

**MIDLAND CITY COUNCIL
MINUTES
April 24, 2018**

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ____ a.m. on April 24, 2018.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem Spencer Robnett (At-Large), Council Member Scott Dufford (At-Large), Council Member Jeff Sparks (District 1), Council Member John B. Love III (District 2), Council Member Sharla Hotchkiss (District 3), and Council Member J.Ross Lacy (District 4).

Council Members absent: None.

Staff members present: City Manager Courtney Sharp, City Attorney John Ohnemiller, Assistant City Manager Frank Salvato, Assistant City Manager Robert Patrick, City Secretary Amy Turner, Police Chief Steve Henry, Fire Chief Chuck Blumenauer, Utilities Director Laura Wilson, Administrative Services Director __, Finance Director Pam Simecka, Development Services Director Charles Harrington, Community Services Director Tina Jauz, Engineering Services Director Jose Ortiz, Director of Airports Justine Ruff, General Services Director Fred Reyes, Chief Information Officer Willie Resto, Solid Waste Director Morris Williams, Planning Division Manager Jessica Carpenter, Building Official Steve Thorpe, and Public Information Officer Elana Ladd.

The foregoing agenda items were discussed by the City Council with no formal action taken. The Briefing Session was adjourned at ____ a.m.

REGULAR SESSION

The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., April 24, 2018.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem Spencer Robnett (At-Large), Council Member Scott Dufford (At-Large), Council Member Jeff Sparks (District 1), Council Member John B. Love III (District 2), Council Member Sharla Hotchkiss (District 3), and Council Member J.Ross Lacy (District 4).

Council Members absent: None.

Staff members present at the annex table: City Manager Courtney Sharp, City Attorney John Ohnemiller, Assistant City Manager Frank Salvato, and Assistant City Manager Robert Patrick.

The Agenda Items were heard in the following order:

Mayor Morales called the meeting to order at ___ a.m.

OPENING ITEMS

cto 10:00

1. Invocation - Pastor Bob Pase, Grace Lutheran Church
2. Pledge of Allegiance

PRESENTATIONS

volunteer hours for midland association of retired school pers 1,507,303.08 for fy 1718

60,028 volunteer hours 1,507,303.08

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Receive a presentation from the Midland Association of Retired School Personnel regarding volunteer hours for 2017.

CONSENT AGENDA

Council Member Love moved to approve Consent Agenda items 4 - 29 excluding 17, 26; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

4. Approved a motion approving the following minutes:
 - a. Regular meeting of April 10, 2018
5. Approved a resolution awarding a contract for the Water Pollution Control Plant (WPCP) Primary Treatment Rehabilitation Project for the Utilities Department; and appropriating funds therefore. (PURCHASING)

RESOLUTION NO. 2018 - 141

RESOLUTION AWARDING A CONTRACT FOR THE WATER POLLUTION CONTROL PLANT PRIMARY TREATMENT REHABILITATION PROJECT TO RED RIVER CONSTRUCTION CO. IN THE AMOUNT OF \$8,807,040.00; APPROVING \$2,201,760.00 FOR CONTINGENCIES; AND APPROPRIATING FUNDS THEREFOR

6. Approved a resolution ratifying contracts issued to Blackmon Mooring of Texas, Inc. for Emergency Remediation in the Security Bank Ballpark Suites in the amount of \$69,724.14 and Emergency Repairs to the Security Bank Ballpark Suites in the amount of \$242,132.94 for a total cost of \$311,857.08 at the Scharbauer Sports Complex for the Community Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 142

RESOLUTION RATIFYING AND APPROVING AN EMERGENCY CONTRACT FOR THE REMEDIATION OF THE SECURITY BALL PARK SUITES IN THE AMOUNT OF \$69,724.14 AND AN EMERGENCY CONTRACT FOR THE REPAIR OF THE SECURITY BALLPARK SUITES IN THE AMOUNT OF \$242,132.94 FOR A TOTAL COST OF \$311,857.08

7. Approved a resolution authorizing the City Manager to negotiate and execute a contract for Utility Billing Software for the Communication and Information Systems Department. (PURCHASING)

RESOLUTION NO. 2018 - 143

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH NORTHSTAR UTILITIES SOLUTIONS, AN UNINCORPORATED DIVISION OF N. HARRIS COMPUTER, OF NEPEAN, ONTARIO, CANADA, FOR UTILITY BILLING SOFTWARE FOR THE FINANCE DEPARTMENT, AT A TOTAL COST NOT TO EXCEED \$770,250.00; AND AUTHORIZING PAYMENT THEREFOR

8. Approved a resolution approving a change order to the Utility Extension Program 03 for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 144

RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NUMBER ONE WITH BOLEREQUIPMENT SERVICE, INC. REGARDING THE UTILITY EXTENSION PROGRAM 03 PROJECT; SAID CHANGE ORDER TO PROVIDE FOR ADDITIONAL WORK BASED ON THE UNIT PRICES IN THE CONTRACT AND IN SAID CHANGE ORDER NUMBER ONE; AND AUTHORIZING PAYMENT THEREFOR IN AN AMOUNT NOT TO EXCEED \$625,000.00

