

**MIDLAND CITY COUNCIL
MINUTES
September 22, 2015**

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ____ a.m. on September 22, 2015.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem Scott Dufford (At-Large), Council Member Spencer Robnett (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, Deputy City Manager Tommy Hudson, Assistant City Manager Robert Patrick, Assistant City Manager Frank Salvato, City Secretary Amy Turner, Police Chief Price Robinson, Fire Chief Robert Isbell, Utilities Director Laura Wilson, Administrative Services Director Catherine Clifton, Finance Director Pam Simecka, Development Services Director Charles Harrington, Community Services Director Tina Jauz, Engineering Director Jose Ortiz, Interim Director of Airports Justine Ruff, Planning Division Manager Bob Baronti, Building Official Steve Thorpe, Public Information Officer Sara Bustilloz, 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., September 22, 2015.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem Scott Dufford (At-Large), Council Member Spencer Robnett (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).

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

The Agenda Items were heard in the following order:

OPENING ITEMS

ctoj 10:01

1. Invocation - Reverend Pat Bryant, Travis Baptist Church
2. Pledge of Allegiance

PRESENTATIONS

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

PUBLIC COMMENT

April Marshall Pink the Basin presenet Mayor Morales with 2015 Pink the e Basin tie for October Breasst Cancer Awareness Month. Octobeer bbreast cancer awarenss month annual lunccheon on Octobeer 1. non-profit educates women on breast cancer awareness ervice initiatives. al proceeds for those who cannot afford maammograms. 6200 Kaywwood Drive,

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. (Please limit comments to three minutes or less.)

CONSENT AGENDA

Council Member Lacy moved to approve Consent Agenda items 5 - 23 excluding 10, 11; seconded by Council Member Robnett.

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

5. Approved a motion approving the following minutes:
 - a. Regular meeting of September 8, 2015.
6. Approved a resolution approving the Fiscal Year 2015-2016 budget of the Space Port Development Corporation (FINANCE)

RESOLUTION NO. 2015 - 312

RESOLUTION APPROVING THE FISCAL YEAR 2015-2016 BUDGET FOR THE MIDLAND SPACEPORT DEVELOPMENT CORPORATION, AS AUTHORIZED BY CHAPTER 507 OF THE TEXAS LOCAL GOVERNMENT CODE

7. Transfer of Funds from Projects and General Fund to new Police Technology and Equipment Fund (FINANCE)

RESOLUTION NO. 2015 - 313

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM VARIOUS

PROJECTS AND THE GENERAL FUND TO THE NEW POLICE TECHNOLOGY AND EQUIPMENT FUND AND TO THE NEW FIRE TECHNOLOGY, EQUIPMENT AND TRAINING FUND

8. Resolution nominating a Midland Central Appraisal District Board (MCAD) of Directors. (FINANCE)

RESOLUTION NO. 2015 - 314

RESOLUTION NOMINATING W. WESLEY PERRY FOR THE MIDLAND CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS; AND DIRECTING THE CITY MANAGER TO DELIVER A COPY OF THIS RESOLUTION TO THE MIDLAND CENTRAL APPRAISAL DISTRICT

9. Approved a resolution approving the purchase of benches, tables, trash containers, playground equipment and artificial turf surfacing for the Greathouse Park Development Project, through Buyboard, at a total cost of \$177,661.20 for the Parks Division. (PURCHASING)

RESOLUTION NO. 2015 - 315

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PLAYGROUNDS ETC., LLC, FOR THE PURCHASE AND INSTALLATION OF BENCHES, TABLES, TRASH CONTAINERS, PLAYGROUND EQUIPMENT, AND ARTIFICIAL TURF SURFACING FOR GREATHOUSE PARK AT A TOTAL COST OF \$177,661.20

12. Approved a resolution allocating three hundred forty thousand dollars (\$340,000.00) to the Facilities Renovation Project (9059) for the renovation of the Staircase at the Police and Communications building. (PURCHASING)

RESOLUTION NO. 2015 - 318

RESOLUTION ALLOCATING \$340,000 FROM THE VEHICLE SERVICES FISCAL YEAR 2015 OPERATING BUDGET TO THE FACILITIES RENOVATION PROJECT (9059) FOR THE RENOVATION OF THE STAIRCASE AT THE POLICE AND COMMUNICATIONS BUILDING

13. Approved a resolution approving the purchase of an estimated annual supply of 650,000 pounds and 40 - 150 pound cylinders of chlorine; 2,000 tons of aluminum sulfate; 20,000 gallons of polymer; 200,000 pounds of liquid anhydrous ammonia; 10,000 gallons of liquid copper sulfate pentahydrate 25%; 4,400 gallons of polymer for dewatering; 10,000 pounds of potassium permanganate; 20,000 gallons of liquid ammonium sulfate and 25 tons of powdered activated carbon for the treatment of drinking water for the Utilities Department for Fiscal Year 2016. (PURCHASING)

