

**MIDLAND CITY COUNCIL
MINUTES
February 22, 2022**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., February 22, 2022.

Council Members present: Dan Corrales, Robin Poole, Lori Blong, Patrick Payton, Scott Dufford, Jack Ladd, John Norman

Council Members absent: None

Staff members present: City Manager Robert Patrick, City Attorney John Ohnemiller, Deputy City Manager Morris Williams Jr, Assistant City Manager Tina Jauz

The meeting was called to order at 10:00 a.m.

OPENING ITEMS

1. Invocation – Pastor Mabio Gomes, Seventh-Day Adventist Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - 3a. Presentation of a Proclamation for Women's History Month

This item will be presented at a future date.
 - 3b. Presentation of a Proclamation for Midland RSVP Recognition Day

CONSENT AGENDA

Lori Blong moved to approve Consent Agenda items 4-17, excluding item(s) 5, 9, 11, 12 and 13; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

4. MOTION APPROVING THE FOLLOWING MINUTES:
 - 4a. BRIEFING SESSION OF FEBRUARY 8, 2022
 - 4b. REGULAR SESSION OF FEBRUARY 8, 2022

6. 2022-022 – RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT FOR THE REYES-MASHBURN-NELMS PARK PHASE 1 IMPROVEMENTS PROJECT TO LUCK DESIGN TEAM, LLC, FOR A TOTAL COST OF \$295,750.00; AND APPROPRIATING FUNDS FOR SAID PROJECT (DISTRICT 2) (GENERAL SERVICES)

7. 2022-023 – RESOLUTION AWARDING A CONTRACT FOR THE PAUL DAVIS PUMP STATION REHABILITATION PROJECT TO EDGARDO MADRID & ASSOCIATES, LLC, FOR AN AMOUNT OF \$2,725,387.00; APPROVING \$681,346.75 FOR CONTINGENCIES; AND APPROPRIATING FUNDS (DISTRICT: NONE) (GENERAL SERVICES)

8. 021-2022 – MOTION RATIFYING THE CITY OF MIDLAND’S ACCEPTANCE OF CONCESSIONS RENT RELIEF AIRPORT RESCUE GRANT NO. 3-48-0150-067-2022 IN THE AMOUNT OF \$576,026.00, WHICH IS DISTRIBUTED BY THE FEDERAL AVIATION ADMINISTRATION IN ACCORDANCE WITH THE AMERICAN RESCUE PLAN ACT GRANT PROGRAM; AND RATIFYING THE EXECUTION OF ALL DOCUMENTS NECESSARY TO EVIDENCE THE CITY OF MIDLAND’S ACCEPTANCE OF SAID GRANT FUNDS (DISTRICT 4) (AIRPORTS)

10. 023-2022 – MOTION APPROVING A CONSULTANT SERVICES AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND INTERFLIGHT GLOBAL CORPORATION FOR SERVICES RELATED TO THE PROCUREMENT OF NEW TENANTS FOR FACILITIES LOCATED AT THE SPACEPORT BUSINESS PARK (DISTRICT 4) (CITY MANAGER)

14. 2022-026 – RESOLUTION REAPPOINTING SHARLA HOTCHKISS TO THE MIDLAND DOWNTOWN PARK CONSERVANCY BOARD OF DIRECTORS; AND DIRECTING THE CITY MANAGER TO DELIVER A COPY OF THIS RESOLUTION TO THE MIDLAND DOWNTOWN PARK CONSERVANCY (DISTRICT 2) (COMMUNITY SERVICES)

15. 2022-027 – RESOLUTION APPROVING THE ISSUANCE OF A PERMIT TO PERMIAN DEEP ROCK OIL CO., LLC (“OPERATOR”) TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED IN SECTION 10, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 1,690 FEET WEST OF RANKIN HIGHWAY AND 605 FEET SOUTH OF INTERSTATE 20); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT (DISTRICT 2) (DEVELOPMENT

SERVICES)

16. 2022-028 – RESOLUTION APPROVING THE ISSUANCE OF A PERMIT TO PERMIAN DEEP ROCK OIL CO., LLC (“OPERATOR”) TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED IN SECTION 2, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 2,365 FEET EAST OF RANKIN HIGHWAY AND 170 FEET SOUTH OF INTERSTATE 20); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT (DISTRICT 2) (DEVELOPMENT SERVICES)
17. 025-2022 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (22-329-007) WITH ENVIRONMENTAL DISPOSAL SYSTEMS LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 21, BLOCK 37, T-3-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (DISTRICT: NONE) (UTILITIES)

The following item(s) were pulled from consent agenda and considered individually.

5. 020-2022 – MOTION ALLOCATING THE SUM OF \$700,000.00 OF CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT FUNDS TO THE HEALTH DEPARTMENT’S COVID-19 PROGRAM (DISTRICT: NONE) (FINANCE)

Community Services Director Cristina Burns reported the number calculated is the amount needed to continue with temporary help and office supplies for case investigation due to COVID. Council Member Blong asked for a report on contract tracing. Health Services Manager Whitney Craig reported that when cases are lower we are able to be on top of it but with surges such as Omicron that produced 500 cases a day, it becomes much more difficult. Deputy City Manager Morris Williams added that we have actually gotten away from contact tracing and have moved more into case investigation for information that is needed to report to the state. Council Member Ladd inquired if this money can go to other areas? Finance Director Christy Weakland reported the \$700,000.00 in funds are left over from the federal grant which has been committed to being used for COVID related supplies within the community. Deputy City Manager Morris Williams reported that even though we would like the \$700,000.00, at least \$200,000.00 will keep the Health Department going with regards to case investigations and supplies. The State has approved their investigators to continue working with our three contract tracers until the 30th of June. Council Member Dufford suggested deferring this item until they have more information.

Scott Dufford moved to defer Motion No. 020-2022; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Payton, Dufford, Ladd, Norman

NAY: Blong

ABSTAIN: None

ABSENT: None

9. 022-2022 – MOTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND THE CITY OF

MIDLAND, TEXAS, AS AUTHORIZED BY CHAPTER 501 OF THE TEXAS LOCAL GOVERNMENT CODE; SAID AGREEMENT PROVIDING FOR CERTAIN COSTS ASSOCIATED WITH THE TODD DRIVE EXPANSION AND COUNTY ROAD 1160 OVERPASS IMPROVEMENTS PROJECT (DISTRICT: ALL) (CITY MANAGER)

Midland Development Corporation Executive Director Sara Harris reported in terms of allocation for this fiscal year, funding is at \$1.73 million out of a projected \$10 million in revenue. Development corporations Type A are authorized to provide funding for new roads and infrastructure. What the 30 percent commitment of MDC revenue realized was an intention to strategically devise multi-year programs with the City to look at new and expanded corridors throughout the City. MDC funds cannot go to repair existing roads, they must be used for expanding new roads and corridors.

Engineering Services Director Jose Ortiz reported that the overpass is a \$25 million project but it will take the State ten years to get to the project. By us taking this on we have the ability to get those projects and designs on the shelf and ready to go which will have a tremendous economic benefit to our region.

Dan Corrales moved to approve Motion No. 022-2022; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

11. 2022-024 – RESOLUTION ESTABLISHING GUIDELINES FOR PERSONS SUBMITTING SPECIFIC REDISTRICTING PROPOSALS AND PROVIDING COMMENTS (DISTRICT: ALL) (CITY MANAGER)

Council Member Norman wanted to know who can submit proposals. City Attorney John Ohnemiller reported that any citizen can.

John Norman moved to approve Resolution No. 2022-024; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

12. 2022-025 – RESOLUTION ADOPTING CRITERIA FOR USE IN THE CITY OF MIDLAND'S 2022 REDISTRICTING PROCESS (DISTRICT: ALL) (CITY MANAGER)

Council Member Norman asked who can submit proposals. City Attorney John Ohnemiller reported that any citizen can.

John Norman moved to approve Resolution No. 2022-025; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

13. 024-2022 – MOTION AUTHORIZING THE EXECUTION OF SPORTS AGREEMENTS WITH THE FOLLOWING ORGANIZATIONS: BOYS AND GIRLS CLUB OF THE PERMIAN BASIN, GREATER MIDLAND FOOTBALL LEAGUE, MIDLAND JUNIOR BASEBALL ASSOCIATION, INC., MIDLAND SOCCER ASSOCIATION, INC., MIDLAND SOFTBALL ASSOCIATION, INC., MIDLAND UNITED GIRLS SOFTBALL ASSOCIATION, INC., TEXAS CRICKET CLUB, UNDER THE LIGHTS FLAG FOOTBALL LEAGUE, WEST TEXAS BMX, AND THE YMCA OF MIDLAND; SAID AGREEMENTS PROVIDING FOR THE ORGANIZATIONS' ADMINISTRATION OF RECREATIONAL PROGRAMS, SPECIAL EVENTS, AND OTHER RELATED SERVICES THROUGH THE USE OF CITY-OWNED PROPERTY AND FACILITIES (DISTRICT: ALL) (COMMUNITY SERVICES)

Council Member Poole highlighted all of the sports organizations that we have here in the City, noting, we are fortunate to have such wonderful organizations that work with the City.

Council Member Corrales asked if we are paying for everything for them. Community Services Director Cristina Burns reported that the City supplies the general maintenance for the fields and the organizations prepare the playing fields for their events. There are provisions in capital improvements for costs of more than \$5,000.00.

Robin Poole moved to approve Motion No. 024-2022; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

SECOND READINGS

18. 10288 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 6, BLOCK 50, EAST MIDLAND ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM HI, HEAVY INDUSTRIAL DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF NORTH MADISON STREET AND SOUTH 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 (DISTRICT 2) (DEVELOPMENT SERVICES) (FIRST READING HELD FEBRUARY 08, 2022)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10288.

John Norman moved to approve second and final reading of Ordinance No. 10288; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

19. 10289 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 4.97-ACRE TRACT OF LAND OUT OF LOT 2, BLOCK 2, GREEN HILL TERRACE, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT TO CE, COUNTRY ESTATE DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF PIMLICO DRIVE, APPROXIMATELY 170 FEET EAST 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 (DISTRICT 1) (DEVELOPMENT SERVICES) (FIRST READING HELD FEBRUARY 08, 2022)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10289.

Dan Corrales moved to approve second and final reading of Ordinance No. 10289; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

20. 10290 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 1, BLOCK 43, PERMIAN ESTATES, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF THOMASON DRIVE AND RUBY DRIVE), BY PERMITTING A REDUCED MINIMUM FRONT YARD SETBACK AND A REDUCED MINIMUM SIDE YARD SETBACK ON THE NORTH SIDE OF THE LOT; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION (DISTRICT 4) (DEVELOPMENT SERVICES) (FIRST READING HELD FEBRUARY 08, 2022)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10290.

Jack Ladd moved to approve second and final reading of Ordinance No. 10290; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None
ABSENT: None

PUBLIC HEARINGS

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

21. 10291 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 3, BLOCK 6, EASTOVER ADDITION, THIRD EXTENSION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF NORTH CALHOUN STREET, APPROXIMATELY 112 FEET SOUTH OF EAST ILLINOIS AVENUE), BY PERMITTING A REDUCED MINIMUM LOT AREA, A REDUCED MINIMUM LOT WIDTH, AND A REDUCED MINIMUM LOT DEPTH IN THE EVENT THAT THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND IS AMENDED TO REZONE THE PROPERTY FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION (DISTRICT 2) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10291.

Mayor Payton inquired if we have street and paving issues out there that need to be addressed. Development Services Director Chuck Harrington reported some streets are paved as we go but suggested that Engineering Director Jose Ortiz could better answer that question.

Mayor Payton opened the public hearing at 10:45 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Jack Ladd moved to approve the first of two readings of Ordinance No. 10291; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

22. 10292 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 1, BLOCK 1, EASTOVER ADDITION, SECOND EXTENSION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF JESSE STREET AND ILLINOIS AVENUE), BY PERMITTING A REDUCED MINIMUM LOT AREA, A REDUCED MINIMUM LOT WIDTH, AND A REDUCED MINIMUM LOT DEPTH IN THE EVENT THAT THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND IS AMENDED TO REZONE THE PROPERTY FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO

THOUSAND DOLLARS (\$2,000.00); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION (DISTRICT 2) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10292.

Mayor Payton opened the public hearing at 10:46 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Norman moved to approve the first of two readings of Ordinance No. 10292; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

23. 10293 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 16, BLOCK 64, PARK AVENUE HEIGHTS, SECOND SECTION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF BUNCHE STREET, APPROXIMATELY 250 FEET SOUTH OF CALIFORNIA 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 (DISTRICT 2) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10293.

Mayor Payton opened the public hearing at 10:47 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Lori Blong moved to approve the first of two readings of Ordinance No. 10293; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: Dufford

24. 10294 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 11, BLOCK 5, AVALON ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF HUMBLE AVENUE, APPROXIMATELY 145 FEET EAST OF NORTH L STREET), BY PERMITTING A REDUCED MINIMUM SIDE YARD SETBACK ON THE WEST SIDE OF THE LOT; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING

RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION (DISTRICT 3) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10294.

Development Services Director Chuck Harrington gave a brief overview of the item noting this item is unique in that there is an L or T shaped alley where one property is accessing both alleys. The problem is a portion of the wall encroaches on a five foot side-yard setback and the rear yard is right up to the alley. Staff cannot recommend approval due to the five foot setback.

Mayor Payton opened the public hearing at 10:48 a.m.

Kristina Leigh Johnson, 2403 Texland Circle, agrees this is a highly unique situation and suggested that when situations like this are discovered that the City firms it up and places the interpretation in the zoning.

Discussion ensued with questions about how having the one-stop shop for designers and architects will assist them with issues like this.

Vickey Thomas, 2000 N. L Street, says they bought their house about five years ago. There is a brick wall on her property that people keep hitting when coming out of the alley. They had the wall rebuilt last year and there are huge lines on the wall where people continue to hit it. Ms. Thomas explained how vehicles who try to make turns there are unsuccessful and building the wall out will only make for more issues.

John Morris, 9 Hanover, builder, said he is not sure why it is considered a side-yard setback. In the past it has been considered a rear yard setback. The wall that goes to the property line is no different than a fence and feels like this design will be better.

Council Member Ladd wanted to know if they could wait two more weeks to see if the neighbors can come to an agreement. City Manager Robert Patrick reported that the next Council Meeting will be March 22. It was noted they can wait.

There being no one else wishing to speak, the public hearing was closed at 11:07 a.m.

Scott Dufford moved to approve the first of two readings of Ordinance No. 10294; seconded by John Norman.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

25. 10295 – AN ORDINANCE AMENDING TITLE XI, “PLANNING AND DEVELOPMENT”, CHAPTER 3, “FLOOD DAMAGE PREVENTION CODE”, SO AS TO REVISE CERTAIN STANDARDS FOR CONSTRUCTION IN FLOOD HAZARD AREAS WITHIN THE CITY OF

MIDLAND; SETTING FORTH VARIANCE AND APPEAL PROCEDURES; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND ORDERING PUBLICATION (DISTRICT: NONE) (ENGINEERING SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10295.

Transportation Manager Gabe McClellan gave a brief overview of the item noting this is a step required by FEMA regarding flood plains. It is a tedious process but if we accrue enough points for flood mitigation efforts, residents in the flood plain can receive a discount on flood insurance.

Mayor Payton opened the public hearing at 11:10 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Norman moved to approve the first of two readings of Ordinance No. 10295; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

MISCELLANEOUS

26. MOTION MAKING APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS (CITY SECRETARY'S OFFICE)

Ms. Lucy Sisniega thanked everyone for their support.

Robin Poole moved to appoint Garner Gonzales to the Midland Development Corporation to replace Wesley Bownds; seconded by Lori Blong.

The motion failed by the following vote:

AYE: Poole, Blong

NAY: Corrales, Payton, Dufford, Ladd, Norman

ABSTAIN: None

ABSENT: None

Dan Corrales moved to appoint Lucy Sisniega to the Midland Development Corporation to replace Wesley Bownds.; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Corrales, Poole, Blong, Payton, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

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.)

Regan Hignojos, 516 N. Loop 250, expressed a need for a long term plan for access to public education and the need for the three entities to work together.

Council Member Poole reported that Keep Midland Beautiful will be having their spring clean up on March 26 noting she has partnered with the Symphony Bells for this cleanup. She challenged other Council Members to partner with local non-profit organizations for the community clean-up.

EXECUTIVE SESSION

Mayor Payton recessed the meeting to go to executive session at 11:26 a.m.

28. 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 551.074, Personnel Matters
 - a.1. Deliberate the employment, evaluation, and duties of the City Manager, City Attorney, City Secretary, Municipal Court Presiding Judge, and Municipal Court Associate Judge

 - b. Section 551.087, Deliberate Economic Development Negotiations
 - b.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

All the business at hand having been completed, the meeting adjourned at 1:45 p.m.

PASSED AND APPROVED March 22, 2022.

Patrick Payton, Mayor

ATTEST:

Amy M. Turner, City Secretary