

**MIDLAND CITY COUNCIL
MINUTES
September 22, 2020**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., September 22, 2020.

Council Members present: Patrick Payton, Spencer Robnett, Michael Trost, Scott Dufford, John Norman, Jack Ladd, Lori Blong

Council Members absent: None

Staff members present: City Attorney John Ohnemiller, Assistant City Manager Robert Patrick, Assistant City Manager Morris Williams

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

OPENING ITEMS

Council Member Spencer Robnett presented a proclamation to Earl Erdman, recognizing his 19 years of service on the Airport Planning & Development Board.

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

CONSENT AGENDA

John Norman moved to approve the Consent Agenda, excluding items 5, 7, 9, 13, 14, 17; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

3. MOTION APPROVING THE FOLLOWING MINUTES:
 - a. SPECIAL CITY COUNCIL MEETING OF SEPTEMBER 3, 2020
 - b. REGULAR CITY COUNCIL MEETING OF SEPTEMBER 8, 2020

4. 2020-148 – RESOLUTION AWARDDING A CONTRACT FOR THE TRADEWINDS BOULEVARD ROUNDABOUT AND MEDIAN IMPROVEMENTS PROJECT TO ONYX GENERAL CONTRACTORS LLC OF MIDLAND, TEXAS, AT A TOTAL COST OF \$436,399.00; AND AUTHORIZING PAYMENT (GENERAL SERVICES)
6. 106-2020 – MOTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT BETWEEN THE CITY OF MIDLAND, TEXAS, AND TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO PROVIDE FOR THE CITY OF MIDLAND'S PARTICIPATION IN THE 2021 ROUTINE AIRPORT MAINTENANCE PROGRAM (RAMP); AND AUTHORIZING THE APPROPRIATION OF \$25,000.00 FROM THE AIRPORT OPERATING FUND (500) UNAPPROPRIATED FUND BALANCE (35650) TO THE TXDOT RAMP AGREEMENT PROJECT (700288) (AIRPORTS)
8. 2020-150 – RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH MID-TEX OF MIDLAND, INC., IN THE AMOUNT OF \$585,500.00 FOR THE MAF GATE 6 PASSENGER BOARDING BRIDGE INFRASTRUCTURE PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; AND APPROPRIATING FUNDS FOR SAID PROJECT (AIRPORTS)
10. 109-2020 – MOTION TO APPROPRIATE THE SUM OF \$157,420.00 FROM THE AIRPORT OPERATING FUND (500) UNAPPROPRIATED FUND BALANCE (35650) TO THE DEVELOPMENT PARK PROGRAMMATIC ENVIRONMENTAL PROJECT (900111) (AIRPORTS)
11. 110-2020 – MOTION TO APPROPRIATE THE SUM OF \$800,000.00 FROM THE FISCAL YEAR 2020 PARKS OPERATING BUDGET (001090) TO THE PLAYGROUND REPLACEMENT PROJECT (COMMUNITY SERVICES)
12. 111-2020 – MOTION TO APPROPRIATE THE SUM OF \$28,600.00 FROM THE FISCAL YEAR 2020 PARKS OPERATING BUDGET (001090-54015) TO THE BMX TRACK IMPROVEMENT PROJECT (COMMUNITY SERVICES)
15. 114-2020 – MOTION APPROVING A PROPOSED PRELIMINARY PLAT OF PIONEER INDUSTRIAL PARK, BEING A PLAT OF A 43.196-ACRES TRACT OF LAND LOCATED IN SECTION 25, BLOCK 39, T-2-S, T&P. RR. CO. SURVEY, MIDLAND COUNTY, TEXAS, (GENERALLY LOCATED ON THE WEST SIDE OF FARM TO MARKET ROAD 715, APPROXIMATELY 456 FEET SOUTH OF EAST COUNTY ROAD 140 - EXTRATERRITORIAL JURISDICTION) (DEVELOPMENT SERVICES)
16. 2020-151 – RESOLUTION AUTHORIZING MIDLAND COUNTY, TEXAS TO PERFORM PAVING SERVICES (1) ON BUTTERFIELD TRAIL, FROM INTERSTATE 20 TO THE SOUTHERN BOUNDARY OF THE CITY OF MIDLAND, (2) ON SANTA FE TRAIL, FROM INTERSTATE 20 TO THE SOUTHERN BOUNDARY OF THE CITY OF MIDLAND, (3) ON CHISOLM TRAIL, FROM INTERSTATE 20 TO THE SOUTHERN BOUNDARY OF THE CITY OF MIDLAND, AND (4) GOODNIGHT TRAIL, FROM PEASE TRAIL TO THE SOUTHERN BOUNDARY OF THE CITY OF MIDLAND, IN ACCORDANCE WITH THE