RESOLUTION NO. 2015 - 319

RESOLUTION AUTHORIZING THE PURCHASE OF AN ESTIMATED ANNUAL SUPPLY OF CHEMICALS NEEDED FOR THE TREATMENT OF DRINKING WATER FOR FISCAL YEAR 2016 FROM MULTIPLE BIDDERS, FOR A TOTAL COST OF \$1,322,122.60

14. Approved a resolution adopting authorizing the execution of an agreement with Fidelity Security (Arbor Benefits) for the purchase of stop loss insurance for the City of Midland's

Group Health Plan. (ADMINISTRATIVE SERVICES)

RESOLUTION NO. 2015 - 320

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE OF AN AGREEMENT WITH FIDELITY SECURITY FOR THE PURCHASE OF STOP LOSS INSURANCE FOR THE CITY OF MIDLAND'S GROUP HEALTH PLAN, EFFECTIVE FOR THE PLAN YEAR COMMENCING ON OCTOBER 1, 2015

15. Approved a resolution adopting a Cafeteria Plan for employees of the City of Midland, Texas, under Section 125 of the Internal Revenue Service Code and appointing TML Multistate IEBP as the Section 125 Plan Administrator. (ADMINISTRATIVE SERVICES)

RESOLUTION NO. 2015 - 321

RESOLUTION ADOPTING A CAFETERIA PLAN FOR EMPLOYEES OF THE CITY OF MIDLAND, TEXAS, UNDER SECTION 125 OF THE INTERNAL REVENUE SERVICE CODE; AND APPOINTING THE TEXAS MUNICIPAL LEAGUE MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL (TML MULTISTATE IEBP) AS THE PLAN ADMINISTRATOR

16. Approved a resolution authorizing the execution of a 2016 Routine Airport Maintenance Program (RAMP) Agreement between the City of Midland, Texas and Texas Department of Transportation (TXDOT). (AIRPORTS)

RESOLUTION NO. 2015 - 322

RESOLUTION AUTHORIZING THE EXECUTION OF A 2016 ROUTINE AIRPORT MAINTENANCE PROGRAM AGREEMENT BETWEEN THE CITY OF MIDLAND, TEXAS AND THE TEXAS DEPARTMENT OF TRANSPORTATION TO PROVIDE AN AUTOMATED WEATHER OBSERVING SYSTEM AT MIDLAND AIRPARK

17. Approved a resolution authorizing the execution of a Community Development Block Grant contract with Senior Link Midland, for the Senior Nutrition Program in the amount of \$66,500.00; the purpose of this program is to promote better mental and physical health for seniors through nutritional means and socialization; the program will begin on October 1, 2015 and end on September 30, 2016. (DEVELOPMENT SERVICES)

RESOLUTION NO. 2015 - 323

RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH SENIOR LINK MIDLAND, FOR THE SOUTHEAST SENIOR CENTER AND CASA DE AMIGOS NUTRITION PROGRAMS IN THE AMOUNT OF \$66,500.00; THE PROGRAM WILL BE PROVIDED DAILY IN COORDINATION WITH OTHER ACTIVITIES; THE PURPOSE OF THIS PROGRAM IS TO PROMOTE BETTER MENTAL AND PHYSICAL HEALTH FOR SENIORS THROUGH NUTRITIOUS MEALS AND SOCIALIZATION; THE PROGRAM WILL BEGIN ON OCTOBER 1, 2015 AND END ON SEPTEMBER 30, 2016

18. Approved a resolution authorizing the execution of a Community Development Block Grant contract with Casa de Amigos for the Home Cleaning Program in the amount of \$32,500.00; the purpose of this program is to provide home cleaning services to senior citizens and handicapped households; the program will begin on October 1, 2015 and end on September 30, 2016 (DEVELOPMENT SERVICES)

RESOLUTION NO. 2015 - 324

RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH CASA DE AMIGOS FOR A HOME CLEANING PROGRAM IN THE AMOUNT OF \$32,500.00; THE PURPOSE OF THIS PROGRAM IS TO PROVIDE HOME CLEANING SERVICES TO 141 SENIOR CITIZENS AND DISABLED HOUSEHOLDS; THE PROGRAM WILL BEGIN ON OCTOBER 1, 2015 AND END ON SEPTEMBER 30, 2016

