

CITY OF MIDLAND, TEXAS
AGENDA FOR CITY COUNCIL MEETING
January 28, 2025 - 10:00 AM
300 North Loraine
Midland, Texas
Council Chamber - City Hall



A quorum of the City Council intends to be physically present at the aforementioned location.

The City Council may discuss, consider, and take action on any item listed on this agenda.

OPENING ITEMS

1. Invocation – Pastor Jason Shepherd, Christian Church of Midland
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, periods of time, or reports, including, but not limited to:
4. Presentation of “Transportation Landscape in Midland”

CONSENT AGENDA

5. MOTION APPROVING THE FOLLOWING MINUTES:
 - 5a. REGULAR SESSION OF JANUARY 14, 2025
6. 2025-010 – RESOLUTION AWARDING A CONTRACT FOR THE FISCAL YEAR 2025 CITYWIDE CONCRETE PROGRAM TO WEST INFRASTRUCTURE CONSTRUCTION, LLC OF LUBBOCK, TEXAS, AT A TOTAL COST NOT TO EXCEED \$1,500,000.00; AND AUTHORIZING PAYMENT **(DISTRICT: ALL) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
7. 2025-011 – RESOLUTION AWARDING A CONTRACT FOR OUTSOURCING BILLING AND MAILING TO MATRIX IMAGING SOLUTIONS, LLC, DBA DATAPROSE, LLC, FOR AN ANNUAL AMOUNT OF \$300,000.00 **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
8. 2025-012 – RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH KEMP GOLF COURSE DESIGN, LLC, IN AN AMOUNT

NOT TO EXCEED \$458,000.00 FOR ARCHITECTURAL SERVICES NECESSARY FOR THE DEVELOPMENT OF A MASTER PLAN FOR THE HOGAN PARK GOLF COURSE **(DISTRICT 2) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**

9. 2025-013 – RESOLUTION APPROVING THE PURCHASE OF A POLARIS RANGER CREW XP 1000 AND ASSOCIATED COMPONENTS FROM POLARIS SALES INC., THROUGH SOURCEWELL, FOR A TOTAL COST OF \$53,293.46; AND APPROPRIATING FUNDS **(DISTRICT: NONE) (GENERAL SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**
10. 011-2025 – MOTION APPROVING A CONSULTING SERVICES AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND DTH STRATEGIES, LLC, IN AN AMOUNT NOT TO EXCEED \$120,000.00; SAID AGREEMENT TO PROVIDE FOR STRATEGIC AND PUBLIC AFFAIRS CONSULTING AND ADVOCACY FOR THE MIDLAND DEVELOPMENT CORPORATION **(DISTRICT 4) (CITY MANAGER) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
11. 012-2025 – MOTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND FLOUR CHILD BAKED GOODS, LLC **(DISTRICT 2) (CITY MANAGER) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
12. 013-2025 – MOTION APPROVING, WITH STAFF'S RECOMMENDED CONDITIONS, A PRELIMINARY PLAT OF SADDLEBACK ESTATES ADDITION, SECTION 3, BEING A REPLAT OF LOTS 10A AND 11A, BLOCK 1, SADDLEBACK ESTATES ADDITION, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF EAST COUNTY ROAD 93, APPROXIMATELY 440 FEET WEST OF SOUTH COUNTY ROAD 1132) **(EXTRATERRITORIAL JURISDICTION) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
13. 014-2025 – MOTION AUTHORIZING THE INTENT OF THE COMMUNITY DEVELOPMENT DIVISION TO ESTABLISH THE SCHEDULE FOR THE 2025 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION CYCLE **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (TRANSPARENT & CONSISTENT COMMUNICATION)**
14. 015-2025 – MOTION APPROPRIATING THE SUM OF \$2,800,000.00 FROM THE 2025 CERTIFICATE OF OBLIGATION (CO) BONDS TO A PROJECT ACCOUNT DESIGNATED FOR THE DESIGN OF ROADWAY, DRAINAGE, AND UTILITY IMPROVEMENT PROJECTS **(DISTRICT: ALL) (ENGINEERING SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
15. 2025-014 – RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR A LOCAL ON-SYSTEM IMPROVEMENT PROJECT WITH THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF

TRANSPORTATION (“TXDOT”), REGARDING THE DESIGN AND CONSTRUCTION FOR THE INSTALLATION OF TRAFFIC SIGNALS AT THE INTERSECTION OF BUSINESS STATE HIGHWAY 158 AND WOODCREST DRIVE (THE “PROJECT”); THE TOTAL ESTIMATED COST OF THE PROJECT BEING \$967,429.13; THE CITY’S ESTIMATED ENGINEERING AND CONSTRUCTION COSTS FOR THE PROJECT BEING \$891,660.30; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO CERTIFY A COPY OF THIS RESOLUTION TO TXDOT **(DISTRICT 4) (ENGINEERING SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

16. 2025-015 – RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN ADVANCE FUNDING AGREEMENT WITH THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION (“TXDOT”), REGARDING THE WIDENING OF STATE HIGHWAY 158 TO FIVE LANES AND SHOULDERS FROM WADLEY AVENUE TO BRIARWOOD AVENUE (THE “PROJECT”); THE TOTAL ESTIMATED COST OF THE PROJECT BEING \$7,190,702.00; THE CITY’S ESTIMATED ENGINEERING COSTS FOR THE PROJECT BEING \$302,262.00; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO CERTIFY A COPY OF THIS RESOLUTION TO TXDOT **(DISTRICT 4) (ENGINEERING SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
17. 2025-016 – RESOLUTION AUTHORIZING THE SUBMISSION OF A FISCAL YEAR 2025 TEXAS PARKS AND WILDLIFE RECREATIONAL TRAILS GRANT APPLICATION FOR GRANT FUNDS TOTALING \$240,000.00; SAID GRANT FUNDS, IF AWARDED, SHALL BE USED FOR THE CONSTRUCTION OF CERTAIN TRAILSIDE IMPROVEMENTS AT THE VIETNAM MEMORIAL, HENDERSON PARK, IDA JO MOORE PARK, WINDLANDS PARK, AND SIDWELL PARK; APPROVING AND APPROPRIATING \$60,000.00 IN LOCAL MATCHING FUNDS; DESIGNATING ADMINISTRATIVE POINTS OF CONTACT; AND AUTHORIZING THE CITY MANAGER AND THE PARKS AND RECREATION DIRECTOR TO EXECUTE ALL NECESSARY DOCUMENTS FOR THE ACCEPTANCE OF SAID GRANT FUNDS **(DISTRICT: ALL) (PARKS AND RECREATION) (QUALITY OF LIFE AND PLACE)**
18. 016-2025 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (25-329-004) BETWEEN THE CITY OF MIDLAND AND PETROPLEX ENERGY, INC., REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 4, BLOCK 38, T-2-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
19. 2025-017 – RESOLUTION AUTHORIZING THE CITY MANAGER, THE DEPUTY CITY MANAGER, OR THE ASSISTANT CITY MANAGER (COLLECTIVELY, THE “CITY MANAGER’S OFFICE”) TO ACQUIRE, ON BEHALF OF THE CITY OF MIDLAND, IN FEE SIMPLE (1) AN APPROXIMATE 46,715-SQUARE FOOT TRACT OF LAND OUT OF SECTION 38, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS, AND (2) A TRACT OF LAND HAVING AN AREA OF APPROXIMATELY 0.491 ACRES TO 0.575 ACRES OUT OF SECTION 38, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS; SAID TRACTS BEING GENERALLY LOCATED IN THE AREA NORTH OF DEAUVILLE BOULEVARD AND SOUTH OF STATE HIGHWAY 191;

AUTHORIZING THE CITY MANAGER'S OFFICE TO NEGOTIATE, EXECUTE AND FILE ALL DOCUMENTS NECESSARY TO ACQUIRE SAID TRACTS, PURCHASE TITLE INSURANCE POLICIES AND HOLD THE CLOSINGS FOR SAID ACQUISITIONS; APPROPRIATING FUNDS; AUTHORIZING PAYMENT FOR SAID TRACTS, TITLE INSURANCE POLICIES AND CLOSING COSTS; AND ORDERING THE CITY SECRETARY TO RECORD, OR ENSURE THAT THE TITLE COMPANY RECORDS, THE INSTRUMENTS OF CONVEYANCE **(DISTRICT 4) (UTILITIES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**