9. Approved a resolution approving a change order to the Water, Wastewater, and Fire Hydrant Taps Expanded Program 04 for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 145

RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NUMBER ONE WITH RED DEER CONSTRUCTION, LLC REGARDING THE WATER, WASTEWATER, & FIRE HYDRANT TAPS EXPANDED PROGRAM 04 PROJECT; SAID CHANGE ORDER TO PROVIDE FOR ADDITIONAL WORK BASED ON THE UNIT PRICES IN THE CONTRACT; AND AUTHORIZING PAYMENT THEREFOR IN AN AMOUNT NOT TO EXCEED \$175,000.00

10. Approved a resolution approving the purchase of two (2) brush trucks from Houston Freightliner through the Houston-Galveston Area Council (H-GAC) for a total cost of \$482,170.00 for the Fire Department through the Garage Division. (PURCHASING)

RESOLUTION NO. 2018 - 146

RESOLUTION APPROVING THE PURCHASE OF TWO (2) BRUSH TRUCKS FROM HOUSTON FREIGHTLINER THROUGH THE HOUSTON-GALVESTON AREA COUNCIL AT A TOTAL COST OF \$482,170.00

11. Approved a resolution approving the issuance of a request for proposals for Self Insured

Medical, Dental, and Vision Claims Administration, Large Case Management/Precertification, Preferred Provider Organization, Pharmacy Benefit Manager Retail/Mail Order, and Section 125 Claims Administration for the Administrative Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 147

RESOLUTION AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSALS FOR A THIRD PARTY BENEFITS ADMINISTRATOR FOR THE ADMINISTRATIVE SERVICES DEPARTMENT; SAID REQUEST FOR PROPOSALS INCLUDING SELF-INSURED MEDICAL AND DENTAL CLAIMS ADMINISTRATION, LARGE CASE MANAGEMENT/PRECERTIFICATION, PREFERRED PROVIDER ORGANIZATION, PHARMACY BENEFIT MANAGER RETAIL/MAIL ORDER, AND SECTION 125 CLAIMS ADMINISTRATION

12. Approved a resolution approving the purchase of disaster recovery software and hardware from EST Group, LLC through Buyboard contract 498-15 for a total cost of \$297,125.00 for the Communication and Information Systems Department. (PURCHASING)

RESOLUTION NO. 2018 - 148

RESOLUTION APPROVING THE PURCHASE OF DISASTER RECOVERY AND BUSINESS CONTINUITY PRODUCTS FOR THE COMMUNICATION AND INFORMATION SYSTEMS DEPARTMENT FROM EST GROUP, LLC, THROUGH BUYBOARD AT A TOTAL COST OF \$297,125.00

13. Approved a resolution authorizing the City Manager to approve the plans and specifications and advertise for bids for the Business State (BS) Highway 349 (Big Spring Street) Drainage Basin Project for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 149

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE THE PLANS AND SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE BUSINESS STATE HIGHWAY 349 (BIG SPRING STREET) DRAINAGE BASIN PROJECT; SAID PROJECT TO PROVIDE FOR THE CONSTRUCTION OR MODIFICATION OF DETENTION BASINS LOCATED ADJACENT TO BUSINESS STATE HIGHWAY 349 BETWEEN TEJAS STREET AND THE NORTHERN BOUNDARY OF MIDLAND COUNTY

14. Approved a resolution awarding a contract for the purchase and installation of Console Furniture for the 911 Public Safety Center for the Communication and Information Systems Department. (PURCHASING)

RESOLUTION NO. 2018 - 150

RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION OF CONSOLE FURNITURE FOR THE COMMUNICATION AND INFORMATION SYSTEMS DEPARTMENT TO THE SOLE PROPOSER, WATSON FURNITURE GROUP, INC. OF POULSBO, WASHINGTON, AT A TOTAL COST OF \$146,639.78

15. Approved a resolution awarding a contract for the Lamesa and Longview Mill and Inlay

Project for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 151

RESOLUTION AWARDING A CONTRACT FOR THE LAMESA AND LONGVIEW MILL AND INLAY PAVING PROJECT TO JONES BROS. DIRT & PAVING CONTRACTORS, INC. OF ODESSA, TEXAS, AT A TOTAL COST OF \$1,250,772.47; AND AUTHORIZING PAYMENT THEREFOR

16. ONCOR's filing for Distribution Cost Recovery (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 152

RESOLUTION OF THE CITY OF MIDLAND, TEXAS, FINDING THAT THE APPLICATION OF ONCOR ELECTRIC DELIVERY COMPANY, LLC ("ONCOR") FOR APPROVAL OF A DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY ONCOR; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO SEND COPIES OF THIS RESOLUTION TO ONCOR AND LEGAL COUNSEL FOR THE STEERING COMMITTEE

18. Approved a motion to approve a proposed Preliminary Plat of Parsley Addition, being a 66.929-acre tract of land out Section 12, Block 39, T-2-S, T&P RR Co. Survey, Midland County, Texas. (Generally located northwest of the intersection of East County Road 120 and FM 715 - Extraterritorial Jurisdiction.) (DEVELOPMENT SERVICES)
19. Approved a resolution authorizing the annexation or inclusion of approximately 0.442 acres into the Downtown Midland Management District; said property being further described as the south 220 feet of Block 60 1/2, Original Town Addition; and the north 65 feet of Lots 10, 11, and 12, Block 15, West End Addition; all out of the City and County of Midland, Texas. (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 153

RESOLUTION AUTHORIZING, APPROVING AND CONSENTING TO THE DOWNTOWN MIDLAND MANAGEMENT DISTRICT'S ANNEXATION OF APPROXIMATELY 0.442 ACRES OF LAND AND THE INCLUSION THEREOF WITHIN THE BOUNDARIES OF THE DOWNTOWN MIDLAND MANAGEMENT DISTRICT, SAID LAND BEING THE SOUTH 220 FEET OF BLOCK 60 1/2, ORIGINAL TOWN ADDITION, AND THE NORTH 65 FEET OF LOTS 10, 11, AND 12, BLOCK 15, WEST END ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS

20. Approved a resolution authorizing the City Manager to allocate funds to each of the 2017 bond projects for years 2 through 5 at a total cost not to exceed the remaining funds available in the 2017 Year 1 Bond Program. Funds in each project shall be used for project related costs incurred for planning, design, and other minor ancillary construction cost to the project (ie. site preparation, TDLR inspections, and material testing services). (ENGINEERING SERVICES)

RESOLUTION NO. 2018 - 154

RESOLUTION APPROPRIATING \$10,950,000.00 FROM THE 2018 ROAD BOND FUND (178) UNAPPROPRIATED FUND BALANCE ACCOUNT (53650) TO VARIOUS PROJECTS

21. Approved a resolution approving Change Order One (1) to the Fiscal Year 2018 Citywide Concrete Program contract for the Transportation Division. (PURCHASING)

RESOLUTION NO. 2018 - 155

RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NUMBER ONE WITH ONYX GENERAL CONTRACTORS, LLC REGARDING THE FISCAL YEAR 2018 MIDLAND CITYWIDE CONCRETE PROGRAM; SAID CHANGE ORDER TO PROVIDE FOR VEHICULAR AND PEDESTRIAN TRAFFIC IMPROVEMENTS ASSOCIATED WITH ROAD BOND PROJECTS AT OR NEAR THE INTERSECTION OF ILLINOIS AVENUE AND C STREET, ALONG TEXAS AVENUE BETWEEN N STREET AND M STREET, AND AT OR NEAR THE INTERSECTION OF THOMASON DRIVE AND WALL STREET; AND AUTHORIZING PAYMENT THEREFOR IN AN AMOUNT NOT TO EXCEED \$250,000.00

22. Approved a motion on request by Wireline Accessories and Sales, LLC to defer water, and reconfirm deferral of wastewater, paving and sidewalk improvements for Ranchland Acres, Section 4, and to waive the corresponding financial security guarantee valued at \$328,128.00, an amount equal to the estimated cost of construction. The subject property is generally located on the south side of Interstate 20 approximately 400 feet west of Midland Drive, within the corporate limits of the City of Midland, Midland County, Texas. (ENGINEERING SERVICES)
23. Approved a resolution on request by Chris McIntosh, Owner, Wireline Accessories and Sales, LLC, to terminate a Public Improvement Development Agreement for water improvements at the Ranchland Acres Addition, Section 4 between Wireline Accessories and Sales, LLC and the City of Midland, Texas, dated September 25, 2013, as authorized by the City Council in Resolution No. 2013-333. (ENGINEERING SERVICES)

RESOLUTION NO. 2018 - 156

RESOLUTION AUTHORIZING THE EXECUTION OF AN INSTRUMENT TERMINATING THE PUBLIC IMPROVEMENT DEVELOPMENT AGREEMENT WITH WIRELINE ACCESSORIES AND SALES, LLC FOR WATER DISTRIBUTION AND WASTEWATER COLLECTION IMPROVEMENTS TO RANCLAND ACRES ADDITION, SECTION 4, MIDLAND COUNTY, TEXAS

24. Approved a motion on request by Maverick Engineering to waive roadway pro-rata assessed by Resolution No. 2014-063 for Bush Tennis Center, Section 2 (Opportunity Park) valued at \$89,464.00, an amount equal to the plat frontage of 424 linear feet times the \$211.00 per linear feet pro-rata assessment. The subject property is generally located on the north side of Briarwood Avenue approximately 2,470 feet west of Holiday Hill, adjacent to the corporate limits of the City of Midland, Midland County, Texas. (ENGINEERING SERVICES)
25. Approved a resolution approving a Municipal Maintenance Agreement with the State of Texas to provide for the maintenance, control, supervision and regulation of certain State Highways and portions of State Highways in the City of Midland; approving an

