

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
December 15, 2015 - 9:30 A.M.**
Basement Conference Room
300 North Loraine
Midland, Texas

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

1. Update on Abatement and Demolition of the old Midland County Courthouse, Mid-America and the Midland Executive Buildings.

AGENDA FOR CITY COUNCIL MEETING

December 15, 2015 – 10:00 AM

Council Chamber - City Hall

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

OPENING ITEMS

1. Invocation - 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:
 - a. Presentation to the 2015 Management Award Recipients.

PUBLIC COMMENT

4. Receive public comments where individuals may address the City Council on City related issues and projects. Any deliberation of or decision by the City Council regarding the item being discussed shall be limited to a motion to place the item on the agenda for a subsequent meeting. (Please limit comments to three minutes or less.)

CONSENT AGENDA

5. Consider a motion approving the following minutes:
 - a. Regular meeting of November 17, 2015.
6. Consider a resolution approving the City of Midland's Fiscal Year 2016 Investment Policy. (FINANCE) (2015 - 374)
7. Consider a resolution authorizing the City Treasurer to write off as uncollectible

certain delinquent accounts for Emergency Medical Services Receivables. (FINANCE) (2015 - 375)

8. Consider a resolution authorizing the City Treasurer to write off as uncollectible certain delinquent accounts for Water, Sewer, and Sanitation Services. (FINANCE) (2015 - 376)
9. Consider a resolution authorizing the City Treasurer to write off as uncollectible certain delinquent accounts for miscellaneous accounts receivable and insufficient funds checks. (FINANCE) (2015 - 377)
10. Consider a resolution authorizing the transfers of the fund balances of the Unclaimed Property Fund, the Street Improvement Fund, and the Police Safekeeping Fund to unique accounts in the General Fund; authorizing the transfer of the fund balance of the Water Deposit Fund to a unique account in the Water and Sewer Fund; and allocating \$456,000.00 of 2015 labor expenditures and budget authority associated with the ERP Software installation from the Purchasing Division, CISD, Accounting Division, and Development Services Department to the ERP Project. (FINANCE) (2015 - 378)
11. Consider a resolution casting the City of Midland's votes for directors of the Midland Central Appraisal District for W. Wesley Perry and directing the City Manager to file the appropriate documents. (FINANCE) (2015 - 379)
12. Consider a resolution ratifying and approving a change order in the amount of \$348,040.00 with Lloyd Nabors Demolition, L.L.C.; authorizing the execution of a change order in the amount of \$88,000.00 with Lloyd Nabors Demolition, L.L.C.; authorizing the execution of an amendment to the Professional Services Agreement with Vandergriff Group Architects, PC in the amount of \$209,801.25; said change orders and said amendment are for the abatement and demolition of the former Midland County Courthouse; and appropriating \$714,978.00 therefor. (PURCHASING) (2015 - 380)
13. Consider a resolution approving the purchase of twenty-two (22) police package utility vehicles for the Garage Division from Caldwell Country Chevrolet, at a total cost of \$769,647.00. (PURCHASING) (2015 - 381)
14. Consider a resolution authorizing the purchase of three (3) tandem axle cab and chassis for refuse truck bodies from Summit Truck Group of Midland, Texas, at a

total cost of \$263,589.00. (PURCHASING) (2015 - 382)

