

**AGENDA FOR CITY COUNCIL MEETING**  
February 11, 2020 – 10:00 AM  
Council Chamber - City Hall  
300 North Loraine  
Midland, Texas

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 - Monsignor Larry Droll, St. Ann's Catholic 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 Certificate of Achievement for Excellence in Financial Reporting awarded by the Government Finance Officers Association for the City's Fiscal Year 2018 Comprehensive Annual Financial Report
  - b. Announcement from representative(s) of the Eleventh District Court of Appeals, Eastland, Texas

**CONSENT AGENDA**

4. Consider a motion approving the following minutes:
  - a. Regular City Council meeting of January 28, 2020
5. Consider a resolution authorizing the sole-source purchase of thirty-five L3 Harris Mobile Radios for the Communication and Information Systems Department from Dailey and Wells Communications, Inc., for a total cost of \$140,780.50. (PURCHASING) (2020 - 033)

6. Consider a resolution approving the purchase of three (3) fire squad trucks from Metro Fire Apparatus Specialists, Inc., through the Houston-Galveston Area Council at a total cost of \$989,999.00. (PURCHASING) (2020 - 034)
7. Consider a resolution authorizing the execution of a change order to the contract with Kevin Cook dba Kevin Cook Farms, of Stanton, Texas, regarding the Spraberry Farm labor contracting services; said change order to provide for additional work based on the unit prices in the contract; and authorizing payment therefor in an amount not to exceed \$275,000.00. (PURCHASING) (Deferred from January 28, 2020.) (2020 - 026)
8. Consider a resolution extending to August 14, 2020, the term of the authorization granted by Resolution No. 2017-037 so as to authorize the City Manager to negotiate and execute professional services agreements with Beyond Engineering and Testing, LLC (formerly known as RRC Power & Energy, LLC) to provide professional services to assist the City with construction materials testing as needed. (PURCHASING) (2020 - 035)
9. Consider a motion to authorize the City Manager or the City Manager's designee to advertise a request for qualifications for construction material testing services associated with construction projects citywide and to negotiate professional services agreements with two firms for said services; provided, however, that said agreements shall not become effective until approved by the City Council. (PURCHASING) (013-2020)
10. Consider a resolution authorizing the execution of a professional services agreement with HDR Engineering, Inc., to provide consulting and engineering services for the 2017 Midland Water Pollution Control Plant Rehabilitation Project for the Utilities Department at an amount not to exceed \$276,750.00. (PURCHASING) (2020 - 036)
11. Consider a resolution awarding a contract for the citywide access control and coordinating camera system to Advanced Connections, Inc., for a total cost not to exceed \$317,080.00; and approving \$63,416.00 for contingencies. (PURCHASING) (2020 - 037)
12. Consider a resolution awarding a contract for the Fiscal Year 2020 Street Sweeping Project to Mister Sweeper LP of Dallas, Texas, at a total cost not to exceed \$119,600.00; and authorizing payment. (PURCHASING) (2020 - 038)
13. Consider a resolution authorizing the execution of a professional services agreement with HDR Engineering, Inc., to provide consulting and engineering services for the 2020 Permitting Assistance Project for the Utilities Department at an amount not to exceed \$64,600.00; and approving \$15,000.00 for contingencies. (PURCHASING) (2020 - 039)

14. Consider a motion authorizing the execution of Amendment Number Thirteen to the Professional Services Agreement with Parkhill, Smith & Cooper, Inc., for professional engineering services at the Midland International Air & Space Port and Midland Airpark so as to include the following projects: Airfield Pavement Marking Project; MAF Consolidated Rental Car Facility Project; Add Passenger Boarding Bridge and Elevated Walkway to New Gate 6 Project; MAF Air Cargo Road Reconstruction Phase II Project; appropriating the sum of \$273,800.00 from the Airport Operating Fund (500) Unappropriated Fund Balance (35650) to the Airfield Pavement Marking Project (900330); appropriating the sum of \$575,655.00 from the Airport Operating Fund (500) Unappropriated Fund Balance (35650) to the MAF Consolidated Rental Car Facility Project (900331); appropriating the sum of (i) \$1,026,000.00 from the Airport Operating Fund (500500) Current Year Federal Unappropriated Fund Balance (35305) and (ii) \$114,000.00 from the Airport Operating Fund (500) Unappropriated Fund Balance (35650) to the Replace Aircraft Boarding Bridges & Outbound Baggage Conveyance System Project (700244-505); and appropriating the sum of (i) \$328,500.00 from the Airport Operating Fund (500500) Current Year Federal Unappropriated Fund Balance (35305) and (ii) \$36,500.00 from the Airport Operating Fund (500) Unappropriated Fund Balance (35650) to the MAF Cargo Road Reconstruction Project (900321-505). (AIRPORTS) (014-2020)
15. Consider a motion to appropriate additional funding to the project named MAF Rehabilitate Northwest Taxiway and Executive Apron in the sum of \$20,000.00 from Airport Operating Fund (500) Unappropriated Fund balance (35650) to the MAF Rehab Northwest Taxiway and Executive Apron Project (700242-505). (AIRPORTS) (015-2020)
16. Consider a motion to appropriate funding to the project named MAF Rehabilitate North, Terminal and South Apron Concrete Pavement in the sum of \$20,000.00 from the Airport Operating Fund (500) Unappropriated Fund Balance (35650) to the MAF Rehab North, Terminal and South Apron Concrete Pavement Project (700241-505). (AIRPORTS) (016-2020)
17. Consider a resolution reappointing David Byrd to the Midland Downtown Park Conservancy Board of Directors; and directing the City Manager to deliver a copy of this resolution to the Midland Downtown Park Conservancy. (COMMUNITY SERVICES) (2020 - 040)
18. Consider a motion authorizing the execution of a sports agreement with West Texas BMX to administer programs, special events, and services related to BMX (Bicycle Motocross) racing and riding. (COMMUNITY SERVICES) (017-2020)
19. Consider a motion authorizing the execution of a sports agreement with the YMCA of Midland, to administer programs, special events, and services related to various sports activities for youth and adults. (COMMUNITY SERVICES) (018-2020)

20. Consider a motion authorizing the execution of a sports agreement with Midland Softball Association, Inc., to administer programs, special events, and services related to youth softball. (COMMUNITY SERVICES) (019-2020)
21. Consider a motion authorizing the execution of a sports agreement with Under the Lights Flag Football League to administer programs, special events, and services related to flag football for youth and adults. (COMMUNITY SERVICES) (020-2020)
22. Consider a motion authorizing the execution of a sports agreement with the Boys and Girls Club of the Permian Basin, to administer programs, special events, and services related to flag football and soccer for youth ages eight through twelve. (COMMUNITY SERVICES) (021-2020)
23. Consider a motion authorizing the execution of a sports agreement with the Midland Soccer Association, Inc., to administer programs, special events, and services related to soccer activities. (COMMUNITY SERVICES) (022-2020)
24. Consider a motion authorizing the execution of a sports agreement with Midland United Girls Softball Association, Inc., to administer programs, special events, and services related to softball activities. (COMMUNITY SERVICES) (023-2020)
25. Consider a motion authorizing the execution of a sports agreement with the Greater Midland Football League to administer programs, special events, and services related to youth football. (COMMUNITY SERVICES) (024-2020)
26. Consider a motion authorizing the execution of a sports agreement with the Midland Junior Baseball Association, Inc., to administer programs, special events, and services related to baseball activities. (COMMUNITY SERVICES) (025-2020)
27. Consider a motion authorizing the execution of a sports agreement with the Texas Cricket Club to administer programs, special events, and services related to cricket activities. (COMMUNITY SERVICES) (026-2020)
28. Consider a resolution authorizing the submission of an application and amendments thereto and all understandings and assurances contained therein to the Section 108 Loan Guarantee Program for the funding of the Parks Avenue Heights II Region Project in the amount of \$3,000,000.00 under Section 108 of the Housing and Community Act of 1974; authorizing to act in connection with the application to provide such additional information as may be required; and authorizing the execution of such documents as may be required in order to implement the application and issue debt obligations pursuant thereto, provided that the authorization required may be given after the application, but prior to the execution required by 24 CFR § 570.705(b). (DEVELOPMENT SERVICES) (2020 - 041)

29. Consider a motion on request by Newton Engineering, to defer water, wastewater and sidewalk improvements for Southwest Crossing, Section 5, and to waive the corresponding financial security guarantee valued at \$1,951,998.00, an amount equal to the estimated cost of construction. The subject property is generally located to the west of SCR 1232 and approximately 2600 feet south of Cholla Road, outside the corporate limits of the City of Midland, in Midland County. (ENGINEERING SERVICES) (027-2020)
30. Consider a motion authorizing and executing a Right-of-Way License between the City of Midland and WPX Energy Permian LLC, said Right-of-Way License is for entering the City of Midland's property for the purpose of installing, operating, repairing, maintaining and removing an overhead electrical power, and to have the right to ingress and egress at convenient points for such purpose; the powerline is located within City of Midland's T-Bar Ranch property, Section 25, Block C-23, Abstract 1395, Section 2, Block C-24, Abstract 1396, Public School Lands Survey Winkler County, Section 12, Block C-24, Abstract 1028, Loving County, Texas. (UTILITIES) (028-2020)

## **SECOND READINGS**

31. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lot 1, Block 4, "A" Street Community Center, Section 4, City and County of Midland, Texas, from SF-1, Single-Family Dwelling District to PD, Planned Development District for an Office Center (generally located at the northwest corner of the intersection of North "A" Street and Ventura 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 January 28, 2020) (10049)
32. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lots 1 and 2, Block 114, West End Addition, City and County of Midland, Texas, from SF-1, Single-Family Dwelling District to SF-3, Single-Family Dwelling District (generally located at the southwest corner of the intersection of College Avenue and South L 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 January 28, 2020) (10050)
33. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lot 8, Block 32, Moody Addition, City and County of Midland, Texas, from MF-22, Multiple-Family Dwelling District to SF-3, Single-Family Dwelling District (generally located on the east side of South Tyler Street, approximately 66 feet north of East Missouri 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 January 28, 2020) (10051)

34. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone a 0.780-acre tract of land out of Section 26, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, from SF-2, Single-Family Dwelling District, in part, and SF-3, Single-Family Dwelling District, in part, to TH, Townhouse (attached) Dwelling District (generally located at the southwest corner of the intersection of West Estes Avenue and North Main 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 January 28, 2020) (10052)

### **PUBLIC HEARINGS**

35. Hold a public hearing and consider an ordinance amending the Zoning District Map of the City of Midland to rezone Lot 1A, Block 1, Cycles Addition, Section 2, City and County of Midland, Texas, from PD, Planned Development District for a Shopping Center to an Amended PD, Planned Development District for a Shopping Center (generally located at the northwest corner of the intersection of West Business Interstate 20 Frontage Road and Tradewinds 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) (10053)
36. Hold a public hearing and consider an ordinance amending the Zoning District Map of the City of Midland to rezone the north 1/2 of the west 1/3 of Tract 1, Snively Addition, City and County of Midland, Texas, from C, Commercial District to SF-3, Single-Family Dwelling District (generally located approximately 421 feet west of Cotton Flat Road and approximately 865 feet north of West Francis 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) (10054)
37. Hold a public hearing and consider an ordinance extending the boundaries of the City of Midland, Texas, by adding thereto a certain area adjoining the present City limits, being a 40.0492-acre tract of land out of Section 35, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas (generally located on the west side of State Highway 158, approximately 2,372 feet north of State Highway 191); ordering publication; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (10055)

## **MISCELLANEOUS**

38. Discussion and consideration of all matters incident and related to the issuance and sale of “City of Midland, Texas, General Obligation Bonds, Series 2020”, including the adoption of an ordinance authorizing the issuance of such bonds. (FINANCE) (10056)
39. Discussion and consideration of all matters incident and related to the issuance and sale of “City of Midland, Texas, Tax and Limited Pledge Revenue Certificates of Obligation, Series 2020”, including the adoption of an ordinance authorizing the issuance of such certificates of obligation. (FINANCE) (10057)

## **PUBLIC COMMENT**

40. 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**

41. 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.

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.