

**MIDLAND CITY COUNCIL
MINUTES
June 25, 2019**

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ____ a.m. on June 25, 2019.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem John B. Love III (District 2), Council Member Spencer Robnett (At-Large), Council Member Michael Trost (At-Large), Council Member Scott Dufford (District 1), 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 Robert Patrick, Assistant City Manager Morris Williams, Assistant to the City Manager Marcia Bentley-German, City Secretary Amy Turner, Police Chief Seth Herman, Fire Chief Chuck Blumenauer, Utilities Director Carl Craigo, Administrative Services Director Mark Widmann, 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 Jennifer Frescaz, Solid Waste Director Jeffery Ahrlett, Planning Division Manager Cristina Odenborg, Building Official Steve Thorpe, and Public Information Officer Erin Bailey.

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

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., June 25, 2019.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem John B. Love III (District 2), Council Member Spencer Robnett (At-Large), Council Member Michael Trost (At-Large), Council Member Scott Dufford (District 1), 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 and Assistant City Manager Morris Williams.

The Agenda Items were heard in the following order:

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

OPENING ITEMS

cto 10:01 a.m.

1. Invocation - Minister Andrew Adams, Midland Bible Church
2. Pledge of Allegiance

PRESENTATIONS

Mayor recognized Luke Edwards of Boy Scout Troop 160.

Erin wished appy birthday to PIO Erin Bailey.

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of retirement commendation to Ester Gomez

CONSENT AGENDA

4. Approved a motion approving the following minutes:

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

- a. Regular City Council meeting of June 11, 2019

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

5. Approved a resolution awarding a professional services agreement for a Utilities Water and Wastewater Rate Study for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2019 - 185

RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT FOR A WATER AND WASTEWATER RATE STUDY TO RAFTELIS FINANCIAL

CONSULTANTS, INC., OF AUSTIN, TEXAS FOR A TOTAL COST OF \$148,545.00

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

6. Approved a resolution awarding an annual contract for Dry Cleaning and Laundry Services for the Police, Fire, Municipal Court, Transportation, Garage, Vehicle Services and Water & Wastewater Departments. (PURCHASING)

RESOLUTION NO. 2019 - 186

RESOLUTION AWARDING A SERVICE CONTRACT FOR DRY CLEANING AND LAUNDRY SERVICES TO GO TEN INDUSTRIES LLC DBA REGENCY CLEANERS, OF MIDLAND, TEXAS, AT A TOTAL COST OF \$376,275.28

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

7. Approved a resolution awarding a professional services agreement to Parkhill, Smith & Cooper, Inc. for a Risk and Resilience Assessment and Emergency Response Plan for \$72,313.00 plus \$18,078.00 in contingencies for a not to exceed total cost of \$90,391.00 for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2019 - 187

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PARKHILL, SMITH & COOPER, INC., TO PROVIDE A RISK AND RESILIENCE ASSESSMENT AND EMERGENCY RESPONSE PLAN, FOR AN AMOUNT NOT TO EXCEED \$72,313.00; AND APPROVING \$18,078.00 IN CONTINGENCIES

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

8. Approved a resolution awarding an annual contract for Lawn Maintenance Services at the Water Purification Plant, Edgewood Elevated Tower, Shell Elevated Tower, Wadley Elevated Tower, Edgewood Ground Storage Area and Paul Davis Pump Station for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2019 - 188

RESOLUTION AWARDING A SERVICE CONTRACT FOR LAWN MAINTENANCE SERVICES AT THE WATER PURIFICATION PLANT, THE EDGEWOOD ELEVATED TOWER, THE SHELL ELEVATED TOWER, THE WADLEY ELEVATED TOWER, THE EDGEWOOD GROUND STORAGE AREA AND THE PAUL DAVIS PUMP STATION

TO M3 LANDSCAPE MAINTENANCE & IRRIGATION, LLC, AT A TOTAL ANNUAL COST OF \$35,560.00

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

9. Approved a resolution approving Change Order Two (2) to the Utility Extension Program 03 for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2019 - 189

