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The City Council may discuss, consider, and take action on any item listed on this agenda.

**OPENING ITEMS**

1. Invocation – Dr. Darin Wood, First Baptist Church
2. Pledge of Allegiance

**CONSENT AGENDA**

3. MOTION APPROVING THE FOLLOWING MINUTES:
  - a. REGULAR CITY COUNCIL MEETING OF MAY 12, 2020
4. 2020-089 – RESOLUTION APPROVING A CONTRACT WITH TOMMY KLEIN CONSTRUCTION, INC., FOR EXTERIOR CONSTRUCTION WORK AT THE MARTIN LUTHER KING JR. COMMUNITY CENTER, THROUGH SOURCEWELL, AT A TOTAL COST OF \$103,122.00 (GENERAL SERVICES)
5. 2020-090 – RESOLUTION AWARDDING A CONTRACT TO 4X CONSTRUCTION GROUP, LLC, FOR THE LANDFILL CELLS FIVE AND SIX PROJECT FOR A TOTAL COST OF \$5,513,456.20; AND APPROPRIATING FUNDS FOR SAID PROJECT (GENERAL SERVICES)
6. 2020-091 – RESOLUTION APPROVING THE SELECTION OF PARKHILL, SMITH & COOPER, INC., HDR ENGINEERING, INC., ENPROTEC / HIBBS & TODD, INC., FREESE AND NICHOLS, INC., JACOBS ENGINEERING GROUP INC., AND MAVERICK CIVIL & SURVEY, LLC D/B/A MAVERICK ENGINEERING, INC., AS RESPECTIVE FIRST CHOICES FOR PERFORMANCE OF ON-CALL ENGINEERING SUPPORT SERVICES FOR THE UTILITIES DEPARTMENT OVER THE NEXT FIVE (5) YEARS; AND PROVIDING THAT ANY AGREEMENT EXCEEDING \$100,000.00 SHALL NOT BECOME EFFECTIVE UNTIL APPROVED BY THE CITY COUNCIL (GENERAL SERVICES)
7. 2020-092 – RESOLUTION AWARDDING A CONTRACT FOR TEMPORARY TRAFFIC CONTROL SERVICES TO FC TRAFFIC CONTROL, INC. OF AMARILLO, TEXAS, AT A TOTAL COST NOT TO EXCEED \$76,675.00; AND AUTHORIZING PAYMENT THEREFOR (GENERAL SERVICES)

8. 2020-093 – RESOLUTION AUTHORIZING THE PROCUREMENT OF SERVICES NECESSARY TO FACILITATE THE EMERGENCY REPAIR OF DAMAGED STREET IMPROVEMENTS LOCATED AT OR ABOUT THE INTERSECTION OF GOLF COURSE ROAD AND MIDKIFF ROAD; APPROPRIATING AND ALLOCATING FUNDS; AND AUTHORIZING PAYMENT FOR SAID SERVICES IN AN AMOUNT NOT TO EXCEED \$850,000.00 (GENERAL SERVICES)
9. 055-2020 – MOTION AUTHORIZING THE DIRECTOR OF AIRPORTS TO ADVERTISE A REQUEST FOR BIDS FOR THE MAF AIRFIELD PAVEMENT MARKING PROJECT (AIRPORT)
10. 056-2020 – MOTION AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT FUNDS FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES IN THE AMOUNT OF \$254,358.00 TO ASSIST THE CITY OF MIDLAND HEALTH AND SENIOR SERVICES DIVISION FOR ACTIVITIES IN SUPPORT OF CORONAVIRUS 2019 (COVID-19) RESPONSE; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY ACCEPTANCE DOCUMENTS; AND AUTHORIZING AND DIRECTING THE CITY TREASURER TO DEPOSIT THE FUNDS INTO THE GENERAL FUND (COMMUNITY SERVICES)
11. 2020-094 – RESOLUTION GRANTING VARIANCES FOR SIX OIL AND GAS WELLS TO BE LOCATED NO CLOSER THAN 226 FEET OF AN OCCUPIED RESIDENCE OR COMMERCIAL STRUCTURE; APPROVING THE ISSUANCE OF PERMITS TO PERMIAN DEEP ROCK OIL CO., LLC (“OPERATOR”) TO DRILL SAID OIL AND GAS WELLS LOCATED IN SECTION 10, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 862 FEET AND 2,050 FEET WEST OF RANKIN HIGHWAY, AND BETWEEN 590 FEET AND 620 FEET NORTH OF DAYTON ROAD); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT (DEVELOPMENT SERVICES)
12. 2020-095 – RESOLUTION GRANTING A VARIANCE FOR AN OIL AND GAS WELL TO BE LOCATED IN SECTION 3, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 2,433 FEET WEST OF SOUTH GARFIELD STREET AND 320 FEET NORTH OF WEST COUNTY ROAD 111) BY ALLOWING SAID OIL AND GAS WELL TO BE NO CLOSER THAN 491 FEET OF AN OCCUPIED RESIDENCE OR COMMERCIAL STRUCTURE; APPROVING THE ISSUANCE OF A PERMIT TO PERMIAN DEEP ROCK OIL CO., LLC (“OPERATOR”) TO DRILL SAID OIL AND GAS WELL WITHIN THE CITY LIMITS; AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT (DEVELOPMENT SERVICES)
13. 2020-096 – RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO ENDEAVOR ENERGY RESOURCES, L.P. (“OPERATOR”) TO DRILL FIVE OIL AND GAS WELLS LOCATED IN SECTION 4, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY

LOCATED BETWEEN 590 FEET AND 591 FEET NORTH OF WEST INTERSTATE 20, AND BETWEEN 1,179 FEET AND 1,279 FEET EAST OF SOUTH MIDKIFF ROAD (DEVELOPMENT SERVICES)

14. 2020-097 – RESOLUTION AUTHORIZING THE EXECUTION OF A ROAD REPAIR AGREEMENT WITH ENDEAVOR ENERGY RESOURCES, L.P. REGARDING ITS APPLICATION TO DRILL OIL AND GAS WELLS WITHIN THE CITY LIMITS IN SECTION 4, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (DEVELOPMENT SERVICES)
15. 2020-098 – RESOLUTION AUTHORIZING THE EXECUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT CONTRACTS WITH CASA DE AMIGOS OF MIDLAND, TEXAS, INC., BOYS & GIRLS CLUBS OF THE PERMIAN BASIN, INC., SENIOR LIFE MIDLAND, INC., THE UNITED WAY OF MIDLAND, INC., AND WEST TEXAS FOOD BANK IN THE AMOUNT OF \$324,761.00; APPROPRIATING FUNDS FOR SAID CONTRACTS; AND APPROPRIATING \$150,000.00 TO THE CITY OF MIDLAND HEALTH DEPARTMENT (DEVELOPMENT SERVICES)

## **SECOND READINGS**

16. 10082 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOTS 2 AND 3, BLOCK 1, JADEN KATE ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT TO PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF NORTH ELKINS ROAD AND ARAPAHOE 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) (First reading held May 12, 2020)
17. 10083 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 2A, BLOCK 1, CORPORATE PLAZA, SECTION 20, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR AN OFFICE CENTER TO PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED ON THE NORTH SIDE OF CORPORATE DRIVE, APPROXIMATELY 550 FEET EAST OF NORTH BIG SPRING 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 May 12, 2020)

18. 10085 – AN ORDINANCE APPOINTING A NEW CITY OF MIDLAND MUNICIPAL COURT ASSOCIATE JUDGE EFFECTIVE MAY 26, 2020; AND AUTHORIZING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT WITH THE NEW ASSOCIATE JUDGE (CITY MANAGER’S OFFICE) (First reading held May 12, 2020)

### **PUBLIC HEARINGS**

The City Council will hold public hearings on the following items:

19. 057-2020 – RECEIVE PUBLIC COMMENTS, GUIDANCE AND RECOMMENDATIONS REGARDING THE 2020-2021 CDBG GRANT APPLICATION SUBMISSIONS AND THE FIVE YEAR CONSOLIDATED PLAN GOALS (DEVELOPMENT SERVICES)
20. 10086 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 12, BLOCK 30, MOODY ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF SOUTH CARVER STREET AND EAST WALL 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)

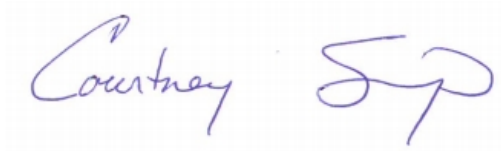
### **MISCELLANEOUS**

21. 058-2020 – MOTION AUTHORIZING THE CITY MANAGER TO DEVELOP AND IMPLEMENT TEMPORARY HOTEL OCCUPANCY TAX COLLECTION PAYMENT RULES AND REGULATIONS SO AS TO PERMIT HOTELS (AS DEFINED IN THE MIDLAND CITY CODE) TO MAKE SUCH COLLECTION PAYMENTS TO THE CITY OF MIDLAND IN AN UNTIMELY MANNER WITHOUT INCURRING PENALTIES OR INTEREST (CITY MANAGER'S OFFICE)
22. RECEIVE A PRESENTATION FROM CURRENTMEDIA REGARDING THE PROMOTION OF THE 2020 CENSUS (DEVELOPMENT SERVICES)

### **EXECUTIVE SESSION**

23. Pursuant to Texas Government Code § 551.101, the City Council will hold an Executive Session, which is closed to the public, to discuss the following matters as permitted under the following sections of the Texas Government Code:
  - a. Section 551.071, Consultation with the City Attorney
    - a.1. Discuss a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code.

Respectfully Submitted,

A handwritten signature in blue ink, reading "Courtney B. Sharp". The signature is written in a cursive style. The name "Courtney" is written in a larger, more legible script, while "B. Sharp" is written in a smaller, more compact cursive script.

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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.