

CITY OF MIDLAND, TEXAS
AGENDA FOR CITY COUNCIL MEETING
October 22, 2024 - 10:00 AM
300 North Loraine
Midland, Texas
Council Chamber - City Hall



A quorum of the City Council intends to be physically present at the aforementioned location.

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

OPENING ITEMS

1. Invocation – Pastor Andrew Adams, Midland Bible Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, periods of time, or reports, including, but not limited to:
 - 3a. Presentation of Proclamation for “Disability Employment Awareness Month”.
 - 3b. Presentation of Proclamation for “2024 Uptown Midland BPW Woman of Achievement – Krista Escamilla”.
 - 3c. Presentation from the Permian Basin Metropolitan Planning Organization on the Forward50 MTP draft.
 - 4c. Presentation from Director of Engineering Services Gabe McClelland regarding City/County Partnership for the Development of Roadways.

CONSENT AGENDA

4. MOTION APPROVING THE FOLLOWING MINUTES:
 - 4a. SPECIAL SESSION OF OCTOBER 8, 2024
 - 4b. REGULAR SESSION OF OCTOBER 8, 2024
5. 2024-166 – RESOLUTION AWARDDING A FOOD AND BEVERAGE CONCESSION CONTRACT TO O’MULLIGAN’S 19TH HOLE FOR CONCESSION MANAGEMENT

SERVICES AT HOGAN PARK GOLF COURSE **(DISTRICT 2) (GENERAL SERVICES)**
(QUALITY OF LIFE AND PLACE)

6. 2024-167 – RESOLUTION AUTHORIZING THE PURCHASE OF A TR400 VOYAGER CAMERA SYSTEM FOR THE ENGINEERING SERVICES DEPARTMENT FROM ARIES INDUSTRIES, INC. THROUGH SOURCEWELL FOR A TOTAL COST OF \$136,171.00 **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
7. 2024-168 – RESOLUTION APPROVING THE PURCHASE OF SIXTY (60) BUNKER COATS AND SIXTY (60) BUNKER PANTS FROM DOOLEY TACKABERRY, INC., TROUGH BUYBOARD AT A TOTAL COST OF \$206,052.84 **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
8. 2024-169 – RESOLUTION AWARDING A CONTRACT FOR THE LANDFILL ACCESS ROAD PROJECT TO REECE ALBERT, INC., FOR A COST OF \$3,664,036.08; APPROVING \$732,807.00 FOR CONTINGENCIES; AND APPROPRIATING FUNDS **(DISTRICT: NONE) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
9. 115-2024 – MOTION REJECTING ALL STATEMENTS OF QUALIFICATIONS SUBMITTED IN RESPONSE TO THE ADVERTISEMENT OF A REQUEST FOR QUALIFICATIONS FOR ARCHITECTURAL AND ENGINEERING SERVICES ASSOCIATED WITH THE MULTIMODAL WILDCATTER TRAIL – CHAMPIONS, TRADEWINDS, AND DEAUVILLE PROJECT **(DISTRICT: NONE) (GENERAL SERVICES) (QUALITY OF LIFE AND PLACE)**
10. 2024-170 – RESOLUTION AWARDING A CONTRACT FOR THE PEGGY-SUE DRAINAGE IMPROVEMENTS TO DUFRANE CONSTRUCTION LLC FOR A COST OF \$89,950.00; APPROVING \$17,990.00 FOR CONTINGENCIES; AND TRANSFERRING AND APPROPRIATING FUNDS **(DISTRICT: 4) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
11. 116-2024 – MOTION AUTHORIZING THE EXECUTION OF A 2025 ROUTINE AIRPORT MAINTENANCE PROGRAM AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION, WHICH PROVIDES FOR THE CITY OF MIDLAND’S RECEIPT OF CERTAIN GRANT FUNDING TO BE UTILIZED ON CERTAIN AIRSIDE AND LANDSIDE IMPROVEMENTS AND GENERAL MAINTENANCE COSTS AT MIDLAND AIRPARK AIRPORT; APPROPRIATING \$100,000.00 FROM THE AIRPORT OPERATING FUND (500500) CURRENT YEAR FEDERAL UNAPPROPRIATED FUND BALANCE TO A PROJECT ESTABLISHED BY THE CITY OF MIDLAND FINANCE DEPARTMENT; AND APPROPRIATING \$11,111.11 FROM THE AIRPORT OPERATING FUND (500500) UNAPPROPRIATED FUND BALANCE TO A PROJECT ESTABLISHED BY THE CITY OF MIDLAND FINANCE DEPARTMENT **(DISTRICT 1) (AIRPORTS) (TRANSPARENT & CONSISTENT COMMUNICATION)**