19. Approved a resolution authorizing the execution of a Community Development Block Grant contract with Mission Health Care, Incorporated in the amount of \$15,000.00; the purpose of this program is to provide delivered evening meals to senior and/or handicapped households; the program will begin on October 1, 2015 and end on September 30, 2016. (DEVELOPMENT SERVICES)

RESOLUTION NO. 2015 - 325

RESOLUTION AUTHORIZING THE EXECUTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH MISSION HEALTH CARE, INCORPORATED, IN THE AMOUNT OF \$15,000.00; THE PURPOSE OF THIS PROGRAM IS TO PROVIDE DELIVERED EVENING MEALS TO SENIOR AND DISABLED HOUSEHOLDS; THE PROGRAM WILL BEGIN ON OCTOBER 1, 2015 AND END ON SEPTEMBER 30, 2016

20. Approved a resolution authorizing and executing a Right-of-Way License between City of Midland and CrownQuest Operating, LLC, said Right-Of-Way License is for entering the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining, replacing and removing multiple oil and gas pipelines, and to have the right to ingress and egress at convenient points for such purpose; all facilities are located within the City of Midland property, Section 4, Block 37, T-3-S, T&P RR. Co. Survey, Midland County, Texas. (DEVELOPMENT SERVICES)
21. Approved a resolution authorizing the execution of a Public Improvement Development Agreement between the City of Midland and Castle Restorations Inc. in the amount of \$132,829 for the purpose of constructing public paving and utility improvements to serve Sun Garden Village Addition; and appropriating funds therefor; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES)

RESOLUTION NO. 2015 - 326

RESOLUTION AUTHORIZING THE EXECUTION OF A PUBLIC IMPROVEMENT DEVELOPMENT AGREEMENT WITH CASTLE RESTORATIONS, INC. FOR DEVELOPMENT OF SUN GARDEN VILLAGE ADDITION, SECTION 3, PHASES I AND II, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED APPROXIMATELY 0.3 MILES SOUTH OF EAST WADLEY AVENUE AND 0.5 MILES WEST OF NORTH FAIRGROUNDS ROAD); AND AUTHORIZING PAYMENT THEREFOR IN AN AMOUNT NOT TO EXCEED \$132,829.00; SAID AGREEMENT BEING AUTHORIZED BY SECTION 395.081 OF THE TEXAS LOCAL GOVERNMENT CODE

22. Approved a resolution to accept and appropriate funds for the FY2015 Justice Assistance Grant. (POLICE)

RESOLUTION NO. 2015 - 327

RESOLUTION AUTHORIZING THE CITY OF MIDLAND IN CONJUNCTION WITH MIDLAND COUNTY TO ACCEPT THE FISCAL YEAR 2015 JUSTICE ASSISTANCE GRANT FUNDS TOTALING \$26,966.00; THE CITY OF MIDLAND WILL RECEIVE \$16,180.00 (60%) AND MIDLAND COUNTY WILL RECEIVE \$10,786.00 (40%) OF THE GRANT FUNDS; AUTHORIZING THE EXECUTION OF ACCEPTANCE DOCUMENTS; AND APPROPRIATING FUNDS

23. Approved a resolution to accept and appropriate funds awarded through the FY2016 Edward Byrne Memorial Justice Assistance Grant Program by the Office of the Governor of Texas Criminal Justice Division. (POLICE)

RESOLUTION NO. 2015 - 328

RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$66,266.00 FROM THE FISCAL YEAR 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM PROVIDED BY THE GOVERNOR'S OFFICE; SAID GRANT FUNDS WILL BE USED TO PURCHASE CLASSROOM EQUIPMENT TO UPGRADE THE QUALITY AND LEVEL OF CLASSROOM INSTRUCTION AND TO PURCHASE SURVEILLANCE EQUIPMENT TO MONITOR CRIME IN AREAS SUCH AS NEIGHBORHOODS, APARTMENT COMPLEXES, RETAIL AND HOTEL PARKING LOTS, AND AREAS OF NEW CONSTRUCTION DEVELOPMENT

10. Approved a resolution rejecting the single bid received from VM Golf Services, Inc. in the amount of \$174,492.00 for turf leveling and re-grassing of the Quail Course at Hogan Park Golf Course. (PURCHASING)

RESOLUTION NO. 2015 - 329

RESOLUTION REJECTING THE SINGLE BID RECEIVED FROM VM GOLF SERVICES, INCORPORATED IN THE AMOUNT OF \$174,492.00 FOR TURF LEVELING AND RE-GRASSING OF THE QUAIL COURSE AT HOGAN PARK GOLF COURSE

Lacy show public how much bids come in give context of what going on. Tina Jauz budget 80,000 almost 100,000 over budget. in off season do baase worse get ready for grass in spring. first time nno bid second one bbid. bid out agian in spring.