CITY - COUNTY INTERLOCAL COOPERATION CONTRACT AUTHORIZED BY RESOLUTION NO. 2013-401; REAPPROPRIATING FUNDS; AND AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$651,536.00 (ENGINEERING SERVICES)

18. 2020-152 – RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDLAND, TEXAS, IN SUPPORT OF MAYOR PATRICK PAYTON’S COMMENTS REGARDING MIDLAND OPENING FOR BUSINESS

The following items were pulled from consent agenda and considered individually.

5. 2020-149 – RESOLUTION AWARDING A CONTRACT FOR THE UTILITY EXTENSION PROGRAM 04 TO BOLER EQUIPMENT SERVICE, INC. OF MIDLAND, TEXAS, AT A TOTAL COST NOT TO EXCEED \$1,750,000.00; TRANSFERRING FUNDS; AND AUTHORIZING PAYMENT (GENERAL SERVICES)

Council Member Ladd asked for more information. Engineering Manager Josh Ferguson reported the program is intended for utility replacement and rehabilitation in the water and wastewater systems. The existing systems need repair. These are for smaller scale projects and tend to be used for emergency situations and will give the ability to do them without going through a big project and delaying it.

Jack Ladd moved to approve Resolution No. 2020-149; seconded by John Norman.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

7. 107-2020 – MOTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH SILVERWING ENTERPRISES, LLC, TO PROVIDE PROFESSIONAL SERVICES IN SUPPORT OF THE OPERATION OF THE SPACEPORT LOCATED AT MIDLAND INTERNATIONAL AIR AND SPACE PORT (AIRPORTS)

Council Member Robnett pulled for a record vote.

Scott Dufford moved to approve Motion No. 107-2020; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Payton, Trost, Dufford, Norman, Ladd, Blong

NAY: Robnett

ABSTAIN: None

ABSENT: None

9. 108-2020 – MOTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 14 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PARKHILL, SMITH & COOPER, INC., FOR IMPROVEMENTS CONTAINED IN THE AIRPORT CAPITAL IMPROVEMENT PROGRAM; SAID AMENDMENT TO PROVIDE FOR THE FOLLOWING PROJECTS: (I) MAF AIRFIELD WILDLIFE FENCE IMPROVEMENTS; (II) MAF AIRFIELD LIGHTING

REHABILITATION; (III) MAF AIRPORT WILDLIFE MANAGEMENT IMPROVEMENTS; (IV) MAF PASSENGER FACILITY CHARGE APPLICATIONS AND AMENDMENTS; AND (V) MAF PREPARE FBO RFP AND EVALUATE PROPOSALS; AND AUTHORIZING THE APPROPRIATION OF FUNDS FOR SAID PROJECTS (AIRPORTS)

Council Member Robnett asked if the money for this project included the fencing. Airports Director Justine Ruff reported it was just for design. There will be about 10 miles of fence and will cost about \$8-9 million to complete the project. This is a project that is covered by the FAA Passenger Facility Charge 100%. The current fence is 6 feet with three strands of barbed wire and nothing underneath. They have problems with wildlife getting under the fence. The new fence will have a concrete barrier underground and is a safety feature.

Council Member Dufford noted that Midland Airpark has the same issues. Justine agreed but noted there is no way for the FAA to help with that fence. She has asked TxDOT but is unsure if they will help. Mayor Payton gave direction for moving forward with the fencing at Midland Airpark.

Jack Ladd moved to approve Motion No. 108-2020; seconded by John Norman.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

13. 112-2020 – MOTION ACCEPTING MATCHING FUNDS IN THE AMOUNT OF \$16,000.00 FROM THE MIDLAND JUNIOR BASEBALL ASSOCIATION; SAID FUNDS SHALL BE MATCHED BY THE CITY OF MIDLAND FOR THE CONSTRUCTION OF NEW BATTING CAGES AT HOGAN PARK; AND APPROPRIATING THE SUM OF \$16,000.00 FROM THE FISCAL YEAR 2020 PARKS OPERATING BUDGET (001090-54015) TO THE HOGAN PARK BATTING CAGE PROJECT (COMMUNITY SERVICES)

Council Member Trost asked about the old batting cages that were located out there. Assistant Director of Community Services Laurie Williams reported the old batting cages were removed because they were in disrepair. This is for new construction at a different location near the baseball fields. She clarified that Midland Junior Baseball raised half the money needed and they will not be coin operated.

