

**MIDLAND CITY COUNCIL
MINUTES
November 20, 2018**

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ____ a.m. on November 20, 2018.

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

Council Members absent: None.

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

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

REGULAR SESSION

The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., November 20, 2018.

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

Council Members absent: None.

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

The Agenda Items were heard in the following order:

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

OPENING ITEMS

1000 a.m.

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

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of Proclamation for Coach Farris Strambler Day.

SPECIAL CONSIDERATION

Mayor MOrales read the caption of Ordinance No. 9849.

Hotchkiss read statement about recent deaths due to cycling. Ord suggested will help decrease future deaths and provide vulnerable road users such as bicyclist and pedestrians. 3 feet or 6 feet for commercial vehicles. 5 cyclist and 3 pedestrian deaths. shared video of pedestrians and web cam of aggressive acts and positive id of driver can be used in prosecution. want city to be known for safety and hope ord is step forward in providing that safety.

Seth Herman Int Police Chief needs to be adopted for some time. have people focus more attentively on operation of motor vehicles to pedestrians and bicyclist. Enforcement will be like texting there is a lot of collateral criminal acts discovered. HOpe is it will put in forefront of peoples minds needs to focus on safety of others.

Jose Ortiz Engineering Scs Director, this echoes with working diligently with biking community strong interest in biking. adopted hike and bike master plan 2015 added facilities. Have tried to implement new projects based on plan implemented about 10.5 miles. Shared improvements made to bike and hike trails. Reviewed upcoming projects that will add 3.5 miles in the next few years. Sparks seeing in bike lane is big diamond that marked pedestrian or bicyclist lane or golf cart lane in green tree. How do we teach our citizens its bike lane? Jose find ways to educate public what facilities are for. Love vice chair mpo last night talked about working together with all stakeholders midland odessa utpb to develop bike route from midland to odessa go right in hand kudos.

David Ham shared camera similar to one bicyclist had on film can mount in bicycle or helmet.. Almost all use a tailight that has a camera in it it will show car passing too close can get a license number description of car and face of person driving. Can use these to help police department to enforce. these can be used as evidence. Many States one of 8 that don't have an ordinance. Tx came close to passing and former gov perry left up to citizens of towns to pass. This ord will recognize that there are other people on

roads besides car. This will bring awareness to public. Need leeway if pothole in front of bicyclist. For safety of all people outside of cars 3 feet is bare minimum. 6 feet for a bug truck and draft can pull bicyclist into truck. Cyclist can take initiative like rear view mirror, camera, radar to be safe but need more protection and awareness of public of what is around. Important to not be distracted. We can all share road and do responsibly and eliminate injuries.

Sparks is disappointed that looking at government to solve this problem. Think this order probably will not affect your safety as much as you would hope. Disappointed that have people that don't take common sense of moving over into another lane. Want all cyclist and runners know they need to be responsible for their own safety. Hopefully a step that police can use in conjunction with cameras. Likelihood of police present is remote.

Mayor as community showing those we support cyclist. Sad when anyone is lost on our roads be aware, we will do more to educate.

Love hope

Dufford two scouts in audience getting merit badge. Troop 152 Robby May A.J. may go to Meet first Methodist church. A.J. second class Robby star. With father Arthur May assistant scout master.

4. Consider a proposed ordinance amending Title X, "Traffic Regulations", Chapter 9, "Miscellaneous Driving Rules", of the City Code of Midland, Texas, by establishing Section 16, "Vulnerable Road Users". (CITY ATTORNEY'S OFFICE)

ORDINANCE NO. 9849

AN ORDINANCE AMENDING TITLE X, "TRAFFIC REGULATIONS", CHAPTER 9, "MISCELLANEOUS DRIVING RULES", OF THE CITY CODE OF MIDLAND, TEXAS, BY ADDING SECTION 16, "VULNERABLE ROAD USERS", SO AS TO REGULATE THE OPERATION OF A MOTOR VEHICLE NEAR VULNERABLE ROAD USERS WITHIN THE TERRITORIAL LIMITS OF THE CITY OF MIDLAND; NEGATING AND DISPENSING WITH THE CULPABLE MENTAL STATE REQUIREMENT; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO HUNDRED DOLLARS (\$200.00); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; ORDERING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE OF JANUARY 1, 2019

Council Member Hotchkiss moved approval of the first of two readings of Ordinance No. 9849 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

CONSENT AGENDA

5. Approved a motion approving the following minutes:

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

a. Regular City Council meeting of November 6, 2018.

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

b. Special City Council Meeting of November 13, 2018.

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

6. Approved a resolution authorizing the City Manager to negotiate and execute a contract for Stop Loss Insurance for the Administrative Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 468

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT FOR THE PURCHASE OF STOP LOSS INSURANCE FOR THE CITY OF MIDLAND'S GROUP HEALTH PLAN FROM FIDELITY SECURITY LIFE INSURANCE COMPANY THROUGH ARBOR BENEFIT GROUP, L.P. OF FARMINGTON, CONNECTICUT, EFFECTIVE FOR THE PLAN YEAR COMMENCING ON JANUARY 1, 2019

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

7. Approved a resolution rejecting the sole bid received and authorizing re-advertisement for bids for the Micro-surfacing and Slurry Seal Project for the Transportation Division. (PURCHASING)

RESOLUTION NO. 2018 - 469

RESOLUTION REJECTING THE SOLE BID RECEIVED FOR THE FISCAL YEAR 2019 MICRO-SURFACING AND SLURRY SEAL PROJECT; AND AUTHORIZING THE CITY MANAGER TO RE-ADVERTISE FOR COMPETITIVE BIDS FOR SAID PROJECT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

8. Approved a resolution approving the purchase of One (1) Skid Steer Loader, Two (2) Mini Excavators and One (1) Articulated Wheel Loader for the Garage Division. (PURCHASING)

RESOLUTION NO. 2018 - 470

RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) SKID STEER LOADER, TWO (2) MINI EXCAVATORS, AND ONE (1) ARTICULATED WHEEL LOADER FOR THE GARAGE DIVISION FROM WARREN POWER & MACHINERY, INC., DBA WARRENT CAT OF ODESSA, TEXAS, AT A TOTAL COST OF \$243,975.00

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

9. Approved a resolution approving the purchase of fall and spring seed from the sole bidder, Helena Agri-Enterprises, LLC for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2018 - 471

RESOLUTION AUTHORIZING THE PURCHASE OF VARIOUS AMOUNTS OF SPRING AND FALL SEED FOR THE PLANT FARM AND THE SPRABERRY FARM FROM HELENA AGRI-ENTERPRISES, LLC, OF STANTON, TEXAS, AT A TOTAL COST OF \$280,855.00

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

10. Approved a resolution authorizing the execution of professional services agreement Amendment One (1) for construction administration services associated with the Spraberry Farm and Plant Farm Project for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2018 - 472

RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MIDLAND AND HDR ENGINEERING, INC., FOR CONSTRUCTION ADMINISTRATION SERVICES ASSOCIATED WITH THE SPRABERRY FARM AND PLANT FARM PROJECT; SAID AMENDMENT PROVIDING FOR A FEE INCREASE OF \$28,925.00 OVER AND ABOVE THE ORIGINAL NOT-TO-EXCEED AMOUNT OF \$72,625.00 FOR QUALITY ASSURANCE MATERIAL TESTING WORK

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

11. Approved a resolution authorizing the execution of a professional services agreement amendment for the Engineering Services Agreement with HDR Engineering, Inc. for 2017 Permitting Assistance for the Utilities Department. (PURCHASING)

RESOLUTION NO. 2018 - 473

RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MIDLAND AND HDR ENGINEERING, INC., FOR PERMITTING ASSISTANCE SERVICES ASSOCIATED WITH THE WATER POLLUTION CONTROL PLANT REUSE CONSTRUCTION PROJECT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

12. Approved a motion authorizing the City Manager to execute direct case rate practitioner agreements with Midland Memorial Hospital, Anesthesia Medical Group of Permian Basin, Hearts R Wild PA, Luke Y. Young, MD, PhD, PLLC, and Midland Emergency Physician and to execute any other documents and to take any other actions necessary to give effect to said agreements. (ADMINISTRATIVE SERVICES)

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

13. Approved a resolution authorizing the execution of a promotional agreement with City of Midland Aquatics, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 474

RESOLUTION APPROVING A PROMOTIONAL AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND CITY OF MIDLAND AQUATICS, INC., TO ADVERTISE OR PUBLICIZE THE CITY OF MIDLAND FOR THE PURPOSE OF DEVELOPING NEW AND EXPANDED BUSINESS ENTERPRISES

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

14. Approved a resolution authorizing the execution of a third amendment to the reimbursable Physician Recruitment Agreement between the Midland Development Corporation and the Midland County Hospital District D/B/A Midland Memorial Hospital. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 475

RESOLUTION APPROVING A THIRD AMENDMENT TO THE REIMBURSABLE PHYSICIAN RECRUITMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND THE MIDLAND COUNTY HOSPITAL DISTRICT D/B/A MIDLAND MEMORIAL HOSPITAL

Council Member Lacy moved to defer; seconded by Council Member Dufford.

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

15. Approved a resolution authorizing the execution of a promotional agreement with Hispanic Cultural Center of Midland, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 476

RESOLUTION APPROVING A PROMOTIONAL AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND HISPANIC CULTURAL CENTER OF MIDLAND, INC., TO ADVERTISE OR PUBLICIZE THE CITY OF MIDLAND FOR THE PURPOSE OF DEVELOPING NEW AND EXPANDED BUSINESS ENTERPRISES

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

16. Approved a resolution approving an Economic Development Agreement with AST & Science, LLC. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 477

RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND AST & SCIENCE, LLC, AS AUTHORIZED BY CHAPTER 501 OF THE TEXAS LOCAL GOVERNMENT CODE

robnett record. lacy thanked mdc staaff for hard working in bringing ast to city step in right direction.

love concur already have space ssport bring jobs.

Council Member Lacy moved to adopt Resolution No. 2018 - 477; seconded by Council Member Love.

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

17. Approved a resolution approving a commercial sublease agreement with AST & Science, LLC, regarding certain real property located at Midland International Air & Space Port and described as Hangars S-11A and S-11B, and tracts 4-A and 4-B, located in Lot 1, Block 13, Industrial Park Regional Air Terminal, Unit 12, Midland,

Midland County, Texas. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2018 - 478

RESOLUTION APPROVING A COMMERCIAL SUBLEASE AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND AST & SCIENCE, LLC, REGARDING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT MIDLAND INTERNATIONAL AIR & SPACE PORT AND DESCRIBED AS HANGARS S-11A AND S-11B, AND TRACTS 4-A AND 4-B, LOCATED IN LOT 1, BLOCK 13, INDUSTRIAL PARK REGIONAL AIR TERMINAL, UNIT 12, MIDLAND, MIDLAND COUNTY, TEXAS

same reason

Council Member Lacy moved to adopt Resolution No. 2018 - 478; seconded by Council Member Love.

