMENT SERVICES) (2018 - 212)
21. Consider a resolution authorizing the City Manager to execute an amendment to, and partial release of, the oil, gas and mineral lease with Petroplex Energy, Inc. regarding City-owned tracts of land located in the southwest quarter of Section 44, Block 38, T-1-S, the northwest quarter of Section 4, and the west half of the northeast quarter of Section 9, Block 38, T-2-S, T&P RY. Co. Survey, Midland County, Texas. (DEVELOPMENT SERVICES) (2018 - 213)
22. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Breviloba, LLC, regarding City-owned property described as Section 30, Block 36, Township 3 South, T&P RR Co. Survey, Midland and Glasscock Counties, Texas. (UTILITIES) (2018 - 214)
23. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Salt Creek Midstream LLC, regarding City-owned property described as Sections 17, 18, and 19, Block C23, Public School Land Survey, Winkler County, Texas. (UTILITIES) (2018 - 215)
24. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Endeavor Energy Resources, LP, regarding City-owned property described as Sections 31, 32, and 33, Block 38, Township 1 South, T&P RR Co. Survey, Midland County, Texas. (UTILITIES) (2018 - 216)
25. Consider a resolution authorizing the execution of a right-of-way license between the City of Midland and West Texas LPG Pipeline Limited Partnership regarding City-owned property described as Sections 10, 23, and 24, Block C23, PSL Survey, Winkler County, Texas, Section 1, Block C24, PSL Survey, Winkler County, Texas, and Section 18, Block C24, PSL Survey, Loving County, Texas. (UTILITIES) (2018 - 217)
26. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland and Collegiate Midstream, LLC, regarding City-owned property described as Sections 4, 8, and 9, Block 38, Township 2 South, T&P RR Co. Survey, Midland County, Texas. (UTILITIES) (2018 - 218)

SECOND READINGS

27. 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 east half of Block 32, the south 75 feet of the southwest quarter of Block 32, Block 36, and the east half of Block 49, Homestead Addition, Lot 1, Block 32, Homestead Addition, Section 5, and Lot 1, Block 37, Homestead Addition, Section 11, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Transition District, in part, O-1, Office District, in part, and O-2, Office District, in part, to be used as a C-1, Central Area District (generally located southwest of the intersection of north Pecos Street and west Louisiana 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)(First reading held May 22, 2018)(9768)
28. Consider an ordinance on second reading vacating and abandoning a 0.138-acre portion of alley right-of-way located in Block 36, Homestead Addition, City and County of Midland, Texas (generally located approximately 140 feet east of San Angelo Street, between West Michigan Avenue and West Tennessee Avenue); adopting the appraisal by the City Manager of \$7,514.00; retaining a nonexclusive utility easement; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held May 22, 2018)(9769)
29. Consider an ordinance on second reading vacating and abandoning a 0.551-acre portion of the San Angelo Street right-of-way located adjacent to Blocks 35 and 36, Homestead Addition, City and County of Midland, Texas (generally located south of the intersection of San Angelo Street and West Michigan Avenue); adopting the appraisal by the City Manager of \$30,000.00; retaining a utility easement; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held May 22, 2018)(9770)
30. Consider an ordinance on second reading vacating and abandoning a 0.26-acre portion of west Tennessee Avenue right-of-way located adjacent to Blocks 36 and 49, Homestead Addition, City and County of Midland, Texas (generally located west of the intersection of west Tennessee Avenue and south Carrizo Street); adopting the appraisal by the City Manager of \$14,000.00; retaining a nonexclusive utility easement; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held May 22, 2018)(9771)
31. 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 7, Block 2, Amaron Addition, City and County of Midland, Texas, which is presently zoned LR-2, Local Retail District, to be used as an O-2, Office District (generally located on the east side of Camp Drive, approximately 250

feet north of Crump 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 May 22, 2018)(9772)

32. 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 and 2, Block 64, Permian Estates, City and County of Midland, Texas, which is presently zoned 1F-2, One-Family Dwelling District, to be used as an O-1, Office District (generally located at the southeast corner of the intersection of Thomason Drive and South Midland 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)(First reading held May 22, 2018)(9773)
33. Consider an ordinance on second reading changing the zoning use classification of the property described as a 6,052-square foot portion of Lot 1B, Block 2, Corporate Plaza Addition, Section 18, City and County of Midland, Texas (generally located north of Spring Park Drive, approximately 363 feet east of North Big Spring 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 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)(First reading held May 22, 2018)(9774)
34. 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 28, Plantation Hills, Section 14, 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 south side of Faulkner Drive, approximately 170 feet west of north Garfield 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 May 22, 2018)(9775)
35. Consider an ordinance on second reading amending the official municipal budget for Fiscal Year 2017-2018 in order to provide additional funds to the Animal Services Division; the additional funding provided will be used to cover increased animal care costs. (COMMUNITY SERVICES)(First reading held May 22, 2018)(9776)