12. 117-2024 – MOTION APPROVING A PROMOTIONAL AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND MIDLAND HISPANIC CHAMBER OF COMMERCE, INC., TO ADVERTISE OR PUBLICIZE THE CITY OF MIDLAND FOR THE PURPOSE OF DEVELOPING NEW AND EXPANDED BUSINESS ENTERPRISES **(DISTRICT: ALL) (CITY MANAGER) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
13. 118-2024 – MOTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND MOTRAN ALLIANCE, INC. **(DISTRICT: ALL) (CITY MANAGER) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
14. 2024-171 – RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO COG OPERATING, LLC (“OPERATOR”) TO DRILL TEN OIL AND GAS WELLS LOCATED IN SECTION 11, BLOCK X, H.P. HILLIARD SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 1,630 FEET AND 1,810 FEET EAST OF NORTH A STREET AND 5,040 FEET NORTH OF MOCKINGBIRD LANE); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**
15. 2024-172 – RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO COG OPERATING, LLC (“OPERATOR”) TO DRILL FOUR OIL AND GAS WELLS LOCATED IN SECTION 11, BLOCK X, H.P. HILLIARD SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 490 FEET AND 550 FEET EAST OF NORTH A STREET AND 5,005 FEET NORTH OF MOCKINGBIRD LANE); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**
16. 2024-173 – RESOLUTION AUTHORIZING THE EXECUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACTS WITH CASA DE AMIGOS OF MIDLAND, TEXAS, INCORPORATED, THE SALVATION ARMY OF MIDLAND, THE MIDLAND COUNTY HOSPITAL DISTRICT, SENIOR LIFE MIDLAND, INC., MISSION HEALTH CARE, INC., THRIVING UNITED, INC., CHURCH ON WHEELS, INC., WEST TEXAS FOOD BANK, AND MIDLAND HABITAT FOR HUMANITY; AUTHORIZING THE FUNDING OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS; AND APPROPRIATING AND ALLOCATING FUNDS **(DISTRICT: ALL) (DEVELOPMENT SERVICES) QUALITY OF LIFE AND PLACE**
17. 119-2024 – MOTION APPROVING, WITH STAFF’S RECOMMENDED CONDITIONS, A PRELIMINARY PLAT OF ENTRADA BUSINESS PARK ADDITION, SECTION 4, BEING A PLAT OF A 146.12-ACRE TRACT OF LAND OUT OF THE SOUTHWEST QUARTER OF SECTIONS 17 AND 20, BLOCK 40, T-2-S, T&P RR CO. SURVEY, IN PART, AND A REPLAT OF LOT 2, BLOCK 3, ENTRADA BUSINESS PARK ADDITION, SECTION 3, IN PART, COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTHEAST

CORNER OF THE INTERSECTION OF SOUTH FM 1788 AND WEST INTERSTATE 20) **(DISTRICT: NONE) (DEVELOPMENT SERVICES) QUALITY OF LIFE AND PLACE**

18. 120-2024 – MOTION APPROVING, WITH STAFF’S RECOMMENDED CONDITIONS, A PRELIMINARY PLAT OF GOLD SANDS ADDITION, BEING A 125.04-ACRE TRACT OF LAND OUT OF THE SOUTHEAST PART OF SECTION 24, BLOCK 40, T-2-S, T&P RR CO. SURVEY, COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF SOUTH COUNTY ROAD 1232, APPROXIMATELY ONE-HALF MILE NORTH OF WEST COUNTY ROAD 140) **(DISTRICT: NONE) (DEVELOPMENT SERVICES) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
19. 121-2024 – MOTION RATIFYING THE PLANNING AND ZONING COMMISSION’S APPROVAL OF AN INSTRUMENT VACATING THE PLAT OF LONGVIEW SUBDIVISION, SECTION 3, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH COUNTY ROAD 1275 AND WEST COUNTY ROAD 50) **(DISTRICT: NONE) (DEVELOPMENT SERVICES) QUALITY OF LIFE AND PLACE**
20. 122-2024 – MOTION AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$150,358.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO ASSIST THE CITY OF MIDLAND HEALTH SERVICES DIVISION WITH THE FUNDING AND DELIVERY OF IMMUNIZATION SERVICES; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY ACCEPTANCE DOCUMENTS; AND AUTHORIZING AND DIRECTING THE CITY TREASURER TO DEPOSIT SAID GRANT FUNDS INTO THE GENERAL FUND **(DISTRICT: ALL) (FIRE) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
21. 123-2024 – MOTION AUTHORIZING THE ACCEPTANCE OF A DONATION OF VARIOUS EQUIPMENT FROM PBEX, LLC, TO THE MIDLAND POLICE DEPARTMENT SWAT TEAM BREACHING UNIT **(DISTRICT: NONE) (POLICE) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