RESOLUTION AUTHORIZING THE EXECUTION OF A CHANGE ORDER TO THE CONTRACT WITH BOLER EQUIPMENT 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; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT THEREFOR IN AN AMOUNT NOT TO EXCEED \$625,000.00

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

10. Approved a resolution approving Change Order One (1) to the Midland Meter Program 01 for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2019 - 190

RESOLUTION AUTHORIZING THE EXECUTION OF A CHANGE ORDER TO THE CONTRACT WITH RED DEER CONSTRUCTION, LLC REGARDING THE MIDLAND METER PROGRAM 01 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 \$250,000.00

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

11. Approved a resolution approving specifications and authorizing advertisement for bids for the Midland Meter Program 02 for the Engineering Services Department. (PURCHASING)

RESOLUTION NO. 2019 - 191

RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE MIDLAND METER PROGRAM 02 PROJECT;

SAID PROJECT TO PROVIDE FOR THE REPLACEMENT OF EXISTING WATER METERS

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

12. Approved a resolution approving the specifications and authorizing Advertisement for Bids for the project described as Passenger Boarding Bridges Replacement at Midland International Air & Space Port (700244). (AIRPORTS)

RESOLUTION NO. 2019 - 192
RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING
ADVERTISEMENT FOR BIDS FOR THE PASSENGER BOARDING BRIDGES
REPLACEMENT PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

13. Approved a resolution approving the specifications and authorizing Advertisement for Bids for the project described as Outbound Baggage Handling System Replacement at Midland International Air & Space Port (700244). (AIRPORTS)

RESOLUTION NO. 2019 - 193
RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING
ADVERTISEMENT FOR BIDS FOR THE OUTBOUND BAGGAGE HANDLING
SYSTEM PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

14. Approved a resolution authorizing the transfer of \$288,000 from the 2016 Workforce Housing Incentive Project and \$41,070 from the Workforce Housing Incentive Project to the consolidated Workforce Housing Incentive Project. (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 194
RESOLUTION AUTHORIZING THE TRANSFERS OF \$41,070.00 FROM THE 2016
WORKFORCE HOUSING INCENTIVE PROJECT (900093) AND \$288,000.00 FROM
THE 2016 WORKFORCE HOUSING INCENTIVE PROJECT (900210) TO THE
CONSOLIDATED WORKFORCE HOUSING INCENTIVE PROJECT (900304)

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

15. Approved a resolution approving the issuance of permits to Parsley Energy Operations, LLC, for the drilling of oil and gas wells, being Hogan 1-24-F-2811H located 2,311 feet from the south line and 990 feet from the east line, Hogan 1-24-G-2813H located 2,281 feet from the south line and 990 feet from the east line Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, (generally located between 380 feet and 410 feet south of Solomon Lane extension and 952 feet west of Fairgrounds Road extension). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 195

RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO PARSLEY ENERGY OPERATIONS, LLC ("OPERATOR") TO DRILL TWO OIL AND GAS WELLS LOCATED IN SECTION 1, BLOCK X, H.P. HILLIARD SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED 952 FEET WEST OF THE FAIRGROUNDS ROAD EXTENSION AND BETWEEN 380 FEET AND 410 FEET SOUTH OF THE SOLOMON ROAD EXTENSION); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT

Dufford pulled 15-19 somewhat live in affected area may be more question for Parsley folks, when started with fracing trying to secure quiet frac? Ron Jenkins Parsley said using quiet frac from this point on.

Justin Johns, Parsley Energy, have quiet frac crew had previously assigned to this area. gone out to upgrade another liberty frac crew. Quite expense and effort should provide 2 quiet fracers on board now. This area in particular should be there for foreseeable future. These much further out than previous wells. about mile further east. Dufford always told folks best night sleep on drilling rig, appreciate fact employ something quieter, everybody lived around him complained.