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

18. Approved a resolution canvassing the returns and declaring the results of the November 6, 2018 General Election for four City Officers. (CITY SECRETARY'S OFFICE)

RESOLUTION NO. 2018 - 479

RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE NOVEMBER 6, 2018 GENERAL ELECTION FOR FOUR CITY OFFICERS

Council Member LacyLacy moved to approve Resolution; seconded by Council Member Love.

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

19. Approved a motion on request by Maverick Engineering, to defer water, wastewater, paving and sidewalk improvements for Dove Acres, Section 2, and to waive the corresponding financial security guarantee valued at \$653,404.00, an amount equal to the estimated cost of construction. The subject property is generally located on the east side of North County Road 1150, approximately 1.5 miles north of Loop 250, outside the City of Midland, in Midland County, Texas. (ENGINEERING SERVICES)

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

20. Approved a motion on request by Maverick Engineering, to defer wastewater, paving and sidewalk improvements for Crestgate Addition, Section 49, and to waive the corresponding financial security guarantee valued at \$109,428.00, an amount equal to the estimated cost of construction. The subject property is generally located on the south side of Cardinal Lane, approximately 515 linear feet west of North Midkiff Road, in the City of Midland, Midland County, Texas. (ENGINEERING SERVICES)

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

21. Consider resolution approving amendments to the permits issued to Diamondback E&P LLC (Operator), to drill four oil & gas wells, located in Section 8, Block 39, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas, (generally located 407 feet north of Green Tree Blvd. extension and between 942 and 1,032 feet east of North Midland Drive). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 480

RESOLUTION APPROVING AMENDMENTS TO THE PERMITS ISSUED TO DIAMONDBACK E&P LLC ("OPERATOR") TO DRILL FOUR OIL AND GAS WELLS LOCATED IN SECTION 8, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 942 FEET AND 1,032 FEET EAST OF NORTH MIDLAND DRIVE AND 407 FEET NORTH OF THE GREEN TREE BOULEVARD EXTENSION); SAID AMENDMENTS AUTHORIZING THE USE OF A GREEN BIOTECHNOLOGY PIT CLOSURE TREATMENT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

22. Consider resolution approving amendments to the permits issued to Diamondback E&P LLC (Operator), to drill four oil & gas wells, located in Section 24, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas, (said well is generally located 1,328 feet north of Briarwood Avenue and between 520 and 610 feet east of Avalon Drive.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 481

RESOLUTION APPROVING AMENDMENTS TO THE PERMITS ISSUED TO DIAMONDBACK E&P LLC ("OPERATOR") TO DRILL FOUR OIL AND GAS WELLS LOCATED IN SECTION 24, BLOCK 40, T-1-S, T&P RR. CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 520 FEET AND 610 FEET EAST OF AVALON DRIVE AND 1,328 FEET NORTH OF BRIARWOOD AVENUE); SAID AMENDMENTS AUTHORIZING THE USE OF A GREEN BIOTECHNOLOGY PIT CLOSURE TREATMENT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

23. Approved a resolution approving the issuance of permits to Fasken Oil and Ranch, Ltd, for the drilling of six oil and gas wells, within the city limits, located in Section 30, Block

39, T-1-S, T&P RR. CO. Survey, City and County of Midland, Texas, (said wells are generally located between 1,487 and 1,485 feet east of North Loop 250 West and between 230 and 155 feet north of Network Drive extension.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 482

RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO FASKEN OIL AND RANCH, LTD ("OPERATOR") TO DRILL SIX OIL AND GAS WELLS LOCATED IN SECTION 30, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 1,485 FEET AND 1,487 FEET EAST OF NORTH LOOP 250 WEST AND BETWEEN 155 FEET AND 230 FEET NORTH OF THE NETWORK DRIVE EXTENSION); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

24. Approved a resolution approving the issuance of permits to Permian Deep Rock Oil Co., LLC, for the drilling of ten oil and gas wells, within the city limits, located in Section 3, Block 39, T-2-S, T&P RR. CO. Survey, City and County of Midland, Texas, (said wells are generally located between 1,943 and 2,463 feet west of South Garfield and between 320 and 321 feet north of West County Road 111). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 483

RESOLUTION GRANTING VARIANCES FOR THREE OIL AND GAS WELLS TO BE LOCATED CLOSER THAN 500 FEET OF AN OCCUPIED RESIDENTIAL OR COMMERCIAL STRUCTURE; APPROVING THE ISSUANCE OF PERMITS TO PERMIAN DEEP ROCK OIL CO., LLC ("OPERATOR") TO DRILL TEN OIL AND GAS WELLS, INCLUDING THE THREE ABOVE-REFERENCED WELLS, LOCATED IN SECTION 3, BLOCK 39, T-2-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 1,943 FEET AND 2,463 FEET WEST OF SOUTH GARFIELD STREET AND BETWEEN 320 FEET AND 321 FEET NORTH OF WEST COUNTY ROAD 111); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

25. Approved a motion approving proposed Preliminary Plat of Avalon Park Addition, being 25.410-acre tract of land out of Section 38, Block 40, T-1-S, T&P RR. Co. Survey, Midland County, Texas, (generally located approximately 896 feet south of State Highway 191 and 1,020 feet west of Avalon Drive). (Planning Admin)

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

26. Approved a resolution authorizing the City Manager to execute a sub-surface easement agreement between the City of Midland and Endeavor Energy Resources, L.P., located north 750 feet of tract 1 and tract 2 in Section 44, Block 38, T-1-S, T&P RR Co. Survey, Midland County Texas. (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 484

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, ON BEHALF OF THE CITY OF MIDLAND, A SUB-SURFACE EASEMENT AGREEMENT GRANTING TO ENDEAVOR ENERGY RESOURCES, L.P. ("OPERATOR") A SUB-SURFACE EASEMENT LOCATED ON CITY-OWNED TRACTS OF LAND DESCRIBED AS (1) THE NORTH 750 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 44, BLOCK 38, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS, AND (2) THE NORTH 750 FEET OF A 43.29-ACRE TRACT OF LAND OUT OF SECTION 44, BLOCK 38, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS, FOR THE PURPOSE OF DRILLING, REWORKING, COMPLETING, MAINTAINING, PRODUCING, OPERATING, PLUGGING AND ABANDONING WELLBORES UNDER, ACROSS AND THROUGH SAID TRACTS OF LAND TO BENEFIT THE OIL, GAS AND OTHER MINERAL PRODUCTION FROM WELLS DRILLED OR TO BE DRILLED BY OPERATOR, ITS SUCCESSORS OR ASSIGNS ON LANDS LOCATED IN THE NORTH HALF OF SECTION 44, ALL OF SECTION 41, AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE SOUTH THREE QUARTERS OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 32, BLOCK 38, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

27. Approved a resolution authorizing and executing a Right-of-Way License between the City of Midland and Gulf Coast Express Pipeline LLC across City of Midland owned real property for the purpose of placing, installing, constructing, operating, repairing, maintaining and removing a natural gas pipeline, not to exceed eight (8) inches in diameter and to have the right to ingress and egress at convenient points for such purpose; the pipeline will be located within City of Midland Spraberry property, Sections 18 & 19, Block 36, and Section 24, Block 37 Township 3 South, T&P RR Co. Survey, Abstracts 501, 954, 956 Midland County Texas. (UTILITIES)

RESOLUTION NO. 2018 - 485

RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE BETWEEN THE CITY OF MIDLAND AND GULF COAST EXPRESS PIPELINE LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTIONS 18 AND 19, BLOCK 36, AND SECTION 24, BLOCK 37, TOWNSHIP 3 SOUTH, T&P RR CO. SURVEY, ABSTRACTS 501, 954 AND 956, MIDLAND COUNTY, TEXAS

Council Member Lacy moved to approve Consent Agenda items 5 - 27 excluding 14, 16, 17, 18; seconded by Council Member Love.

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

SECOND READINGS

28. Consider an ordinance on second reading on a request by Sonny Aguilar for a Specific Use Permit with Term for the sale of alcohol for on-premises consumption, in a parking lot on Lots 11 and 12, Block 26, Original Town Addition, and a previously vacated 0.032-acre portion of West Ohio Avenue right-of-way, located adjacent to Lot 12, Block 26, Original Town Addition, City and County of Midland, Texas, (generally located southeast of the intersection of North Colorado Street and West Ohio Avenue). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9838

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOTS 11 AND 12, BLOCK 26, ORIGINAL TOWN ADDITION, AND A PREVIOUSLY VACATED 0.032-ACRE PORTION OF WEST OHIO AVENUE RIGHT-OF-WAY LOCATED ADJACENT TO LOT 12, BLOCK 26, ORIGINAL TOWN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED SOUTHEAST OF THE INTERSECTION OF NORTH COLORADO STREET AND WEST OHIO AVENUE), WHICH IS PRESENTLY ZONED C-1, CENTRAL AREA DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITH TERM FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A PARKING LOT WITH SEATING 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 Misty Cryer read the caption of Ordinance No. 9838.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9838 in accordance with the Charter of the City of Midland; seconded by Council Member Sparks.

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

29. Consider an ordinance on seconding reading on a request by Carl Englestad for a Special Exception from the City of Midland Zoning Ordinance Section 11-9-3. - Landscape design standards on Lot 1A, Block 19, South Park Addition, Section 5, City and County of Midland, Texas, (generally located south side of East New Jersey Avenue, approximately 300-feet west of South Lamesa Road). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9839

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 1A, BLOCK, 19, SOUTH PARK ADDITION, SECTION 5, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF EAST NEW JERSEY AVENUE, APPROXIMATELY 300 FEET WEST OF SOUTH LAMESA ROAD), BY EXEMPTING SAID PROPERTY FROM THE REQUIREMENTS OF SECTION 11-9-3, "LANDSCAPE DESIGN STANDARDS" OF THE CITY CODE; 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 Misty Cryer read the caption of Ordinance No. 9839.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9839 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

30. Consider an ordinance on second reading on a request by Green Pasture Ventures (Dave Meaden) for annexation of a 9.75-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 northwest intersection of Tradewinds Boulevard and Thomason Drive). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9840

AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF MIDLAND, TEXAS, BY ADDING THERETO CERTAIN AREAS ADJOINING THE PRESENT CITY LIMITS, BEING A 9.75-ACRE TRACT OF LAND OUT OF THE NORTHEAST QUARTER OF SECTION 48, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED AT THE NORTHWEST 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 Misty Cryer read the caption of Ordinance No. 9840.

Council Member Hotchkiss moved to approve the second and final reading of Ordinance No. 9840 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

31. Consider an ordinance on second reading on a request for annexation of a 16.386-acre tract of land out of Section 48, Block 40, T-1-S, T&P RR Co. Survey and Section 1, Block 40, T-2-S, T&P RR Co. Survey and a 4.487-acre tract of land located in the NE/4 of Section 48, Block 40, T-1-S, T&P, RR Co. Survey, Midland County, Texas, (generally located south of the intersection of Tradewinds Boulevard and Thomason Drive). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9841

AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF MIDLAND, TEXAS, BY ADDING THERETO CERTAIN AREAS ADJOINING THE PRESENT CITY LIMITS, BEING A 16.386-ACRE TRACT OF LAND OUT OF SECTION 48, BLOCK 40, T-1-S, T&P RR CO. SURVEY, AND SECTION 1, BLOCK 40, T-2-S, T&P RR CO. SURVEY, AND A 4.487-ACRE TRACT OF LAND OUT OF THE NORTHEAST QUARTER OF SECTION 48, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED AT 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 Misty Cryer read the caption of Ordinance No. 9841.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9841 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

32. Consider an ordinance on second reading on a request by Maverick Engineering, for a zone change from a PD, Planned District for a Shopping Center, to PD, Planned District for a Housing Development, on Lots 1 and 2, Block 162; the South 3.138 Acres out of Lot 1, Block 163; and the previously vacated 0.51-Acre portion of Executive Drive right-of-way located adjacent to Lot 2, Block 162, and Lot 1, Block 163; all out of Wilshire Park Addition, Section 9, City and County of Midland, Texas, (generally located on the northeast corner of South Loop 250 West and Leisure Drive). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9843

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOTS 1 AND 2, BLOCK 162, THE SOUTH 3.138 ACRES OUT OF LOT 1, BLOCK 163, AND THE PREVIOUSLY VACATED 0.51-ACRE PORTION OF EXECUTIVE DRIVE RIGHT-OF-WAY LOCATED ADJACENT TO LOT 2, BLOCK 162, AND LOT 1, BLOCK 163, ALL OUT OF 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 NORTHEAST CORNER OF THE INTERSECTION OF SOUTH LOOP 250 WEST AND LEISURE 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 Misty Cryer read the caption of Ordinance No. 9843.

Council Member Hotchkiss moved to approve the second and final reading of Ordinance No. 9843 in accordance with the Charter of the City of Midland; seconded by Council

Member Robnett.

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

33. Consider an ordinance on a second reading on a request by Vandergriff Group Architects, for a Zone Change from a PD, Planned District for a Shopping Center, to an Amended PD, Planned District for a Shopping Center, on Lot 4A, Block 8, Whitburn Estates Addition, Section 6, City and County of Midland, Texas, (generally located on the west side of Whitmire Boulevard approximately 250 feet south of West Loop 250 North Frontage Road). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9844

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 4A, BLOCK 8, WHITBURN ESTATES 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 WHITMIRE BOULEVARD, APPROXIMATELY 250 FEET SOUTH OF WEST LOOP 250 NORTH FRONTAGE 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 Misty Cryer read the caption of Ordinance No. 9844.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9844 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

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

34. Consider an ordinance on a second reading on a request by Landgraf, Crutcher & Associates Inc. for a vacation of the 0.10-acre portion of West Texas Avenue located adjacent to Lots 1 through 6, Block 77, West End Addition, City and County of Midland, Texas, (generally located on the south side of West Texas Avenue between North N Street and North M Street). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9845

AN ORDINANCE VACATING AND ABANDONING A 0.10-ACRE PORTION OF WEST TEXAS AVENUE RIGHT-OF-WAY LOCATED ADJACENT TO LOTS 1 THROUGH 6, BLOCK 77, WEST END ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST TEXAS AVENUE BETWEEN NORTH N STREET AND NORTH M STREET); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$17,040.00; AND ORDERING RECORDATION BY THE CITY SECRETARY

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9845.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9845 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

Hotchkiss waived the cost for the land in the caption it has the appraisal at \$17,040. John o fee not required have to have appraisal.

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

35. Consider an ordinance on second reading on a request by We Can't Believe It's Not, LLC dba Butter, for a Specific Use Permit with Term for the Sale of all Alcoholic Beverages, for on premises consumption in a restaurant, on 4,633 square feet of Lot 2, Block 1, Corporate Plaza Addition, Section 21, City and County of Midland, Texas, (generally located on the south side of Spring Park Drive, approximately 685-ft. from North Big Spring). (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9846

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS A 4,633-SQUARE FOOT PORTION OF LOT 2, BLOCK 1, CORPORATE PLAZA ADDITION, SECTION 21, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF SPRING PARK DRIVE, APPROXIMATELY 685 FEET EAST OF NORTH BIG SPRING STREET), WHICH IS PRESENTLY ZONED LR-2, LOCAL RETAIL DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITH TERM FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A RESTAURANT FOR ON-PREMISES CONSUMPTION; MAKING SAID PERMIT SUBJECT TO CERTAIN CONDITIONS AND RESTRICTIONS CONTAINED HEREIN; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9846.

Council Member Love moved to approve the second and final reading of Ordinance No. 9846 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

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

36. Consider an ordinance on second reading amending Title II, Commissions and Boards, Chapter 6, "Building Code Review Committee" to rename the chapter, "Building and Fire Code Review Committee and to set forth the duties and representatives of the Committee. (DEVELOPMENT SERVICES) (First reading held November 06, 2018.)

ORDINANCE NO. 9848

AN ORDINANCE AMENDING TITLE II, "COMMISSIONS AND BOARDS", CHAPTER 6, "BUILDING CODE REVIEW COMMITTEE", OF THE CITY CODE OF MIDLAND, TEXAS, SO AS TO RENAME SAID CHAPTER "BUILDING AND FIRE CODES REVIEW COMMITTEE AND TO SET FORTH THE DUTIES AND REPRESENTATIVES OF SAID COMMITTEE AND OTHER MATTERS RELATED THERETO; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND ORDERING PUBLICATION.

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9848.

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9848.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9848 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

PUBLIC HEARINGS

37. Hold a public hearing and consider an annexation of a 123.28-acre tract located in Sections 37 and 48, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, (generally located approximately 703 feet west of the intersection of Tradewinds Boulevard and Thomason Drive). This is a public hearing only. (Planning Admin)

Development Services Director Chuck Harrington gave a brief overview of item noting school district requesting to annex district and have public utilities. vol annex in compli with comp plna staf rec approval no louj.

Mayor Morales opened the public hearing at 10:46 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

38. Hold a public hearing and consider an annexation of a 25.410-acre tract located in Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, (generally located approximately 896 feet south of State Highway 191 and 1,020 feet west of Avalon Drive). This is a public hearing only. (Planning Admin)

Development Services Director Chuck Harrington gave a brief overview of the item noting another tract west side of town petition submitted to council asking for public hearing proocess 25.410 acre tract allow to provide publci utlties. in compl with comp plan and staaff 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.

39. Hold a public hearing and consider an ordinance on a request by Green Pasture Ventures (Dave Meaden) for the initial zoning for a 9.75-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 northwest corner of the intersection of Tradewinds Boulevard and Thomason Drive.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9850

AN ORDINANCE ESTABLISHING THE ZONING CLASSIFICATION OF THE AREA INDICATED AS BEING A 9.75-ACRE TRACT OF LAND OUT OF THE NORTHEAST QUARTER OF SECTION 48, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS, AS AN MF-2, MULTIPLE-FAMILY DWELLING DISTRICT; SAID TRACT BEING GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF TRADEWINDS BOULEVARD 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

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9850.

Development Services Director Chuck Harrington gave a brief overview of the item noting just finished second reading on annex no w asking for first reading of proposed zoning mff2 proposed site of green pastures apt complex. in process or going through other required things. in compliance with community plan. p7z rec approval and staff rec approval no loj.

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.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9850 in accordance with the Charter of the City of Midland; seconded by Council Member Robnett.

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

40. Hold a public hearing and consider an ordinance on a request by Newton Engineering, for a zone change from LR-1, Local Retail District, in part, and AE, Agricultural Estate District, in part to PD, Planned District for a Housing Development on a 26.15-acre tract of land out of the Southwest/4 of Section 31, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas, (generally located on the east side of North Fairgrounds Road, approximately 715-feet south of East Pecan Avenue). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9851

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 26.15-ACRE TRACT OF LAND OUT OF THE SOUTHWEST QUARTER OF SECTION 31, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED LR-1, LOCAL RETAIL DISTRICT, IN PART, AND AE, AGRICULTURE ESTATE DISTRICT, IN PART, TO BE USED AS A PD, PLANNED DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED ON THE EAST SIDE OF NORTH FAIRGROUNDS ROAD, APPROXIMATELY 715 FEET SOUTH OF EAST PECAN AVENUE); 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 Misty Cryer read the caption of Ordinance No. 9851.

Development Services Director Chuck Harrington gave a brief overview of the item noting zone change for housing dev.e site plan 55 apt building with 480 units of which 300 are affordable. adequate parking. site density of density 8.36 units per acre. amenities outd fitness cool spalsh pad outdoor lounge dining. ht 47.89 inche. staff reviewed found in compl with com p pan rec approval cond a-g?? no loj.

Mayor Morales opened the public hearing at 10:50 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Love moved approval of the first of two readings of Ordinance No. 9851 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

Love thanked applicant.

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

41. Hold a public hearing and consider an ordinance on a request by Tareq Hulali for a Special Exception to the City of Midland Zoning Code, Section 11-1-7 -Area, yard, structure, parking, and miscellaneous lot and use regulations concerning the side yard setback requirements on Lot 12, Block 1, Grandridge Estates Addition, City and County of Midland, Texas, (generally located on the northwest corner of the intersection of Blake Drive and Trennon Place). (DEVELOPMENT SERVICES)

ORDINANCE NO. 9852

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 12, BLOCK, 1, GRANDRIDGE ESTATES ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF BLAKE DRIVE AND TRENNON PLACE), BY PERMITTING A REDUCED SETBACK FOR THE SIDE YARD ADJACENT TO BLAKE 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); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION

Development Services Director Chuck Harrington gave a brief overview of the item noting 9852.

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9852.

Development Services Director Chuck Harrington gave a brief overview of the item noting defer to dec 11 out of ccountry wont be back. Lacy happy to move forward. agree exception should be granted.

Mayor Morales opened the public hearing at 10:52 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

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

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

42. Hold a public hearing and consider a request by Parkhill, Smith, and Cooper for a zone change from PD, Planned District for a Medical Center to an Amended PD, Planned District for a Medical Center on Lot 1A, Block 1, Midland Memorial Hospital, Section 2, City and County of Midland, Texas. (Generally located at the southwest corner of the intersection of West Michigan Avenue and North "N" Street. - Council District 3) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9853

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 1A, BLOCK 1, MIDLAND MEMORIAL HOSPITAL, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A MEDICAL CENTER, TO BE USED AS AN AMENDED PLANNED DISTRICT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF WEST MICHIGAN AVENUE AND NORTH N 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 Misty Cryer read the caption of Ordinance No. 9853.

Development Services Director Chuck Harrington gave a brief overview of the item noting midland meemorial hospital. They are propoosig to install parking area for upp to 9 rvs on site aat west portion of ne corner of parking lot. provided conceptual plan. intent provide rv parkiing on location taht allow families members to stay aat lower cost. staff reviewd rec approval. no loj. Lacy no time limit issues in residential different set of rules. Haarrinton council can establish time limit. Understand reason. Robnett whoo provides rvs. chuck patient its only parking with access to utilities. Hotchkiss done at other hospitaal districts. chucked looked at temporary housing cost. Love in support did we not get any feedback from surroundding property owners as far as fencing obscuring. Chuck none.

Mayor Morales opened the public hearing at 10:56 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Robnett what prompted it. courtney making it legal. expanding 4 or 5 spots never permitted.

Council Member Robnett moved approval of the first of two readings of Ordinance No. 9853 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

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

43. Hold a public hearing and consider an ordinance request by BP Land Development, LLC

for a zone change from FD, Future Development to a MF-1, Multiple Family Dwelling District and LR-2, Local Retail District, for an 18.43 Acre Tract of Land out of the N/PART & SW/4 of Section 23, Block 40, T-1-S, T&P. RR. Co. Survey, City and County of Midland, Texas. (Generally located on the northeast corner of Briarwood Avenue and North County Road 1250. -Council District 4) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9854

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING A 14.00-ACRE TRACT OF LAND, A 2.497-ACRE TRACT OF LAND, AND A 1.937-ACRE TRACT OF LAND OUT OF SECTION 23, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH ARE PRESENTLY ZONED FD, FUTURE DEVELOPMENT DISTRICT, TO BE USED AS AN MF-1, MULTIPLE-FAMILY DWELLING DISTRICT, IN PART, AND AS AN LR-2, LOCAL RETAIL DISTRICT, IN PART, (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF BRIARWOOD AVENUE AND NORTH COUNTY ROAD 1250); 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 Misty Cryer read the caption of Ordinance No. 9854.

Development Services Director Chuck Harrington gave a brief overview of the item noting applicat requesting mf1 and local l42. reviewed by p7z rlr2. staff reviewed request no objection. staf rec approval sub cond a-b no loj.

Love MPO and TxDot doing study at I-20 and 1250. what does comp plan say about 1250? does comp plan suggest that this si going to be a north south corridor. defer to engineering. just curious if case will be major thoroughfare. Mike Pacelli can't tell for sure what com plna to bplan for major n/s arterial secured right of way in platting process. Mike 44 or potentiall 6.

Mayor Morales opened the public hearing at 11:00 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. 9854 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

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

44. Hold a public hearing and consider an ordinance request by Mike and Helen Bowden for a zone change from CE, Country Estate District to O1, Office District on Lot 1A, Block 3, Country Sky Addition, Section 24, City and County of Midland, Texas. (Generally located on the southeast corner of Briarwood Avenue and Roadrunner Trail. - Council District 4) (DOWNTOWN DEVELOPMENT)

ORDINANCE NO. 9855

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING

CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 1A, BLOCK 3, COUNTRY SKY ADDITION, SECTION 24, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED CE, COUNTY ESTATE DISTRICT, TO BE USED AS AN O-1, OFFICE DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF BRIARWOOD AVENUE AND ROADRUNNER TRAIL); 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 Misty Cryer read the caption of Ordinance No. 9855.

Development Services Director Chuck Harrington gave a brief overview of the item noting zone change for two office buildings development. 24 shared parking adequate circulation and parking. app req to comply to all site plan. approved by p7z. one issue is does not meet comp plan calls area urban residential large lots more restrictive than o-1 zoning. if council wants to proceed suggest staff directed to revise comp plan to match. Lacy this will be major thoroughfare. Love relates to question on last item how far from apt complex 1250 catycorner. So in report not rec because potential spot zoning they are asking for o-1 hy didn't city staff rec pdo-1 would it not satisfied spot zoning. Chuck no different from what is there. chuck trying to do in conjunction with comp plan that is where will go to make work. no direct staff to present and big back resolution to amend comp plan. Sparks looking at elevation their built with style of the residential even though used as office. Talked about wanting to have where have work/play residence within certain area and reduce traffic. that is probably what this is going to do. If need to change comp plan around that area then look at doing that. Love any objection. chuck none.

Mayor Morales opened the public hearing at 11:05 a.m.

Steve Marcusm ??? N Midland drive ans any questions appreciate any support. high end residential look used at office develop high end homes to south. Morales fencing like pictures. Steve Vinyl fencing . lacy off briarwood, off roadrunner.

There being no one else wishing to speak, the public hearing was closed at 11:06 a.m.

Council Member Sparks moved approval of the first of two readings of Ordinance No. 9855 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

45. Hold a public hearing and consider a resolution to petition the City Council of the City of Midland, Texas, providing for the annexation of certain sparsely populated property; the owner has requested that the property be annexed; said property is adjacent to and contiguous to the present boundary limits of the City of Midland; said property being a 21.30-acre tract located in Section 38, Block 40, T-1-S, T&P RR Co. Survey, and a 6.975-acre right-of-way out of Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas, (generally located approximately 688-feet south of State Highway 191 and 2,287-feet west of Avalon Drive). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 486

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDLAND, TEXAS, GRANTING A WRITTEN PETITION TO ANNEX A 21.30-ACRE TRACT OF LAND AND A 6.975-ACRE TRACT OF LAND OUT OF SECTION 38, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (THE "AREA") (GENERALLY LOCATED APPROXIMATELY 688 FEET SOUTH OF STATE HIGHWAY 191 AND APPROXIMATELY 2,287 FEET WEST OF AVALON DRIVE) PURSUANT TO SECTION 43.028 OF THE TEXAS LOCAL GOVERNMENT CODE; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO RECORD A COPY OR DUPLICATE OF THE PETITION WITH A CERTIFIED COPY OF THE ORDINANCE ANNEXING THE AREA UPON THE APPROVAL OF SUCH ORDINANCE BY THE CITY COUNCIL

Development Services Director Chuck Harrington gave a brief overview of the item noting petition requesting that a area in question 21.3 acre and 6.9 acre tract the owner is requesting annex into city as part of annex process. rec notarized petition state law satisfied.

Mayor Morales opened the public hearing at 11:08 a.m.

Robert Rendall 6 Desta Drive, developed into multi family if question. Robnett no aoz. Robert none.

There being no one else wishing to speak, the public hearing was closed at 11:08 a.m.

Council Member Love moved to adopt Resolution No. 2018 - 486; seconded by Council Member Hotchkiss.

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

46. Hold a public hearing and consider a resolution to petition the City Council of the City of Midland, Texas, providing for the annexation of certain sparsely populated property; the owner has requested that the property be annexed; said property is adjacent to and contiguous to the present boundary limits of the City of Midland; said property being a 28.84-acre tract located in Section 8, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas, (generally located at the southeast corner of the intersection of South Farm-to-Market Road 1788 and Loop 40). (DEVELOPMENT SERVICES)

RESOLUTION NO. 2018 - 487

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDLAND, TEXAS, GRANTING A WRITTEN PETITION TO ANNEX A 28.84-ACRE TRACT OF LAND OUT OF SECTION 8, BLOCK 40, T-2-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (THE "AREA") (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF SOUTH FARM-TO-MARKET ROAD 1788 AND LOOP 40) PURSUANT TO SECTION 43.028 OF THE TEXAS LOCAL GOVERNMENT CODE; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO RECORD A COPY OR DUPLICATE OF THE PETITION WITH A CERTIFIED COPY OF THE ORDINANCE ANNEXING THE AREA UPON THE APPROVAL OF SUCH ORDINANCE BY THE CITY COUNCIL

Development Services Director Chuck Harrington gave a brief overview of the item noting petition for consideration of annexation. Corner of loop 40 and 1788. proposed dev and to include city utilities. meet state law.

Mayor Morales opened the public hearing at 11:10 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Robnett moved to adopt Resolution No. 2018 - 487; seconded by Council Member Lacy.

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

MISCELLANEOUS

47. Consider an ordinance Amending Title X, "Police Regulations," Chapter 10, "Dangerous Dogs," of the Midland City Code. (CITY ATTORNEY'S OFFICE)

ORDINANCE NO. 9856

AN ORDINANCE AMENDING TITLE VI, "POLICE REGULATIONS", CHAPTER 10, "DANGEROUS DOGS", OF THE CITY CODE OF MIDLAND, TEXAS; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF FIVE HUNDRED DOLLARS (\$500.00); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; ORDERING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE OF JANUARY 1, 2019

Deputy City Secretary Misty Cryer read the caption of Ordinance No. 9856.

John O minor amendment now dir of animal service sonly city emp ability to sign sworn pet file muni court seekign dangerous dog determination. Amendment will allow for other employees or officers to sign a peittion. reason sometimes not available or best situation to swear otu petition if someone out on scene first. allows other city empl to file pet if need arises. Love context had a citizen call about incident where taking trash out to alley and little puppy followed her and 3 ddogs one attacked and other two playiing guard protected form getting pupy. aimal service found rulee if outt of their yard then that dog is just as culbable in that situation didn't make any sense another opportunity to declare.

Council Member Love moved approval of the first of two readings of Ordinance No. 9856 in accordance with the Charter of the City of Midland; seconded by Council Member Lacy.

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

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

Council Member Lacy moved to appoint Hotchkiss to replace Sparks on Spaceport; seconded by Council Member Dufford.

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

49. Approved a resolution awarding a contract for the Demolition of the Building of the Southwest for the General Services Department. (PURCHASING)

RESOLUTION NO. 2018 - 488

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH MIDWEST WRECKING CO. OF TEXAS, INC., OF FORT WORTH, TEXAS, FOR THE DEMOLITION OF THE BUILDING OF THE SOUTHWEST AT A TOTAL COST OF \$1,280,000.00; APPROVING \$128,000.00 FOR CONTINGENCIES; AND AUTHORIZING THE APPROPRIATION OF \$1,408,000.00 FOR THE BUILDING OF THE SOUTHWEST DEMOLITION PROJECT (900284)

Consider this after Executive Session.

PUBLIC COMMENT

recess to executive session at 11:15 a.m. will meet downstairs for final two items following executive session.

50. 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.)

EXECUTIVE SESSION

51. Pursuant to Texas Government Code §551.101, the Council will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:

a. Section 551.087, Deliberate Economic Development Negotiations

- a.1. Discuss business prospects that the City seeks to have locate, stay, or expand in or near the City of Midland, Texas, and discuss possible incentives.

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

PASSED AND APPROVED the ___ day of ____, 2018.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary