

**AGENDA FOR CITY COUNCIL MEETING**  
**300 North Loraine**  
**Midland, Texas**  
**October 23, 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 Dr. John Gerlach, Crestview 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 Polio Eradication Day

**CONSENT AGENDA**

4. Consider a motion approving the following minutes:
  - a. Regular City Council meeting of October 9, 2018.
  - b. Special City Council Meeting of October 16, 2018.
5. Consider a resolution authorizing the execution of a professional services agreement with Jeffrey D. Blume, Limited, for professional architectural and engineering services for renovations and improvements to the driving range at Hogan Park Golf Course in an amount not to exceed \$43,000.00; and appropriating funding in the amount of \$500,000.00 for the Hogan Park Golf Course Driving Range Project (900279). (PURCHASING) (2018 - 434)
6. Consider a resolution approving the purchase of various types and quantities of LED Street-Light Fixtures for the Traffic Operations Division from Trastar, Inc., of Richardson, Texas, through TxSmartBuy at a total cost of \$220,440.00. (PURCHASING) (2018 - 435)

7. Consider a resolution awarding a professional services agreement to Martinez Architects, LP, in an amount not to exceed \$805,375.00 for professional architectural and engineering services for the demolition and redesign of Fire Station Five and the design of Fire Station Eleven; approving \$40,269.00 for contingencies; and appropriating funds therefor.  
(PURCHASING) (2018 - 436)
8. Consider a resolution authorizing the City Manager to advertise a request for qualifications for professional services for On-Call Architectural Services for the General Services Department; authorizing the City Manager to negotiate professional services agreements for said services; and providing that said agreements shall not become effective until approved by the City Council.  
(PURCHASING) (2018 - 437)
9. Consider a resolution approving the purchase of a Closed-Circuit Television Inspection Camera System for the General Services Department from Kinloch Equipment & Supply, Inc., of Pasadena, Texas, through buyboard at a total cost of \$119,813.00. (PURCHASING) (2018 - 438)
10. Consider a resolution authorizing the issuance of a request for proposals for the Spaceport Business Park Landscape Project at the Midland International Air & Space Port. (PURCHASING) (2018 - 439)
11. Consider a resolution authorizing payment in the amount of \$55,112.24 for the Annual Maintenance cost of the Municipal Court's Case Management Software to Tyler Technologies, Inc. (PURCHASING) (2018 - 440)
12. Consider a resolution authorizing the execution of a contract with Signature Automation, LLC for Supervisory Control and Data Acquisition Software Maintenance Services for the Water Purification Plant and for the Water Pollution Control Plant for the Utilities Department, in the amount of \$500,000.00. (PURCHASING) (2018 - 441)
13. Consider a resolution awarding a contract for the Louisiana Avenue Water Main Replacement Project to TEC Excavation, Inc., in the amount of \$1,231,500.00; approving \$184,725.00 for contingencies; and appropriating funds therefor. (PURCHASING) (2018 - 442)
14. Consider a resolution authorizing the execution of a 2019 Routine Airport Maintenance Program agreement between the City of Midland, Texas, and the Texas Department of Transportation to provide for general airport maintenance costs of eligible projects at Midland Airpark; and appropriating funds therefor. (AIRPORTS) (2018 - 443)

15. Consider a resolution authorizing the appropriation of \$75,000.00 from the Airport Passenger Facility Charge Fund (501) Unappropriated Fund Balance (35650) to the Passenger Facility Charge Administration Project (900282-506). (AIRPORTS) (2018 - 444)
16. Consider a resolution authorizing the execution of a second amendment to that certain Commercial Hangar Lease Agreement with the City of Midland regarding certain real property located at Midland International Air & Space Port and described as Hangars S-11A and S-11B, and Tracts 4-A and 4-B, located in Lot 1, Block 13, Industrial Park Regional Air Terminal, Unit 12, Midland, Midland County, Texas. (CITY MANAGER'S OFFICE) (2018 - 445)
17. Consider a resolution authorizing the City of Midland to accept a donation in the amount of \$6,591.71 from Midland Neighborhood Housing Services for the Community Development Block Grant's Minor Repairs Program. (DEVELOPMENT SERVICES) (2018 - 446)
18. Consider a resolution authorizing the City Manager to execute, on behalf of the City of Midland, a Sub-Surface Easement Agreement granting to Parsley Energy, L.P. ("operator") a sub-surface easement located on a City-owned 1.3-acre tract of land out of Sections 25 and 36, Block 39, T-1-S, T&P RR Co. Survey, Midland County, Texas, for the purpose of drilling, reworking, re-drilling, completing, maintaining, re-entering, producing, operating, transporting production through, plugging and abandoning wellbores under, across and through said tract of land to benefit the oil, gas and other mineral production from wells drilled or to be drilled by operator, its successors or assigns on lands located in Sections 24, 25 and 36, Block 39, T-1-S, T&P RR Co. Survey, Midland County, Texas. (DEVELOPMENT SERVICES) (2018 - 447)
19. Consider a resolution authorizing the City of Midland in conjunction with Midland County to accept the Fiscal Year 2018 Justice Assistance Grant Funds totaling \$31,185.00; the City of Midland will receive \$18,711.00 (60%) and Midland County will receive \$12,474.00 (40%) of the grant funds; authorizing the execution of acceptance documents; and appropriating funds. (POLICE) (2018 - 448)
20. Consider a resolution appointing individuals to serve as volunteers to enforce parking restrictions as authorized by Chapter 681 of the Texas Transportation Code. (POLICE) (2018 - 449)
21. Consider a resolution authorizing the execution of an amendment to that certain Municipal Water Contract between the City of Midland and the University of Texas System Board of Regents for water at the Paul Davis well field. (UTILITIES) (2018 - 450)

22. Consider a resolution authorizing the execution of a Non-Potable Water Supply Agreement between the City of Midland, Texas, and Mabee Water Resources LLC. (UTILITIES) (2018 - 451)

## **SECOND READINGS**

23. 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 1A, Block 6, Pavilion Park, Section 10, 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 Mockingbird Lane and Stonebridge 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 October 9, 2018) (9832)
24. 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 2, Block 4, Corporate Plaza, Section 5, City and County of Midland, Texas, which is presently zoned O-2, Office District, to be used as an LR-2, Local Retail District, (generally located on east side of North Big Spring Street, approximately 889 feet north of Corporate 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 October 9, 2018) (9833)
25. Consider an ordinance on second reading adopting a site plan for an 8.03-acre tract of land out of Section 30, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located on the south side of Andrews Highway, approximately 670 feet west of North Midland Drive); 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) (First reading held October 9, 2018) (9834)

## **PUBLIC HEARINGS**

26. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 10,250-square foot portion of Lot 1, Block 8, Polo Park, Section 3, City and County of Midland, Texas, (generally located at the northeast corner of the intersection of North Garfield Street and West Loop 250 North), 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) (9835)

27. Hold a public hearing and consider an ordinance vacating and abandoning a 0.31-acre portion of right-of-way out of Hillcrest Acres located in the northeast quarter of Section 30, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located approximately 610 feet south of Andrews Highway and approximately 804 feet west of Midland Drive); adopting the appraisal by the City Manager of \$4,650.00; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (9836)
28. Hold a public hearing and consider a resolution of the City Council of the City of Midland, Texas, granting a written petition to annex a 25.410-acre tract of land out of Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas (the "Area") (generally located approximately 896 feet south of State Highway 191 and approximately 1,020 feet west of Avalon Drive) pursuant to Section 43.028 of the Texas Local Government Code; and authorizing and directing the City Secretary to record a copy or duplicate of the petition with a certified copy of the ordinance annexing the area upon the approval of such ordinance by the City Council. (DEVELOPMENT SERVICES) (2018 - 452)
29. Hold a public hearing and consider a resolution of the City Council of the City of Midland, Texas, granting a written petition to annex a 123.28-acre tract of land out of Sections 37 and 48, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas (the "Area") (generally located approximately 703 feet west of the intersection of Tradewinds Boulevard and Thomason Drive) pursuant to Section 43.028 of the Texas Local Government Code; and authorizing and directing the City Secretary to record a copy or duplicate of the petition with a certified copy of the ordinance annexing the area upon the approval of such ordinance by the City Council. (DEVELOPMENT SERVICES) (2018 - 453)
30. Hold a public hearing and consider an ordinance of the City of Midland, Texas, designating a 0.79-acre tract of land out of Lots 5, 6, 7 and 8 and the rights-of-way adjacent thereto, Block 35, Original Town Addition, City and County of Midland, Texas, (generally located at the northeast corner of the intersection of North Big Spring Street and West Texas Avenue), as Tax Abatement Reinvestment Zone Number 2018-01, for Commercial and Industrial Tax Abatement, as authorized by Chapter 312 of the Texas Tax Code; establishing the boundaries thereof and other matters relating thereto; declaring findings of fact; providing a savings and severability clause; and providing an effective date of December 1, 2018. (DEVELOPMENT SERVICES) (9837)

## **PUBLIC COMMENT**

31. 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**

32. 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.