Council Member Dufford moved to adopt Resolution No. 2019 - 195; seconded by Council Member Trost.

MORALES EACH have own quiet frac? Justin 4 quiet fracers in entire state. one bigger thing is box style sander a lot of noise comes from those. pneumatic sound. extra step upgrading to quiet frac.

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

16. Approved a resolution amending Resolution 2018-293 on a request from Parsley Energy Operations, LLC (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Hogan 1-24-2805H) located 2,370 feet from the south line and 2,226 feet from the west line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, (generally located 2,226 feet east of Lamesa Road and 2,125 feet north of Loop 250). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 196

RESOLUTION APPROVING AN AMENDMENT TO THE PERMIT ISSUED TO

PARSLEY ENERGY OPERATIONS, LLC ("OPERATOR") TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED 2,370 FEET FROM THE SOUTH LINE AND 2,226 FEET FROM THE WEST LINE, SECTION 1, BLOCK X, H. P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 2,226 FEET EAST OF LAMESA ROAD AND 2,125 FEET NORTH OF LOOP 250); SAID AMENDMENT CHANGING THE NAME OF THE WELL

Council Member Love moved to adopt Resolution No. 2019 - 196; seconded by Council Member Lacy.

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

17. Approved a resolution amending Resolution 2018-295 on a request from Parsley Energy Operations, LLC (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Hogan 1-24-4205H) located 2,400 feet from the south line and 2,226 feet from the west line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, (generally located 2,226 feet east of Lamesa Road and 2,155 feet north of Loop 250). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 197

RESOLUTION APPROVING AN AMENDMENT TO THE PERMIT ISSUED TO PARSLEY ENERGY OPERATIONS, LLC ("OPERATOR") TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED 2,400 FEET FROM THE SOUTH LINE AND 2,226 FEET FROM THE WEST LINE, SECTION 1, BLOCK X, H. P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 2,226 FEET EAST OF LAMESA ROAD AND 2,155 FEET NORTH OF LOOP 250); SAID AMENDMENT CHANGING THE NAME OF THE WELL

Council Member Hotchkiss moved to adopt Resolution No. 2019 - 197; seconded by Council Member Lacy.

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

18. Approved a resolution amending Resolution 2017-383 on a request from Parsley Energy Operations, LLC (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Hogan 1-24-4211H) located 2,311 feet from the south line and 1,221 feet from the east line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, (generally located 350 feet south of Solomon Lane and 1,183 west of Fairgrounds Road extension). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 198

RESOLUTION APPROVING AN AMENDMENT TO THE PERMIT ISSUED TO PARSLEY ENERGY OPERATIONS, LLC ("OPERATOR") TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED 2,311 FEET FROM THE SOUTH LINE AND 1,221 FEET FROM THE EAST LINE, SECTION 1, BLOCK X, H. P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 350 FEET SOUTH OF THE EXTENSION OF SOLOMON LANE AND 1,183 FEET WEST OF THE EXTENSION OF FAIRGROUNDS ROAD); SAID AMENDMENT CHANGING THE NAME OF THE WELL

Council Member Love moved to adopt Resolution No. 2019 - 198; seconded by Council Member Trost.

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

19. Approved a resolution amending Resolution 2017-387 on a request from Parsley Energy Operations, LLC (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Hogan 1-24-4311H) located 2,341 feet from the south line and 1,221 feet from the east line, Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas, (generally located 320 feet south of Solomon Lane and 1,183 west of Fairgrounds Road extension). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2019 - 199

RESOLUTION APPROVING AN AMENDMENT TO THE PERMIT ISSUED TO PARSELY ENERGY OPERATIONS, LLC ("OPERATOR") TO DRILL AN OIL AND GAS WELL WITHIN THE CITY LIMITS LOCATED 2,341 FEET FROM THE SOUTH LINE AND 1,221 FEET FROM THE EAST LINE, SECTION 1, BLOCK X, H. P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED 320 FEET SOUTH OF THE EXTENSION OF SOLOMON LANE AND 1,183 FEET WEST OF THE EXTENSION OF FAIRGROUNDS ROAD); SAID AMENDMENT CHANGING THE NAME OF THE WELL

Council Member Trost moved to adopt Resolution No. 2019 - 199; seconded by Council Member Robnett.