Amendment to said Municipal Maintenance Agreement to provide for the furnishing, installing, operation and maintenance of cameras on State Highway rights-of-way to monitor compliance with traffic-control signals; authorizing and directing the City Manager to execute said Municipal Maintenance Agreement and said Amendment; and authorizing and directing the City Secretary to certify this resolution to the State of Texas and to transmit the executed Municipal Maintenance Agreement and Amendment to the State of Texas. (ENGINEERING SERVICES)

RESOLUTION NO. 2018 - 157

RESOLUTION APPROVING A MUNICIPAL MAINTENANCE AGREEMENT WITH THE STATE OF TEXAS TO PROVIDE FOR THE MAINTENANCE, CONTROL, SUPERVISION AND REGULATION OF CERTAIN STATE HIGHWAYS AND PORTIONS OF STATE HIGHWAYS IN THE CITY OF MIDLAND; APPROVING AN AMENDMENT TO SAID MUNICIPAL MAINTENANCE AGREEMENT TO PROVIDE FOR THE FURNISHING, INSTALLING, OPERATION AND MAINTENANCE OF CAMERAS ON STATE HIGHWAY RIGHTS-OF-WAY TO MONITOR COMPLIANCE WITH TRAFFIC-CONTROL SIGNALS; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAID MUNICIPAL MAINTENANCE AGREEMENT AND SAID AMENDMENT; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO CERTIFY THIS RESOLUTION TO THE STATE OF TEXAS AND TO TRANSMIT THE EXECUTED MUNICIPAL MAINTENANCE AGREEMENT AND AMENDMENT TO THE STATE OF TEXAS

27. Approved a resolution authorizing and executing a Right-of-Way License between the City of Midland and Endeavor Energy Resources, L.P., said Right-of-Way License is for entering the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining and removing a fresh water line, not to exceed twelve (12) inches in diameter, and to have the right to ingress and egress at convenient points for such purpose; the pipelines are located within City of Midland property, Sections 5 and 6, Block 39, T-2-S, T&P R.R. Co Survey, Midland County, Texas. (UTILITIES)

RESOLUTION NO. 2018 - 158

RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE BETWEEN THE CITY OF MIDLAND AND ENDEAVOR ENERGY RESOURCES, LP, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTIONS 5 AND 6, BLOCK 39, TOWNSHIP 2 SOUTH, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS

28. Approved a resolution authorizing and executing a Right-of-Way License between the City of Midland and Endeavor Energy Resources, L.P., said Right-of-Way License is for entering the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining and removing six lines, being a fresh water line, not to exceed twelve (12) inches in diameter, a gas line, not to exceed six (6) inches in diameter, an oil/water mixed fluid line, not to exceed six (6) inches in diameter, a gas lift suction line, not to exceed ten (10) inches in diameter, a gas sales line, not to exceed twelve (12) inches in diameter, and an extra steel casing, not to exceed twenty (20) inches in diameter, and to have the right to ingress and egress at convenient points for such purpose; the pipelines are located within City of Midland property, Sections 4 and 9, Block 39, T-2-S, T&P R.R. Co. Survey, Midland County, Texas. (UTILITIES)

RESOLUTION NO. 2018 - 159

RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE BETWEEN THE CITY OF MIDLAND AND ENDEAVOR ENERGY RESOURCES, LP, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTIONS 4 AND 9, BLOCK 39, TOWNSHIP 2 SOUTH, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS

29. Approved a resolution authorizing and executing a Right-of-Way License between the City of Midland and Endeavor Energy Resources, L.P., said Right-of-Way License is for entering the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining and removing an oil line, a gas line, and a fresh water line, each not to exceed twelve (12) inches in diameter, and to have the right to ingress and egress at convenient points for such purpose; the pipelines are located within City of Midland property, Section 8, Block 39, T-2-S, T&P R.R. Co. Survey, Midland County, Texas. (UTILITIES)

RESOLUTION NO. 2018 - 160

RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE BETWEEN THE CITY OF MIDLAND AND ENDEAVOR ENERGY RESOURCES, LP, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 8, BLOCK 39, TOWNSHIP 2 SOUTH, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS

17. Approved a motion approving a proposed Preliminary Plat of Lone Star Trails, Section 11 being a 272.86-acre tract of land in Section 7, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas. (Generally located northeast of the intersection of Arapahoe Road and Fairgrounds Road.) (DEVELOPMENT SERVICES)

Council Member Robnett moved to defer ; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

26. Receive the 2017 Midland Police Department Racial Profiling Analysis. (POLICE)

Love

Council Member Dufford moved to adopt Resolution No. NUMBER>; seconded by Council Member Sparks.

The motion carried by the following vote: AYE: Hotchkiss, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: Love. ABSENT: None.

SECOND READINGS

30. Consider an ordinance on second reading on a request by Regal Licensing, LLC, for a Specific Use Permit with Term for the sale of all alcoholic beverages, for on-premises consumption, in a Movie Theater, on Lot 3, Block 45, Fairmont Park Addition, Section 13, City and County of Midland, Texas. (Generally located on the south side of West Loop 250 North, approximately 750-feet west of Henry Koontz Boulevard.) (DEVELOPMENT SERVICES) (First reading held April 10, 2018.)

ORDINANCE NO. 9754

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOT 3, BLOCK 45, FAIRMONT PARK ADDITION, SECTION 13, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST LOOP 250 NORTH, APPROXIMATELY 750 FEET WEST OF HENRY KOONTZ BOULEVARD), WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITH TERM FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A MOVIE THEATER FOR ON-PREMISES CONSUMPTION; MAKING SAID PERMIT 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

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9754.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9754 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

The motion carried by the following vote: AYE: Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: Hotchkiss. ABSTAIN: None. ABSENT: None.

31. Consider an ordinance on second reading on a request by Bill Roberts, for a Special Exception, to the City of Midland Zoning Code Section 11-1-7 Area, yard, structure, parking and miscellaneous lot use regulations concerning an accessory detached structure exceeding the principle structure, and construction materials on Lot 27, Block 1, Country Sky Addition, Section 20, City and County of Midland, Texas. (Generally located west of Coyote Trail and approximately 659 feet south of Briarwood Trail.) (DEVELOPMENT SERVICES) (First reading held April 10, 2018.)

ORDINANCE NO. 9755

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 27, BLOCK 1, COUNTRY SKY ADDITION, SECTION 20, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF COYOTE TRAIL, APPROXIMATELY 659 FEET SOUTH OF BRIARWOOD AVENUE), BY PERMITTING A DETACHED ACCESSORY STRUCTURE OF A SIZE THAT EXCEEDS THE TOTAL FINISHED AREA OF THE PRINCIPAL STRUCTURE AND BY PERMITTING A METAL SKIN EXTERIOR ON A DETACHED ACCESSORY STRUCTURE THAT EXCEEDS 400 SQUARE FEET IN AREA; 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

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9755.

Council Member Sparks moved to approve the second and final reading of Ordinance No. 9755 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

Lacy invited Mr. Roberts forward.

Bill Roberts 4401 Coyote Trail, went around to area that notices sent to had them sign off on drawing. Everybody seemed to be on board. visited with Ms. Parks made some new friends. Ththink everybody is on board provided sheet that everyone signed off on. Robnett asked to see. Appreciate taking time tos ee.

invited anyone else forward none.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

32. Consider an ordinance on second reading establishing intersection stops at various locations within the City of Midland, Texas; authorizing and directing the Traffic Engineer to install appropriate signs and markings at the designated locations; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES) (First reading held April 10, 2018.)

ORDINANCE NO. 9757

AN ORDINANCE ESTABLISHING INTERSECTION STOPS AT VARIOUS LOCATIONS WITHIN THE CITY OF MIDLAND, TEXAS; AUTHORIZING AND DIRECTING THE TRAFFIC ENGINEER TO INSTALL APPROPRIATE SIGNS AND MARKINGS AT THE DESIGNATED LOCATIONS; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO HUNDRED DOLLARS (\$200.00); AND ORDERING PUBLICATION

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9757.

Council Member Robnett moved to approve the second and final reading of Ordinance No. 9757 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

33. Consider an ordinance on second reading establishing yield right-of-way Signs at various locations within the City of Midland, Texas; authorizing and directing the Traffic Engineer to install appropriate signs and markings at the designated locations; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES) (First reading held April 10, 2018.)

ORDINANCE NO. 9758

AN ORDINANCE ESTABLISHING YIELD RIGHT OF WAY SIGNS AT VARIOUS LOCATIONS WITHIN THE CITY OF MIDLAND, TEXAS; REQUIRING AND AUTHORIZING THE POSTING OF APPROPRIATE SIGNS AT SAID INTERSECTIONS; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO HUNDRED DOLLARS (\$200.00); AND ORDERING PUBLICATION

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9758.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9758 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

PUBLIC HEARINGS

34. Hold a public hearing and consider an ordinance request by Gary J Dawson for a zone change from AE, Agriculture Estates District, to O-1, Office District on Lot 1, Block 1, Camelot Addition, City and County of Midland, Texas. (Generally located on the west side of Elkins Road, approximately 610-feet north of East County Road 72.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9759

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 1, BLOCK 1, CAMELOT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED AE, AGRICULTURE ESTATE DISTRICT, TO BE USED AS AN O-1, OFFICE DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF ELKINS ROAD, APPROXIMATELY 610 FEET NORTH OF EAST COUNTY ROAD 72); 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

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9759.

Development Services Director Chuck Harrington gave a brief overview of the item noting property located on Elkins Road. Across the street from his outside city limits is developed as industrial. starting to look at whole elkins road issue. what requesting meets urban load in comp plan. Staff felt like this would present as good buffer to property to east and keep land behind for residential uses. looking at all of elkins to make changes. reviewed it, staff reviewed found no issues staff rec approval. no loj. Love application looking to do light industrial to office. You stated next door to industrial want to ensure won't conflict with his zoning request. Chuck all discussions with him and realtor is all o-1 which doesn't allow industrial uses. just want to ensure light industrial not permitting in zoning classification. Second study area and look at the corridor study that mpo issues. Chuck yes, that the corner study on far reaches was very loose and a lot of growth starting to take place need to take tighter look.

Mayor Morales opened the public hearing at 10:15 a.m.

Anette Dozier Vislar LLC that just purchased property. Love the application said light industrial wanted to ensure aware not allowed. Anette building 8000sf business is growing and new offices for employees. Love is business industrial mfg? strictly office buildings. anette yes.

There being no one else wishing to speak, the public hearing was closed at 10:16 a.m.

Council Member Sparks moved approval of the first of two readings of Ordinance No. 9759 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

35. Hold a public hearing and consider a resolution on a request by Arts Council of Midland for approval of a Temporary Land Use Permit for an Arts Festival on Lots 9 through 12, Block 65; a 0.28-acre portion of North Colorado Street right-of-way adjacent to Blocks 55 and Block 56; a 0.25-acre portion of South Colorado Street right-of-way adjacent to Blocks 64 and 65; and a 0.87-acre portion of West Wall Street right-of-way adjacent to Blocks 55, 56, 64, and 65; all out of Original Town Addition; and Block 55, Original Town Addition, Section 14; City and County of Midland, Texas. (Generally located at the intersection of North Colorado Street and West Wall Street.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 161

RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR AN ARTS FESTIVAL ON LOTS 9 THROUGH 12, BLOCK 65, A 0.28-ACRE PORTION OF NORTH COLORADO STREET RIGHT-OF-WAY ADJACENT TO BLOCKS 55 AND BLOCK 56, A 0.25-ACRE PORTION OF SOUTH COLORADO STREET RIGHT-OF-WAY ADJACENT TO BLOCKS 64 AND 65, AND A 0.87-ACRE PORTION OF WEST WALL STREET RIGHT-OF-WAY ADJACENT TO BLOCKS 55, 56, 64, AND 65, ORIGINAL TOWN ADDITION, AND BLOCK 55, ORIGINAL TOWN ADDITION, SECTION 14, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE INTERSECTION OF NORTH COLORADO STREET AND WEST WALL STREET); AND MAKING SAID PERMIT SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS CONTAINED HEREIN

Development Services Director Chuck Harrington gave a brief overview of the item noting 35th annual event been changed from last year. Use more of Wall Street to west including premier party on first and second floor of Midland Tower for night event form 7-10 and sat and sun artists up there as wlel as on street. no admission charges it will be sat and sunday free. proposing on prem cons of alco bev. 2 cert peace officers on duty and 10 restrooms provided during event. staff reviewed in compliance and rec approval subjeet to conditions a-k.

Mayor Morales opened the public hearing at 10:19 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Dufford moved to adopt Resolution No. 2018 - 161; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

MISCELLANEOUS

36. Approved a resolution granting a variance to Ordinance 8769, (January 1, 2010 Oil and Gas Well Drilling Ordinance), for a 26.92 acre tract of land in Section 24, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located on the north-side of Briarwood, and the east-side of Avalon.), by permitting construction of multi-family residential and commercial buildings where no portion of any structure is closer than 250 feet of existing oil and gas wells (Well #2415 "Robbie" and Well #2407 "Robbie" and permitted oil and gas wells (Gridiron N007LS, Gridiron N007WA, Gridiron N008LS and Gridiron N008WB). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 162

RESOLUTION GRANTING A VARIANCE FOR A 26.92-ACRE TRACT OF LAND OUT OF SECTION 24, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF BRIARWOOD AVENUE AND AVALON DRIVE), BY PERMITTING CONSTRUCTION OF COMMERCIAL BUILDINGS AND MULTIPLE-FAMILY RESIDENCES WHERE NO PORTION OF ANY STRUCTURE IS CLOSER THAN 250 FEET OF AN OIL AND GAS WELL; AND AUTHORIZING ISSUANCE OF BUILDING PERMITS

Steve Thorpe request form Los Conchos ventures llc for 6 wells two in existence and two that are ?? agreement aht exists is for north 8.68 acres of property originally done and now sold to XTO and XJTO ha;snt acknowledged agreement. only covers 8.68 acres. strange 7 shape of almsot 27 acres The undrilled but permitted diamondback wells are to the north. By ordinacne because permitted but undrilled no construction within 300 feet recardless. Asked for a variance of 250 feet.

invited rendall up. Robert Rendall, 6 Destra Drive, Sutie 1000 here on behalf of los concos ventures. steve outlines sitaution. as far as Diamondback did ask for 250 happy with 300. Wanted on plat to show 500 foot setback in case drilled wells before went in for cert of occupancy. As far as down here, what want is to ahve 250 that would go around this circle and that circle but does not touch apartment complex. does imapct some lots slightly but can build stri center around corner. Teh plan is to probalby do climate contorlled storage on northern apt of lot so don;t anticipate having alot of peple in area ine vent diamondback drills. Lacy on current wells agrement with previous operator agreed to 250 correct? Robert yes they had agreement in warranty deed for that property thought had agreement in regard to west just assumed 250 would be honored but a lot of things have happend since then. Lacy do we need to change to incldue 300. John O that is dicussion point might be proposed amendment offered in taht regard.

Sparks his proposal is 250 foot in north part of agreement with operator and subsurface. in absence recomemndation on part of lot 1 2 an 3 that go ahead and approve 300 for those with absence of letter of agreement. if one comes forward not opposed to going to 250 on everyting. Rendall request made to xto is. think what would look like with 300 along west well. Sparks ord is not form property line but from occupied building. Sparks if were to get approval form the oeprator wouldn't ahe any concern. Rendall to move forward willing to do that. tis would probably cause to do up in retail area is bring back of buildings toward street and have parking on north and east side. Leavs long as ekep

middle portion ready to go.

Jack Mohr, 2504 Texland Circle, eng mgr for xto operate two wells in question with current ord being 500 feet operating have concerns about development of putting apt complex within short distance of a well. city is encroaching on oil field concerned about proximity to living conditions. have been in discussion of fair property fair value in exchange for plugging wells so no var required. the current reserve and royalty payments. had discussions on going no had any discussion of last two weeks since brought to proposal of city council. concern is encroaching on oil and gas. if look at opportunity feet within 250 feet they would get much opposition want to recognize need for apt complex and dev but concerned. with current ord what to recognize preeminence of mineral right owners. Sparks what is producing zone? Jack Wolfberry multiple zones some of which may be sour so might have h2s concern would be again right now no issue for sour gas but potential for issue. Sparks that is possibility in San Andreas. h2s is primarily entrained in water. We're talking about something remote and if calculation off wellhead probably wouldn't have 10-15 foot radius of exposure. Have as oil field encroached into city we know that as oil and gas producing community that have to live with the other and coexist so as we've already go from previous operating 250 on northern part and inclined to give them variance as outlined earlier that there should not be a problem with apt complex close to couple of vertical wells. To own admittance might be looking to plugging in future. Lacy whenever bought you agreed to warranty deed that came with it that granted 250 foot radius and you take on burden. also don't want to set precedence where developer has to buy well boring. don't understand why company resistant to this in dire need of apts. Legal documentation of warranty deed is not clear do not recognize that our lawyer had that same understanding. Not lawyer not land man but as review had Mr. Rendall and clients come asking for variance for 500 feet inclined not to want to do that because of proximity of wells to planned dev. part is planned operations ensure access to wells and develop resources in good conscious with leases and mineral royalty. xto been great partner o city donated 7 acres on north part. donated land for bynum school and plugged well for bynum so didn't have to be in proximity to school. been very good citizen and community property. appears trying to side step discussions to get fair value for property. may lose value by having proximity to housing. Robnett any situation that doesn't include purchasing well bores or is that only resolution? At this point only point of discussion 9Jacks0 at this point discussions are preliminary. Robnett frustration is slow or no response to developer. that's what brought this to a head is timing. other variances granted in other situations. May this meeting will help accelerated like to see resolutions worked out outside of this body. Jack main comment ask more time to have those discussions to come to amicable discussion. need housing but want to operate and run business and satisfy those needs without future risk and honor royalty owner. Offered preliminary back of the envelope calculation have to check with mineral and royalty owners to produce those resources. Again, that back of envelope they are receptive to ballpark figure and be able to come to amicable resolution to determine value. Mayor how much time. Sparks ready to offer amendment have 300 foot that don't get within 300 feet of undrilled location so can do 300 foot and that's on everything that is not currently has agreement whether or not recognize. Sparks worked with operators in previous council so they could get minerals out of ground really cannot see that would be inconsistent and not allow surface owners to have same ability and don't think 300 foot is onerous number. Robnett done that without agreement between mineral and surface owner. Jack would be happy to grant variance if can be assured won't introduce risk. good operator responsible to what we do and want to have good faith discussion that

haven't been able to have.

Robert Rendall, been trying for 3 months to have good faith discussion. Sent multiple emails asking for meetings for last 5 weeks and only get response will get back with you. We have somebody who is ready to do this and can't wait any longer. Not out of ordinary for what has happened realistically in past.

Robnett defer two weeks. sparks beent ryign to get togetehr and getting a bunch of static. beleive not onerous to go ahead and approve with 250 on part already go agreement and 300 on apt that have not gotten agreement allows at least to go forward with apt complex and rest of lots will ahve to deal with 300 foot and will want to continue to have negotiations to ahve restriction removed. Adnt hat will be apt complex that will see wlels. Robnett move to def for two weeks vote in favor if no resolution if not reached. Love what do you think 2 weeks will be able to do. Robnett after meeting today will be accelerated. Love if grant will be accelerated. Hotchkiss same as prior homeowner come up with agreement make everyone happy.