PUBLIC HEARINGS

36. Hold a public hearing regarding the proposed granting of oil and gas well permits to Permian Deep Rock Oil Co., LLC, for the drilling of oil and gas wells, being Charger #H110UH located 240 feet from the north line and 1,720 feet from the east line, Charger #H115WA located 240 feet from the north line and 2,050 feet from the east line, and Charger #H120WB located 240 feet from the north line and 2,380 feet from the east line Section 10, Block 39, T-2-S, T&P RR. CO. Survey, City and County of Midland, Texas. (Said wells are generally located between 1,720 and 2,380 feet west of Rankin Highway and 620 feet north of Dayton Road.) This is a public hearing only. (DEVELOPMENT SERVICES) (051-2018)
37. Hold a public hearing regarding the proposed granting of oil and gas well permits to Permian Deep Rock Oil Co., LLC, for the drilling of oil and gas wells, being Mustang A #H145SS located 240 feet from the north line and 862 feet from the east line, Mustang A #H145WA located 270 feet from the north line and 862 feet from the east line, Mustang A #H150LS located 270 feet from the north line and 892 feet from the east line, Mustang A #H150WB located 270 feet from the north line and 922 feet from the east line, Mustang A #H155WA located 240 feet from the north line and 922 feet from the east line, and Mustang A #H160WB located 270 feet from the north line and 952 feet from the east line and Section 10, Block 39, T-2-S, T&P RR CO. Survey, City and County of Midland, Texas. (Said wells are generally located between 862 feet and 952 feet west of Rankin Highway and between 590 feet and 620 feet north of Dayton Road.) This is a public hearing only. (DEVELOPMENT SERVICES) (052-2018)
38. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 1, Block 1, Fairgrounds Addition, City and County of Midland, Texas (generally located on the east side of North Fairgrounds Road, approximately 960 feet south of East Golf Course Road), which is presently zoned AE, Agriculture Estate District, by permitting said property to be used under a Specific Use Permit Without Term for a Manufactured Home Park; 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) (9777)
39. 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 2.00-acre tract of land out of Section 33, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned LR-2, Local Retail District, to be used as an LI, Light Industry District (Generally located on the north side of State Highway 191, approximately 1,110

feet east of North County Road 1271); 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) (9778)

40. 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 36.6-acre tract of land out of Section 6, Block 38, and Section 1, Block 39, T-2-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned LR-2, Local Retail District, to be used as a BP, I-20 Business Park District (Generally located at the southwest corner of the intersection of Interstate Highway 20 and State Highway 158); 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) (9779)
41. Hold a public hearing and consider an annexation of a 43.97-acre tract all out of land out of the east half of Section 18, Block 40, T-1-S, T & P RR. Co. Survey, and a 5.08 acre right-of-way out of east half of Section 18 and the southwest quarter of Section 8, Block 40, T-2-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) (053-2018)
42. 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) (054-2018)
43. 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) (055-2018)
44. Hold a public hearing and consider an ordinance granting a special exception for Lot 2A, Block 8, Pueblo de Arroyo, City and County of Midland, Texas (generally located at the northeast corner of the intersection of North Tyler Street and Elm Avenue), by permitting a reduced 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) (9780)

45. Hold a public hearing and consider a resolution authorizing the Temporary Use of Land for an Arts Festival on Lots 10-12, Block 93, Block 94, a 0.6-acre portion of Block 104, Lots 1-5, Block 105, a 1.5-acre portion of South K Street adjacent to Blocks 93 and 94, and a 0.29-acre portion of West Indiana Avenue adjacent to Blocks 93 and 96, West End Addition, City and County of Midland, Texas (generally located southwest of the intersection of West Missouri Avenue and South J Street); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2018 - 219)
46. Hold a public hearing and seek guidance from the Midland community regarding the 2018/19 CDBG grant applications, submissions and program goals. (DEVELOPMENT SERVICES) (056-2018)

MISCELLANEOUS

47. Consider a motion directing staff to begin the annexation of a 15.83-acre tract located in Section 35, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, (generally located at on the northeast corner of the intersection of North County Road 1247 and West State Highway 158 - Extraterritorial Jurisdiction). (DEVELOPMENT SERVICES) (057-2018)
48. Consider a motion making appointments to various boards & commissions.

PUBLIC COMMENT

49. 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

50. 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 RR Co. Survey, Midland County, Texas.

b. Section 551.087 Deliberate Economic Development Negotiations

- b.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.