

Effective March 16, 2020, Governor Greg Abbott authorized the temporary suspension of certain statutory provisions of the Texas Open Meetings Act. This meeting of the City Council of the City of Midland is being held pursuant to such authorization and will limit face-to-face interactions for the purpose of slowing the spread of the coronavirus (COVID-19).

**AGENDA FOR CITY COUNCIL MEETING  
300 North Loraine  
Midland, Texas  
April 14, 2020 – 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.

Videoconference Information

Join Zoom Meeting

<https://zoom.us/j/166868047?pwd=ZXVkTlh3bHpVbG56OEVJeGIYNEhFUT09>

Meeting ID: 166 868 047

Password: 708609

One tap mobile

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+16699009128,,166868047# US

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Find your local number: <https://zoom.us/u/abFm97LVn>

**OPENING ITEMS**

1. Invocation – Mayor Patrick Payton
2. Pledge of Allegiance

## **CONSENT AGENDA**

3. Consider a motion approving the following minutes:
  - a. Regular Meeting of March 24, 2020
  - b. Special Meeting of March 31, 2020
  - c. Special Meeting of April 7, 2020
4. Consider a resolution ratifying and approving the emergency repair of a water main located on C Street between Louisiana Avenue and Cuthbert Avenue by Boler Equipment Service, Inc., for a total cost of \$254,138.00; and approving \$50,827.60 in contingency funds. (PURCHASING) (2020 - 071)
5. Consider a motion authorizing the City Manager or the City Manager's designee to advertise a request for bids for the Landfill Cells Five (5) and Six (6) Project. (PURCHASING) (041 - 2020)
6. Consider a resolution authorizing the sole-source purchase of fifty-three (53) electronic ticket writers for the Police Department from Tyler Technologies, Inc., for a total cost of \$168,915.00. (PURCHASING) (2020 - 072)
7. Consider a resolution awarding a contract for the Various Traffic Signal Improvements Project to the sole bidder, Willis Electric Co., LP of Abilene, Texas, at a total cost of \$1,008,397.50; appropriating funds; and authorizing payment. (PURCHASING) (2020 - 073)
8. Consider a motion authorizing the Director of Airports to advertise a request for bids for the MAF Rehabilitate North, Terminal and South Apron Concrete Pavement Project. (AIRPORTS) (042 - 2020)
9. Consider a motion authorizing the Director of Airports to advertise a request for bids for the MAF Rehabilitate Northwest Taxi Lane and Executive Apron Project. (AIRPORTS) (043 - 2020)
10. Consider a resolution authorizing legal fees related to oil and gas matters to be paid from the General Liability Fund (702730) Legal Fees (53410) budget account. (CITY ATTORNEY'S OFFICE) (2020 - 074)
11. Consider a resolution authorizing an operating certificate for Ridey Transportation Inc. dba Xpress Routes to operate a taxicab business; setting forth conditions accompanying the certificate; and establishing the terms of the certificate. (POLICE) (2020 - 075)

12. Consider a motion accepting a Fiscal Year 2019 grant award modification from the High Intensity Drug Trafficking Areas Program in the total amount of \$53,552.00; and appropriating the amount of \$53,552.00 from the General Fund (001) Unappropriated Fund Balance (35650) to the FY2019 HIDTA Grant Project (700224-005). (POLICE) (044 - 2020)
13. Consider a motion accepting a Fiscal Year 2020 grant award from the High Intensity Drug Trafficking Areas Program in the amount of \$158,737.00; and appropriating the amount of \$158,737.00 from the General Fund (001) Unappropriated Fund Balance (35650) to the FY2020 HIDTA Grant Project (700272). (POLICE) (045 - 2020)
14. Consider a motion authorizing the appropriation of \$5,568.50 from the Police Technology and Equipment Fund (075) Unappropriated Fund Balance (35650) to the Minor Equipment / Tools (075110-52120) account; said funds being the proceeds from the sale of outdated service weapons and court-awarded firearms. (POLICE) (046 - 2020)
15. Consider a motion authorizing the execution of a Right-of-Way License between the City of Midland and Fasken Oil and Ranch, Ltd. regarding City-owned property described as Section 30, Block 39, Township 1 South, T&P RR Co. Survey, Midland County, Texas. (UTILITIES) (047 - 2020)

## **SECOND READINGS**

16. Consider an ordinance on second reading establishing the initial zoning classification of the area indicated as being a 37.9539-acre tract of land out of Section 35, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, as an MF-22, Multiple-Family Dwelling District; said tract being generally located on the west side of State Highway 158, approximately 2,372 feet north of State Highway 191; 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 on March 24, 2020)(10064)
17. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lot 1A, Block 2, Grassland Estates West, Section 2, City and County of Midland, Texas, from PD, Planned Development District for an Office Center to an Amended PD, Planned Development District for an Office Center (generally located at the southwest corner of the intersection of Homestead Boulevard and Hereford 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)(First reading held on March 24, 2020)(10065)

18. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lot 9, Block 9, Greenwood Addition, Section 2, City and County of Midland, Texas, from C, Commercial District to SF-3, Single-Family Dwelling District (generally located on the east side of South Stonewall Street, approximately 173 feet south of East Indiana 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 on March 24, 2020)(10066)
19. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lot 7, Block 24, Greenwood Addition, Third, Fourth and Fifth Sections, City and County of Midland, Texas, from MF-22, Multiple-Family Dwelling District to SF-3, Single-Family Dwelling District (generally located at the northeast corner of the intersection of East New York Avenue and South Benton 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 on March 24, 2020)(10068)
20. Consider an ordinance on second reading amending the zoning District map of the City of Midland to rezone Lots 15 and 16, Block 133, Southern Addition, City and County of Midland, Texas, from LI, Light Industrial District to SF-3, Single-Family Dwelling District (generally located on the east side of south Weatherford Street, approximately 86 feet north of East Washington 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 on March 24, 2020)(10069)
21. Consider an ordinance on second reading amending the Zoning District Map of the City of Midland to rezone Lots 5A and 5B, Block 3, Westridge Park Addition, Section 14, City and County of Midland, Texas, from PD, Planned Development District for a Shopping Center to RR, Regional Retail District (generally located at the northwest corner of the intersection of Tradewinds Boulevard and 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)(First reading held on March 24, 2020)(10070)
22. Consider an ordinance on second reading of the City of Midland, Texas, amending the Tall City Tomorrow Comprehensive Plan as authorized by Chapter 213 of the Texas Local Government Code so as to revise the thoroughfare plan; providing a savings and severability clause; and providing an effective date of May 1, 2020. (ENGINEERING SERVICES)(First reading held on March 24, 2020)(10071)

## **PUBLIC HEARINGS**

23. 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 the following oil and gas wells: Charger #H110WB; Charger #H115WA; Mustang #H145WA; Mustang #H150WB; Mustang #H155WA; and Mustang #H160WB; said wells being generally located between 862 feet and 2,050 feet west of Rankin Highway and between 590 feet and 620 feet north of Dayton Road. (DEVELOPMENT SERVICES) (048 - 2020)
24. Hold a public hearing regarding the proposed granting of an oil and gas well permit to Permian Deep Rock Oil Co., LLC for the drilling of the following oil and gas well: Charger #H125WA; said well being generally located 2,433 feet west of South Garfield Street and 320 feet north of West County Road 111. (DEVELOPMENT SERVICES) (049 – 2020)
25. Hold a public hearing regarding the proposed granting of oil and gas well permits to Endeavor Energy Resources, L.P. for the drilling of the following oil and gas wells: Bankhead 4-33 Unit 2A #253; Bankhead 4-33 Unit 2A #261; Bankhead 4-33 Unit 2A #271; Bankhead 4-33 Unit 2A #272; and Bankhead 4-33 Unit 2A #281; said wells being generally located between 590 feet and 591 feet north of West I-20 and between 1,179 feet and 1,279 feet east of South Midkiff Road. (DEVELOPMENT SERVICES) (050 – 2020)
26. Hold a public hearing and consider an ordinance vacating and abandoning a 0.2825-acre portion of alley right-of-way located adjacent to Lot 2, Block 19, Elmwood Addition, Section 3, and Lots 1 through 12, Block 6, S. W. Estes Addition, City and County of Midland, Texas (generally located on the north side of West Kansas Avenue, approximately 481 feet east of North Big Spring Street); adopting the appraisal by the City Manager of \$24,608.00; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (10072)
27. Hold a public hearing and consider an ordinance amending the Zoning District Map of the City of Midland to rezone Lots 3 and 4, Block 2, Overstreet Addition, Section 2, City and County of Midland, Texas, from LI, Light Industrial District to C, Commercial District (generally located at the southwest corner of the intersection of Garden City Highway and King 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) (10073)

## **MISCELLANEOUS**

28. Consider a motion making appointments to various Boards and Commissions.

## **EXECUTIVE SESSION**

29. 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 an 11.72-acre tract located in Section 13, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, 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.