

**CITY OF MIDLAND, TEXAS
MINUTES FOR CITY COUNCIL REGULAR MEETING
January 13, 2026 - 10:00 AM**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 AM, January 13, 2026.

Council Members present: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

Council Members absent: Robin Poole

Staff members present: City Manager Tommy Gonzalez, City Attorney Nicholas Toulet-Crump, City Governance Officer/City Secretary Marcia Bentley-German, Deputy City Manager Morris Williams Jr., Deputy City Manager Jose Ortiz

OPENING ITEMS

Mayor Blong called the meeting to order at 10:02 a.m.

1. Invocation — Senior Pastor Dan Newburg, Fannin Terrace Baptist Church
2. Pledge of Allegiance

PROCLAMATIONS AND RECOGNITIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - 3.a Presentation of Trophies for Christmas Parade Winners
 - 3.b Presentation of Proclamation for "National School Choice Week"
 - 3.c Presentation of Proclamation for "Crime Stoppers Month"
 - 3.d Presentation of Proclamation for "WTX Buffs 12U Football Team"

Mayor Blong reported that according to Texas Penal Code Section 42.05 Disrupting Meeting or Procession, "a person commits an offense if with the intent to prevent or disrupt a lawful meeting, procession or gathering whether in person or virtual. A person obstructs or interferes with the meeting procession or gathering by physical action, by verbal utterance or by electronic disturbance. An offense under this section is a Class B Misdemeanor."

CONSENT AGENDA

Brian Stubbs moved to Approve Consent Agenda items 4-11; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

4. MOTION APPROVING THE FOLLOWING MINUTES:

4.a REGULAR SESSION OF DECEMBER 16, 2025

5. 2026-001 - RESOLUTION APPROVING THE PURCHASE OF A CART REFUSE TRUCK FROM BOND EQUIPMENT COMPANY, INC. THROUGH BUYBOARD AT A TOTAL COST OF \$439,367.00; AND AUTHORIZING PAYMENT FOR SAID PURCHASE **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
6. 2026-002 - RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH ENPROTEC / HIBSS & TODD, INC. IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR WATER SYSTEM SUPERVISORY CONTROL AND DATA ACQUISITION SUPPORT SERVICES; AND AUTHORIZING PAYMENT FOR SAID CONTRACT **(DISTRICT: ALL) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
7. 2026-003 - RESOLUTION AWARDING A CONTRACT TO MARK'S WATER WELL SERVICE, INC. FOR THE PAUL DAVIS AND T-BAR WELL FIELD MAINTENANCE PROJECT FOR THE UTILITIES DEPARTMENT AT AN ANNUAL COST NOT TO EXCEED \$1,000,000.00; AND AUTHORIZING PAYMENT **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
8. 001-2026 - MOTION AUTHORIZING THE EXECUTION OF A SUPPLEMENT TO THE AGREEMENT FOR STREET LIGHTING SERVICE WITH ONCOR ELECTRIC DELIVERY COMPANY LLC ("ONCOR") DATED JUNE 13, 2007; SAID SUPPLEMENT TO PROVIDE FOR STREET LIGHTING SERVICE ALONG WEST WADLEY AVENUE, FROM A POINT APPROXIMATELY 250 FEET EAST OF STATE HIGHWAY 158 TO A POINT APPROXIMATELY 6,323 FEET EAST OF STATE HIGHWAY 158; AND AUTHORIZING PAYMENT TO ONCOR IN THE AMOUNT OF \$255,573.54 FROM FUNDS AVAILABLE IN A PROJECT ACCOUNT FOR SAID PURPOSE **(DISTRICT: 4) (ENGINEERING SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
9. 002-2026 - MOTION APPROPRIATING THE SUM OF \$1,000,000.00 FROM THE 2017 ROAD BOND FUND FOR THE COMPASS 06 PROGRAM **(DISTRICT: ALL) (ENGINEERING SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**

10. 2026-004 - RESOLUTION ADOPTING THE MIDLAND COUNTY 2025 HAZARD MITIGATION ACTION PLAN **(DISTRICT: ALL) (STRATEGIC PARTNERSHIPS OFFICE) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**
11. 2026-005 - RESOLUTION AUTHORIZING THE EXECUTION OF A MASTER LAND SERVICES CONTRACT WITH J DUB ENTERPRISES, LLC FOR PROFESSIONAL SERVICES RELATED TO THE MANAGEMENT OF OIL, GAS, AND MINERAL RIGHTS OWNED BY THE CITY OF MIDLAND, TEXAS; AND AUTHORIZING PAYMENT **(DISTRICT: ALL) (DEVELOPMENT SERVICES - OIL AND GAS) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

SECOND READINGS

12. 10699 - AN ORDINANCE AMENDING TITLE X, "TRAFFIC REGULATIONS", CHAPTER 16, "REGULATED PARKING", OF THE CITY CODE OF THE CITY OF MIDLAND, TEXAS, SO AS TO ESTABLISH REVISED REGULATIONS GOVERNING METERED PARKING SPACES AND TIME-LIMITED PARKING SPACES; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM FINE OR PENALTY OF FIVE HUNDRED DOLLARS (\$500.00); ESTABLISHING AN EFFECTIVE DATE OF FEBRUARY 1, 2026; AND ORDERING PUBLICATION (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (STRONG ECONOMY WITH MORE QUALITY JOBS)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10699.

John Burkholder moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, John Norman

NAY: Jack Ladd

ABSTAIN: None

ABSENT: Robin Poole

13. 10700 - AN ORDINANCE AMENDING TITLE IX, "PUBLIC WAYS AND PROPERTY", OF THE CITY CODE OF THE CITY OF MIDLAND, TEXAS, BY ADDING CHAPTER 8, "RIGHT-OF-WAY PATIO PROGRAM", SO AS TO ESTABLISH REGULATIONS GOVERNING BUSINESSES' USES OF PUBLIC RIGHTS-OF-WAY; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM FINE OR PENALTY OF FIVE HUNDRED DOLLARS (\$500.00); ESTABLISHING AN EFFECTIVE DATE OF FEBRUARY 1, 2026; AND ORDERING PUBLICATION (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (STRONG ECONOMY WITH MORE QUALITY JOBS)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10700.

John Burkholder moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John

Norman
NAY: None
ABSTAIN: None
ABSENT: Robin Poole

14. 10701 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 12, BLOCK 13, GREENWOOD ADDITION, THIRD, FOURTH, AND FIFTH SECTIONS, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF EAST KENTUCKY AVENUE AND SOUTH CLAY STREET), BY PERMITTING (1) A REDUCED MINIMUM FRONT YARD SETBACK AND (2) A REDUCED MINIMUM SIDE YARD SETBACK ON THE SOUTH 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10701.

John Norman moved to Approve; seconded by John Burkholder.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman
NAY: None
ABSTAIN: None
ABSENT: Robin Poole

15. 10702 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 2, BLOCK 4, MOODY ADDITION, SECTION 3, CITY AND COUNTY OF MIDLAND, TEXAS, FROM SF-2, SINGLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF SOUTH CARVER STREET, APPROXIMATELY 265 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10702.

John Norman moved to Approve; seconded by John Burkholder.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None
ABSTAIN: None
ABSENT: Robin Poole

16. 10703 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 1.992-ACRE TRACT OF LAND OUT OF TRACTS 2 AND 3, MIDKIFF HEIGHTS, CITY AND COUNTY OF MIDLAND, TEXAS FROM MF-16, MULTIPLE-FAMILY DWELLING DISTRICT TO O-1, OFFICE DISTRICT (GENERALLY LOCATED EAST OF THE INTERSECTION OF AUSTIN STREET AND PRINCETON 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10703.