Council Member Lacy moved to adopt Resolution No. 2015 - 316; seconded by Council Member Robnett.

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

11. Approved a resolution approving the issuance of a request for qualifications/ request for proposals for a construction manager at risk for the new Midland Center building. (PURCHASING)

RESOLUTION NO. 2015 - 316

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ISSUE A REQUEST FOR QUALIFICATIONS FOR A CONSTRUCTION MANAGER AT RISK FOR THE NEW MIDLAND CENTER BUILDING

Sparks pulled to make sure understood what voting on. getting request for proposals in

this also;correct: Fred first step go out for rfq and second rfp two step process. this vote go out for proposal also what getting proposal on? Fred if look at project on Page 2 Midland Center 70,000 sq ft facility. Had to give scope of project whether more or less contingencet upon council approval. give some pricing trying to accomplish cost as far as determination. Sparks when saw in retreat had 4 different proposals. Had settled on looking at top two options. But had briefing other day only saw most expensive optin. Getting proposals for both options. Fred invited Jim Rhotenberry. Jim 1102 W Tx Ave. doing is adding construction mgr aat risk to team so as devleop design concepts get good prcing to bring back to Council to make ogod ecdsions. not obligated to project. look at both options. Sparks other quesiton as doing is there a cost to getting proposals ? Jim pre-construcitons ervices with construction mgr at risk which is part of negot process. They will do proposal. that is part of their second stage. sparks time line? when have. Lacy October 20. Jim hope schedule is to finish scematic by end of year and bring options with pricing at first of eyar.

Morales sense of urgency don't want public to think rushing trying to take advanatage of other opportunities such as demo team. tos ave taax payer money.

Council Member Lacy moved to adopt Resolution No. 2015 - 317; seconded by Council Member Robnett.

Council doing best job to do due diligence if move forward.

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

SECOND READINGS

24. Consider an ordinance on second reading on a request by Jimmy Webb for a vacation of the 0.11-acre portion of alley right-of-way, located adjacent to Lot 4, Block 27, Greenwood Addition, City and County of Midland, Texas (Generally located west of South Fairgrounds Road and approximately 200-feet south of New York Avenue.) (DEVELOPMENT SERVICES) (First Reading held on September 08, 2015.)

ORDINANCE NO. 2015 - 317

AN ORDINANCE VACATING AND ABANDONING A 0.1073-ACRE PORTION OF ALLEY RIGHT-OF-WAY ADJACENT TO LOT 4, BLOCK 27, GREENWOOD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED WEST OF SOUTH FAIRGROUNDS ROAD, APPROXIMATELY 200 FEET SOUTH OF NEW YORK AVENUE); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$5,842.49; WAIVING THE FEE FOR THE COST OF THE RIGHT-OF-WAY; AND ORDERING RECORDATION BY THE CITY SECRETARY

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9476.

Council Member Dufford moved to approve the second and final reading of Ordinance No. 9476 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

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

25. Consider an ordinance on second reading on a request by Jimmy Webb for the vacation of the 0.065-acre portion of the right-of-way adjacent to Lot 11, Block 28, and Lot 1, Block 41, Greenwood Addition, City and County of Midland, Texas (Generally located on the east end of Pennsylvania Avenue, approximately 190-feet east of Webster Street.) (DEVELOPMENT SERVICES) (First Reading held on September 08, 2015.)

ORDINANCE NO. 9476

AN ORDINANCE VACATING AND ABANDONING A 0.0645-ACRE PORTION OF PENNSYLVANIA AVENUE RIGHT-OF-WAY ADJACENT TO LOT 11, BLOCK 28, AND LOT 1, BLOCK 41, GREENWOOD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST END OF PENNSYLVANIA AVENUE, APPROXIMATELY 190 FEET EAST OF WEBSTER STREET); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$5,619.24; WAIVING THE FEE FOR THE COST OF THE RIGHT-OF-WAY; AND ORDERING RECORDATION BY THE CITY SECRETARY

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9477.

Council Member Dufford moved to approve the second and final reading of Ordinance No. 9477 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

26. Consider an ordinance on second reading on a request by BDC Family Limited Partnership for the vacation of the 0.138-acre portion of the alley right-of-way adjacent to Lots 1 through 12, Block 41, Belmont Addition, City and County of Midland, Texas (Generally located on the south side of Stokes Avenue, approximately 140-feet west of Belmont Street.) (DEVELOPMENT SERVICES) (First Reading held on September 08, 2015.)