SECOND READINGS

22. 10570 – AN ORDINANCE VACATING AND ABANDONING THE PUBLIC RIGHT-OF-WAY ON A CITY-OWNED 0.497-ACRE TRACT OF LAND LOCATED ADJACENT TO LOT 4, BLOCK 5, MIDLAND INTERNATIONAL AIRPORT INDUSTRIAL PARK, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED APPROXIMATELY 365 FEET EAST OF THE INTERSECTION OF PLISKA DRIVE AND NORTH SERVICE ROAD); RETAINING A NONEXCLUSIVE UTILITY EASEMENT; PROVIDING THAT THE CITY SHALL RETAIN OWNERSHIP OF THE AFOREMENTIONED TRACT; AND ORDERING RECORDATION BY THE CITY SECRETARY (FIRST READING HELD OCTOBER 8, 2024) **(DISTRICT 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
23. 10571 – AN ORDINANCE VACATING AND ABANDONING THE PUBLIC RIGHT-OF-WAY

ON A CITY-OWNED 0.611-ACRE TRACT OF LAND LOCATED ADJACENT TO LOT 1A, BLOCK 13, MIDLAND INTERNATIONAL AIRPORT INDUSTRIAL PARK, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF LA FORCE BOULEVARD AND SLOAN FIELD BOULEVARD); RETAINING A NONEXCLUSIVE UTILITY EASEMENT; PROVIDING THAT THE CITY SHALL RETAIN OWNERSHIP OF THE AFOREMENTIONED TRACT; AND ORDERING RECORDATION BY THE CITY SECRETARY (FIRST READING HELD OCTOBER 8, 2024) **(DISTRICT 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

24. 10572 – AN ORDINANCE AMENDING TITLE III, “DEPARTMENTS”, CHAPTER 1, “WATER DEPARTMENT”, SECTION 2, “RATES”, SECTION 25, “TERMINATION PROCEDURES”, AND SECTION 27, “SEPTAGE WASTE HAULER DISCHARGES AND FEES”, OF THE CITY CODE OF MIDLAND, TEXAS; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND ORDERING PUBLICATION (FIRST READING HELD OCTOBER 8, 2024) **(DISTRICT: ALL) (UTILITIES) (TRANSPARENT & CONSISTENT COMMUNICATION)**

PUBLIC HEARINGS

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

25. 10573 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 6, BLOCK 62, PARK AVENUE HEIGHTS ADDITION, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF SOUTH MADISON STREET, APPROXIMATELY 200 FEET NORTH OF CLOVERDALE 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 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
26. 10574 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 3, BLOCK 61, PARK AVENUE HEIGHTS ADDITION, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF SOUTH TYLER STREET, APPROXIMATELY 120 FEET SOUTH OF EAST 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) (QUALITY OF LIFE AND PLACE)**
27. 10575 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 3, BLOCK 20, GREENWOOD ADDITION, THIRD, FOURTH, AND FIFTH SECTIONS, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF SOUTH TILDEN STREET,

APPROXIMATELY 110 FEET SOUTH OF EAST WASHINGTON 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) (QUALITY OF LIFE AND PLACE)**

28. 10576 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 18, BLOCK 61, PARK AVENUE HEIGHTS ADDITION, SECTION 2, 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 SOUTH LEE STREET, APPROXIMATELY 171 FEET SOUTH OF EAST 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) (QUALITY OF LIFE AND PLACE)**

MISCELLANEOUS

29. 124-2024 – MOTION GRANTING PRINCE SIGNS, LLC'S APPEAL AND REVERSING THE BUILDING OFFICIAL'S DENIAL OF A SIGN PERMIT FOR LOT 1D, BLOCK 1, PAVILION PARK, SECTION 14, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH BIG SPRING STREET AND PAVILION PARKWAY) **(DISTRICT 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

PUBLIC COMMENT

30. 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.)

EXECUTIVE SESSION

31. 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 Attorney
 - a.1. Discuss matters in which the duty of the attorney(s) 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,

Tommy Gonzalez
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.