Love ask if get operator to committ to working. Jack know may seem liek stalling organization but other complications not just xto other mineral royalty and legal issues that need to be. time required to do that work. not trying to stall one thing looked at initially why dont we jsut plug and put away. want to underscore things working on hope we can work something out within 2 weeks given fact comitted to doing that. mayor appreciate xto presence. eharing mr. rendalls comments.

Sparks are those diamondback permitted wells? Ron yes to north which direction laterals? going south expliting same minerals that Mr. Mohr is talking about. Mohr diamond back is briarwood south.

Lacy how old are well bores? Jack Mohr all orig dev by lyn in 2012-2014 time frame not that old. they are conomic right now at current oil prices. they fall off quickly. Diamondback drill from surface lease south but don't start until south of briarwood road.

Council Member Sparks moved to adopt Resolution No. 2018 - 162 with amendment Revise Section One A to permit the construction of commercial buildings on the portions of the property identified in Exhibit :A" as Lot 1, lot 2 and lot 3 where no portions of a structure shall be closer than 300 feet of an oil and gas well; and Revise Section One B to permit the construction of multiple-family residences: on the portion fo the proeprty identified in Exhibit A as Lot 4 in which a 2540-foot well buffer is depicted where no portion of a structure shall be closer than 250 feet of an oil and gas well; and on the remainder of the proeprty identified in Exhibit A as Lot 4 where no portion of a structure shall be closer than 300 feet of an oil and gas well.; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: Robnett. ABSTAIN: None. ABSENT: None.

2540 foot which should be 250. fix motion.

250 for north well 300 feet for both southern wells

john o what is on board is different from exhibit in packet.

Council Member Robnett moved to defer for two weeks; seconded by Council Member .

Council Member Sparks moved to adopt Resolution No. 2018 - 162 with amendment (as ready in by Council Member Sparks); seconded by Council Member Lacy.

37. Consider an ordinance on second reading on a request by Robert Rendall for a Zone Change from FD, Future Development District to PD, Planned District for a Shopping Center on a 26.92-acre tract of land out of Section 24, Block 40, T-1-S, T&P RR. Co. Survey, City and County of Midland Texas. (Generally located northeast of the intersection of Briarwood Avenue and Avalon Drive.) (DEVELOPMENT SERVICES) (First reading held April 10, 2018.)

ORDINANCE NO. 9756

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 26.92-ACRE TRACT OF LAND OUT OF SECTION 24, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED FD, FUTURE DEVELOPMENT DISTRICT, TO BE USED AS A PD, PLANNED DISTRICT FOR A SHOPPING CENTER (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF BRIARWOOD AVENUE AND AVALON 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

Deputy City Secretary Darlene Eastin read the caption of Ordinance No. 9756.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9756 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

chuck accompnaying to rprevious item was pd now shopping center and multi family housing zone change for palnned sitrict for shopping cente.r currently in platting also rpel plat folowing this on agenda. reveiwed by all depts several comments made obviously well situation addressed as part of ubilding permit meets requirements subject to a and b and contrary what had in original report received letter of opposition. happy to answer any questions. second reading.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

38. Approved a motion approving a proposed Preliminary Plat of SCP Midland West, being a 26.92-acre tract of out of Section 24, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (generally located at the northeast intersection of Briarwood Avenue and Avalon Drive). (DEVELOPMENT SERVICES)

Chuck city orjdiances requires approval of acerage this side. prel plat par tof packet it will be amended tomeet what council amended otherwise rec approval subjecto to meeting public improvements.

Council Member Lacy moved to approve a motion approving a proposed Preliminary Plat of SCP Midland West, being a 26.92-acre tract of out of Section 24, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (generally located at the northeast intersection of Briarwood Avenue and Avalon Drive).; seconded by Council Member Sparks.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: None.

PUBLIC COMMENT

39. 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.)

Lidia Scutter COO permian basin Board of realtors going back to impact fee request that two realtors be on panel so realtors can be educated to educate buyers and understand what getting into. Either way need to be educated and need someone else on panel. Anissa Calderon board of realtors do not understand what impact fee will entail for affordable housing. if talking about 12-14thou tax on mortgage tax that is 96-112 a month increase that will disqualify. when get below 150-350. Lacy no where near that high. Mayor appreciate interest in wanting to be informed will be taken into consideration to see how can include.

no others.

EXECUTIVE SESSION

recess to Executive Session at 11:02 a.m.

40. Pursuant to Texas Government Code §551.101, the Council will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:
- a. Section 551.087 Deliberate Economic Development Negotiations
 - a.1. Discuss business prospects that the City seeks to have, locate, stay, or expand in or near the City of Midland, Texas, and discuss possible incentives.

All of the business at hand having been completed, the meeting adjourned at ____ p.m.

PASSED AND APPROVED the __ day of ____, 2018.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary