

**CITY OF MIDLAND, TEXAS
MINUTES FOR CITY COUNCIL REGULAR MEETING
April 14, 2026 - 10:00 AM**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 AM, April 14, 2026.

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

Council Members absent:

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 10:00 a.m.

1. Invocation - Pastor Luke McNelly, Stonegate Fellowship Church
2. Pledge of Allegiance

CONSENT AGENDA

John Burkholder moved to Approve Consent Agenda items 3 - 14, excluding items 6, 8, 11 & 12; seconded by Robin Poole.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

3. MOTION APPROVING THE FOLLOWING MINUTES:
 - 3.a REGULAR SESSION OF MARCH 24, 2026
 - 3.b SPECIAL SESSION OF MARCH 31, 2026
4. 031-2026 - MOTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL AGREEMENTS AND DOCUMENTS NECESSARY FOR THE CITY TO PARTICIPATE IN THE SIX REMNANT DEFENDANTS NATIONAL OPIOID SETTLEMENT, WHICH WILL SETTLE PENDING OPIOID-RELATED CLAIMS AGAINST (1) ASSOCIATED PHARMACIES, INC. AND AMERICAN ASSOCIATED PHARMACIES, (2) J M SMITH CORPORATION, (3) MORRIS AND DICKSON CO. LLC, (4) LOUISIANA WHOLESALE DRUG COMPANY, INC., (5) NORTH CAROLINA

MUTUAL WHOLESALE DRUG COMPANY, INC., AND (6) UNITED NATURAL FOODS, INC. AND SUPERVALU **(DISTRICT: ALL) (FINANCE) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

5. 2026-046 - RESOLUTION AUTHORIZING THE EXECUTION OF A FIVE-YEAR, SOLE-SOURCE CONTRACT WITH OW INVESTORS, LLC, D/B/A MARS COMPANY FOR UTILITY METER TESTING SOFTWARE FOR THE UTILITIES DEPARTMENT AT A TOTAL COST OF \$760,780.00; AND AUTHORIZING PAYMENT **(DISTRICT: ALL) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
6. 2026-047 - RESOLUTION AWARDING A THREE-YEAR CONTRACT FOR TURF AND LANDSCAPE MAINTENANCE SERVICES FOR CERTAIN CITY-OWNED PARKS AND FIELDS TO SRH LANDSCAPES LLC AT A TOTAL COST OF \$2,374,635.00; AND AUTHORIZING PAYMENT **(DISTRICT: ALL) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

Council Member John Burkholder pulled this item to highlight the cost savings and asked Parks & Recreation Director Laurie Williams to give a brief overview of the process.

Ms. Williams reported on the grading system used for this project. The process includes having a committee that scores the items, provides reference and license checks, years in business and cost.

City Manager Tommy Gonzalez reported that the amount of savings so far is nearly three million dollars, plus two million in savings from the Information Technology Department.

David Ramirez (Representative for M3 Landscaping), spoke about actively supporting local businesses and investing back into the community.

John Burkholder moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

7. 2026-048 - RESOLUTION AWARDING A CONTRACT TO SCOTT THANE DITCHING SERVICE, LTD. FOR THE I-20 WATER MAIN RE-ROUTE PROJECT FOR A COST OF \$709,370.93; APPROVING \$141,874.19 IN CONTINGENCIES; AND AUTHORIZING PAYMENT **(DISTRICT: 2) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
8. 2026-049 - RESOLUTION AUTHORIZING THE EXECUTION OF A CONTINGENT FEE CONTRACT WITH MCCREARY VESELKA BRAGG & ALLEN P.C. (THE "FIRM"), OF ROUND ROCK, TEXAS, FOR LEGAL SERVICES REGARDING THE COLLECTION OF UNPAID MUNICIPAL COURT FINES, FEES, AND COURT COSTS; AUTHORIZING THE ADDITION OF A 30 PERCENT COLLECTION FEE TO THE EXTENT PERMITTED BY ARTICLE 103.0031 OF THE TEXAS CODE OF CRIMINAL PROCEDURE; AND AUTHORIZING PAYMENT **(DISTRICT: NONE)**

(GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)

This item was not taken up by Council.

9. 2026-050 - RESOLUTION AWARDDING A CONTRACT FOR THE BENTON SIDEWALK PROJECT TO FANAR 1 ENTERPRISE, LLC OF SPRING, TEXAS, AT A TOTAL COST OF \$84,450.00; APPROVING \$16,890.00 FOR CONTINGENCIES; AND AUTHORIZING PAYMENT **(DISTRICT: 2) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
10. 2026-051 - RESOLUTION AUTHORIZING THE SOLE-SOURCE PURCHASE OF A MIFRAM SECURITY MVB3X MOBILE VEHICLE BARRIER SYSTEM FROM ADVANCED SECURITY TECHNOLOGIES LLC AT A TOTAL COST OF \$263,538.00; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT **(DISTRICT: 2) (GENERAL SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**
11. 032-2026 - MOTION APPROVING, WITH STAFF'S RECOMMENDED CONDITIONS, A PRELIMINARY PLAT OF 1788 INDUSTRIAL, BEING A REPLAT OF AN 8.04-ACRE TRACT OF LAND OUT OF WESTERN ROSES MEMORIAL PARK, INC. AND A 96.44-ACRE TRACT OF LAND OUT OF SECTION 30, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF NORTH FARM TO MARKET 1788, APPROXIMATELY 1,970 FEET SOUTH OF WEST COUNTY ROAD 61) **(EXTRATERRITORIAL JURISDICTION) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Council Member Jack Ladd inquired about the location of this item. Chief Planning & Development Officer Elizabeth Triggs reported that it is not directly on Highway 191 but is to the north and west in the Extra-Territorial Jurisdiction (ETJ). The City has no zoning jurisdiction in the ETJ but the city does have the ability to enforce the platting requirements.

Council Member John Burkholder asked if a ground water availability study is required on this property. Mrs. Triggs reported that, per state law, they were required to submit a ground water study. The study was reviewed by staff and meets the requirements.

Mayor Blong reported there have been several residential plats that have come to Council that were in the ETJ. Action was not taken on them because there was no assurance of ground water for these homes. The same stance has not been taken on industrial development due to the water needs being different. Mayor Blong also reported that this item will pass by rule of state law at the state level with or without the Council's vote.

Council Members voiced concerns about industrial development near the cultural district area near Wager Noel and the upcoming I-27 interchange.

Chief Planning & Development Officer Elizabeth Triggs reported they have contracted with a company to do an overlay study.

Council discussion ensued. The entire discussion may be heard and viewed at <https://midlandtx.new.swagit.com/videos/382073>.

Council took no action on this item.

12. 033-2026 - MOTION APPROVING, WITH STAFF'S RECOMMENDED CONDITIONS, A PRELIMINARY PLAT OF SHENANDOAH INDUSTRIAL PARK, SECTION 2, BEING A REPLAT OF LOT 2, BLOCK 1, SHENANDOAH INDUSTRIAL PARK, AND A 67.14-ACRE TRACT OF LAND OUT OF SECTION 16, BLOCK 38, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF EAST COUNTY ROAD 50, APPROXIMATELY 1,270 FEET EAST OF NORTH COUNTY ROAD 1150) **(EXTRATERRITORIAL JURISDICTION) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Council Member John Burkholder pulled this item because it's almost identical to item number 11 on this agenda, apart from the location. The water situation is even worse in this area.

Council took no action on this item.

13. 034-2026 - MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (26-329-014) BETWEEN THE CITY OF MIDLAND AND TARGA PIPELINE MID-CONTINENT WESTEX LLC; REGARDING CITY OWNED PROPERTY DESCRIBED AS SECTION 30, BLOCK 36, T-3-S, T&P RR CO. SURVEY, MIDLAND COUNTY AND GLASSCOCK COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
14. 035-2026 - MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (26-329-013) BETWEEN THE CITY OF MIDLAND AND BRAZOS MIDLAND GAS, LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTIONS 13,14,16, AND 24, BLOCK 37, T-3-S, AND SECTIONS 18 AND 19, BLOCK 36, T-3-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

SECOND READINGS

15. 10731 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 35.05-ACRE TRACT OF LAND OUT OF SECTION 25, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT TO MH, MANUFACTURED HOUSING DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF NORTH FAIRGROUNDS ROAD, APPROXIMATELY 650 FEET NORTH OF EAST CUTHBERT 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10731.

John Norman moved to Approve; seconded by Robin Poole.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

16. 10734 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 3, BLOCK 3, CORPORATE PLAZA ADDITION, SECTION 2, AND LOT 2B, BLOCK 3, CORPORATE PLAZA ADDITION, SECTION 19, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A TRANSITION DISTRICT TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF SPRING PARK DRIVE AND EDWARDS 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10734.

John Burkholder moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

17. 10735 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 0.82-ACRE TRACT OF LAND OUT OF LOT 3, BLOCK 1, LOT 2A, BLOCK 43, AND LOT 1A, BLOCK 44, SOUTH PARK ADDITION, SECTION 6, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO 2F, TWO-FAMILY DWELLING (DUPLEX) DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF EAST HICKS AVENUE AND SOUTH FORT WORTH 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10735.

John Norman moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

18. 10736 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 1, BLOCK 4, SOUTH PARK ADDITION, AND TRACT 3, PRIMITIVE BAPTIST CHURCH TRACT, CITY AND COUNTY OF MIDLAND, TEXAS, FROM SF-2, SINGLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF EAST DAKOTA AVENUE AND SOUTH ATLANTA 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10736.

John Norman moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

19. 10737 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 16.29-ACRE TRACT OF LAND OUT OF SECTION 30, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM SF-2, SINGLE-FAMILY DWELLING DISTRICT, IN PART, SF-3, SINGLE-FAMILY DWELLING DISTRICT, IN PART, AND RR, REGIONAL RETAIL DISTRICT, IN PART, TO C, COMMERCIAL DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF NORTH FAIRGROUNDS ROAD, APPROXIMATELY 1,365 FEET NORTH OF EAST WADLEY 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10737.

John Norman moved to Approve; seconded by Robin Poole.

The motion Passed by the following vote:

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

NAY: None
ABSTAIN: None
ABSENT: None

20. 10738 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 61.85-ACRE TRACT OF LAND OUT OF SECTION 30, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR AN OFFICE CENTER, IN PART, PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER, IN PART, MF-16, MULTIPLE-FAMILY DWELLING DISTRICT, IN PART, RR, REGIONAL RETAIL DISTRICT, IN PART, SF-2, SINGLE-FAMILY DWELLING DISTRICT, IN PART, AND SF-3, SINGLE-FAMILY DWELLING DISTRICT, IN PART, TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH FAIRGROUNDS ROAD AND EAST LOOP 250 NORTH); 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10738.

Robin Poole moved to Approve; seconded by John Norman.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

21. 10739 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE AN 18.19-ACRE TRACT OF LAND AND A 58.90-ACRE TRACT OF LAND, BOTH OUT OF SECTION 1, BLOCK X, H.P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM RR, REGIONAL RETAIL DISTRICT, IN PART, MF-22, MULTIPLE-FAMILY DWELLING DISTRICT, IN PART, O-2, OFFICE DISTRICT, IN PART, AND AE, AGRICULTURAL ESTATE DISTRICT, IN PART, TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF EAST LOOP 250 NORTH AND 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 (FIRST READING HELD MARCH 24, 2026) **(DISTRICT: 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10739.

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

The motion Passed by the following vote:

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

Ladd, John Norman
NAY: None
ABSTAIN: None
ABSENT: None

22. 10740 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE EAST 26 FEET OF LOT 17, ALL OF LOT 18, AND THE WEST 14.5 FEET OF LOT 19, AVALON ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF STANOLIND AVENUE, APPROXIMATELY 230 FEET WEST OF NORTH I STREET), BY PERMITTING A REDUCED MINIMUM REAR YARD SETBACK; 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 MARCH 24, 2026) **(DISTRICT: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10740.

John Norman moved to Approve; seconded by Brian Stubbs.

The motion Passed by the following vote:

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

23. 10741 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE THE EAST 55 FEET OF LOTS 12 AND 13, BLOCK 1, EDWARDS ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-16, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF MISSISSIPPI AVENUE, APPROXIMATELY 70 FEET EAST OF NORTH FORT WORTH 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 MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10741.

John Burkholder moved to Approve; seconded by Robin Poole.

The motion Passed by the following vote:

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

24. 10742 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 1 AND THE EAST 23 FEET OF LOT 2, BLOCK 3, RESUBDIVISION OF BLOCK 3 OF JOHNSON AND MORAN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF HARVARD AVENUE AND LANHAM STREET), BY PERMITTING (1) A REDUCED MINIMUM REAR YARD SETBACK AND (2) REDUCED MINIMUM SIDE YARD SETBACKS ON THE EAST AND WEST SIDES OF THE PROPERTY; 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 MARCH 24, 2026) **(DISTRICT: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10742.

Robin Poole moved to Approve; seconded by Amy Stretcher Burkes.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

25. 10743 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 0.50-ACRE TRACT OF LAND OUT OF SECTION 36, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM BP, I-20 BUSINESS PARK DISTRICT TO LI, LIGHT INDUSTRIAL DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH ADAMS 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 (FIRST READING HELD MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10743.

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

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC HEARINGS

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

26. 10745 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 7, BLOCK 22, HOMESTEAD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH DALLAS STREET AND EAST MICHIGAN AVENUE), BY PERMITTING A REDUCED MINIMUM LOT WIDTH IN THE EVENT THAT THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND IS AMENDED TO REZONE THE LOT FROM C, COMMERCIAL 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) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10745.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is for a special exception and possible zone change. Items 26 and 27 of this agenda are related. The action today is to legalize so that the property owner may build a new single-family residence. The action is contingent on approving item 27 which is the next item on this agenda.

Mayor Blong opened the public hearing at 10:27 a.m.

Jarrod Sparks, (Citizen), reported that the Council is doing a great job serving the City and asked that they stay encouraged.

There being no one else wishing to speak, the public hearing was closed at 10:29 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, Robin Poole, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: None

27. 10746 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 7, BLOCK 22, HOMESTEAD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM C, COMMERCIAL DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH DALLAS STREET AND EAST MICHIGAN 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)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10746.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is a rezone request related to the previous item.

Council Member John Burkholder inquired if this was outside of an overlay that was previously done.

Mrs. Triggs reported this is one of three areas that have been identified and also provided a timeline for the next step.

Mayor Blong opened the public hearing at 10:32 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, Robin Poole, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: None

28. 10747 - AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 5 AND THE WEST 36 FEET OF LOT 6, BLOCK 2, THE BEDFORD PLACE, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH H STREET AND BEDFORD DRIVE), BY PERMITTING (1) A REDUCED MINIMUM SIDE YARD SETBACK ON THE WEST SIDE OF THE PROPERTY AND (2) A REDUCED MINIMUM REAR YARD SETBACK; 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) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10747.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is for a special exception for a reduced minimum side yard setback and a reduced minimum rear yard setback for a new garage.

Mayor Blong inquired if there were any concerns with ingress and egress into other peoples yards.

Mrs. Triggs reported the entry/exit of the garage will be from the side street, not the alley.

Council Member John Burkholder inquired about a roof overhang. Mrs. Triggs reported the overhang has been eliminated.

Mayor Blong opened the public hearing at 10:35 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, Robin Poole, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: None

29. 10748 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 141.51-ACRE TRACT OF LAND ("TRACT 1") AND A 22.98-ACRE TRACT OF LAND ("TRACT 2"), EACH OUT OF SECTION 10, BLOCK X, H.P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF NORTH GARFIELD STREET, APPROXIMATELY 1,295 FEET NORTH OF MOCKINGBIRD LANE); TRACT 1 BEING REZONED FROM SF-1, SINGLE-FAMILY DWELLING DISTRICT, IN PART, AND AE, AGRICULTURAL ESTATE DISTRICT, IN PART, TO SF-3, SINGLE-FAMILY DWELLING DISTRICT; TRACT 2 BEING REZONED FROM SF-1, SINGLE-FAMILY DWELLING DISTRICT, IN PART, AND PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER, IN PART, TO LR, LOCAL 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); AND ORDERING PUBLICATION
(DISTRICT: 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10748.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is to amend the zoning district map north of Loop 250. The intent is to allow for flexibility over time, if necessary. There were three letters of objection received and the concerns are about traffic. They will work with the developer to solve the issues.

Mayor Blong reported the developer, Mark Payne, has been great for the community. There are concerns with traffic and drainage in the area. They will need to figure out how to develop this area.

Council Member Brian Stubbs shared his concerns about the intersection of Garfield and Mockingbird, drainage and how to get water into the Midland draw.

Council Member John Burkholder also thanked Mr. Payne for the quality of homes developed and reiterated some of the same concerns.

Council Member Robin Poole reported she agrees with the same concerns. She would like to add that she is not comfortable with the single family (SF3) portion and would like to see some single family (SF2) included. In the future, staff should avoid combining separate zoning items into one request. Please return to Council as two separate agenda items.

Council Member John Norman inquired about the 50-foot easement objection. Deputy City Manager Jose Ortiz will look into it.

Mayor Pro Tem Amy Stretcher Burkes commented that 19.54 percent is not insignificant and spoke on guaranteeing the right-of-way for five lanes, density regarding SF3, agrees with a transitional area and traffic.

Council Member Robin Poole agrees with Mayor Pro Tem Amy Stretcher Burkes regarding not having an interim road. Deputy City Manager Jose Ortiz noted that design efforts are currently being addressed for a full build-out with the option of an interim solution.

Mayor Blong reported that if the interim solution is a part of a phase to accomplish the final solution, that will be fine, but the Council is not interested in putting funds into something that will have to be torn down later.

Mayor Blong opened the public hearing at 10:49 a.m.

Mark Payne (Representative), provided a report on the development, affordability, why he needs the zoning he's asking for, drainage and that the City needs to do their part with regard to Mockingbird.

Mayor Blong agreed that the City does have accounts to settle.

City Attorney Nicholas Toulet-Crump reported that more time is allowed to speak when there are applicants/developers/representatives present so Council may receive a full understanding and ask questions if necessary.

Council discussion with Mr. Payne ensued.

John Newton (Representative) will answer questions if needed.

Jarrold Sparks (Citizen), reported the need for flexibility with regard to an SF3 and that the development need in the area has been an issue for many years.

There being no one else wishing to speak, the public hearing was closed at 11:05 a.m.

Council discussion continued; they are supportive but feel that more time and discussion are needed.

Council Member Robin Poole reported that we cannot set a precedent by saying we trust one builder by giving a blanket SF3, knowing a great job will be done by Mr. Payne when there are other builders who may not have the same reputation. There needs to be a level playing field for all builders.

Mayor Blong directed staff to look at zoning and evaluate creative solutions.

City Attorney Nicholas Toulet-Crump recommended that when this is brought back to Council, it should be as two separate items.

John Burkholder moved to Defer this item until the June 9th City Council meeting; seconded by Brian Stubbs.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

30. 10749 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOTS 10 AND 11, BLOCK 2, SOLOMON ESTATES, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT TO PD, PLANNED DEVELOPMENT DISTRICT FOR HOUSING DEVELOPMENT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH A STREET AND MOCKINGBIRD LANE); 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)**

Mayor Blong reported this item is being skipped. No action taken by Council

31. 10750 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 4.497-ACRE TRACT OF LAND OUT OF LOT 10, BLOCK 7, WESTRIDGE PARK ADDITION, SECTION 39, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF DEAUVILLE BOULEVARD, APPROXIMATELY 285 FEET WEST OF GRIFFITH 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 **(DISTRICT: 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Mayor Blong reported this item is being skipped. No action taken by Council

32. 10751 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOTS 1 THROUGH 4, BLOCK 45, COWDEN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF NORTH BIG SPRING STREET AND LIDDON AVENUE), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A RESTAURANT 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: 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10751.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is for a Specific Use Designation (SUD) for the sale of Alcohol.

Mayor Blong opened the public hearing at 11:17 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, Robin Poole, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

NAY: None

ABSTAIN: None

ABSENT: None

33. 10752 - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR A 3,800-SQUARE FOOT PORTION OF LOT 6A, BLOCK 2, AMARON ADDITION, SECTION 6, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF RANKIN HIGHWAY, APPROXIMATELY 250 FEET NORTH OF CRUMP STREET), WHICH IS PRESENTLY ZONED PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A RESTAURANT 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: 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Kathy Rauda read the caption of Ordinance No. 10752.

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is for a SUD for the sale of Alcohol.

Mayor Blong opened the public hearing at 11:20 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

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

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

MISCELLANEOUS

34. 2026-044 - RESOLUTION APPROVING THE ISSUANCE OF AN ORDER FINDING

THE SINGLE-FAMILY RESIDENCE ON LOT 9, BLOCK 136, SOUTHERN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT 301 SOUTH JEFFERSON STREET, MIDLAND, TEXAS 79701) 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 (DEFERRED FROM MARCH 24, 2026) **(DISTRICT: 2) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is the third time Council has seen this item regarding substandard buildings. The last time this item came before Council, the property owner/representative requested 90 days instead of 30 days to take care of the issue.

Mrs. Triggs reported on the process of items like this and that 90 to 120 days are spent trying to connect with property owners before it ever comes to Council. Since the last Council meeting, several attempts have been made to contact the property owner. If this item is approved today, it will allow for 90 days instead of 30.

City Attorney Nicholas Toulet-Crump reported that if the Council chooses to allow more than 30 days, there will be two additional requirements associated with the order. The first one is that the time schedule has to be established (which is included within the current ordinance), the second one is that the property owner must secure the property from any unauthorized entry. Mr. Toulet-Crump further reported on the specifics of having the property secured for the entire time work is being done. The City has no mechanism to jump ahead prior to the 90 days and began work if the homeowner has not done his part.

Council Member Jack Ladd reported that some citizens seem confused with how a lien works. Mrs. Triggs reported they are informed about the process.

Deputy City Manager Morris Williams Jr. reported he has tried to contact the property owner.

Jack Ladd moved to Amend the timeframe from 90 days to 30 days; seconded by John Burkholder.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

35. 2026-045 - RESOLUTION APPROVING THE ISSUANCE OF AN ORDER FINDING THE SINGLE-FAMILY RESIDENCE ON LOT 3, BLOCK 23, BELMONT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT 1604 SOUTH LORAIN STREET, MIDLAND, TEXAS 79701) 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 (DEFERRED FROM MARCH 24, 2026) (DISTRICT: 2) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)

Chief Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting, this is similar to the previous item (number 34) regarding substandard buildings. The property is abandoned and vacant. There has been more communication with the property owner on this item.

John Burkholder moved to Amend the timeframe from 90 days to 30 days; seconded by John Norman.

The motion Passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC COMMENT

36. 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.)

Council Member Brian Stubbs read a statement on values, the lack of civility during Council meetings, unity, respect and everyone having one voice.

Nino Rodriquez (Citizen) spoke on several issues, including, but not limited to, respecting taxpayers, write-ups regarding Elvie Brown, issues with the Omni hotel, the Scharbauer Foundation and Type A and Type B projects.

Council Member John Norman reported Round Up Inc. received 2.1 million dollars to support a program helping children access sport opportunities they previously lacked.

Robin Campbell (Citizen) would like more than three minutes to speak during public comment. Mrs. Campbell also spoke on several issues, including, but not limited to, putting the Omni hotel discussion on the agenda for an upcoming meeting, Type A and Type B projects and whether those funds were legally given to the Omni hotel.

City Attorney Nicholas Toulet-Crump reported what is not a legal conflict of interest. Council has not voted on anything that was a conflict of interest.

Judd Campbell (Citizen) addressed Mr. Toulet-Crump's comments regarding conflicts of interest and reported that some Council Members have removed themselves from discussions due to judgment even though it may not meet the legal requirements. Mr. Campbell addressed Council Member Stubbs' comments regarding respect and would like an update regarding the Omni

hotel placed on an upcoming agenda.

The entire discussion may be heard and viewed in its entirety at <https://midlandtx.new.swagit.com/videos/382073>.

EXECUTIVE SESSION

Mayor Blong recessed the City Council meeting to go into Executive Session at 11:49 a.m.

37. 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:

37.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.

37.b Section 551.072, Deliberation Regarding Real Property

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

37.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.

37.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 2:10 p.m.

PASSED AND APPROVED April 28, 2026.

Lori Blong, Mayor

ATTEST:

Marcia Bentley-German
City Governance Officer/City Secretary