Brian Stubbs moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

17. 10704 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 3, BLOCK 68, WEST END ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS FROM PD, PLANNED DEVELOPMENT DISTRICT FOR AN OFFICE CENTER AND TRANSITION DISTRICT TO AN AMENDED PD, PLANNED DEVELOPMENT DISTRICT FOR AN OFFICE CENTER AND TRANSITION DISTRICT (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST ILLINOIS AVE, APPROXIMATELY 130 FEET WEST OF NORTH I 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10704.

John Norman moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

18. 10705 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 1.173-ACRE TRACT OF LAND OUT OF BLOCK 27, MORNINGSIDE ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS FROM O-1, OFFICE DISTRICT TO LR, LOCAL RETAIL DISTRICT (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH MAIN STREET AND WEST SCHARBAUER 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10705.

John Norman moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

19. 10706 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 24.091-ACRE TRACT OF LAND OUT OF SECTIONS 3 AND 10, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS FROM RR, REGIONAL RETAIL DISTRICT, IN PART, AND BP, I-20 BUSINESS PARK DISTRICT, IN PART, TO BP, I-20 BUSINESS PARK DISTRICT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF EAST INTERSTATE 20 AND RANKIN HIGHWAY); 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10706.

Brian Stubbs moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

20. 10707 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR

LOTS 44 THROUGH 51, BLOCK 11A, FAIRWAY PARK ADDITION, SECTION 3, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF NORTH BIG SPRING STREET, APPROXIMATELY 665 FEET SOUTH OF PALMER DRIVE), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A NIGHTCLUB FOR ON-PREMISES CONSUMPTION; MAKING SAID DESIGNATION 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 (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10707.

John Burkholder moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

21. 10709 - AN ORDINANCE AMENDING TITLE VI, "POLICE REGULATIONS" OF THE CITY CODE OF THE CITY OF MIDLAND, TEXAS, BY ADDING CHAPTER 11, "SEX OFFENDER REGULATIONS", SO AS TO PROHIBIT A SEX OFFENDER (1) FROM RESIDING WITHIN 1,500 FEET OF PREMISES WHERE CHILDREN COMMONLY GATHER AND (2) FROM ENTERING PREMISES WHERE CHILDREN COMMONLY GATHER; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM FINE OR PENALTY OF FIVE HUNDRED DOLLARS (\$500.00); ESTABLISHING AN EFFECTIVE DATE OF FEBRUARY 1, 2026; AND ORDERING PUBLICATION (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: ALL) (POLICE DEPARTMENT) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10709.

City Attorney Nicholas Toulet-Crump reported on community feedback regarding possible changes to the ordinance. Council does have the option to defer this item if they need time to review it since it is in its second reading.

Council Member Jack Ladd reported members of the judiciary have multiple concerns about this ordinance, such as how to enforce it, and would like to see it deferred.

Council Member Brian Stubbs agrees that the ordinance needs to be enacted but done right the first time.

Mayor Blong also agrees and wants to make sure it is done correctly. Discussion ensued among Council.

Jack Ladd moved to Defer; seconded by Brian Stubbs.

The motion Passed by the following vote:

AYE: Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd

NAY: John Burkholder, John Norman

ABSTAIN: None

ABSENT: Robin Poole

22. 10710 - AN ORDINANCE ADOPTING A FEE SCHEDULE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING AN APPEAL PROCESS; ESTABLISHING AN EFFECTIVE DATE OF FEBRUARY 1, 2026; AND ORDERING PUBLICATION (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: NONE) (FINANCE) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10710.

Jack Ladd moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

23. 10711 - AN ORDINANCE MAKING CERTAIN AMENDMENTS TO THE 2024-2025 FISCAL YEAR BUDGET SO AS TO INCREASE AMOUNTS APPROPRIATED TO CERTAIN FUNDS (FIRST READING HELD DECEMBER 16, 2025) **(DISTRICT: NONE) (FINANCE) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10711.