SECOND READINGS

20. 10585 – AN ORDINANCE GRANTING TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC POWER FRANCHISE TO USE THE PRESENT AND FUTURE STREETS, ALLEYS, HIGHWAYS, PUBLIC UTILITY EASEMENTS, PUBLIC WAYS AND PUBLIC PROPERTY OF THE CITY OF MIDLAND, TEXAS, PROVIDING FOR COMPENSATION THEREFOR, PROVIDING FOR AN EFFECTIVE DATE AND A TERM OF SAID FRANCHISE, PROVIDING FOR WRITTEN ACCEPTANCE OF THIS FRANCHISE, PROVIDING FOR THE REPEAL OF ALL EXISTING FRANCHISE ORDINANCES TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS PREDECESSORS AND ASSIGNS, AND FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC (FIRST READING HELD 12/17/24, SECOND READING HELD 01/14/25) **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
21. 10586 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOTS 1A, 2A, 3, AND 4, BLOCK 3, WEST 191 INDUSTRIAL PARK ADDITION, SECTION 10, CITY AND COUNTY OF MIDLAND, TEXAS, FROM RR, REGIONAL RETAIL DISTRICT TO C, COMMERCIAL DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF STATE HIGHWAY 191, APPROXIMATELY 1,600 FEET EAST OF FARM-TO-MARKET ROAD 1788); 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 (FIRST READING HELD JANUARY 14, 2025) **(DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
22. 10587 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 17.18-ACRE TRACT OF LAND OUT OF SECTION 31, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT TO PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF NORTH FAIRGROUNDS ROAD AND EAST CYNTHIA 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 (FIRST READING HELD JANUARY 14, 2025) **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

23. 10588 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 6.75-ACRE TRACT OF LAND OUT OF LOT 1, BLOCK 1, AMARON ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM RR, REGIONAL RETAIL DISTRICT TO MF-22, MULTIPLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF WOLCOTT AVENUE AND CAMP 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 (FIRST READING HELD JANUARY 14, 2025) **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
24. 10589 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 7, BLOCK 22, GREENWOOD ADDITION, THIRD, FOURTH AND FIFTH SECTIONS, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF SOUTH CALHOUN STREET AND EAST NEW YORK 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 (FIRST READING HELD JANUARY 14, 2025) **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
25. 10590 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 9, BLOCK 28, MOODY ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-22, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF NORTH MADISON STREET, APPROXIMATELY 100 FEET NORTH OF EAST WALL 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 (FIRST READING HELD JANUARY 14, 2025) **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
26. 10591 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 2, BLOCK 1, 349 RETAIL ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF NORTH STATE HIGHWAY 349, APPROXIMATELY 330 FEET NORTH OF TEJAS), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A LOUNGE FOR ON-PREMISES CONSUMPTION; MAKING SAID DESIGNATION 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 (FIRST READING HELD JANUARY 14, 2025) **(DISTRICT 1)**

(DEVELOPMENT SERVICES) (QUALITY OF LIFE & PLACE)

PUBLIC HEARINGS

The City Council will hold public hearings on the following items:

27. 10594 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 12, BLOCK 1, CRESCENT PLACE, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE NORTH SIDE OF CRESCENT PLACE, APPROXIMATELY 800 FEET WEST OF SOUTH FOUNDATION BOULEVARD), BY PERMITTING A REDUCED MINIMUM REAR YARD SETBACK FOR A VEHICLE ENTRANCE TO A GARAGE THAT FACES THE REAR ALLEY; 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 **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
28. 10595 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 12A, BLOCK 3, AVALON ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WINFIELD ROAD, APPROXIMATELY 160 FEET EAST OF NORTH L STREET), BY PERMITTING A REDUCED SIDE YARD SETBACK ON THE WEST SIDE OF THE LOT; 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 **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

PUBLIC COMMENT

29. 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

30. Pursuant to Texas Government Code § 551.101, the City Council will hold an Executive Session, which is closed to the public, to discuss the following matters as permitted under the following sections of the Texas Government Code:
 - a. Section 551.087, Deliberation Regarding 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.
 - b. Section 551.072, Deliberation Regarding Real Property

b.1. Discuss the purchase, exchange, lease or value of real property

Respectfully Submitted,

Tommy Gonzalez
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.