Lori Blong moved to approve Motion No. 112-2020; seconded by Michael Trost.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

14. 113-2020 – MOTION APPROVING A PROPOSED PRELIMINARY PLAT OF COYOTE RUN INDUSTRIAL SUBDIVISION, BEING A PLAT OF A 183.693-ACRE TRACT OF LAND LOCATED IN SECTION 35, BLOCK 38, T-1-N, T&P. RR CO. SURVEY, CITY OF

MIDLAND AND MARTIN COUNTY, TEXAS, (GENERALLY LOCATED ON THE EAST SIDE OF NORTH COUNTY ROAD 1150, APPROXIMATELY 8,437 FEET NORTH OF CROWNRISE DRIVE - EXTRATERRITORIAL JURISDICTION) (DEVELOPMENT SERVICES)

Council Member Ladd asked if this will in any way inhibit the ability to create an outer loop. Traffic Engineer Mike Pacelli reported the loop would run to the north of this property and should not block it. Todd Road will run along the western boundary of the property and he believes a right-of-way dedication has been given for that alignment. He confirmed there is no definite alignment that has been set for the outer loop. The City has identified an option and has a rough idea, but there is not an exact plan in place, but he is confident it will be to the north of this property.

Thomas Johnston, Real Estate Ranch, 619 W. Texas Avenue, reported the project was master planned for arterial roads with thoroughfares for future expansion. They have reserved a 60-foot right-of-way and don't mind putting setbacks in place if the right-of-way needs to be expanded. This project has been delayed due to the coronavirus and they would like to get moving on it.

Spencer Robnett moved to approve Motion No. 113-2020; seconded by Lori Blong.

The motion by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

17. 103-2020 – MOTION ACCEPTING A 23.25-ACRE PUBLIC UTILITY EASEMENT OUT OF SECTIONS 3, 4, 9 & 10, BLOCK 39, T-1-S, T & P RR. CO SURVEY, MIDLAND COUNTY, TEXAS, FROM OCCIDENTAL PERMIAN LTD; A COPY OF THE PUBLIC UTILITY EASEMENT BEING ON FILE IN THE CITY SECRETARY'S OFFICE REFERENCED BY THE DATE AND NUMBER OF THIS MOTION; AND ORDERING THE CITY SECRETARY TO RECORD SAID INSTRUMENT IN THE OFFICIAL REAL PROPERTY RECORDS OF MIDLAND COUNTY, TEXAS (UTILITIES) (DEFERRED FROM SEPTEMBER 8, 2020)

This item was pulled at the request of staff.

SECOND READINGS

19. 10112 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 15.70-ACRE TRACT OF LAND OUT OF SECTION 7, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM SF-3, SINGLE-FAMILY DWELLING DISTRICT TO PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED ON THE SOUTH SIDE OF TIN TRAIL, APPROXIMATELY 130 FEET EAST OF NORTH FAIRGROUNDS 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 SEPTEMBER 8, 2020. DEFERRED FROM SEPTEMBER 22, 2020))

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10112.

Chris Berry of Betenbough reported that there was a PD in the Legends Park. They are trying to get the most affordable home they can. Lumber prices have gone up noting OSB went from \$8 to \$24 a sheet. During this time they are trying to pass savings onto the homeowner to get the homes affordable by having five less feet of frontage. They do have a park on Carriage Road to the east past the school site and a walking trail along the western portion. He confirmed that the HOA would maintain ownership of any open grassy spaces.

Council Member Dufford noted that although it would only be an additional 3 or 4 homes here, in a larger area it could be 30 or 40 homes. He wants Council to be aware and thought we should get a few more concessions from Betenbough.

Council Member Trost noted that particle board and that type of structural material doesn't last very long. We are packing more homes in a smaller area and fears it is creating a bad formula down the road.