15. Consider a resolution authorizing the purchase of ammunition of assorted types and in assorted quantities for the Midland Police Department from the respective low bidders, Precision Delta Corporation, GT Distributors, Incorporated, and Kiesler Police Supply, at a total cost of \$139,410.02. (PURCHASING) (2015 - 383)
16. Consider a resolution authorizing the execution of an agreement for aerial imagery and related services with Pictometry International Corp., of Rochester, New York, at a total cost of \$219,955.50. (PURCHASING) (2015 - 384)
17. Consider a resolution authorizing an Interlocal Management Services Agreement between the City of Midland, Texas and Midland County Hospital District, doing business as Midland Memorial Hospital, for certain medical and well-being services; and authorizing payment therefor. (ADMINISTRATIVE SERVICES) (2015 - 385)
18. Consider a resolution authorizing the execution of amendment number eleven to the Professional Services Agreement with Parkhill, Smith & Cooper, Incorporated, for improvements contained in the Airport Capital Improvement Program; said amendment to include the following project: MAF Aircraft Lavatory Disposal Station Modifications; and appropriating funds. (AIRPORTS) (2015 - 386)
19. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the Ramp Lighting System Improvements Project at Midland International Air & Space Port; said project will replace the existing light fixtures with LED lighting on approximately ten (10) existing light poles and add a new light pole location on the south ramp at Midland International Air & Space Port. (AIRPORTS) (2015 - 387)
20. Consider a resolution authorizing the City Manager to execute an acknowledgment consenting to a Securities Purchase Agreement between Landmark U.S. Corp Holdings, LP, and BBA Aviation, PLC, or its affiliates, and the rebranding of the Ross Midland, LLC, operations at the Midland International Air & Space Port. (AIRPORTS) (2015 - 388)
21. Consider a motion to intervene in Sharyland Utilities, L.P. application to the

Public Utility Commission of Texas Docket No. 45308 to amend its Certificate of Convenience and Necessity (CCN) for the proposed Tall City to Glass 138 kV Transmission line in Martin and Midland Counties, Texas. (CITY MANAGER'S OFFICE) (097-2015)

22. Consider a motion authorizing the acceptance of reimbursement funds from the Texas Department of State Health Services in the amount of \$32,864.00 to assist the City of Midland Health and Senior Services Division (City) with the delivery of public health emergency preparedness services; authorizing the City Manager or his designee to execute all necessary acceptance documents; and authorizing and directing the City Treasurer to deposit the funds into the General Fund. (COMMUNITY SERVICES) (098-2015)
23. Consider a resolution approving High Sky Partners, LLC's ("Operator") transfer of certain Oil and Gas Well Permits to RSP Permian, L.L.C. ("Transferee"); approving operator's transfer to transferee of the Road Repair Agreements applicable to said Oil and Gas Well Permits; the oil and gas wells are Mask No. 1001, Mask No. 1002D, Mask No. 1003, Mask HZ Unit No. 1031WA, Mask HZ Unit No. 1032LS, Mask HZ Unit No. 1033MS, and Mask HZ Unit No. 1034WB, said wells being located in Section 10, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located on the north side of Mockingbird Lane extension, east of North Garfield Street extension), Ramcon No. 1201D, Ramcon No. 1204D, Cowden No. 1202D, Cowden No. 1203D, Cowden No. 1205D, and Cowden No. 1206, said wells being located in Section 12, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located on the east side of State Highway 349, north of Mockingbird Lane), Nickel No. 101D, Nickel No. 102D, Isbell No. 104D, Isbell HZ Unit No. 105H, Isbell HZ Unit No. 106H, Isbell No. 107D, Isbell HZ Unit No. 108MS, Isbell HZ Unit No. 109LS, Isbell HZ Unit No. 110WB, Isbell HZ Unit No. 111WA, Synatschk No. 100SW, Ramcon No. 1207D, Ramcon No. 1208D, Nickel No. 103D, and Synatschk No. 2, said wells being located in Section 1, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located on the north side of the Solomon Lane extension, west of the North Fairgrounds Road Extension), MCC #6, MCC #7 and MCC #8, said wells being located in Section 11, Block X, H.P. Hilliard Survey, City and County of Midland, Texas (Generally located on the west side of State Highway 349, north of Mockingbird Lane); and approving operator's transfer to transferee of a Right-of-Way License to enter the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining, replacing and removing three (3) crude oil pipelines and to have the right of ingress and egress at convenient points for such purpose, said property being located in Section 1, Block X, H.P. Hilliard Survey, Midland County, Texas (Generally located along a portion of Mockingbird Lane, east of State Highway 349, and along a portion of North Fairgrounds Road, north of Loop 250). (DEVELOPMENT SERVICES) (2015 - 389)

24. Consider a resolution authorizing the execution of a Right-of-Way License between the City of Midland, Texas and Crownquest Operating, LLC, regarding City-Owned property described as Section 19, Block 36, Township 3 South, T&P RR Co. Survey, Midland County, Texas. (DEVELOPMENT SERVICES) (2015 - 390)
25. Consider a resolution approving the issuance of a permit to Trail Ridge Energy Partners II LLC ("Operator") to drill an oil and gas well within the City Limits located 250 feet from the north line and 1,130 feet from the west line, Section 19, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas (Generally located on the east side of the North Fairgrounds Road extension, south of the Mockingbird Lane extension). (DEVELOPMENT SERVICES) (2015 - 391)
26. Consider a resolution authorizing the execution of a Road Repair Agreement with Trail Ridge Energy Partners II LLC regarding its application to drill an oil and gas well (Willow Lakes 191H) within the City Limits in Section 19, Block 38, T-1-S, T&P RR Co. Survey, City and County of Midland, Texas. (DEVELOPMENT SERVICES) (2015 - 392)
27. Receive and file the Consolidated Annual Performance and Evaluation Report for 2014/2015. (DEVELOPMENT SERVICES) (099-2015)
28. Consider a resolution authorizing the City Manager to negotiate and execute, on behalf of the City of Midland, a lease of City-owned minerals located in Section 10, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas (Generally located on the north and south sides of Business Interstate Highway 20, west of South County Road 1250, and east of South County Road 1260), said Lease to require compliance with all City of Midland regulations applicable to the exploration, drilling, development, production, transportation, and storage of oil, gas, and other substances produced in association with oil and gas. (DEVELOPMENT SERVICES) (2015 - 393)
29. Consider a resolution ratifying and approving a resolution of the board of directors of the Midland Housing Finance Corporation (the "Corporation") approving the dissolution of the Corporation; authorizing and directing the City Treasurer to pay a filing fee to the Secretary of State; and authorizing and directing the City Secretary to file, or ensure that the Secretary of the Corporation has filed, the Corporation's executed Certificate of Termination / Dissolution and to certify a copy of this resolution to any appropriate entity as necessary for the dissolution of the Corporation. (DEVELOPMENT SERVICES) (2015 - 394)

30. Consider a resolution authorizing the State of Texas, acting by and through the Texas Department of Transportation, to participate with the City of Midland, Texas, in engineering and constructing highway safety improvements at or near the intersection of West Wadley Avenue and North A Street; authorizing the execution of an Advance Funding Agreement with the State of Texas, acting by and through the Texas Department of Transportation, for the highway safety improvements at or near the intersection of West Wadley Avenue and North A Street; appropriating funds in the amount of \$212,252.00; authorizing payment to the state therefore in an amount not to exceed \$194,752.00; and authorizing and directing the City Secretary to certify the resolution to the Texas Department of Transportation. (ENGINEERING SERVICES) (2015 - 395)
31. Consider a resolution appropriating \$26,000.00 from the 2007 CO Traffic System Improvement Fund Unappropriated Fund Balance account to the Lamesa Signal Detection Project. (ENGINEERING SERVICES) (2015 - 396)
32. Consider a resolution authorizing the City Manager to acquire, on behalf of the City of Midland, any real property interests necessary or appropriate, by any instruments of conveyance necessary or appropriate, for the use and benefit of the public for street, road, pedestrian access, drainage and public utility purposes, and for any other ancillary public use as is usual and customary in connection therewith, from a point at or near the intersection of Beal Parkway and Anetta Drive to a point at or near the intersection of Thomason Drive and West Illinois Avenue; authorizing the City Manager to obtain appraisals, negotiate, execute and file all documents necessary to acquire said real property interests, purchase title insurance policies and hold the closings for said acquisitions; authorizing payment for said appraisals, title insurance policies and closing costs; and ordering the City Secretary to record, or ensure that the title company has recorded, all instruments of conveyance. (ENGINEERING SERVICES) (2015 - 397)
33. Consider a resolution authorizing Midland County, Texas (the "County") to perform Paving Services on South Midland Drive, from West Industrial Avenue to the North Frontage Road of Interstate Highway 20, and on Warehouse Road, from West Industrial Avenue to the North Frontage Road of Interstate Highway 20, in accordance with the City - County Interlocal Cooperation Contract authorized by Resolution No. 2013-401; transferring and appropriating funds; and authorizing payment therefor in an amount not to exceed \$269,970.31. (ENGINEERING SERVICES) (2015 - 398)

34. Consider a resolution authorizing the execution of an amendment to the Right-of-Way License between the City of Midland, Texas and Plains Pipeline, L.P., dated November 17, 2015; said amendment will permit a pipeline booster pump to be located on City-owned property described as Section 8, Block 38, T-1-S, T&P RR Co. Survey, Midland County and Martin County, Texas. (ENGINEERING SERVICES) (2015 - 399)
35. Consider a resolution authorizing the acceptance of the following from Cumberland and Western Resources, LLC: two 0.03-acre drainage easements located in Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas; a 0.82-acre right-of-way dedication located in Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas; and a 0.83-acre right-of-way dedication located in Section 38, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas; and ordering recordation by the City Secretary. (ENGINEERING SERVICES) (2015 - 400)
36. Consider a resolution of the City of Midland, Texas inviting the United States Army Special Operations Command (USASOC) to conduct the Unconventional Warfare Exercise 16 (UWEX 16) in Midland, Texas from March 10, 2016 through June 5, 2016. (POLICE) (2015 - 401)
37. Consider a resolution authorizing an Operating Certificate for Moore's Limo Service, LLC, to operate a limousine business; setting forth conditions accompanying the certificate; and establishing the terms of the certificate. (POLICE) (2015 - 402)

SECOND READINGS

38. Consider an ordinance on second reading amending Title V, "Business Regulations", of the City Code of Midland, Texas, by establishing Chapter 12, "Transportation Network Companies", so as to establish a program to register and regulate transportation network companies within the City of Midland; negating and dispensing with the culpable mental state requirement; 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, 2016. (CITY ATTORNEY'S OFFICE)(First reading held November 03, 2015)(9509)
39. Consider an ordinance on second reading granting a special exception for Tract 19, Block 19, Hillcrest Acres, City and County of Midland, Texas (Generally located on the south side of Princeton Avenue, approximately 330 feet west of

North Midland Drive), by permitting a detached accessory structure of a size that exceeds the total finished area of the principal structure; 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)(First reading held on November 17, 2015)(9510)

40. Consider an ordinance on second reading changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting Lot 4B, Block 2, Westridge Park Addition, Section 34, 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 North Loop 250 West, approximately 800 feet north of Deauville Boulevard); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 17, 2015)(9511)
41. Consider an ordinance on second reading changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting a 2.30-acre tract of land out of Lot 1, Block 3, Lindsay Acres, Section 2, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as an LR-2, Local Retail District (Generally located northwest of the intersection of West Stokes Avenue and Rankin Highway); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 17, 2015)(9512)
42. Consider an ordinance on second reading amending Title XI, "Planning and Development", of the City Code of Midland, Texas, by establishing Chapter 12, "Stormwater Management Code", so as to establish methods for controlling the introduction of pollutants into the City's municipal separate storm sewer system; setting forth the minimum requirements for stormwater management; regulating non-stormwater discharges to the municipal stormwater drainage system; providing for civil enforcement and remedies; providing for criminal enforcement and a maximum penalty or fine of two thousand dollars (\$2,000.00); setting forth an appeal procedure; containing a cumulative clause; containing a savings and severability clause; and ordering publication. (ENGINEERING SERVICES)(First reading held on November 17, 2015)(9513)

43. Consider an ordinance on a second reading vacating and abandoning an 11.6-acre portion of a Drainage Easement located in Section 44, Block 38, T-1-S, T&P RR Co. Survey, County of Midland, Texas (Generally located approximately one-half mile south of Business Interstate 20 and approximately one-half mile west of County Road 1150); adopting the appraisal by the City Manager of \$11,600.00; and ordering recordation by the City Secretary. (ENGINEERING SERVICES)(First Reading held on November 17, 2015)(9514)

PUBLIC HEARINGS

44. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 22A2 #9SH) located 250 feet from the north line and 610 feet from the east line located in Section 22, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located on the south side of the west extension of Mockingbird Lane (West County Road 50), approximately one mile north of Briarwood Avenue.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (100-2015)
45. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 22A3 #10SH) located 280 feet from the north line and 610 feet from the east line located in Section 22, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located on the south side of the west extension of Mockingbird Lane (West County Road 50), approximately one mile north of Briarwood Avenue.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (101-2015)
46. Hold a public hearing regarding a proposed oil and gas permit to Callon Petroleum Operating Company (Operator), for a Permit to Drill an Oil & Gas Well within the City Limits, (Pecan Acres 22A4 #11SH) located 310 feet from the north line and 610 feet from the east line located in Section 22, Block 40, T-1-S, T&P RR Co. Survey, City of Midland and County of Midland, Texas (Generally located on the south side of the west extension of Mockingbird Lane (West County Road 50), approximately one mile north of Briarwood Avenue.) This is a public hearing only. No further action will be taken. (DEVELOPMENT SERVICES) (102-2015)
47. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as Lot 8, Block 2, Westridge Park Addition, Section 20, City and County of Midland, Texas (Generally located northwest of the intersection of Deauville Boulevard and North Loop 250 West), 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. (DEVELOPMENT SERVICES) (9515)

48. Hold a public hearing and consider an ordinance vacating and abandoning a 0.12-acre portion of alley right-of-way located in Block 5, Gardens Addition, City and County of Midland, Texas (Generally located on the east side of Andrews Highway, approximately 330 feet north of West Louisiana Avenue); adopting the appraisal by the City Manager of \$20,720.00; retaining a General Utility and Access Easement; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES) (9516)
49. Hold a public hearing and consider a resolution authorizing the temporary use of land for a mobile food vendor on Lot 12, Block 26, Original Town, City and County of Midland, Texas (Generally located southeast of the intersection of North Colorado Street and West Ohio Avenue); and making said permit subject to certain special conditions and restrictions contained herein. (DEVELOPMENT SERVICES) (2015 - 403)
50. Hold a public hearing and consider an ordinance granting a special exception for Lot 6, Block 2, Northwestern Addition, Section 15, City and County of Midland, Texas (Generally located on the north side of Mockingbird Lane, approximately 230 feet east of North Midland Drive), by permitting a reduced openness of a fence within the 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. (DEVELOPMENT SERVICES) (9517)
51. Hold a public hearing and consider an ordinance changing the zoning use classification of the property described as a 2,583-square foot portion of Lot 15F, Block 40, Fairmont Park Addition, Section 40, City and County of Midland, Texas (Generally located on the north side of West Wadley Avenue, approximately 250 feet west of Sagemont Drive), 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. (DEVELOPMENT SERVICES)

(9518)

52. Hold a public hearing and consider a resolution authorizing the intent of the City of Midland to use Community Development Block Grant Funds to acquire fee simple title to real property for the development of affordable residential housing, said real property described as Lots 1-6, Block 7, Lots 2, 3, 5, 6, 9, 10 and 12, Block 8, Lots 7, 8 and 9, Block 9, Greenwood Addition, 2nd Section, City and County of Midland, Texas, and Lots 7-10 and 12, Block 10, Lots 1, 2, 4, 5 and 12, Block 11, Lots 1, 2, 4, 5 and 6, Block 12, Lots 10, 11 and 12, Block 26, Greenwood Addition, 3rd, 4th and 5th Section, City and County of Midland, Texas; declaring a public purpose; authorizing the City Manager to determine ownership of said real property; and authorizing the City Manager to procure professional services for the appraisal services associated with the purchase of said real property. (DEVELOPMENT SERVICES) (2015 - 404)
53. Hold a public hearing and consider a resolution authorizing the intent of the City of Midland to use Community Development Block Grant Funds to acquire fee simple title to real property for the development of affordable residential housing, said real property described as Lots 1, 2, 3, 18 and 19, Block 60, Lots 1-6 and 16-20, Block 61, Lots 4, 6, 7, 8, 9 and 13-20, Block 62, Lots 1-20, Block 63, Lots 1-4, 9-12 and 15-20, Block 64, Park Avenue Heights, Second Section, City and County of Midland, Texas; declaring a public purpose; authorizing the City Manager to determine ownership of said real property; and authorizing the City Manager to procure professional services for the appraisal services associated with the purchase of said real property. (DEVELOPMENT SERVICES) (2015 - 405)

MISCELLANEOUS

54. Consider an ordinance making certain transfers in various funds of the 2014-2015 Fiscal Year Budget and making certain budget amendments; and ordering recordation. (FINANCE) (9519)
55. Consider a resolution approving and authorizing publication of notice of intention to issue Series 2016 Certificates of Obligation in an amount not to exceed twenty-two million eight hundred thousand and no/100 dollars (\$22,800,000.00). (FINANCE) (2015 - 406)
56. Consider a resolution authorizing the issuance of a request for qualifications for the design, development, and project management of the 2016 Clubhouse, Tournament Pavilion, and Cart Storage Project for the Hogan Park Golf Course.

(PURCHASING) (2015 - 407)

57. Consider a resolution authorizing the issuance of a request for qualifications for Professional Architectural and Engineering Services for the Washington Aquatic Center Renovations Project for the Community Services Department. (PURCHASING) (2015 - 408)
58. Conduct a review of the Specific Use Permit with Term for the sale of all alcoholic beverages for Fast Freddy's on an 8,202 square foot portion of Lot 2, Block 15A, Oxford Heights Addition, Section 7, City and County of Midland, Texas, and consider a motion finding the permittee is in compliance with the permit conditions (Generally located on the north side of West Illinois Avenue, approximately 300-feet east of North Midland Drive). (DEVELOPMENT SERVICES) (103-2015)
59. Consider a motion on request by Schumann Engineering Co. Inc. to defer public improvements for El Montecito Estates, and to waive the corresponding financial security guarantee valued at \$4.02 million, an amount equal to the estimated cost of construction. The subject property is generally located approximately 4600 feet east of the City of Midland corporate limits, on the west side of North County Road 1150 approximately 660 feet north of the intersection with East Loop 250 North, in the Extra Territorial Jurisdiction of the City of Midland, in Midland County, Texas. (City of Midland ETJ, Midland County) (ENGINEERING SERVICES)(Deferred from November 17, 2015)(095-2015)
60. Consider a resolution authorizing the execution of all documents necessary to settle litigation styled WHF Electrical Contractors, Inc. v. Cajun Constructors, Inc. and Liberty Mutual Insurance Co. v. City of Midland, Texas and CDM Smith, Inc. (142nd Judicial District Court, Midland County, Texas; Cause Number CV-48,216). (CITY ATTORNEY'S OFFICE) (2015 - 409)
61. Consider a motion making appointments to various Boards and Commissions.

EXECUTIVE SESSION

62. 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 §551.072, Consultation with Attorney.
 - a.1. Discuss litigation styled WHF Electrical Contractors, Inc. v. Cajun Constructors, Inc. and Liberty Mutual Insurance Co. v.

City of Midland, Texas and CDM Smith, Inc. (142nd Judicial District Court, Midland County, Texas; Cause No. CV-48,216).

- b. Section §551.072, Deliberation Regarding Real Property.
 - b.1. Discuss the purchase, exchange, lease, or value of real property described as portions of Sections 45 and 46, Block 40, T-1-S, and portions of Sections 3, 4, 9 and 10, Block 40, T-2-S, Midland County, Texas.
- c. Section §551.074 Personnel Matters.
 - c.1. Deliberate the employment, evaluation, compensation and duties of the City Manager, the City Attorney, the City Secretary, the Municipal Court Presiding Judge and the Municipal Court Associate Judge.

Respectfully Submitted,

Courtney B. Sharp
City Manager

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