

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
June 26, 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 from Reflection Ministries regarding human trafficking.

AGENDA FOR CITY COUNCIL MEETING

June 26, 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 Robert Pase, Grace Lutheran Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Regular City Council meeting of June 12, 2018.
 - b. Special City Council meeting of June 19, 2018
5. Consider a resolution authorizing the issuance of a Request for Proposals for ambulance stretchers for the Garage Division. (PURCHASING) (2018 - 221)
6. Consider a resolution authorizing the purchase of Microsoft Volume True-Up Licensing from SHI Government Solutions, Inc. of Austin, Texas, through the Texas Department of Information Resources, for the Communication and Information Systems Department at a total cost of \$232,716.24; and authorizing payment therefor. (PURCHASING) (2018 - 222)
7. Consider a resolution authorizing the issuance of a Request for Qualifications for professional architectural and engineering services for the demolition and redesign of Fire Station Five and the design of Fire Station Eleven for the General Services Department. (PURCHASING) (2018 - 223)

8. Consider a resolution authorizing the issuance of a Request for Proposals for the demolition of the Building of the Southwest. (PURCHASING) (2018 - 224)
9. Consider a resolution amending Chapter XII, "Employment at Will", Section 1, "Council Appointees, Other Employees and Department Managers", of the City of Midland Personnel Policies; and Establishing an Effective Date of June 27, 2018. (ADMINISTRATIVE SERVICES) (2018 - 225)
10. Consider a resolution approving a Location Incentives Agreement between the Midland Development Corporation and the Texas Tech University Health Sciences Center; said agreement providing for the support of research, clinical and academic programs to implement a wide range of psychiatric services in Midland, Texas. (CITY MANAGER'S OFFICE) (2018 - 226)
11. Consider a resolution approving an Economic Development Agreement between the Midland Development Corporation and Midland College for the support and expansion of the Midland College Transportation Training Continuing Education Program, as authorized by Chapter 501 of the Texas Local Government Code. (CITY MANAGER'S OFFICE) (2018 - 227)
12. Consider a resolution authorizing the City Manager to execute, on behalf of the City of Midland, a Sub-Surface Easement Agreement granting to Diamondback E&P LLC a Sub-Surface Easement located in city-owned lands extending 250 feet south of the northern property line of the northwest quarter of the northeast quarter of the northeast quarter of Section 5, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas, for the purpose of drilling, reworking, completing, maintaining, producing, operating, plugging and abandoning wellbores under, across and through said lands to benefit the oil, gas and other mineral production from wells drilled or to be drilled by Diamondback E&P LLC, its successors or assigns on lands located in Sections 41 and 44, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas. (DEVELOPMENT SERVICES) (2018 - 228)
13. Consider a resolution authorizing the acceptance of a 0.55-acre Drainage Easement located in Lot 2B, Block 1, Mustang Industrial Park, Section 3, City and County of Midland, Texas; and ordering recordation by the City Secretary. (ENGINEERING SERVICES) (2018 - 229)
14. Consider a resolution authorizing the execution of a Public Improvement Development Agreement with Midland Pipe & Equipment, Inc. for wastewater collection improvements to Yadon Addition (generally located on the east side of Rankin Highway, approximately 1,070 feet south of Interstate 20); and authorizing the transfer of funds received in accordance with said agreement; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES) (2018 - 230)
15. Consider a resolution authorizing an Operating Certificate for B&B Platinum

Limo, LLC, to operate a limousine business; setting forth conditions accompanying the certificate; and establishing the terms of the certificate. (POLICE) (2018 - 231)

16. 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 Section 41, Block 38, Township 1 South, T&P RR Co. Survey, Midland County, Texas. (UTILITIES) (2018 - 232)
17. Consider a resolution authorizing the acceptance of a 0.0115-acre Public Utility Easement located in Lot 2, Block 6, I-20 Terminal Park Addition, Midland County, Texas; and ordering recordation by the City Secretary. (UTILITIES) (2018 - 233)
18. Consider a resolution authorizing the Office of the City Attorney to file all documents, employ all necessary experts and make all necessary appearances to represent the City of Midland in a lawsuit styled Johnnie Thomas v. Joann Young and the City of Midland, Texas, in the 385th Judicial District Court, Midland County, Texas, Cause No. CV53674. (CITY ATTORNEY'S OFFICE) (2018 - 234)

SECOND READINGS

19. Consider an ordinance on second reading 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)(First reading approved June 12, 2018.)(9777)
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 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) (First reading approved June 12, 2018.)(9778)

21. 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 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)(First reading approved June 12, 2018.)(9779)
22. Consider an ordinance on second reading 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)(First reading approved June 12, 2018.)(9780)

PUBLIC HEARINGS

23. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 2,957-square foot portion of the west 1.5 feet of Lot 3, Lots 4 through 6, and the east 24.25 feet of Lot 7, Block 65, Original Town Addition, City and County of Midland, Texas (generally located on the south side of West Wall Street, approximately 170 feet east of South Colorado Street), which is presently zoned C-1, Central Area 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 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) (9781)
24. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 8, Block 44, Fairmont Park Addition, Section 27, City and County of Midland, Texas (generally located on the east side of West Loop 250 North, approximately 233 feet south of Henry Koontz Boulevard), 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) (9782)

25. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 3,645-square foot portion of Lot 1, Block 2, Claydesta Plaza, City and County of Midland, Texas (generally located on the east side of Desta Drive, approximately 235 feet north of West Wadley Avenue), which is presently zoned PD, Planned District for mixed use (office and retail), by permitting said property to be used under a Specific Use Permit with Term for the sale of beer and wine 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) (9783)
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 a 0.712-acre tract of land out of Section 7, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned AE, Agriculture Estate District, to be used as a 1F-3, One-Family Dwelling District (generally located west of Fairgrounds Road, approximately 927 feet north of Arapahoe 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) (9784)
27. 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 northeast of the intersection of Tradewinds Boulevard and Champions Drive); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2018 - 235)
28. Hold a public hearing and consider an ordinance adopting a site plan for Tract 25, Replat of Terrace Gardens Addition, City and County of Midland, Texas (generally located on the north side of West Illinois Avenue, approximately 890 feet east of North Powell Street); subject to certain conditions and restrictions; 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) (9785)
29. Hold a public hearing and consider an ordinance granting a Special Exception for Lot 3, Block 20, 349 Ranch Estates, Section 3, City and County of Midland, Texas (generally located on the west side of Cisco Street, approximately 340 feet south of Arapahoe Road), 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) (9786)

MISCELLANEOUS

30. Consider an ordinance amending Title X “Traffic Regulations”, Chapter Four, “Traffic Control Devices”, Section 11, “School Zones”, of the Midland City Code, so as to designate each school zone within the City and regulate the speed and movement of traffic therein; authorizing and directing the traffic engineer to install appropriate signs and markings; repealing Ordinance No. 9672; 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) (9787)
31. Consider a motion making appointments to various boards and commissions.

PUBLIC COMMENT

32. 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

33. 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 Lot 1, Block A1, Johnson & Moran Addition, and Lots 5 and 6, Block 2, University Park Addition, City and County of Midland, 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.