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

20. Approved a motion approving a proposed Preliminary Plat of Pioneer Industrial Park, being a plat of a 43.196-acre tract of land out of the North Part of Section 25, Block 39, T-2-S, T&P RR Co. Survey, Midland County, Texas, (generally located on the west side of Farm to Market Road 715, approximately 456 feet south of East County Road 40, Extraterritorial Jurisdiction). (DEVELOPMENT SERVICES)

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

21. Approved a motion on request by Maverick Engineering, to defer wastewater, paving and sidewalk improvements for Llano Country Addition, and to waive the corresponding financial security guarantee valued at \$515,696.00, an amount equal to the estimated cost of construction. The subject property is generally located on the northwest corner of Briarwood Avenue and Golden Gate Drive, inside the corporate limits of the City of Midland, in Midland County. (ENGINEERING SERVICES)

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

22. Approved a motion on request by Maverick Engineering, to defer water, wastewater, paving, and sidewalk improvements for Polo Club Addition, and to waive the corresponding financial security guarantee valued at \$347,520.00, an amount equal to the estimated cost of construction. The subject property is generally located on the northwest corner of Polo Club Road and Bluebird Lane in the City of Midland. (ENGINEERING SERVICES)

Love don't think should be on consent staff asking for direction. Ortiz meant to pput on misc staff okay with def of utilities but paving in gray area. Can see justification to waive but current code restrict. Roadway on Polo Club road not city sstandaard not enough row to pu public road in suggestion have applicant here and give staff direction. Morales gave trade of row. Jose 20 feet of row on Polo Club Road need ofr future ROW challenge not enough on east side. Dufford defer a lot of sidewalk improvements on a lot of area. Think now wish sidewalk , do you eveer think need of sidewalk in that area. Jose depends on if every redevelops there will be a need. At this time not alot of pedestrian movement. Love 25 years from now completely different. It is local road. Robnett currently polo field. Jose this seperate drainage 4 parcels drainage not issue.

Love want to hear rationallee to defer pavemenet.

Cindy Klatt Schuman Engineering agreed with City that would give 20 feet on east side for polo club in exchane to not have ot pay at this time primarily bad duue to polo people going in trucks and trailers. Lacy in greenbelt? Cindy yes, one lot is less than 2 acres. Cindy if put to two decimanal places it is 2 acres. People interested iin buying that lot will alos buy lot to west.

Love if agree tto defer paving puts future development for this road oon taxpayers. Jose or on developer to ext across to frontage. Love what is financial equiav for row vs cost of pavement?20x873.5 its equitable.

Council Member Love moved to approve a request by Maverick Engineering, to defer water, wastewater, paving, and sidewalk improvements for Polo Club Addition, and to waive the corresponding financial security guarantee valued at \$347,520.00, an amount equal to the estimated cost of construction. The subject property is generally located on the northwest corner of Polo Club Road and Bluebird Lane in the City of Midland.; seconded by Council Member Trost.

