

CITY OF MIDLAND, TEXAS
AGENDA FOR CITY COUNCIL MEETING
September 13, 2016 – 10:00 AM
300 North Loraine
Council Chamber - City Hall
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 – Pastor Jon Slayden, Second 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 Relay for Life Week

PUBLIC COMMENT

4. 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.)

BUDGET AND TAX RATE ITEMS

5. Hold a public hearing and consider a resolution of the City Council of the City of Midland, Texas, declaring that the City of Midland, as authorized by Chapter 505 of the Texas Local Government Code, shall use proceeds of the Type B Economic Development Sales and use tax for the pre-existing, existing and future maintenance and operating costs of the Football/Soccer Stadium (Grande Communications Stadium), the baseball stadium (Security Bank Ballpark), parking facilities, and related infrastructure and improvements; and ordering publication by the City Secretary. (COMMUNITY SERVICES) (2016 - 265)

6. Consider an ordinance on second reading of the City of Midland providing funds for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, by approving the budget for said period and appropriating and setting aside the necessary funds out of the general and other revenues and unappropriated fund balance of the City of Midland for said Fiscal Year for the maintenance and operation of the various departments and for various activities and improvements to the City; and ordering publication. (FINANCE)(First reading held August 30, 2016)(9596)
7. Consider an ordinance on second reading fixing the tax levy for the City of Midland, Texas, for the Fiscal Year beginning on October 1, 2016 and ending on September 30, 2017. (FINANCE)(First reading held August 30, 2016)(9597)

CONSENT AGENDA

8. Consider a motion approving the following minutes:
 - a. Special meeting of August 16, 2016.
 - b. Regular meeting of August 23, 2016.
 - c. Regular meeting of August 30, 2016.
9. Consider a resolution awarding a contract for alarm management services to PMAM Corporation, of Dallas, Texas; said services will provide for the management of all aspects of the city's alarm program. (PURCHASING) (2016 - 266)
10. Consider a resolution authorizing the execution of a mutual termination and release agreement with the Midland Chamber of Commerce regarding the Midland Chamber of Commerce's lease of certain City-owned property described as all of Lots One (1), Two (2), Three (3), and the North Five (5) feet of Lot Four (4), Block Fifty-four (54), Original Town, City and County of Midland, Texas; and authorizing payment in the amount of \$1,680,000.00. (PURCHASING) (2016 - 267)
11. Consider a resolution awarding a contract for the Washington Aquatic Center Renovation Project to Atlantis Pool Plastering, Inc., DBA Atlantis Aquatic Group, from Austin, Texas, in the amount of \$4,836,955.00; approving \$100,000.00 for contingencies and related projects costs; and appropriating funds therefor. (PURCHASING) (2016 - 268)

12. Consider a resolution authorizing the execution of a contract with J&H Services, Inc., of Albuquerque, New Mexico, for the Midland Center Sewer Line Re-route Project at a total cost of \$548,062.00; and authorizing the appropriation of \$249,405.00 for said project. (PURCHASING) (2016 - 269)
13. Consider a resolution awarding a contract for the De Zavala Lift Station Rehabilitation Project to Dowtech Specialty Contractors, Inc., of Baird, Texas, in the amount of \$166,200.00. (PURCHASING) (2016 - 270)
14. Consider a resolution awarding a contract for pump and motor maintenance services for the Utilities Department to Evans Enterprises, Inc., of Wichita Falls, Texas, in the amount of \$905,500.00. (PURCHASING) (2016 - 271)
15. Consider a resolution authorizing the purchase of an estimated annual supply of chemicals needed for the treatment of drinking water for Fiscal Year 2017 from multiple bidders, for a total cost of \$1,328,714.00. (PURCHASING) (2016 - 272)
16. Consider a resolution authorizing the execution of an amendment to the Utility Extension Program Contract with TEC Excavation, Inc. (PURCHASING) (2016 - 273)
17. Consider a resolution authorizing the execution of an amendment to the Water, Wastewater, and Fire Hydrant Taps Program contract with TEC Excavation, Inc. (PURCHASING) (2016 - 274)
18. Consider a resolution authorizing the execution of a License Agreement between the City of Midland, Texas, and LeoLabs, Inc., regarding City-owned property described as five (5) acres situated in the Public School Land Section 10, Block C-23, Abstract No. 1383, Winkler County, Texas. (CITY ATTORNEY'S OFFICE) (2016 - 275)
19. Consider a resolution approving a Promotional Agreement between the Midland Development Corporation and LeoLabs, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises. (CITY ATTORNEY'S OFFICE) (2016 - 276)

20. Consider a resolution of the City Council of the City of Midland, Texas supporting the relocation and rebuilding of the new Chris Davidson Opportunity Park at the Bush Tennis Center. (CITY ATTORNEY'S OFFICE) (2016 - 277)
21. Consider a resolution authorizing the execution of a mutual termination and release agreement between the Midland Development Corporation and the City of Midland, Texas, regarding a certain City-owned 22,500 square foot tract of land located within Tract G, Section 5, Block 40, Township 2 South, T&P RR Co. Survey, Midland County, Texas. (CITY ATTORNEY'S OFFICE) (2016 - 278)
22. Consider a resolution canceling the General City Election which was to be held on November 8, 2016, for election of the offices of the Mayor, one Council Member representing District 3, and one Council Member representing District 4, as the requirements of the Texas Election Code are complied with; authorizing the City Secretary to post notice; accepting and approving the City Secretary's certification; and declaring the unopposed candidates elected to office. (CITY SECRETARY'S OFFICE) (2016 - 279)
23. Consider a motion approving a contract with Midland Crime Stoppers, Inc., in the amount of \$40,000.00 for the operation of a Crime Stoppers Program from funds available and as approved in the Fiscal Year 2016-2017 Budget (General Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (069-2016)
24. Consider a motion approving a contract with Keep Midland Beautiful, Inc., in the amount of \$100,000.00 for litter reduction, education, and beautification programs in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Sanitation Fund/Litter Division). (CITY SECRETARY'S OFFICE) (070-2016)
25. Consider a motion approving a contract with Midland Teen Court, Inc., in the amount of \$27,500.00 for a Teen Court program in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (General Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (071-2016)
26. Consider a motion approving a contract with Permian Basin Community Centers in the amount of \$75,000.00 for mental health, mental retardation and substance abuse service in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (General Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (072-2016)

27. Consider a motion approving a contract with Midland College in the amount of \$95,000.00 to promote growth and development in the City of Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (General Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (073-2016)
28. Consider a motion approving a contract with University of Texas Permian Basin Small Business Development Center (UTPB SBDC) in the amount of \$21,375.00 to promote growth and development in the City of Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (General Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (074-2016)
29. Consider a motion approving a contract with Arts Council of Midland in the amount of \$150,000.00 for the encouragement, promotion, improvement, and education of arts in the City of Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (075-2016)
30. Consider a motion approving a contract with COM Aquatics in the amount of \$44,000.00 for advertising, promotion and solicitation of aquatic activities in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (076-2016)
31. Consider a motion approving a contract with the High Sky Wing of the Commemorative Air Force in the amount of \$50,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (077-2016)
32. Consider a motion approving a contract with Hispanic Cultural Center in the amount of \$5,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (078-2016)
33. Consider a motion approving a contract with Midland Hispanic Chamber of Commerce in the amount of \$27,500.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (079-2016)

34. Consider a motion approving a contract with Midland Soccer Association in the amount of \$20,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (080-2016)
35. Consider a motion approving a contract with Midland United Girls Softball in the amount of \$49,967.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (081-2016)
36. Consider a motion approving a contract with Museum of the Southwest in the amount of \$453,538.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (082-2016)
37. Consider a motion approving a contract with Permian Basin Petroleum Museum in the amount of \$28,416.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (083-2016)
38. Consider a motion approving a contract with Sibley Environmental Learning Center Foundation, Inc. DBA Sibley Nature Center in the amount of \$5,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (084-2016)
39. Consider a motion approving a contract with Promising Projects, Inc. in the amount of \$17,500.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (085-2016)
40. Consider a motion approving a contract with Edwin Jaquez DBA West Texas Blowout in the amount of \$7,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (086-2016)

41. Consider a resolution authorizing the execution of a Community Development Block Grant Contract with Casa de Amigos for a home cleaning program in the amount of \$32,500.00; the purpose of this program is to provide home cleaning services to 141 senior citizens and disabled households; the program will begin on October 1, 2016, and end on September 30, 2017. (DEVELOPMENT SERVICES) (2016 - 280)
42. Consider a resolution authorizing the execution of a Community Development Block Grant Contract with Senior Link Midland, for the Southeast Senior Center and Casa de Amigos Nutrition Programs in the amount of \$66,500.00; the program will be provided daily in coordination with other activities; the purpose of this program is to promote better mental and physical health for seniors through nutritious meals and socialization; the program will begin on October 1, 2016, and end on September 30, 2017. (DEVELOPMENT SERVICES) (2016 - 281)
43. Consider a resolution authorizing the execution of a Community Development Block Grant Contract with Mission Health Care, Incorporated, in the amount of \$15,000.00; the purpose of this program is to provide delivered evening meals to senior and disabled households; the program will begin on October 1, 2016, and end on September 30, 2017. (DEVELOPMENT SERVICES) (2016 - 282)
44. Consider a motion on request by Schumann Engineering to defer public improvements for Firefly Addition, and to waive the corresponding financial security guarantee valued at \$267,097.42, an amount equal to the estimated cost of construction. The subject property is generally located approximately 5,289 feet north of the intersection of North County Road 1150 and Loop 250, approximately 4,000 feet east outside the City of Midland corporate limits in the Extraterritorial Jurisdiction of the City of Midland, in Midland County, Texas. (City of Midland ETJ, Midland County) (ENGINEERING SERVICES) (087-2016)
45. Consider a resolution authorizing the City Manager to acquire, on behalf of the City of Midland, any real property interests necessary or appropriate, by any instruments of conveyance necessary or appropriate, for the use and benefit of the public for street, road, pedestrian access, drainage and public utility purposes, and for any other ancillary public use as is usual and customary in connection therewith located within the area bounded by Loop 250, State Highway 191, Farm to Market Road 1788, and Business Interstate 20; authorizing the City Manager to obtain surveys and appraisals, negotiate, execute and file all documents necessary to acquire said real property interests, purchase title insurance policies, and hold the closings for said acquisitions; authorizing payment for said surveys, appraisals, title insurance policies, and closing costs; and ordering the City Secretary to record, or ensure that the title company has recorded, all instruments of conveyance. (ENGINEERING SERVICES) (2016 - 283)

46. Consider a resolution allocating \$600,000.00 from the 2016 Operating Budget of the Water & Sewer Fund (300) Water & Wastewater Maintenance Division (300335) to the Briarwood Avenue Extension Project (900017). (ENGINEERING SERVICES) (2016 - 284)
47. Consider a resolution authorizing the execution of a Public Improvement Development Agreement with Weidner & Phillips Ltd. for Development of Belmont Addition, Section 14, City and County of Midland, Texas (Generally located on the north side of the North Interstate 20 Frontage Road, approximately 440 feet west of South Terrell Street); and allocating funds in the amount of \$5,875.00 therefor; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES) (2016 - 285)
48. Consider a resolution approving the Budget of the Midland Emergency Communication District for the Fiscal Year ending September 30, 2017. (POLICE) (2016 - 286)
49. Consider a resolution accepting a grant in the amount of \$16,685.00 from the Texas Department of Transportation in order to conduct a Fiscal Year 2016-2017 Comprehensive Special Traffic Enforcement Program for intersection traffic control enforcement and speed enforcement; said grant award requires a city cash match in the amount of \$2,115.00; providing that the grant funds shall be used to pay overtime to police officers working on said program; authorizing the execution of acceptance documents; and appropriating grant funds. (POLICE) (2016 - 287)
50. Consider a resolution authorizing the City of Midland to accept grant funds in the amount of \$135,000.00 from the Body-Worn Camera Grant Program through the Office of the Governor of Texas Criminal Justice Division; said grant award requires a City cash match in the amount of \$33,750.00; providing that the grant funds be used to purchase body-worn cameras for law enforcement officers as well as digital video storage and retrieval services; authorizing the execution of acceptance documents; and appropriating grant funds. (POLICE) (2016 - 288)

SECOND READINGS

51. Consider an ordinance on second reading changing the zoning use classification of the property described as Lot 7, Block 17, Skyline Terrace, Unit 7, City and County of Midland, Texas (Generally located on the south side of West Loop 250 North, approximately 220 feet west of North Midkiff 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)(First reading held on July 26, 2016)(9583)

52. 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 7.45-acre tract of land, being all of Lot 1, Block 1, Rolling Green Acres Addition, and a 6.25-acre tract of land out of Section 42, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned CE, Country Estate District, in part, and AE, Agriculture Estate District, in part, to be used as a PD, Planned District for a Transition District (Generally located northwest of the intersection of Todd Drive and East Highway 80); 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 August 23, 2016)(9590)

53. Consider an ordinance on second reading changing the zoning use classification of the property described as a 3,200-square foot portion of Lot 6A, Block 2, Amaron Addition, Section 6, City and County of Midland, Texas (Generally located approximately 420 feet west of Rankin Highway and approximately 465 feet south of Wolcott Avenue), 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)(First reading held on August 23, 2016)(9591)

54. Consider an ordinance on second reading changing the zoning use classification of the property described as a 3,700-square foot portion of Lot 5A, Block 7, Claydesta Plaza, Section 12, City and County of Midland, Texas (Generally located on the north side of West Wadley Avenue, approximately 220 feet west of Desta Drive), 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 August 23, 2016.)(9592)

55. 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 1, Wallace Heights, Section 2, City and County of Midland, Texas, which is presently PD, Planned District for a Transition District, to be used as an LR-2, Local Retail District (Generally located on the east side of North Loop 250 West, approximately 500 feet north of Andrews Highway); 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 August 23, 2016.)(9593)
56. Consider an ordinance on second reading vacating and abandoning a 20-foot alley right-of-way located in Block 32, Homestead Addition, City and County of Midland, Texas (Generally located on the north side of West Michigan Avenue, approximately 140 feet west of North Pecos Street); adopting the appraisal by the City Manager of \$11,928.00; authorizing the execution of a Quitclaim Deed with COG Realty LLC, a Texas Limited Liability Company, from which the City reserves and excepts a non-exclusive utility easement and right-of-way until each easement user abandons its use of said easement; authorizing the execution of any documents necessary or appropriate to effect said transactions; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held on August 23, 2016)(9594)
57. Consider an ordinance on second reading amending Title X, "Traffic Regulations", Chapter Four, "Traffic Control Devices", Section 11, "School Zones and Crossings", of the Midland City Code, so as to designate each school zone and school crossing 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. 9503; 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)(First reading held on August 23, 2016.)(9595)

PUBLIC HEARINGS

58. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 22A4 #12UL) located 310 feet from the north line and 335 feet from the east line located in Section 22, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located 4,972 feet north of Briarwood Avenue and 2,383 feet west of Trobaugh Blvd.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (088-2016)

59. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 23 PSA 3 #10SH) located 528 feet from the north line and 2,210 feet from the west line located in Section 23, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located 4,753 feet north of Briarwood Avenue and 1,730 feet west of Golden Gate Drive.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (089-2016)
60. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 23 PSA 3 #3H) located 528 feet from the north line and 2,251 feet from the west line located in Section 23, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located 4,753 feet north of Briarwood Avenue and 1,690 feet west of Golden Gate Drive.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (090-2016)
61. Hold a public hearing regarding a proposed oil and gas permit to RSP Permian, L.L.C. (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (MCC HZ Unit 1101H) located 285 feet from the north line and 1,388 feet from the east line located in Section 11, Block X, H.P. Hilliard Survey, City of Midland and County of Midland, Texas (Generally located 1,388 feet west of North State Highway 349 and 5,030 feet north of Mockingbird Lane.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (091-2016)
62. Hold a public hearing regarding a proposed oil and gas permit to RSP Permian, L.L.C. (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (MCC HZ Unit 1102H) located 285 feet from the north line and 1,418 feet from the east line located in Section 11, Block X, H.P. Hilliard Survey, City of Midland and County of Midland, Texas (Generally located 1,418 feet west of North State Highway 349 and 5,030 feet north of Mockingbird Lane.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (092-2016)
63. Hold a public hearing regarding a proposed oil and gas permit to RSP Permian, L.L.C. (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (MCC HZ Unit 1103H) located 285 feet from the north line and 1,448 feet from the east line located in Section 11, Block X, H.P. Hilliard Survey, City of Midland and County of Midland, Texas (Generally located 1,448 feet west of North State Highway 349 and 5,030 feet north of Mockingbird Lane.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (093-2016)

64. Hold a public hearing regarding a proposed oil and gas permit to RSP Permian, L.L.C. (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (MCC HZ Unit 1104H) located 285 feet from the north line and 1,478 feet from the east line located in Section 11, Block X, H.P. Hilliard Survey, City of Midland and County of Midland, Texas (Generally located 1,478 feet west of North State Highway 349 and 5,030 feet north of Mockingbird Lane.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (094-2016)

65. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 3-G, Block 6, Scotsdale Addition, Nineteenth Section, City and County of Midland, Texas (Generally located on the south side of West Wadley Avenue, approximately 550 feet west of North Midland Drive), 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) (9598)

66. Hold a public hearing and consider an ordinance 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 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) (9599)

MISCELLANEOUS

67. Consider an ordinance authorizing the issuance of "City of Midland, Texas, Tax and Limited Pledge Revenue Certificates of Obligation, Series 2016"; levying an ad valorem tax upon all taxable property within the City and providing for a limited pledge of the net revenues of the City's Waterworks and Sewer System for the payment of said certificates; prescribing the terms and details of such certificates and resolving other matters incident and related to the issuance, sale, security, payment and delivery of said certificates, including the approval of a paying agent/registrar agreement and a purchase agreement and the approval and distribution of an official statement pertaining thereto; and providing an effective date. (FINANCE) (9600)

68. Consider a motion making appointments to various boards and commissions.

EXECUTIVE SESSION

69. 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.

- b. Section §551.072 Deliberation Regarding Real Property.
 - b.1. Discuss the sale, exchange, lease, or value of real property related to potential mineral leases on City of Midland 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.