

****UNOFFICIAL AGENDA RESULTS****

AGENDA FOR CITY COUNCIL MEETING
July 23, 2019 – 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 - Minister Ryan Chivington, Golf Course Road Church of Christ
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:

CONSENT AGENDA

4. Consider a motion approving the following minutes:

APPROVED

- a. Special City Council meeting of July 8, 2019

APPROVED

- b. Regular City Council meeting of July 9, 2019

APPROVED

5. Consider a resolution approving the purchase and delivery of 5,000 tons of flexible base caliche for the Transportation Division from CSA Materials, Inc. through TxSmartBuy at a total cost of \$66,408.80. (PURCHASING) (2019 - 207)

APPROVED

6. Consider a resolution approving the purchase and delivery of 500 tons of all season pre-coated patching mixture for the Transportation Division from CSA Materials, Inc. through TxSmartBuy at a total cost of \$60,400.52. (PURCHASING) (2019 - 208)

APPROVED

7. Consider a resolution authorizing the issuance of a request for qualifications for renovations to the Hogan Park Golf Course cart paths for the Community Services Department. (PURCHASING) (2019 - 209)

APPROVED

8. Consider a resolution approving the purchase of two thousand one hundred six (2,106) ninety-six (96) gallon roll out carts from Rehrig Pacific Company at a total cost of \$95,233.32 for the Solid Waste Department. (PURCHASING) (2019 - 210)

APPROVED

9. Consider a resolution approving the purchase of four (4) 30 cubic yard open top roll-off containers and three (3) 35-40 cubic yard self-contained compactors from Roll Offs USA at a total cost of \$72,380.00 for the Solid Waste Department. (PURCHASING) (2019 - 211)

APPROVED

10. Consider a resolution authorizing the procurement of construction services from Boler Equipment Service, Inc. of Midland, Texas, for the emergency repair of a damaged portion of the 4100 Block of Mockingbird Lane between Midland Drive and Midkiff Road and a damaged storm drain located therein; appropriating funds; and authorizing payment for said services in an amount not to exceed \$475,000.00. (PURCHASING) (2019 - 212)

APPROVED

11. Consider a resolution approving the fiscal year 2019-2020 Budget of the Midland Development Corporation, a Type A Corporation as authorized by Chapter 504 of the Texas Local Government Code. (CITY MANAGER'S OFFICE) (2019 - 213)

APPROVED

12. Consider a resolution calling an election for three City officials; amending the boundary of the City and City Council Districts; providing for use of accessible voting systems; establishing election precincts for said

election; and establishing vote centers for said election. (CITY SECRETARY'S OFFICE) (2019 - 214)

APPROVED

13. Consider a resolution authorizing the City Secretary to negotiate and execute a contract with Martin County for the purpose of providing election services to the City of Midland for certain citizens that reside within the boundaries of Martin County; and authorizing the negotiation and execution of all documents necessary and appropriate for the effectuation of said election services. (CITY SECRETARY'S OFFICE) (2019 - 215)

APPROVED

14. Consider a motion approving a proposed Preliminary Plat of Southwest Crossing, Section 5, being a plat of a 10.67-acre tract of land out of Section 12, Block 40, T-2-S, T&P RR Co. Survey, City and County of Midland, Texas; and a 95.22-acre tract of land out of Section 13, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas, (generally located south of Interstate Highway 20, approximately 947-feet west of Antelope Trail, Extraterritorial Jurisdiction). (DEVELOPMENT SERVICES) (048 - 2019)

APPROVED

15. Consider a resolution authorizing the submission of the City of Midland's application to the Texas Department of Transportation's 2019 Safe Routes to School-Infrastructure call for projects; and supporting said application. (DEVELOPMENT SERVICES) (2019 - 216)

APPROVED

16. Consider a resolution authorizing the adoption of the City of Midland's 2019-2020 action plan to the Consolidated Plan for Community Development and Housing Funds for the City's fiscal years 2016-2020; the Consolidated Plan having been approved by Resolution Number 2015-223; and authorizing the execution of an application for Community Development Block Grant Funds. (DEVELOPMENT SERVICES) (2019 - 217)

APPROVED

17. Consider a resolution authorizing the execution of a right-of-way license between the City of Midland and David H. Arrington regarding City-owned property described as Sections 22 and 27 of Survey Section 2 of the HH Lawson Subdivision, Block 39, Township 1 South, T&P RR. Co. Survey, Midland County, Texas. (UTILITIES) (2019 - 218)

APPROVED

SECOND READINGS

18. Consider an ordinance on second reading changing the zoning use classification of the property described as a 4,175-square foot portion of the west 1.5 feet of Lot 3, Lots 4 through 6, and the east 24.25 feet of Lot 7, Block 65, Original Town Addition, City and County of Midland, Texas, (generally located on the south side of West Wall Street, approximately 188 feet east of South Colorado Street), which is presently zoned C-1, Central Area 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 July 09, 2019.) (9947)

APPROVED

19. Consider an ordinance on second reading establishing the zoning classification of the area indicated as being a 46.38-acre tract of land out of Section 48, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, as a PD, Planned District; said tract being generally located at the southeast corner of the intersection of Tradewinds Boulevard and Thomason 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 July 09, 2019) (9949)

APPROVED

20. 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 6, Block 34, Cowden Addition, City and County of Midland, Texas, which is presently zoned 1F-2, One-Family Dwelling District, to be used as an LR-2, Local Retail District, (generally located at the southeast corner of the intersection of West Estes Avenue and North Marienfeld 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 July 09, 2019) (9950)

APPROVED

21. Consider an ordinance on second reading adopting a site plan for Lot 5, Block 35, Northgate Addition, Section 19, City and County of Midland,

Texas, (generally located at the northeast corner of the intersection of West Loop 250 North and Northbrook Lane); subject to certain conditions and restrictions; 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 09, 2019.) (9951)

APPROVED

22. 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 26.15-acre tract of land out of the southwest quarter of Section 31, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, which is presently zoned PD, Planned District for a housing development, to be used as an amended Planned District, (generally located on the east side of North Fairgrounds Road, approximately 715 feet south of East Pecan 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 on July 09, 2019.) (9952)

APPROVED

23. Consider an ordinance on second reading changing the zoning use classification of the property described as a 49.85-acre tract of land out of Blocks 83, 84, 85, and 86, East Midland Addition, City and County of Midland, Texas, (generally located on the west side of North Fairgrounds Road, approximately 617 feet north of East Cuthbert Avenue), which is presently zoned PD, Planned District for a housing development, by permitting said property to be used under a specific use permit without term for a mobile home park; 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 09, 2019.) (9953)

APPROVED

PUBLIC HEARINGS

24. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 40.36-acre tract of land out of the south half of Section 12, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, which is presently zoned AE, Agriculture Estate District,

to be used as a PD, Planned District for a Housing Development, (generally located east of the intersection of Overshine Lane and Sunrise Way); 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) (9954)

FIRST READING APPROVED

25. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting Lots 5 and 6, Block 3, Gateway Plaza Addition, Section 2, City and County of Midland, Texas, which is presently zoned LR-2, Local Retail District, to be used as a PD, Planned District for a Housing Development, (generally located on the north side of Starboard Drive, approximately 570 feet east of South 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) (9955)

FIRST READING APPROVED

26. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 9, Block 2, Amaron Addition, Section 8, City and County of Midland, Texas, (generally located at the northeast corner of the intersection of Camp Street and Crump Street), which is presently zoned O-2, Office 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) (9956)

FIRST READING APPROVED

27. Hold a public hearing and consider an ordinance vacating and abandoning a 0.339-acre portion of Bedford Avenue right-of-way located in Section 30, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located on the west side Midland Drive, approximately 598 feet south of Princeton Avenue); adopting the appraisal by the City Manager of \$5,085.00; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (9957)

FIRST READING APPROVED

28. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 2.254-acre tract of land out of Lot 1, Block 163, Wilshire Park Addition, Section 9, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as a PD, Planned District for a Housing Development, (generally located at the southwest corner of the intersection of Beal Parkway and Thomason 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) (9958)

FIRST READING APPROVED

29. Hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 2.607-acre tract of land out of Lot 1, less the south 20 feet of said Lot, Block 104A, Wilshire Park Addition, Section 9, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as a PD, Planned District for a Housing Development, (generally located at the southeast corner of the intersection of Beal Parkway and Thomason 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) (9959)

FIRST READING APPROVED

30. Hold a public hearing and consider an ordinance amending Title XI, "Planning and Development", of the City Code of Midland, Texas, by establishing Chapter 14, "Impact Fees"; establishing water, wastewater, and roadway impact fees; establishing procedures for the assessment, computation, collection, deposit, refund, expenditure and general administration of said impact fees; establishing an appeal procedure; establishing an effective date of October 1, 2019; containing a cumulative clause; containing a savings and severability clause; and ordering publication. (ENGINEERING SERVICES) (9960)

FIRST READING APPROVED

MISCELLANEOUS

31. Consider an ordinance amending Title X, "Traffic Regulations", Chapter Four, "Traffic Control Devices", Section 11, "School Zones", of the Midland City Code, so as to designate each school zone 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. 9787; 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) (9961)

FIRST READING APPROVED

PUBLIC COMMENT

32. 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