Mayor Payton had concern that people seem to think that houses this size end up as shanty towns or that people who need this size of home will let it run down as opposed to someone who can afford to live in a larger house. We have been begging people to provide affordable housing and did not hear any discussion about run down neighborhoods.

City Attorney John Ohnemiller cautioned that if they submit a different site plan it will need to go back through Planning & Zoning, but if you are talking about adding details such as adding amenities in open areas, that would be fine.

Spencer Robnett moved to defer the second and final reading of Ordinance No. 10112; seconded by Michael Trost.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd

NAY: Blong

ABSTAIN: None

ABSENT: None

20. 10113 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOTS 2 THROUGH 10, BLOCK 1, AND LOTS 1 THROUGH 7, BLOCK 2, LONE STAR BUSINESS PARK, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, FROM O-1, OFFICE DISTRICT TO LR, LOCAL RETAIL DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH STATE HIGHWAY 349 AND OCCIDENTAL PARKWAY); 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 SEPTEMBER 8, 2020)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10113.

Development Services Director Chuck Harrington reported the property was zoned for office use along 349 noting it is not the best place for residential. Council agreed to have office space. They have not been able to market it and are proposing to change it to local retail to have more opportunities to market the properties. Staff had concern for cross-access issues, and those issues have been addressed.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10113; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

21. 10114 – 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. 9961; 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 SEPTEMBER 8, 2020)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10114.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10114; seconded by Spencer Robnett.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC HEARINGS

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

22. 10115 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE WEST HALF OF LOT 1, BLOCK 4, MOODY ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF SOUTH STREET, APPROXIMATELY 95 FEET WEST OF NORTH TYLER STREET), BY PERMITTING (1) A REDUCED MINIMUM LOT AREA, (2) A REDUCED MINIMUM LOT WIDTH, AND (3) 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 LI,

LIGHT INDUSTRIAL DISTRICT TO RR, REGIONAL RETAIL 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 (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10115.

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.

Council Member Robnett noted that staff recommendation is to deny. Development Services Director Chuck Harrington reported that staff cannot support because no hardship has been demonstrated. The applicant could not show that it could not be developed in some other way. If Council decides to grant the special exception there are conditions in the ordinance. Council Member Blong felt this was a great way to allow people to creatively develop infill properties and Council should accommodate them.

John Norman moved to approve the second and final reading of Ordinance No. 10115; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

23. 2020-153 – RESOLUTION APPROVING THE ISSUANCE OF AN ORDER FINDING THE UNCOMPLETED RESIDENTIAL STRUCTURE LOCATED ON LOT 3, BLOCK 2, SOLOMON ESTATES ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 5117 ALYSHEBA LANE, MIDLAND, TEXAS 79705) TO BE A SUBSTANDARD BUILDING AND ORDERING THE OWNER(S) OF SAID BUILDING AND LIENHOLDER(S) AND MORTGAGEE(S) HAVING AN INTEREST IN SAID BUILDING, IF ANY, TO TAKE ABATEMENT ACTION AS SPECIFIED IN THE ORDER, AND, IF SAID ABATEMENT ACTION IS NOT TAKEN, AUTHORIZING THE CITY OF MIDLAND TO TAKE ABATEMENT ACTION (DEVELOPMENT SERVICES)

Building Official Jeff Pinkstaff reported the building was started in 2013 and has had five permits and five contractors. The last active permit was issued in 2019 and expired May 2020. The structure remains uncompleted. A notice was sent with the items that need to be abated or removed.

Council Member Robnett asked what happens if the abatement actions do not take place. City Attorney John Ohnemiller reported they have 30 days to complete certain repairs. If the owner does not take action, then the building official takes action to demo the building and put a lien on the property. Council Member Robnett noted discussion happened about putting in a total timeline for residential construction such as 2 years. Staff reported that change would need to be changed by an Ordinance. Council Member Dufford

added that the owner has always done just enough to get the building official to give them another permit for six months. With the last storm they had items flying off of their roof that could have killed someone. When asked the reason for the delays, staff noted it was financial.

Mayor Payton opened the public hearing.

Frank Haigler speaking on behalf of the property owner, reported that he and the owner made up a list of projects needed to get the property finished. It would take a minimum of 3 to 3.5 months to complete. When asked the reason for the delays, Mr. Haigler confirmed it was financial problems and that the owner's daughter has agreed to take financial responsibility.

