MIDLAND CITY COUNCIL
MINUTES
August 19, 2014

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ___ a.m. on August 19, 2014.

Council Members present: Mayor Jerry F. Morales, Council Member Scott Dufford (At-Large), Council Member Spencer Robnett (At-Large), Council Member Jeff Sparks (District 1), Mayor Pro Tem 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 Keith Stretcher, Deputy City Manager Tommy Hudson, Assistant City Manager Robert Patrick, City Secretary Amy Turner, Police Chief Price Robinson, Fire Chief Robert Isbell, Interim Utilities Director Holly Rosas McGrath, Administrative Services Director Catherine Clifton, Finance Director Pam Simecka, Development Services Director Charles Harrington, Community Services Director Tina Jauz, Engineering Director Jose Ortiz, Director of Airports Marv Esterly, Planning Division Manager Jim Compton, Building Official Steve Thorpe, GIS Manager Bill Hodge, Public Information Officer Sara Higgins, and Community Development Manager Sylvester Cantu.

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 ___ a.m., August 19, 2014.

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

Staff members present at the annex table: City Manager Courtney Sharp, City Attorney Keith Stretcher, Deputy City Manager Tommy Hudson, and Assistant City Manager Robert Patrick.

The Agenda Items were heard in the following order:

OPENING ITEMS

cto 9

1. Invocation -

2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:

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.

SECOND READINGS

Love abstain

Deputy City Secretary Karla Mata read the caption of Ordinance No.

5. Consider an ordinance on second reading amending the Fiscal Year 2013-2014 budget to provide Hotel/Motel Tax funds to the Midland County Fair in the amount of $20,000. (CITY SECRETARY'S OFFICE) (First reading held August 12, 2014.)

ORDINANCE NO. 9309

AN ORDINANCE AMENDING THE OFFICIAL MUNICIPAL BUDGET FOR FISCAL YEAR 2013-2014 IN ORDER TO PROVIDE FUNDS TO THE MIDLAND COUNTY FAIR IN THE AMOUNT OF $20,000.00; THE FUNDING PROVIDED WILL HELP PROMOTE TOURISM IN THE CITY OF MIDLAND; AND THE FUNDING WILL COME FROM THE CITY'S HOTEL/MOTEL FUND

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9309 in accordance with the Charter of the City of Midland; seconded by Council Member Sparks.

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

PUBLIC HEARINGS

6. At approximately 9:00 a.m. hold a public hearing and consider an annexation of the property being a 2.35-acre tract of land out of Section 31, Block 40, T-1-S, T&P RR Co. Survey, and a 36.14-acre tract of land out of Section 32, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas. (Generally located approximately 650 feet north of State Highway 191, 400 feet west of N. County Road 1278). (DEVELOPMENT SERVICES)

Development Services Director chuck Harrington this is second and final public hearing for annexation.

Mayor Morales opened the public hearing at 9:02 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

7. At approximately 9:00 am hold a public hearing on the proposed 2014-2015 City of Midland Annual Operating Budget. (FINANCE)

Courtney Pam handed out staff rec effective rate plus 3% .38242 .39389/$100 valuation inc of $2.5 M over last year will be enough to fund and balance GF budget hapy to answer questions. personnel and growth

Mayor explain TIRZ. Pam what Courtney gave was all time 9.9b assessed valuation with 222M for TIRZ pulled out. Since made decision last week that didn't want any funding next sept this ept theywill get money so don't need to include for enxt years tax so allows to lower effective rate. thrown 222M into general bucket. went from 9.9 to 10B for tax purp. by putting in bigger pto allows to alower effective rate. With tirz in per $100,000 its 1174 wihtou 1147 27cent dif per 100 of asses. under 40 raise 800,000 for tirz not doing that nay longer brings down effective rate. 39389 is eff plus 3%

Lacy has city ever dropped tax rate almost 4centers before. Courtney nto in his time but in the past droped form 70. keith one big decrease between 06 and 07. Robnett how many unfilled positions. Courtney about 120. Courtney we fully budeet for staff but constant turnover in various depts. Robnett do we historically budget for unfilled position. Courtney yes but it also funds overtime and temp help. Morales on employee raise please explain. Courtney this budget will fund 3% aross board cola. As J.Ross mentioned tried to do one time cost of living when money is availble so don't have ongoing impact to budget will do probably before end of fiscal year in august or sept then will hae to watch budget to see if can do again in April.

Mayor Morales opened the public hearing at 9:09 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

MISCELLANEOUS

8. Consider an ordinance providing funds for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015. (FINANCE)

ORDINANCE NO. 9311

AN ORDINANCE OF THE CITY OF MIDLAND PROVIDING FUNDS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014, AND ENDING SEPTEMBER 30, 2015, BY APPROVING THE BUDGET FOR SAID PERIOD AND APPROPRIATING AND SETTING ASIDE THE NECESSARY FUNDS OUT OF THE GENERAL AND OTHER REVENUES AND UNAPPROPRIATED FUND BALANCE OF THE CITY OF MIDLAND FOR SAID FISCAL YEAR FOR THE MAINTENANCE AND OPERATION OF THE VARIOUS DEPARTMENTS AND FOR VARIOUS ACTIVITIES AND IMPROVEMENTS TO THE CITY; AND ORDERING PUBLICATION

Deputy City Secretary Karla Mata read the caption of Ordinance No.

Htochkiss asked for reason.. Lacy for profit billboards points to downtown.

Love is there anything in statue that says for profit cannot use./ Keith no.

Htochkiss setting precedent if do.

Love hotel/motel sepc there to encourage visitor sto come to com since have surplus since don't hav eneough non profits apply as long as used for those pup don't have a problem. Sparks had non profits who didn't get what requested as well.

Council Member Lacyamend to remove $17000 for Suzie South 40.; seconded by Council Member Sparks.

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

Council Member Lacyamend by adding $6,216 to Petroleum musuem bringing total $27,216; seconded by Council Member Robnett.

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

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9311 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

as amended

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

9. Consider an ordinance fixing the tax levy for the City of Midland, Texas, for the Fiscal Year beginning October 1, 2014 and ending on September 30, 2015. (FINANCE)

ORDINANCE NO. 9312

AN ORDINANCE FIXING THE TAX LEVY FOR THE CITY OF MIDLAND, TEXAS, FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2014 AND ENDING ON SEPTEMBER 30, 2015

amend by adding $6,216 to Petroleum musuem bringing total $27,216

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9312 in accordance with the Charter of the City of Midland with amendment to set tax rate of .3938914; seconded by Council Member Love.

which is effective plus 3

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

10. Approved a resolution authorizing a contract with Midland County Fair, Inc. in the

amount of $20,000 to promote tourism and the hotel industry in Midland. (CITY SECRETARY'S OFFICE)

RESOLUTION NO. 2014 - 270

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE MIDLAND COUNTY FAIR, INC. TO PROMOTE TOURISM AND THE CONVENTION AND HOTEL INDUSTRY IN THE CITY OF MIDLAND

love abstain

Council Member Sparks moved to adopt Resolution No. 2014 - 270; seconded by Council Member Lacy.

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

EXECUTIVE SESSION

no executive session. Courtney reminder Monday is final budget hearing.

adj 9:24 a.m.

11. 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:

All of the business at hand having been completed, the meeting adjourned at ___ _.m.

PASSED AND APPROVED the __ day of ____, ___.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary