

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
Tuesday, January 26, 2010 9:30 a.m.
City Hall 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. Utility Department update on water/wastewater construction projects.

[Related to Council Priority: Infrastructure]

AGENDA FOR CITY COUNCIL MEETING

Tuesday, January 26 – 10:00 a.m.

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.

★ These items are related to achieving City Council's Policy Agenda for 2009:

Infrastructure
Housing
Economic Development
Funding

1. Invocation – Monsignor Larry Droll, St. Ann's Parish of Midland
2. Pledge of Allegiance

MISCELLANEOUS

3. Presentation of special events, organizations, individuals, or periods of time.

PUBLIC COMMENT

4. Receive public comments where individuals may address the City Council on City related issues and projects. 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.

CONSENT AGENDA

- 5a. Consider a motion approving minutes of the January 11, 2010, Special City Council Meeting.

- 5b. Consider a motion approving minutes of the January 12, 2010, Regular City Council Meeting.

6. Consider a resolution authorizing a right of way license with the City of Midland, Texas and HEP Fin-Tex/Trust-River, L.P., a Texas Limited Partnership doing business as Holly Energy Partners; in May 2009, the City Council approved the renewal of a right away license with HEP Fin-Tex/Trust-River, L.P.; the pipeline transverses the CAF, Taxiways V, A, Runway 10, Taxiways P, B, Runway 16R and the approach end of Runway 16L at the Midland International Airport; in November 2009 a gasoline leak was detected and repaired in the above mentioned line; said right of way license is for the purpose of allowing HEP Fin-Tex/Trust-River, L.P. to drill monitor wells as required “due diligence” and by the TCEQ to test for the presence of any hydrocarbons.

7. Consider a resolution authorizing the execution of a sports agreement with City of Midland Aquatics, Incorporated, to administer programs, special events, and other services related to swimming in the City of Midland; the term of the agreement is from January 27, 2010, through December 31, 2010; and the contract covers the Doug Russell Pool.

8. Consider a resolution authorizing the execution of a sports agreement with the Greater Midland Football League to administer programs, special events and services related to football.

9. Consider a resolution authorizing the execution of a sports agreement with Midland Junior Baseball Association, Incorporated, to administer programs, special events and services related to baseball for men ages nineteen and younger.

10. Consider a resolution authorizing the execution of a sports agreement with the Midland Mad Dog Rugby Football Club to administer programs, special events and services related to rugby; the term of the sports agreement is from January 27, 2010, to December 31, 2010.

11. Consider a resolution authorizing the execution of a sports agreement with the Midland Recreational Soccer League to administer programs, special events and services related to soccer for adults ages nineteen (19) and older.

12. Consider a resolution authorizing the execution of a sports agreement with Midland Soccer Association, Incorporated, to administer programs, special events and services related to soccer.

13. Consider a resolution authorizing the execution of a sports agreement with Midland Softball Association, Incorporated, to administer programs, special events and services related to softball for adults ages fifteen (15) and older.

14. Consider a resolution authorizing the execution of a sports agreement with Midland United Girls Softball Association, Incorporated to administer programs, special events and services related to softball for girls.

15. Consider a resolution authorizing the execution of a sports agreement with Permian Basin United Soccer Association, Incorporated, to administer programs, special events and services related to soccer for adults ages fifteen (15) and older.

16. Consider a resolution authorizing the execution of a sports agreement with the Texas Cricket Club to administer programs, special events and services related to cricket.

17. Consider a resolution authorizing the execution of a sports agreement with West Texas BMX to administer programs, special events and services related to BMX racing and riding.

18. Consider a resolution authorizing the execution of a rental agreement authorizing West Texas United Soccer, L.L.C., to utilize Grande Communications Stadium for their home schedule, practices, soccer clinics and other soccer events.

★19. Consider a resolution authorizing the execution of a professional services agreement with Vandergriff Group Architects, Incorporated, of Midland, Texas, for professional architectural services at the Midland Senior Center at an estimated total cost of \$24,000.00.

[Related to Council Priority: Infrastructure]

★20. Consider a resolution establishing Project Number 8929 "Animal Shelter Security/Break Room Improvements" for upgrades to the security system and employee meeting room/break room at the City of Midland Animal Shelter Facility; and appropriating \$10,000.00 therefor.

[Related to Council Priority: Infrastructure]

★21. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the Target Area Water and Sewer Improvements '09 Project; said project will be for the replacement and installation of water and sewer lines in the Mulberry and San Juan Target Areas.

[Related to Council Priority: Infrastructure]

- ★ 22. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the Mulberry Target Area Street and Alley Improvements Project; said project will be for the installation of curb and gutter and one alley in the target area.

[Related to Council Priority: Infrastructure]

23. Consider a motion on a request by Schumann Engineering Co., Inc. for Country Sky Addition, Section 8, to approve a deferral of street paving with curb and gutter and sewer, to waive the associated public improvement guarantee, and to waive the requirement to install sidewalk.
24. Consider a motion on a request by West Company of Midland, Inc. for Capstone Business Park, Section 2, to approve a deferral of street paving with curb and gutter, and to waive the associated public improvement guarantee.
25. Consider a motion on a request by Schumann Engineering Co., Inc. for Ruedas Addition, to approve a deferral of street paving with curb and gutter, water and sewer, and to waive the associated public improvement guarantee.
26. Consider a resolution ratifying the City Manager's authorization of James Hindman, Inc. to make emergency repairs to the intersection of Golf Course Road and Garfield Street; establishing the Golf Course/Garfield Storm Drain Repair Project D-47/8930; appropriating funds therefor; and authorizing payment in the amount of \$140,549.74 to James Hindman, Inc.
27. Consider a resolution authorizing the grant of an easement located in Section 43, Block 40, T-1-S, T&P RR Company Survey, Midland County, Texas, and located approximately two (2) miles north of the Midland International Airport, to Oncor Electric Delivery Company, L.L.C., a Delaware Limited Liability Company, said easement will allow for the installation and maintenance of certain overhead and/or underground electric supply and communications facilities, consisting of a variable number of wires and cables, supporting structures, surface mounted equipment, conduits, and all necessary or desirable appurtenances thereto; and ordering recordation by the City Secretary.

SECOND READINGS

28. Consider an ordinance on a second reading changing the zoning use classification of Lot 1, Block 5, Pecan Acres, Section 4, City and County of Midland, Texas (Generally located on the north side of Trenton Drive, approximately 170 feet east of Trobaugh Road), which is presently zoned AE, Agriculture Estate District, by permitting said property to be used under a specific use permit without term for an accessory building to be used for living or sleeping quarters; 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.

29. Consider an ordinance on a second reading amending the Fire District so as to delete therefrom Lot 6A, Block 25, Crestgate Addition, Section 35, City and County of Midland, Texas (Generally described as 3317 Caldera Boulevard); directing the Building Official to amend the Fire District Map; containing a cumulative clause; and containing a savings and severability clause.

PUBLIC HEARINGS

30. At approximately 11:00 a.m. hold a public hearing and consider an ordinance vacating and abandoning a 0.038-acre portion of Northrup Drive right-of-way and a 0.024-acre portion of the north/south alley, both being adjacent to Lot 4, Block 2, Grandview, Section 4, and a 0.055-acre portion of Northrup Drive right-of-way adjacent to the remainder of Tract 11, Grandview, and to Lot 3, Block 2, Grandview, Section 3, and a 1.260-acre portion of Culver Drive right-of-way adjacent to Lots 1-11, Block 8, West Way, City and County of Midland, Texas (Generally located adjacent to Midland Christian School); adopting the appraisal by the City Manager of \$134,991.00; and ordering recordation by the City Secretary.

MISCELLANEOUS

- ★ 31. Presentation and discussion of schedule for 2010/2011 Community Development Block Grant Program.

[Related to Council Priority: Funding]

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

33. Recess to the conference room for lunch.

34. 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:

Respectfully submitted,

Courtney B. Sharp
City Manager