ORDINANCE NO. 9477

AN ORDINANCE VACATING AND ABANDONING A 0.1378-ACRE PORTION OF ALLEY RIGHT-OF-WAY ADJACENT TO LOTS 1-12, BLOCK 41, BELMONT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF STOKES AVENUE, APPROXIMATELY 140 FEET WEST OF BELMONT STREET); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$12,005.14; AND ORDERING RECORDATION BY THE CITY SECRETARY.

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9478.

Council Member Sparks moved to approve the second and final reading of Ordinance No. 9478 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

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

27. Consider an ordinance on second reading on a request by Steve Sanchez for a vacation

of the 65.10 square foot portion of E. Wadley Avenue adjacent to the south of Lot 13, Block 1, Tanglewood Addition, City and County of Midland, Texas. Generally located on the north side of East Wadley Avenue, approximately 850-feet east of Edwards Street. (DEVELOPMENT SERVICES) (First reading held on September 08, 2015.)

ORDINANCE NO. 9478

AN ORDINANCE VACATING AND ABANDONING A 65.10-SQUARE FOOT PORTION OF EAST WADLEY AVENUE RIGHT-OF-WAY ADJACENT TO LOT 13, BLOCK 1, TANGLEWOOD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF EAST WADLEY AVENUE, APPROXIMATELY 850 FEET EAST OF EDWARDS STREET); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$122.20; AND ORDERING RECORDATION BY THE CITY SECRETARY

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9479.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9479 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, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: Love.

28. Consider an ordinance on second reading on a request by Steve Sanchez / Summit Homes and Construction for a Special Exception to the zoning code concerning the front yard setback, on Lot 13, Block 1, Tanglewood Addition, City and County of Midland, Texas. (Generally located on the north side of East Wadley Avenue, approximately 850-feet east of Edwards Street.) (DEVELOPMENT SERVICES) (First reading held on September 08, 2015.)

ORDINANCE NO. 9479

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 13, BLOCK 1, TANGLEWOOD ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF EAST WADLEY AVENUE, APPROXIMATELY 850 FEET EAST OF EDWARDS STREET), 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 SueAnn Reyes read the caption of Ordinance No. 9480.

Council Member Sparks moved to approve the second and final reading of Ordinance No. 9480 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

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

PUBLIC HEARINGS

29. Hold a public hearing and consider an ordinance on a request by Kevin Leary for a zone change from PD, Planned District for a Shopping Center, to an Amended Planned District, on Lot 1A, Block 2, Grandridge Park Addition, Section 6, City and County of Midland, Texas. (Generally located on the west side of the intersection of Holiday Hill Road and North Loop 250 West). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9480

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 1A, BLOCK 2, GRANDRIDGE PARK ADDITION, SECTION 6, 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 WEST SIDE OF THE INTERSECTION OF HOLIDAY HILL ROAD AND NORTH LOOP 250 WEST); 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 SueAnn Reyes read the caption of Ordinance No. 9481.

Development Services Director Chuck Harrington gave a brief overview of the item noting request made by Kevin Leary Holiday Hill Loop 250 Frontage. seen a number of times because amended. Proposing to alter a building footprint for a restarant pad and electrical pad and drive through on south sid eof building 5. building footprint changed because now have ffinal rest des. no issues. staff reviewed no problems no loj rec approval. Sparks change in sq ftg of rest. Chuck more outside area added 200-300 sq ft. not significant. Lacy this is where pd couter productiive has it slowed down deveopment because of process. chuck don't think so usually waiting for plans. MR. Rendall does very good job of staying ont rack so don't get behind. sometimes can impact. Hotchkiss with new planniing procedures it should take care of hearing each these. willl still need oversight to this extent? Chuck on PD. Lacy when are we going to see study? Chuck proposed ot meet with all for briefing at next Council and give final schedule. Alot elec gie boht versions. plan to meet on 6th. lacy normally take this long? Chuck yes it is long.Morales drive through where enter? Chuck shared on map stacks up on property.

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 Robnett moved approval of the first of two readings of Ordinance No. 9481 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

30. Hold a public hearing and consider an ordinance a request by SK Arms Company, LLC for a zone change from PD, Planned District for a Transition District, to LR-2, Local Retail District, on a 3.31-acre portion of Lot 1A, Block 2, Corporate Plaza Addition,

Section 7, City and County of Midland, Texas. (Generally located on the north side of Spring Park Drive, approximately 200-feet east of North Big Spring Street). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9481

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 3.3095-ACRE TRACT OF LAND OUT OF LOT 1A, BLOCK 2, CORPORATE PLAZA ADDITION, SECTION 7, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A TRANSITION DISTRICT, TO BE USED AS AN LR-2, LOCAL RETAIL DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF SPRING PARK DRIVE, APPROXIMATELY 200 FEET EAST OF NORTH BIG SPRING STREET); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9482.

Development Services Director Chuck Harrington gave a brief overview of the item noting request SK Arm zone change from zone change for transition to LR-2 local retail. Existing PD created in 1981 nothing happened on property amended twice stillr emain vacant. proposed to be indoor gun range that goes through SUP process subsequent to zone change but must have LR 2 prior. P&Zr ec approval and staff no loj.

Mayor Morales opened the public hearing at 10:21 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Robnett moved approval of the first of two readings of Ordinance No. 9482 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

31. Hold a public hearing and consider an ordinance on a request by SK Arms, LLC. for a Specific Use Permit without Term for an Indoor Shooting Range, on a 3.31-acre portion of Lot 1A, Block 2, Corporate Plaza Addition, Section 7, City and County of Midland, Texas. (Generally located on the north side of Spring Park Drive, approximately 200-feet east of North Big Spring Street). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9482

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS A 3.3095-ACRE PORTION OF LOT 1A, BLOCK 2, CORPORATE PLAZA ADDITION, SECTION 7, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF SPRING PARK DRIVE, APPROXIMATELY 200 FEET EAST OF NORTH BIG SPRING STREET), WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A TRANSITION DISTRICT, AND FOR WHICH APPLICATION FOR A ZONE CHANGE HAS BEEN MADE TO USE SAID PROPERTY AS AN LR-2, LOCAL RETAIL DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITHOUT TERM FOR

AN INDOOR SHOOTING RANGE; 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 SueAnn Reyes read the caption of Ordinance No. 9483.

Development Services Director Chuck Harrington gave a brief overview of the item noting first app under new rules established for indoor shooting range in City limits. Proposing indoor facility that has 5 100 yd lanes for rifles 24 lanes proposed for pistol (25 yard range). They will be building in conformance with ballistic standards of containment and suppression of noise. Lead cont and dust collection and protect people from using. Noise issue is what comes with a lot of gun ranges. The normal is 65 decibels. Standard no more than 70 decibels at property edge which is vacuum at 70. Another major concern is safety and they have proposed special steel containment baffling which is special steel it deflect bullets to back of range. Building constructed of concrete tilt wall. Find all baffling meet current industry standards contain up to 50 caliber bullet. This app did go through p7z did not receive any object p7z rec approval. special meeting last week in district 2 and provided with same info. Mayor first of kind in Midland do we have staff to review and approve structure. Chuck not like have whole shooting range is designed by one company and they install. Lacy standard procedures gun clubs around country. Chuck also do police ranges.

Mayor Morales opened the public hearing at 10:26 a.m.

Robert Rendall 550 W Tx Suite 800, on behalf of applicant, compliment staff on getting ready for this first in Midland. Independently spent time getting up to speed on requirements and feel like they understand as much as anybody pleased with cooperation. Although new to Midland very common type of facility in other parts of state that shows locations within TX where particular company has put facilities in there are a number in state of TX operating without any problems. Worked with staff to address concerns primarily with noise and safety. Also last Monday night attended meeting at MLK for community to address questions and concerns. Done everything they can to educate people. Frank Richardson architect from Dallas available today can answer spec questions and building concepts. Addition James Grip who is with Tall City Gun Club operating facility also present. Want to point out this facility benefit for community provide fantastic opportunity for education. Only indoor training in region for people want to use arms properly in controlled environment. Second safe environment to develop skills. Feel great synergy with law enforcement community both on training aspect and a number of law enforcement will be employed part time to help with training and education. Robnett give idea of what project cost. Rendall at least \$8M for infrastructure and facility.

Shirley Howard, concerns of many meeting on Monday. Some of community feel missing certain part of City ask Council to bring continue to be unified. Feel like their interest of concern is not considered because of southeast and east don't do gun range. Presentation trying to reach business men, hunters, golfers. That will be price that most minorities cannot afford. Asked by Council in each area that bring entities to make sure unified and everyone can be able to attend and afford membership.

There being no one else wishing to speak, the public hearing was closed at 10:32 a.m.

Council Member Robnett moved approval of the first of two readings of Ordinance No. 9483 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, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: Love.

32. Hold a public hearing and consider a resolution authorizing the adoption of the Analysis of Impediments to Fair Housing Choice. (DEVELOPMENT SERVICES)

RESOLUTION NO. 9483

RESOLUTION APPROVING AND ADOPTING THE CITY OF MIDLAND'S ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE FOR FISCAL YEARS 2016 THROUGH 2020

Sylvester Cantu as recipient of Federal CDBG funds required to do ?? do in conjunction with cons plan for housing and comm dev funds. process started more than a year ago and picked up steam and preparing for cons plan. did see inv and came up with task force comprised of fair housing org. prov doc for rev for 30 days and ready for final cons and approval.

Council Member Dufford moved to adopt Resolution No. 2015 - 330; seconded by Council Member Lacy.

Mayor Morales opened the public hearing at 10:34 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

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

33. Hold a public hearing and consider an ordinance on a request by Jennifer Shannon for a Specific Use Permit without Term for a Kennel on Lots 17 and 18, Blocks 17 and 18, Gardens Addition, City and County of Midland, Texas. (Generally located on the northeast side of Andrews Highway, approximately 375-feet west of Kent Street.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 2015 - 330

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOTS 17 AND 18, BLOCKS 17 AND 18, GARDENS ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTHEAST SIDE OF ANDREWS HIGHWAY, APPROXIMATELY 375 FEET WEST OF KENT STREET), WHICH IS PRESENTLY ZONED LR-2, 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 SueAnn Reyes read the caption of Ordinance No. 9484.

Development Services Director Chuck Harrington gave a brief overview of the item noting request by Jennifer Shannon dog grooming facility west of locaitonw anting to exp to have 28 sq ft kennel 27 cages. Dog run and play areas each side of bldg dogs kept inside except period of exercising. adjacent to grooming business. housed 24 hrs 7d ays awekk in comp with all city codes of conf of animals. 2 loj before p7z and as of 1st week one loj for city council. staff reviewed felt proper location not a big demand on parking already parking does not increase load. rec approval p7z rec approval. lacy how many emp? Chuck believe ???not sure. Morales parking no busienss. Chuck concerns is parking and parking could be worse if ptu in another retail in location. that why staff elt like good use. Hotchkiss veyr considerate she and people come to help her park off site to alve spaces avail for customers. Sparks make sure understand dog play area shown here is all inside? Chuck yes inside.

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

Jennifer Shannon 3305 SCR 1204, grasy area synthetic grass made specifically for dogs with drainage. area in front inside no outside holding area. all be someone taking on walks periodically thru day. Area is for inclement whether when raining too cold or too hot. In Midland dont' have a lot of intown kenneling just hoping to opent hat side for customers. Lacy what is bus next door. that is her groom shoot and alley next and in back.

There being no one else wishing to speak, the public hearing was closed at 10:39 a.m.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9484 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

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

34. Hold a public hearing and consider an ordinance on request by SMC Diversified Holdings, Inc. for a zone change from PD, Planned District for a Housing Development, to MF-1, Multiple Family Dwelling District, on a 2.17-acres tract of land out of Section 19, Block 39, T-1-S, T&P RR Company Survey, City and County of Midland, Texas (Generally located southwest of the intersection of Sunshine Parkway and Idlewilde Drive.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9484

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 2.171-ACRE TRACT OF LAND OUT OF SECTION 19, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A HOUSING DEVELOPMENT, TO BE USED AS AN MF-1, MULTIPLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF SUNSHINE PARKWAY AND IDLEWILDE 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 SueAnn Reyes read the caption of Ordinance No. 9485.

Development Services Director Chuck Harrington gave a brief overview of the item noting this area where most recently abandoned alley to Manor Park who is proposing to expand over to another area they purchased. To do so need multi family dwelling for family unit for rest of property. More like small one story structures. Lacy had couple of letters of objection not much in public notices and once people see contained in complex might change. Chuck not high traffic generator structure two interlocks of elevators. Been good neighbor for a lot of years. Lacy a lot of people through small apartment complex. Manor Park landlocked.

Mayor Morales opened the public hearing at 10:43 a.m.

Robert Trentham 2654 Idylwild. appreciate opportunity where closed alley. question is there are two fire hydrants located if fire hydrant enclosed in Manor Park there would be fire suppression time response to get to fire hydrant. only one available to those townhomes which may be included. will it be included inside fence?

Chuck Harrington not yet reviewed site plan but check lateral distances if enclosed behind fence will have to make whatever changes for adequate protection. Lacy would assume have to put in own fire hydrant in their community. great question. staff will be on top of it.

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

Council Member Hotchkiss moved approval of the first of two readings of Ordinance No. 9485 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, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: Love.

35. Hold a public hearing to consider an ordinance on a request by Sandeep Patel for a Specific Use Permit with Term for the sale of all alcoholic beverages, for on-premises consumption, in a bar, on Lot 2A, Block 3, Gateway Plaza Addition, Section 7, City and County of Midland, Texas. (Generally located on the north side of Starboard Drive, approximately 820-feet east of Tradewinds Boulevard.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9485

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOT 2A, BLOCK 3, GATEWAY PLAZA ADDITION, SECTION 7, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF STARBOARD DRIVE, APPROXIMATELY 820 FEET EAST OF TRADEWINDS 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 BAR 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 SueAnn Reyes read the caption of Ordinance No. 9486.

Development Services Director Chuck Harrington gave a brief overview of the item noting alcoholic beverage services in hotel which includes bar, lobby and mtg rooms on first floor and rest. total 4489 sq ft max oc 175 people. no school within 300 ft hours end at 11 p.m. ask allow 11 a.m. to 11 p.m. for alcoholic sales. p7z rec approval. no loj.

Mayor Morales opened the public hearing at 10:47 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9486 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, Dufford, Lacy, Robnett. NAY: None. ABSTAIN: None. ABSENT: Love.

36. Hold a public hearing and consider an ordinance on a request by Bynum School for the annexation of a 29.22-acre tract of land out of Section 24, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas. (Generally located on the southwest corner of Mockingbird Lane and Holiday Hill Road.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9486

AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF MIDLAND, TEXAS, BY ADDING THERETO CERTAIN AREAS ADJOINING THE PRESENT CITY LIMITS, BEING A 29.222-ACRE TRACT OF LAND OUT OF SECTION 24, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF MOCKINGBIRD LANE AND HOLIDAY HILL ROAD); AND APPROVING A PUBLIC SERVICE PLAN

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9488.

Development Services Director Chuck Harrington gave a brief overview of the item noting final public hearing and actual annex ord for Bynum school 29.22 acre tract of land.

Mayor Morales opened the public hearing at 10:48 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Lacy any oil wells, Ron went around wlel.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9488 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

37. Hold a public hearing and consider an ordinance on a request by Bynum School for the initial zoning of a 29.22-acre tract of land out of Section 24, Block 40, T-1-S, T&P RR Co. Survey, Midland County, 9487 Texas. (Generally located on the southwest corner of Mockingbird Lane and Holiday Hill Road.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9488

AN ORDINANCE ESTABLISHING THE ZONING CLASSIFICATION OF THE AREA INDICATED AS BEING A 29.222-ACRE TRACT OF LAND OUT OF SECTION 24, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF MOCKINGBIRD LANE AND HOLIDAY HILL 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

Deputy City Secretary SueAnn Reyes read the caption of Ordinance No. 9487.

Development Services Director Chuck Harrington gave a brief overview of the item noting follow up to previous item and is initial zoning. They requested 1f1 staff agrees schools allowed in any district. Feel if anything every ahppened would be locked into low density type use.

Mayor Morales opened the public hearing at 10:51 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9487 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

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

MISCELLANEOUS

38. Approved a motion approving a proposed final plat of Lone Star Trails, Section 2A, being a replat of Lots 25 and 26, Block 6, Lone Star Trails, Section 2, City and County of Midland, Texas, generally located on the north side of Maverick Lane, approximately 60-feet east of Cattleman Drive. (DEVELOPMENT SERVICES)

Development Services Director Chuck Harrington gave a brief overview of the item noting request made to adjust lot lines between two lots so both houses have proper setbacks. No issues staaff hasmet and determined best way to do this.

Council Member Hotchkiss moved to approve a motion approving a proposed final plat of Lone Star Trails, Section 2A, being a replat of Lots 25 and 26, Block 6, Lone Star Trails, Section 2, City and County of Midland, Texas, generally located on the north side of Maverick Lane, approximately 60-feet east of Cattleman Drive.; seconded by Council Member Lacy.

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

Chuck Bob last Council meeting and next to last day. Mayor Bob where going and why. Bob Baronti, going to private sector in Ft. Worth. time to move on appreciate all's support of city management and staff. good working with everyone. may see back, Mayor thanked for service.

39. Approved a motion making appointments to various boards and commissions.

Council Member Lacy moved to Nick Hood Airport replace Nellwyn Barnett, David Blackletter replace Tim on City Development; seconded by Council Member Robnett.

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

Council Member Robnett moved to appoint Jay Consalvi to Airport Board replace Jerry Walton; seconded by Council Member Lacy.

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

Council Member Hotchkiss moved to appoint Kate Williamson to Hotel Motel Tax Advisory Board replace Jan Artley ; seconded by Council Member Robnett.

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

Council Member Lacy moved to reappoint Avery Pulling to City Development; seconded by Council Member Robnett.

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

Council Member Lacy moved to reappoint Edward Mayberry to Parks & Rec; seconded by Council Member Robnett.

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

John hearing from Council p7Z what 7 members and alternates are true alternates and not serving.

Council Member Lacy moved to remove Hobbs from p&Z; seconded by Council Member Hotchkiss.

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

meeting adjourned 11:07 a.m.

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

PASSED AND APPROVED the __ day of ____, 2015.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary