

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
May 24, 2016 - 9:00 AM
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 an update from the Police, Fire, and Information Systems Department on the public safety software.
2. Receive a presentation from Engineering Services regarding updates on traffic congestion, traffic accidents and various engineering projects.

AGENDA FOR CITY COUNCIL MEETING
May 24, 2016 – 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 proclamation for Motorcycle Awareness Month.
 - b. Presentation of proclamation to Bryce Hoppel.

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Regular meeting of May 10, 2016.
5. Consider a resolution approving the purchase and delivery of flexible base caliche for the Transportation Division from CSA Materials, Inc., through TxSmartBuy at a total cost of \$50,278.40. (PURCHASING) (2016 - 150)
6. Consider a resolution awarding a contract for the Beal Parkway Paving Project to Jones Bros. Dirt & Paving Contractors, Inc. of Odessa, Texas, at a total cost of \$1,205,739.32; appropriating funds; and authorizing payment therefor. (PURCHASING) (2016 - 151)
7. Consider a resolution authorizing the issuance of a Request for Proposals for

Alarm Management Services; said services will provide for the management of all aspects of the City's Alarm Program. (PURCHASING) (2016 - 152)

8. Consider a resolution awarding a contract for the City of Midland Paving: Alleys, Streets, and Sidewalks ("Compass") Project to Reece Albert, Inc. of Midland, Texas, at a total cost of \$3,089,814.00; appropriating and transferring funds; and authorizing payment therefor. (PURCHASING) (2016 - 153)
9. Consider a resolution authorizing the execution of an amendment to the Professional Services Agreement with Maverick Civil & Survey, LLC, doing business as Maverick Engineering, for Surveying and Civil Engineering Design Services related to the reconstruction of the intersection of West Wadley Avenue and North A Street; said amendment providing for state auditor review, cost principles, equal employment opportunity, nondiscrimination, non-collusion, lobbying certification, and compliance with laws. (PURCHASING) (2016 - 154)
10. Consider a resolution authorizing the execution of an amendment to the Professional Services Agreement between Stantec Consulting Services, Inc. for traffic signal design services related to the reconstruction of the intersection of West Wadley Avenue and North A Street; said amendment providing for state auditor review, cost principles, equal employment opportunity, nondiscrimination, non-collusion, lobbying certification, and compliance with laws. (PURCHASING) (2016 - 155)
11. Consider a resolution rejecting the single proposal received from Freedoms Computer Cabling and Electric Contractor of Midland, Texas, in the amount of \$225,400.00 for the purchase and installation of fiber optic cable from the Loraine Center to the new Municipal Court Building. (PURCHASING) (2016 - 156)
12. Consider a resolution authorizing the City Manager to negotiate and execute a contract with Grande Communications of Midland, Texas, for Metropolitan Area Network Service at a total cost not to exceed \$32,400.00; and authorizing payment therefor. (PURCHASING) (2016 - 157)
13. Consider a resolution suspending the effective date of the application of Sharyland Utilities, L.P. ("Sharyland") to change rates; approving cooperation with other similarly-situated Cities served by Sharyland; authorizing Lloyd Gosselink Rochelle & Townsend, P.C. ("Lloyd Gosselink") to negotiate with Sharyland and to direct any necessary litigation and appeals; authorizing

intervention in Public Utility Commission Docket No. 45414; requiring reimbursement by Sharyland of reasonable rate case expenses; finding that the meeting at which this resolution is passed is open to the public as required by law; authorizing and directing the City Secretary to send a copy of this resolution to Sharyland and Lloyd Gosselink. (CITY MANAGER'S OFFICE) (2016 - 158)

14. Consider a resolution authorizing the execution of a Workforce Housing Incentive Agreement with Habitat for Humanity for the development of single-family residential construction in the City and County of Midland, Texas; said agreement being authorized by Chapter 380 of the Texas Local Government Code; establishing an incentive program for the construction of single-family workforce housing; appropriating funds in the amount of \$243,000.00; and authorizing payment therefor. (DEVELOPMENT SERVICES) (2016 - 159)
15. Consider a resolution authorizing the execution of a Public Improvement Development Agreement with Stripes, LLC for development of West 191 Industrial Park, Section 3, Midland County, Texas (Generally located northeast of the intersection of State Highway 191 and Farm to Market Road 1788); and authorizing payment therefor in an amount not to exceed \$360,837.00; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES) (2016 - 160)
16. Consider a resolution authorizing the execution of an amendment to the Right-of-Way License between the City of Midland and Oryx Southern Delaware Oil Gathering and Transport, LLC. (ENGINEERING SERVICES) (2016 - 161)
17. Consider a resolution authorizing the execution of a temporary license between the City of Midland, Dawson Geophysical Company and Midland County; said license to allow a building to remain in its current location temporarily in exchange for the dedication of right-of-way for a future roadway located in the City of Midland's Extraterritorial Jurisdiction in Section 18, Block 39, T-2-S, T&P RR CO. Survey, Midland County, Texas; and directing the City Secretary to file said license in the Official Records of Midland County. (ENGINEERING SERVICES) (2016 - 162)

SECOND READINGS

18. Consider an ordinance on second reading changing the zoning use classification of the property described as Lot 7, less the west five feet, and Lots 8, 9 and 10, Block 20, Belmont Addition, City and County of Midland, Texas (Generally located northeast of the intersection of Rankin Highway and West Francis

Avenue), which is presently zoned LR-3, 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 on May 10, 2016)(9568)

19. 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 45, Fairmont Park Addition, Section 10, 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 west side of North Midland Drive, approximately 390 feet north of Fairbanks 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 on May 10, 2016)(9569)

20. Consider an ordinance on second reading changing the zoning use classification of the property described as a 500-square foot portion of Lot 1, Block 1, Claydesta Plaza North, Section 4, City and County of Midland, Texas (Generally located southwest of the intersection of West Loop 250 North and 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 on May 10, 2016)(9570)

21. Consider an ordinance on second reading amending Title V, "Business Regulations", Chapter 12, "Transportation Network Companies", of the City Code of Midland, Texas, so as to amend the program to register and regulate transportation network companies within the City of Midland; negating and dispensing with the culpable mental state requirement; providing for a maximum penalty or fine of five hundred dollars (\$500.00); containing a cumulative clause; containing a savings and severability clause; ordering publication; and establishing an effective date of June 1, 2016. (CITY MANAGER'S OFFICE)(First reading held on May 10, 2016)(9571)

PUBLIC HEARINGS

22. Hold a public hearing and consider an ordinance changing the classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 45.18-acre tract of land out of Section 25, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned FD, Future Development District, in part, and 1F-3, One-Family Dwelling District, in part, to be used as a PD, Planned District for a Housing Development; permitting a 3.65-acre tract of land out of Section 25, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned FD, Future Development District, to be used as an O-1, Office District; said tracts being generally located on the south side of Briarwood Avenue, approximately 900 feet west of Holiday Hill 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) (9572)

23. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 4,472-square foot portion of Lot 1, Block 8, Polo Park Addition, Section 3, City and County of Midland, Texas (Generally located southeast of the intersection of North Garfield Street and Castleford Road), 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) (9573)

MISCELLANEOUS

24. Consider an ordinance establishing intersection stops at various locations within the City of Midland, Texas; authorizing and directing the Traffic Engineer to install appropriate signs and markings at the designated locations; 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) (9574)

25. Consider an ordinance establishing yield right of way signs at various locations within the City of Midland, Texas; requiring and authorizing the posting of appropriate signs at said intersections; 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) (9575)

26. Consider a motion recommending an individual for appointment by the Mayor as the resident commissioner of the Midland Housing Authority. Consider a motion making appointments to various other boards and commissions.

PUBLIC COMMENT

27. 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.)

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.