John Norman moved to Approve; seconded by Jack Ladd.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

PUBLIC HEARINGS

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

24. 003-2026 - REVIEW ORDINANCE NO. 10619, WHICH GRANTED A SPECIFIC USE DESIGNATION WITH TERM FOR THE EAST 50 FEET OF LOTS 10 THROUGH 12, BLOCK 61, ORIGINAL TOWN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST WALL STREET, APPROXIMATELY 110 FEET EAST OF SOUTH CARRIZO STREET) ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A LOUNGE FOR ON-PREMISES CONSUMPTION. THE CITY COUNCIL MAY TAKE ACTION TO DIRECT CITY STAFF TO BEGIN THE PROCESS TO AMEND THE CONDITIONS AND RESTRICTIONS OF THE SPECIFIC USE DESIGNATION WITH TERM OR TO REPEAL ORDINANCE NO. 10619 **(DISTRICT: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Planning Manager Landon Ochoa gave a brief overview of the item noting this is for the review of the Hot Shots bar (item originally approved in June 2025).

Council Member Jack Ladd inquired as to what constitutes an incident. Mr. Ochoa reported an incident is considered a call or report from the Police Department about the property. Council Member Ladd also inquired if there has been a reduction in incidents since the last time this item was on the agenda several months ago. Mr. Ochoa reported there are many ways the data can be gathered but he can not make that conclusion.

Council Member Brian Stubbs inquired about violence at the bar. Mr. Ochoa reported there have been a few assaults reported. Council Member Stubbs also inquired if the cameras and lights have been installed in the area.

City Manager Tommy Gonzalez reported bicycles for the Police Department have arrived and the cameras have been ordered and should arrive soon. The bicycles will allow more police presence downtown.

Mayor Blong opened the public hearing at 10:47 a.m.

Iris Cervantes, 3315 Godfrey Street, spoke in favor of this item.

Nino Rodriguez, 1101 Johnston Lane, spoke in favor of this item and would like all bars to be treated fairly and equally.

Tyler Norton, 1301 Lynn Avenue, who serves as a weekend DJ for Hot Shots, spoke in favor of this item.

Melissa Vasquez, 1110 E. Hamby Avenue, spoke in favor of this item.

Mikala Emmert, 1701 Fairgrounds Road, spoke in favor of this item.

Falon Franklin, 110 Pavillion Parkway #721, spoke in favor of this item.

David Chin, 3203 Highsky Drive, owner of the Hot Shots bar, spoke in favor of this item. Mr. Chin reported he does not see where the total number 20 incidents came from. The police report he received only shows nine incidents and two of those nine were on Sundays when his bar is closed. Mr. Chin reported his bar has taken a hit financially.

Marcus Oakley, 2432 Open Range, spoke in favor of this item.

Patrick Cordero, 2909 West Wall Street, spoke for several individuals in favor of this item. Mr. Cordero passed out a communications report for the Hot Shots bar and other bars within Midland. Mr. Cordero pointed out the number of pages several bars have and reported it feels like Hot Shots is being singled out.

There being no one else wishing to speak, the public hearing was closed at 11:14 a.m.

Mayor Blong reported she feels like the Hot Shots bar has done everything asked of them. Her concern is consistency and enforcement across the community.

Council Member Burkholder and Council Member Stubbs spoke of their support and gratitude for Mr. Chin going through this process.

Council Member Norman reported he feels like Hot Shots should not have had to go through this process and feels the security piece does not need to be implemented.

Council Member Ladd reported the Council should treat everyone fairly and remove all restrictions.

Council Member Burkholder reported he agrees with Council Member Ladd and pointed out the importance of a master-plan.

Mayor Blong reported it benefits all to have a master-plan for the future.

John Norman moved to Approve this item without the security restrictions/conditions; seconded by Jack Ladd.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

25. 10712 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 3, BLOCK 45, FAIRMONT PARK ADDITION, SECTION 13, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF WEST LOOP 250 NORTH, APPROXIMATELY 450 FEET SOUTH OF HENRY KOONTZ BOULEVARD), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A MOVIE THEATER FOR ON-PREMISES CONSUMPTION; MAKING SAID DESIGNATION 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 **(DISTRICT: 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10712.

Planning Manager Landon Ochoa gave a brief overview of the item noting this is a Specific Use Designation for the Cinergy movie theater.

Mayor Blong opened the public hearing at 11:26 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Brian Stubbs moved to Approve; seconded by Jack Ladd.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

26. 10713 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 4A, BLOCK 2, WESTRIDGE PARK ADDITION, SECTION 34, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF NORTH LOOP 250 WEST, APPROXIMATELY 720 FEET SOUTH OF ANDREWS HIGHWAY), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A HOTEL FOR ON-PREMISES CONSUMPTION; MAKING SAID DESIGNATION 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 **(DISTRICT: 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10713.

Planning Manager Landon Ochoa gave a brief overview of the item noting this is a Specific Use Designation for the Double Tree hotel.

Mayor Blong opened the public hearing at 11:29 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Burkholder moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

27. 10714 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 4, BLOCK

23, CRESTGATE ADDITION, SECTION 18, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF TIMBER COURT, APPROXIMATELY 240 FEET NORTH OF OAKRIDGE DRIVE), BY PERMITTING (1) A REDUCED MINIMUM REAR YARD SETBACK AND (2) A REDUCED MINIMUM SIDE YARD SETBACK ON THE NORTHWEST SIDE OF SAID 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: 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Assistant City Secretary Rachel Guentensberger read the caption of Ordinance No. 10714.

Planning Manager Landon Ochoa gave a brief overview of the item noting this is for a special exception for a setback for a garage.

Mayor Blong opened the public hearing at 11:31 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Brian Stubbs moved to Approve; seconded by John Burkholder.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

28. 2026-006 - RESOLUTION AUTHORIZING THE AMENDMENT OF THE CITY OF MIDLAND'S 2025-2026 ACTION PLAN TO THE CONSOLIDATED PLAN FOR COMMUNITY DEVELOPMENT AND HOUSING FUNDS FOR THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S FISCAL YEARS 2025-2029; AND APPROPRIATING FUNDS **(DISTRICT: ALL) (DEVELOPMENT SERVICES - COMMUNITY SERVICES) (QUALITY OF LIFE AND PLACE)**

Community Services Manager Isaac Garnett gave a brief overview of the 2025-2026 action plan amendment, due to restrictions.

Mayor Blong reported it is important for these partnerships.

Mr. Garnett reported briefly on each grantee.

Mayor Blong highlighted the need to contact the local foundations for support.

Mayor Blong opened the public hearing at 11:38 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Burkholder moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

29. 2026-007 - RESOLUTION APPROVING THE ISSUANCE OF A PERMIT TO CONTINENTAL RESOURCES, INC. TO DRILL ONE OIL AND GAS WELL LOCATED IN SECTION 23, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED 1,786 FEET NORTH OF BRIARWOOD AVENUE AND 910 FEET WEST OF GOLDEN GATE DRIVE) **(DISTRICT: 4) (DEVELOPMENT SERVICES - OIL AND GAS) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Mayor Blong opened the public hearing at 11:40 a.m.

Jarrett Morrison, Continental Resources Representative, Oklahoma City, Oklahoma, reported there have been no objections or opposition.

There being no one else wishing to speak, the Public Hearing closed at 11:41 a.m.

John Burkholder moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd

NAY: John Norman

ABSTAIN: None

ABSENT: Robin Poole

MISCELLANEOUS

30. 2026-008 - RESOLUTION AUTHORIZING THE EXECUTION OF A ROAD REPAIR AGREEMENT WITH CONTINENTAL RESOURCES, INC. REGARDING ITS APPLICATION TO DRILL AN OIL AND GAS WELL LOCATED IN SECTION 23, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS **(DISTRICT: 4) (DEVELOPMENT SERVICES - OIL AND GAS) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Deputy City Manager Jose Ortiz reported they did work together with the company.

Amy Stretcher Burkes moved to Approve; seconded by Jack Ladd.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

31. 10708 - AN ORDINANCE AMENDING TITLE XI, "PLANNING AND DEVELOPMENT", CHAPTER 13, "MUNICIPAL DRAINAGE UTILITY" OF THE CITY CODE OF MIDLAND, TEXAS, SO AS (1) TO REVISE THE EXEMPTIONS TO THE DRAINAGE CHARGE AND (2) TO REVISE THE DRAINAGE CHARGE; PROVIDING FOR CRIMINAL ENFORCEMENT AND A MAXIMUM PENALTY OR FINE OF FIVE HUNDRED DOLLARS (\$500.00); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; ESTABLISHING AN EFFECTIVE DATE OF FEBRUARY 1, 2026; AND ORDERING PUBLICATION **(DISTRICT: ALL) (ENGINEERING SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**

City Manager Tommy Gonzalez gave a brief summary and history of this item and where we are currently.

Deputy City Manager Jose Ortiz provided a detailed report of how the agreement is set up.

Council Member John Burkholder requested that City Manager Tommy Gonzalez expound on audits regarding the drainage fees.

City Manager Tommy Gonzalez explained how the system is set up and why this action was chosen. Mr. Gonzalez also reported how Midland Independent School District (MISD) may potentially help out with this project and why this was the recommendation for the project.

Mayor Blong inquired of the total audited numbers for collections of property taxes and sales taxes for last year so that the community may understand what revenues come from each.

Chief Financial Officer Christy Weakland reported that the final sales tax number for the 2025 fiscal budget was 69.1 million and 62.5 million for property tax collections.

Mayor Blong reported why these funds are necessary and that the City has to find other mechanisms to pay for things citizens need. This is why the Airport and some other departments have become self-sustaining.

City Manager Tommy Gonzalez reported on the general fund budget numbers.

Marcus Oakley, 2432 Open Range, reported there is plenty of money in this area and is wondering why is this coming out of the pockets of citizens.

Council Member Burkholder used the Firemen's Pension as an example of the City using other funds to help in times of need.

City Manager Tommy Gonzalez provided a report as to why we didn't do a pension obligation bond.

Doug Aylor, 6408 Gladiola Avenue, spoke in opposition of this item, reporting this is due to a lack of planning.

Mayor Blong reiterated the Texas Penal Code 42.5 regarding disrupting meetings.

City Attorney Nicholas Toulet-Crump reiterated the rules the Council adopted regarding public comment. There is no provision in the rules to allow for a person to yield their time to another person.

Barbara Aylor, 6408 Gladiola Avenue, reported it is not clear to her why we need to do this and would like to know why can't the money be found elsewhere.

Mayor Blong reported the city shows where the dollars go each year on the City of Midland's website at www.midlandtexas.gov.

Stanley Smith, 4903 Granite Lane, spoke in opposition of this item as he supports lawful stormwater management and regulatory compliance but opposes the way it's being funded.

Nino Rodriguez, District 2, spoke in opposition of this item as businesses get tax abatements but citizens get taxed.

Andrew Sterns, 5614 Rio Grande Avenue, reported he agrees with Mr. Nino Rodriguez and spoke in opposition of this item. Mr. Sterns feels like the citizens are being deprived their right to vote.

Mandee Sterns, 5614 Rio Grande Avenue, reported she agrees with Andrew Sterns and also spoke in opposition of this item.

Jarrold Sparks, 3917 Baybrook Court, spoke in opposition of this item the way the ordinance is currently written.

Hector Covarrubiaz, 1101 College Avenue, spoke in opposition of this item and reported it is an illegal act to call a tax on property, a water bill.

Shandi Williams, 2513 Fannin Avenue, spoke in opposition of this item.

Derek Smith, would not provide his address and spoke in opposition of this item.

City Attorney Nicholas Toulet-Crump pointed out that the Local Government Code allows for cities to adopt reasonable rules related to public comment. In 2019, the City Council adopted the rule that you must state your name and address for the record during public comment.

Robin Campbell, did not provide an address, spoke in opposition of this item.

Judd Campbell, did not provide an address, spoke in opposition of this item.

Stephen Williams, 2513 Fannin, spoke in opposition of this item.

Shandi Williams read a letter on behalf of Beverly Hicks, 3221 Camarie Avenue, in opposition of this item.

Terry Garrett, 1605 McDonald, spoke in opposition of this item.

Kayla Richardson, did not provide an address, spoke in opposition of this item.

Sheila Williamson, 404 Sweetbriar, reported she is not clear why we need to do this and spoke in opposition of this item.

Council Member John Burkholder shared his thoughts on this item and reported he does agree with some of the comments today.

This entire item may be heard at <https://midlandtx.new.swagit.com/videos/364702>.

John Burkholder moved to Approve, but that it has to come back to Council in 12 to 18 months for an audit review to possibly reduce the fees; seconded by Brian Stubbs.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

**32. 004-2026 - MOTION APPOINTING A MAYOR PRO TEMPORE (DISTRICT: ALL)
(CITY SECRETARY) (PROVIDE SOUND GOVERNANCE & FISCAL
MANAGEMENT)**

Council Member Amy Stretcher Burkes was appointed Mayor Pro Tem for 2026.

Jack Ladd moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

After taking up this item, Mayor Blong recessed the City Council meeting to go into Executive Session at 1:52 p.m.

**33. CONDUCT INTERVIEWS OF APPLICANTS TO SERVE ON THE BOARD OF
DIRECTORS OF THE MIDLAND DEVELOPMENT CORPORATION (DISTRICT:
ALL) (CITY SECRETARY) (TRANSPARENT & CONSISTENT COMMUNICATION)**

Mayor Blong called the City Council meeting back to order from Executive Session at 2:34 p.m.

The Midland City Council interviewed Hayden Boldrick for the Midland Development Corporation (MDC) board.

Once this interview was concluded, the City Council made appointments to the MDC board.

Brian Stubbs moved to Appoint Abraham Bejil, Darpan Bhakta, Hayden Boldrick and Denzil West to the Midland Development Corporation (MDC) board. Denzil West will serve the

remaining term from the previous board member J.Ross Lacy before his regular term begins; seconded by John Burkholder.

The motion Passed by the following vote:

AYE: John Burkholder, Amy Stretcher Burkes, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: Robin Poole

34. **CONSIDER ONE OR MORE MOTIONS MAKING APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS (DISTRICT: ALL) (CITY SECRETARY) (TRANSPARENT & CONSISTENT COMMUNICATION)**

See item 33 above for MDC appointments that were made.

PUBLIC COMMENT

35. 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.)

Judd Campbell, Robin Campbell, Shandi Williams, Nino Rodriguez, Andrew Sterns, Stephen Williams and Stan Smith, reported they were disappointed in the way the vote went on item 31 of this agenda.

Crystal Hammons, 402 West Pine Apt B., reported that the Midland Homeless Coalition is participating in a time count to help people understand homelessness.

Eliel Rosa spoke on issues around the world and that he has started a podcast called the Commonwealth of Hope for the reading of public documents. He would like to suggest that the Midland Chamber add these readings to their website.

EXECUTIVE SESSION

Mayor Blong recessed the City Council meeting to go back into Executive Session at 2:52 p.m.

36. 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:

36.a **Section 551.071, Consultation with Attorney**

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.

Discuss pending or contemplated litigation.

36.b Section 551.072, Deliberation Regarding Real Property

Discuss the purchase, exchange, lease, or value of real property.

36.c Section 551.074, Personnel Matters

Deliberate the employment, evaluation, and duties of the City Manager, City Attorney, City Secretary, Municipal Court Presiding Judge, and Municipal Court Associate Judge.

Deliberate the appointment of applicants to serve on the Board of Directors of the Midland Development Corporation.

36.d Section 551.087, Deliberation Regarding Economic Development Negotiations

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 3:35 p.m.

PASSED AND APPROVED January 27, 2026.

Lori Blong, Mayor

ATTEST:

Marcia Bentley-German
City Governance Officer/City Secretary