City Attorney John Ohnemiller reported that if Council wants to give more than 90 days, the owner needs to submit a detailed plan establishing that the work cannot be reasonably done in 90 days. The owner would have to meet with the building official to give updates and would be required to post a security bond. He clarified that Council is not required to give extra time.

At 11:01 a.m., Mayor Payton recessed the meeting to allow the City Attorney time to review the code.

The meeting was reconvened at 11:05 a.m. Mr. Ohnemiller reported that based on what was submitted, Council may provide additional time, but they are not required to do so. There are certain amendments needed if Council wants to do that. He emphasized it is not required and it is within Council's right to proceed with the 30-day notice.

There being no one else wishing to speak, the public hearing was closed at 11:06 a.m.

Mayor Payton noted that the City has been dealing with this issue since 2013 and his patience has worn out.

Jack Ladd moved to approve Resolution No. 2020-153; seconded by Michael Trost.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

MISCELLANEOUS

Mayor Payton noted that the Council would recess to Executive Session and then return to open meeting downstairs to hear the remaining two items. Council met in Executive Session until 11:38 a.m.

Mayor Payton reconvened Regular Session at 11:46 a.m. with all Council Members present.

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

Michael Trost moved to appoint Gena Linebarger to replace Earl Erdman, Howard "Butch" Morgan to replace John Trischitti, Benjamin Fietz to replace Bill Dingus and Joshua Lorenz to replace Keith Valentine on the Airport Planning & Development Board; seconded by Lori Blong.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to reappoint Wes Reeves to the Airport Planning & Development Board; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: Robnett

ABSENT: None

Lori Blong moved to appoint Brandon Ofield to replace Ashlee Nelson on the Citizens Development and Hotel/Motel Advisory Board; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to appoint Wes Gotcher to replace Marjorie McQuerry and Robert Lehrer to replace Brandon Bradley on the Midland Housing Authority Commission; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Jack Ladd moved to reappoint Dennis Bade on the Midland Housing Authority Commission; seconded by Michael Trost.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to reappoint E.J. Baldrige and Iris Foster to the Midland-Odessa Urban Transit District Board; seconded by Spencer Robnett.

The motion by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to reappoint Court Adkins to the Oil and Gas Advisory Committee; seconded by Spencer Robnett.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to move Lucy Sisniega from alternate member to regular member to replace Warren Ivey on the Planning & Zoning Commission; seconded by Michael Trost.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Jack Ladd moved to appoint Emily Holeva as an alternate member of the Planning & Zoning Commission; seconded by Spencer Robnett.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Lori Blong moved to appoint Zachary Deck to replace Joshua Sparks on the Planning & Zoning Commission; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None

ABSTAIN: None

ABSENT: None

Michael Trost moved to reappoint Diane Williams to the Planning & Zoning Commission; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong

NAY: None
ABSTAIN: None
ABSENT: None

Scott Dufford moved to move Stacey Grosse from alternate member to regular member to replace Kevin Wilton on the Planning & Zoning Commission; seconded by Jack Ladd.

The motion passed by the following vote:
AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong
NAY: None
ABSTAIN: None
ABSENT: None

Spencer Robnett moved to appoint Adrian Carasco as alternate member to the Planning & Zoning Commission; seconded by Jack Ladd.

The motion passed by the following vote:
AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong
NAY: None
ABSTAIN: None
ABSENT: None

25. 115-2020 – MOTION APPOINTING AN INTERIM CITY MANAGER, AND AUTHORIZING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF MIDLAND AND THE INTERIM CITY MANAGER

Spencer Robnett moved to appoint Robert Patrick as Interim City Manager; seconded by Scott Dufford.

The motion passed by the following vote:
AYE: Payton, Robnett, Trost, Dufford, Norman, Ladd, Blong
NAY: None
ABSTAIN: None
ABSENT: None

EXECUTIVE SESSION

Mayor recessed the meeting to go to Executive Session at 11:08 a.m.

26. 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 Interim City Manager, City Attorney, and City Secretary

Council met in Executive Session until 11:38 a.m. (Items 24 and 25 were heard next.)

All the business at hand having been completed, the meeting adjourned at 12:09 p.m.

PASSED AND APPROVED October 6, 2020.

Patrick Payton, Mayor

ATTEST:

Amy M. Turner, City Secretary