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

23. Approved a resolution authorizing the City Manager to purchase on behalf of the City of Midland, real property interests necessary or appropriate for the use and benefit of the public for street, road, pedestrian access, drainage and public utility purposes, and for any other ancillary public use as is usual and customary in connection therewith for the intersection of Briarwood Avenue and State Highway 158. The scope includes: to execute any documents, paperwork, titles, deeds, etc. necessary to complete the Right-of-Way acquisition; and ordering recordation by the City Secretary. (ENGINEERING

SERVICES)

RESOLUTION NO. 2019 - 200

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACQUIRE, ON BEHALF OF THE CITY OF MIDLAND, ANY REAL PROPERTY INTERESTS NECESSARY OR APPROPRIATE, BY ANY INSTRUMENTS OF CONVEYANCE NECESSARY OR APPROPRIATE, FOR THE USE AND BENEFIT OF THE PUBLIC FOR STREET, ROAD, PEDESTRIAN ACCESS, DRAINAGE AND PUBLIC UTILITY PURPOSES, AND FOR ANY OTHER ANCILLARY PUBLIC USE AS IS USUAL AND CUSTOMARY IN CONNECTION THEREWITH ALONG BRIARWOOD AVENUE FROM A POINT AT OR NEAR THE INTERSECTION OF BRIARWOOD AVENUE AND STATE HIGHWAY 158 TO A POINT APPROXIMATELY 200 FEET EAST OF THE INTERSECTION OF BRIARWOOD AVENUE AND AVALON DRIVE; AUTHORIZING THE CITY MANAGER TO OBTAIN APPRAISALS, NEGOTIATE, EXECUTE AND FILE ALL DOCUMENTS NECESSARY TO ACQUIRE SAID REAL PROPERTY INTERESTS, PURCHASE TITLE INSURANCE POLICIES AND HOLD THE CLOSINGS FOR SAID ACQUISITIONS; APPROPRIATING FUNDS; AUTHORIZING PAYMENT FOR SAID APPRAISALS, REAL PROPERTY INTERESTS, TITLE INSURANCE POLICIES AND CLOSING COSTS; AND ORDERING THE CITY SECRETARY TO RECORD, OR ENSURE THAT THE TITLE COMPANY RECORDS, ALL INSTRUMENTS OF CONVEYANCE

Council Member Robnett moved to approve Consent Agenda items 4 - 23 excluding 15, 16, 17, 18, 19, 22; seconded by Council Member Love.

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

SECOND READINGS

24. Consider an ordinance on second reading on a request by Vineyard Reserve, LLC for a Special Exception from the City of Midland Zoning Ordinance, Section 11-1-7, area, yard, structure, parking, and miscellaneous lot and use regulations, concerning front yard setbacks on a 126.155-acre tract of land located in Section 13, Block 40, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located approximately 2,670-feet west of Holiday Hill Road and 300-feet north of Mockingbird Lane). (DEVELOPMENT SERVICES) (First reading held on June 11, 2019.)

ORDINANCE NO. 9935

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR A 77.433-ACRE TRACT OF LAND AND A 48.722-ACRE TRACT OF LAND OUT OF SECTION 13, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED APPROXIMATELY 2,670 FEET WEST OF HOLIDAY HILL ROAD AND 300 FEET NORTH OF MOCKINGBIRD LANE), BY PERMITTING A REDUCED FRONT 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

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 9935.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9935 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

25. Consider an ordinance on second reading on a request by SCI Texas Funeral Services, LLC. for a Zone Change from AE, Agriculture Estate District to LR-2, Local Retail District on Lot 1, Block 1, Resthaven Memorial Park, Section 2, City and County of Midland, Texas, (generally located on the east side of North Big Spring Street, approximately 604-feet north of East Loop 250 North). (DEVELOPMENT SERVICES) (First reading held on June 11, 2019.)

ORDINANCE NO. 9936

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, RESTHAVEN MEMORIAL PARK, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED AE, AGRICULTURE ESTATE DISTRICT, TO BE USED AS AN LR-2, LOCAL RETAIL DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF NORTH BIG SPRING STREET, APPROXIMATELY 604 FEET NORTH OF 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

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 9936.

Council Member Hotchkiss moved to approve the second and final reading of Ordinance No. 9936 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

26. Consider an ordinance on second reading on a request by GPV Midland, L.P., for Site Plan Approval on a 9.77-acre tract located in Section 48, Block 40, T-1-S, T&P RR. Co. Survey, City and County of Midland, Texas, (generally located on the northwest corner of the intersection of Tradewinds Boulevard and Thomason Drive). (DEVELOPMENT SERVICES) (Previous reading held on June 11, 2019.)

ORDINANCE NO. 9937

AN ORDINANCE ADOPTING A SITE PLAN FOR A 9.77-ACRE TRACT OF LAND OUT OF SECTION 48, BLOCK 40, T-1-S, T&P RR. CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF TRADEWINDS BOULEVARD AND THOMASON DRIVE); SUBJECT TO CERTAIN CONDITIONS AND RESTRICTIONS; 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 Jan Hamilton read the caption of Ordinance No. 9937.

Council Member Love moved to approve the second and final reading of Ordinance No. 9937 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

27. Consider an ordinance on second reading on a request by Newton Engineering for a Zone Change from a PD, Planned District for a Shopping Center to an Amended PD, Planned District for a Shopping Center on a 1.92-acre portion out of Lot 6B, Block 3, Westridge Park Addition, Section 12, City and County of Midland, Texas, (generally located on the north side of Deauville Boulevard approximately 351-feet west of Tradewinds Boulevard). (DEVELOPMENT SERVICES) (First reading held on June 11, 2019.)

ORDINANCE NO. 9938

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 1.92-ACRE TRACT OF LAND OUT OF LOT 6B, BLOCK 3, WESTRIDGE PARK ADDITION, SECTION 12, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, TO BE USED AS AN AMENDED PLANNED DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF DEAUVILLE BOULEVARD, APPROXIMATELY 351 FEET WEST OF TRADEWINDS BOULEVARD); 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 Jan Hamilton read the caption of Ordinance No. 9938.

Council Member Love moved to approve the second and final reading of Ordinance No. 9938 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

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

28. Consider an ordinance on second reading on a request by Arthur Blake Hughes for a Specific Use Permit without Term for a Kennel, on Lot 6, Block 4, Tanglewood, Section 4, City and County of Midland, Texas, (generally located on the west side of North Lamesa Road, approximately 801-feet north of East Wadley Avenue). (DEVELOPMENT SERVICES) (First reading held on June 11, 2019.)

ORDINANCE NO. 9939

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOT 6, BLOCK 4, TANGLEWOOD ADDITION, SECTION

4, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF NORTH LAMESA ROAD, APPROXIMATELY 801 FEET NORTH OF EAST WADLEY AVENUE), WHICH IS PRESENTLY ZONED LR-1, LOCAL RETAIL DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITHOUT TERM FOR A KENNEL; 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 Jan Hamilton read the caption of Ordinance No. 9939.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9939 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

29. Consider an ordinance on second reading on a request by Ismael Estrada for a Special Exception from the City of Midland Zoning Code, Section 11-1-7 area, yard, structure, parking, and miscellaneous lot and use regulations concerning the minimum lot area on Lot 3, Block 1, Rolling Green Acres, Section 2, City and County of Midland, Texas, (generally located on the east side of Chukar Lane, approximately 322-feet north of East Business I-20 Interstate). (DEVELOPMENT SERVICES) (First reading held on June 11, 2019.)

ORDINANCE NO. 9940

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 3, BLOCK 1, ROLLING GREEN ACRES, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF CHUKAR LANE, APPROXIMATELY 322 FEET NORTH OF EAST BUSINESS INTERSTATE 20), BY PERMITTING A REDUCED MINIMUM LOT 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 Jan Hamilton read the caption of Ordinance No. 9940.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9940 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

PUBLIC HEARINGS

30. Hold a public hearing and consider an ordinance on a request for annexation of a 46.38-acre tract located in the NE/4 of Section 48, Block 40, T-1-S, T&P RR Co. Survey,

Midland County, Texas, (generally located on the southeast corner of the intersection of Tradewinds Boulevard and Thomason Drive). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9941

AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF MIDLAND, TEXAS, BY ADDING THERETO CERTAIN AREAS ADJOINING THE PRESENT CITY LIMITS, BEING A 46.38-ACRE TRACT OF LAND OUT OF SECTION 48, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF TRADEWINDS BOULEVARD AND THOMASON DRIVE); APPROVING A PUBLIC SERVICE PLAN; ORDERING PUBLICATION; AND ORDERING RECORDATION BY THE CITY SECRETARY

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 9941.

Development Services Director Chuck Harrington gave a brief overview of the item noting third PH final PH and first reading of ord for annexation tradewinds thomason. proposal for site is for mexed use dev. right now annexation. in compl with comp plan will make full use of existing infrastructure. no loj staff rec approval.

Mayor Morales oph 10:34 a.m. cph

Council Member Love moved approval of the first of two readings of Ordinance No. 9941 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

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

Mayor announced pull 31 and 32

31. Hold a public hearing and consider an ordinance on a request by Maverick Engineering for a Zone Change from a PD, Planned District for a Shopping Center to a PD, Planned District for a Housing Development on Lot 1 (less the south 20-feet), Block 104A, Wilshire Park Addition, Section 9, City and County of Midland, Texas, (generally located on the southeast corner of the intersection of Beal Parkway and Thomason Drive). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9942

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 2.607-ACRE TRACT OF LAND OUT OF LOT 1, LESS THE SOUTH 20 FEET OF SAID LOT, BLOCK 104A, WILSHIRE PARK ADDITION, SECTION 9, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, TO BE USED AS A PD, PLANNED DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF BEAL PARKWAY AND THOMASON 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

32. Hold a public hearing and consider an ordinance on a request by Maverick Engineering for a Zone Change from a PD, Planned District for a Shopping Center to a PD, Planned District for a Housing Development on a 2.254-acre portion of Lot 1, Block 163, Wilshire Park Addition, Section 9, City and County of Midland, Texas, (generally located on the southwest corner of the intersection of Beal Parkway and Thomason Drive). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9943

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 2.254-ACRE TRACT OF LAND OUT OF LOT 1, BLOCK 163, WILSHIRE PARK ADDITION, SECTION 9, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, TO BE USED AS A PD, PLANNED DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF BEAL PARKWAY AND THOMASON 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

33. Hold a public hearing and consider an ordinance on a request by Jeremy Anderson for a Special Exception from the City of Midland Zoning Ordinance, Section 11-1-7 area, yard, structure, parking and miscellaneous lot and use regulations concerning the construction standards of detached accessory structures on Lot 35, Block 8, 349 Ranch Estates, City and County of Midland, Texas, (generally located on the south side of Navajo, approximately 347 feet west of Wewoka). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9944

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 35, BLOCK 8, 349 RANCH ESTATES, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF NAVAJO, APPROXIMATELY 347 FEET WEST OF WEWOKA PLACE), BY PERMITTING A METAL SKIN EXTERIOR ON A DETACHED ACCESSORY STRUCTURE THAT EXCEEDS 12 FEET IN HEIGHT AND 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 Jan Hamilton read the caption of Ordinance No. 9944.

Development Services Director Chuck Harrington gave a brief overview of the item noting 1F3 one family dwelling district to build 25 ft tall 50-48 metal sided sho building. exceeds max nt and sq footage of 1f3 zoning. since proposed structure does not meet req to have metal ext no hardship shown, staff finds would not be in sitting with comp rec denial of request. no loj. In staff's perspective looking at where site is and size off lot large structure. Love concern is as seeing more dont object to tthem but want to make sure City staff is doing what supposed to and don;t become place for eople to live. want to ensure staff follows up every 6 months or so to ensure someone isn't living there. Why does it have to be so tall, but like a hotel. Hotchkiss it is oversized for lot

right on neighbors lot line only 5 feet over can't vote for.

Mayor Morales opened the public hearing at 10:38 a.m.

Jeremy Anderson 1500 Navajo property owner, collect classic cars height is to put on lift shop 48x30 awning 20x50 to enjoy back yard. We are from street to fence 108 feet from street to shop 150 feet. fence 8 foot tall. adjacent property next door is good 80 to 100 feet from his property to neighbors house. to west property line to shop is 98 feet. Neighbor to east shop over 400 sq feet. signatures from neighbors to east and west 7 out of 12 people contacted have signature of approval. None of neighbors have issue. contacted one property owners. Trost asking what doing restoring. Jeremy part restoring no paint and body just getting car from auction tinker up and running and enjoy for year or two sell and get another one. Morales ht issue designed to specs or more room. Jeremy one time no plans for extension. Jeremy can bring height down 2 feet want to have lift 25 feet in middle. Jeremy if look at picture of house also 25 foot in height to peak not any higher to that. walls have to be 16 for 14 feet to get a car above. Life 8 foot drive car raises 8 feet. if 7 foot car close to 16 17 feet. Lifting car up to work on it. Morales this building compared to neighbors. neighbors is 12-14 feet but much longer. Morales will come see if approve today to see neighbor. Explained design of shop including entrances. Hotchkiss drive directly from alley. if look toward front of house entrance is to right have 8 foot tall fence have double swinging gate. List of 28 properties that have metal shop buildings. Love evidently you take care of property that goes a long way. Lacy coming and doing the right way is good.

There being no one else wishing to speak, the public hearing was closed at 10:45 a.m.

Love mechanisms city has with respect to checking to ensure not rental. Chuck make appoint sometimes difficult to identify. try to address from public row. Love at least list in city so know where they are if get manpower. Dufford typically end up with next door neighbor complaining.

Council Member Robnett moved approval of the first of two readings of Ordinance No. 9944 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

MISCELLANEOUS

34. Consider an ordinance altering prima facie speed limits along certain streets in the City; authorizing installation of appropriate signs and markings; repealing Ordinance No. 9702; 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. (DEVELOPMENT SERVICES)

ORDINANCE NO. 9945

AN ORDINANCE ALTERING PRIMA FACIE SPEED LIMITS ALONG CERTAIN STREETS IN THE CITY; AUTHORIZING INSTALLATION OF APPROPRIATE SIGNS AND MARKINGS; REPEALING ORDINANCE NO. 9702; 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 Jan Hamilton read the caption of Ordinance No. 9945.

Traffic Engineer Mike Pacelli gave a brief overview of the item. reason for doing mockingbird just compine into one if in future add piece of road don't have to change just to keep one line out of ord. Love this prevents seth and staff from giving me wqarnings that road does not need to be 40 mph. Lacy now school getting rid of golf coursee to put high school. Mike if school there will address at that time. set speeds at current conditions. Try to be as reasonable as possible basd on majority of people drive. Comfortable with 50 mph.

Council Member Love moved approval of the first of two readings of Ordinance No. 9945 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

35. Consider an ordinance adopting a Fee Schedule Effective August 1, 2019. (FINANCE)

ORDINANCE NO. 9946

AN ORDINANCE ADOPTING A FEE SCHEDULE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; ESTABLISHING AN EFFECTIVE DATE OF AUGUST 1, 2019; PROVIDING AN APPEAL PROCESS; AND ORDERING PUBLICATION

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 9946.

Jamie revisions dev svcss due to state law change basis of building permit form val days to per sq foot and in process needed to get rid of fees and included extras. Love state of texas making it more expensive for citizeens. Morales passports started in City success, need to find additional place.

Council Member Love moved approval of the first of two readings of Ordinance No. 9946 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Trost, Hotchkiss, Love, Morales, Dufford, Lacy, Robnett. 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.)

There were no citizens present wishing to speak.

Meeting adjourned 10:51 a.m.

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

PASSED AND APPROVED the __ day of ____, 2019.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary