

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA**

May 28, 2013 - 9:00 AM

Basement Conference Room
300 North Loraine
Midland, Texas

These items, as well as any other items on the regular posted agenda for the City Council Meeting on this date, may be discussed:

1. Receive a presentation on Pictometry Imagery and its use within the City.
2. Receive a presentation from Jody Sneed on the operations and programming of Community and Senior Services.
3. Receive a presentation from Transportation Manager Gary Saunders regarding the downtown parking concept.

AGENDA FOR CITY COUNCIL MEETING

May 28, 2013 – 10:00 AM
Council Chamber - City Hall

The Midland City Council agenda is posted for public notice at least 72 hours prior to the Tuesday meetings. All requests to be placed on the Council agenda by the public must be submitted to the City Manager, in writing, at least one week before the Council meetings. Such written requests must be in sufficient detail to identify the subject matter as well as the contact person who will represent the matter before the Council. The City Council reserves the right to not consider matters over which the City has no jurisdiction.

OPENING ITEMS

1. [Invocation - Pastor Mickey Eckles, Mid-Cities Community Church](#)
2. [Pledge of Allegiance](#)

PRESENTATIONS

3. [Presentation of special events, organizations, individuals, or periods of time including, but not limited to:](#)
 - a. [Presentation of Certificates of Completion to the 2013 Midland 101 graduates.](#)
 - b. [Presentation of a Proclamation for Midland Christian Track & Field Team Day.](#)
 - c. [Presentation of a Proclamation for Midland Christian Lady Mustang Track & Field Team Day.](#)

PUBLIC COMMENT

4. [Receive public comments where individuals may address the City Council on City related issues and projects. 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.](#)

CONSENT AGENDA

5. [Consider a motion approving the following minutes:](#)
 - a. [Regular meeting of May 14, 2013.](#)

6. Consider a resolution awarding a contract for the construction of Fire Station #10 to J.C. Roberts Construction Company, Incorporated, of Odessa, Texas, at a total estimated cost of \$3,582,274.00; and appropriating funds in the amount of \$4,408,019.00. (GENERAL SERVICES) (2013 - 150)
7. Consider a resolution authorizing the execution of a Professional Services Agreement with Kimley-Horn and Associates, Incorporated, of Irving, Texas, for professional design, development and project management services for the Doug Russell Outdoor Pool Renovation Project; and appropriating \$30,000.00 for said professional services. (GENERAL SERVICES) (2013 - 152)
8. Consider a resolution of the City Council of the City of Midland, Texas approving the Juneteenth Celebration Parade to be held on June 15, 2013; and the Council finds that the parade will cross Business Interstate 20 and the Texas Department of Transportation has approved the route; and the parade route will cross the Union Pacific Railroad and the Council finds that the Union Pacific Railroad has approved the route and the crossing of the railroad tracks; and waiving the application and clean-up fee. (CITY MANAGER'S OFFICE) (2013 - 154)
9. Consider a resolution appointing Robert Isbell to the Board of Managers of the Midland Emergency Communication District. (CITY MANAGER'S OFFICE) (2013 - 155)
10. Consider a resolution authorizing the execution of a Professional Services Agreement with AMD Engineering, LLC for surveying, design and construction administration services in connection with the extension of Tradewinds Boulevard from Thomason Drive to the Gateway Plaza Addition; and authorizing payment therefor in the amount of \$479,477.00. (ENGINEERING SERVICES) (2013 - 156)
11. Consider a resolution accepting a grant award from the 2012 Assistance to Firefighters Grant in the amount of \$50,000.00, Grant Number EMW-2012-FO-06522, this grant will allow the City of Midland to purchase breathing air equipment for firefighting; this grant is an 80% federal grant with the City of Midland providing 20% of the costs; the federal grant portion is \$50,000.00 and the city's portion will be \$10,000.00 totaling \$60,000.00. (FIRE) (2013 - 157)
12. Consider a resolution authorizing the submission of an application to the Office of the Texas Attorney General for Fiscal Year 2014-2015 Victim Coordinator and Liaison Grant Program Funding; this grant will designate an individual to serve as a representative to consult with the Texas Attorney General in order to ensure that victims, guardians of victims, or relatives of deceased victims are afforded the rights granted to them. (POLICE) (2013 - 158)

SECOND READINGS

13. [Consider an ordinance on second reading changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting Lot 1, Block 10, Lot 15, Block 11, and the adjacent vacated 0.23-acre alley right-of-way, all out of Trueland Addition, Section 2, City and County of Midland, Texas, which is presently zoned LR-1, Local Retail District, in part, and MF-1, Multiple-Family Dwelling District, in part, to be used as a PD, Planned District for a Shopping Center \(Generally located on the southwest corner of the intersection of East Scharbauer Drive and North Fairgrounds Road\); providing for such use to be subject to certain special conditions and restrictions as set out 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. \(DEVELOPMENT SERVICES\)\(First reading held May 14, 2013.\)\(9142\)](#)
14. [Consider an ordinance on second reading amending Title III, "Departments," Chapter 1, "Water Department," Section 10, "Permitted Uses of the Optional Litter Abatement and Beautification Fee," of the City Code of Midland, Texas, so as to reflect the current Ordinance No. 9065 which made said fee mandatory; containing a cumulative clause; containing a savings and severability clause; and ordering publication. \(SOLID WASTE\)\(First reading held May 14, 2013.\)\(9144\)](#)
15. [Consider an ordinance on second reading amending Title III, "Departments," Chapter 1, "Water Department," Section 11, "Billing of the Optional Litter Abatement and Beautification Fee," of the City Code of Midland, Texas, so as to reflect the current Ordinance No. 9065 which made said fee mandatory; containing a cumulative clause; containing a savings and severability clause; and ordering publication. \(SOLID WASTE\)\(First reading held May 14, 2013.\)\(9145\)](#)

PUBLIC HEARINGS

16. [At approximately 10:30 a.m. hold a public hearing and consider an ordinance changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 0.95-acre tract of land out of Lots 1 and 2, Block 3, Mayfield Place Addition, Section 2, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as an O-1, Office District \(Generally located on the north side of Mockingbird Lane, 860 feet east of Midkiff Road\); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars \(\\$2,000.00\); and ordering publication. \(DEVELOPMENT SERVICES\) \(9146\)](#)

17. At approximately 10:33 a.m. hold a public hearing and consider a request for the annexation of a 40.498-acre tract (Tract 1) of land out of Section 37, 38 and 48, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas. (Generally located at the south extension of Avalon Drive, approximately 700 feet south of Hall of Fame Boulevard.) This is a public hearing only. No action will be taken. (DEVELOPMENT SERVICES)
18. At approximately 10:36 a.m. hold a public hearing and consider a request of the annexation of a 305.17-acre (Tract 2) of land out of Section 37, Block 41, T-1-S, T&P RR Co. Survey, Midland County, Texas. (Generally located on the north side of State Highway 191 west of North Farm-to-Market Road 1788.) This is a public hearing only. No action will be taken. (DEVELOPMENT SERVICES)
19. At approximately 10:39 a.m. hold a public hearing and consider a request for the annexation of a 2.47-acre tract (Tract 3) of land out of Section 8, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas. (Generally located on the west side of Wright Drive, approximately 850 feet south of Loop 40.) This is a public hearing only. No action will be taken. (DEVELOPMENT SERVICES)
20. At approximately 10:42 a.m. hold a public hearing and consider a resolution authorizing the temporary use of land for an outdoor amusement function on Lots 7-9, Block 61, Original Town, City and County of Midland, Texas (Generally located on the northeast corner of West Missouri Avenue and Carrizo Street); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2013 - 159)
21. At approximately 10:45 a.m. hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 5, Block 44, Fairmont Park Addition, Section 26, City and County of Midland, Texas (Generally located on the south side of West Loop 250 North, approximately 450 feet west of North Midland Drive), 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 restaurant 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. (DEVELOPMENT SERVICES) (9147)
22. At approximately 10:48 a.m. hold a public hearing regarding a proposed oil and gas permit to Petroplex Energy, Inc. (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Western-T 8 #2) located 1260 feet from the north line and 672 feet from the east line located in Section 8, Block 39, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas. (Generally located on the west side of the extension of North Midkiff Road, approximately 3/4 mile north of the extension of Green Tree Boulevard.) This is a public hearing only. No action will

be taken. (DEVELOPMENT SERVICES)

MISCELLANEOUS

23. Consider an ordinance vacating and abandoning a 0.30-acre alley adjacent to Lots 1-5, Block 5, a 1.45-acre alley adjacent to Lots 1-14, Block 6, a 0.90-acre portion of Mandy Lane right-of-way adjacent to Lots 1-9, Block 6, and to Lots 1-9, Block 7, and a 1.78-acre portion of Corporate Drive right-of-way and Spring Park Drive right-of-way adjacent to Lots 1-5, Block 5, and to Lots 10-14, Block 6, all out of Corporate Plaza, Section 4, City and County of Midland, Texas (Generally located on the east side of Edwards Street, approximately 870 feet north of East Wadley Avenue); adopting the appraisal by the City Manager of \$19,321.00; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (9148)
24. Consider a resolution authorizing the City Manager to select the most advantageous bidder, and to negotiate and execute a contract with the chosen bidder for the construction of the Lamesa Road Pedestrian Access Project. (GENERAL SERVICES) (2013 - 153)
25. Consider a motion making appointments to various Boards and Commissions.

EXECUTIVE SESSION

26. 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:

Respectfully Submitted,

Courtney B. Sharp
City Manager

MEETING ASSISTANCE INFORMATION: The Midland City Hall and Council Chamber are wheelchair accessible. If you need special assistance to participate in this meeting, please contact the City Secretary's Office at (432) 685-7430. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.