

**MIDLAND CITY COUNCIL
MINUTES
January 28, 2025**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., January 28, 2025.

Council Members present: John Burkholder, Amy Stretcher Burkes, Brian Stubbs, Jack Ladd, John Norman

Council Members absent: Robin Poole, Lori Blong

Staff members present: City Manager Tommy Gonzalez, City Attorney John Ohnemiller, Deputy City Manager Morris Williams Jr., Assistant City Manager Jose Ortiz

The meeting was called to order at 10:02 a.m.

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”

No presentation provided on this item.

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)**
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)**
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)**
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)**

John Norman moved to approve Consent Agenda items 5 – 19, excluding items 8, 10, 11, 15, 16 & 19; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

The following item(s) were pulled from consent agenda and considered individually.

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

Parks and Recreation Director Laurie Williams gave a brief overview of the item noting water quality and irrigation will be reviewed. Ms. Williams also reported they would like to have a master plan for development that will help accomplish their goals.

City Manager Tommy Gonzalez reported this is related to the discussion of the five year capital improvement plan for the golf course that Council approved; a continuation of the plans and designs.

Ms. Williams reported the timeframe for completion for the master plan is about six months.

John Norman moved to approve Resolution No. 2025-012; seconded by Brian Stubbs.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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

Midland Development Corporation Director Sara Harris gave a brief overview of the item noting how the funds will be used. This is for a Consulting Services Agreement for

advocacy to help direct funds during the legislature for Aerospace to Midland for infrastructure needs. During the last session, the legislature put aside \$200 million for the Texas Space Commission. The City needs advocates in Austin to push for funding in this area.

John Burkholder moved to approve Motion No. 011-2025; seconded by Brian Stubbs.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

11. 012-2025 – MOTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND FLOUR CHILD BAKED GOODS, LLC

ITEM PULLED BY STAFF. NO ACTION TAKEN.

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

Traffic Engineer Taha Sakrani gave a brief overview of the item noting in order to install the traffic lights, Oncor needs to move some polls, however, in order to do this, the City needs to have an agreement with Oncor.

Assistant City Manager Jose Ortiz reported this project is already fully funded.

Amy Stretcher Burkes moved to approve Resolution No. 2025-014; seconded by John Burkholder.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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

City Manager Tommy Gonzalez reported that project managers will go through project management certification training.

Assistant City Manager Jose Ortiz reported how in-house project management will benefit the City.

Mr. Gonzalez also reported on the investment and how it won't affect property taxes. Enterprise funds, such as the Airport and Solid Waste are no longer subsidized from the general fund. Many of the projects are being funded by Federal and State grants.

John Norman moved to approve Resolution No. 2025-015; seconded by John Burkholder.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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

Assistant City Manager Jose Ortiz gave a brief overview of the Wildcatter Trail noting there will be two trail heads. The City will need to extend Arlington Road to the north to help with congestion.

City Manager Tommy Gonzalez did negotiate pre-COVID dollars at \$8.90 per square foot.

John Burkholder moved to approve Resolution No. 2025-017; seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10585.

John Norman moved to approve the third of three readings of Ordinance No. 10585; seconded by John Burkholder.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10586.

John Norman moved to approve the second and final reading of Ordinance No. 10586; seconded by John Burkholder.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10587.

John Norman moved to approve the second and final reading of Ordinance No. 10587; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10588.

John Norman moved to approve the second and final reading of Ordinance No. 10588; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10589.

John Norman moved to approve the second and final reading of Ordinance No. 10589; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10590.

John Norman moved to approve the second and final reading of Ordinance No. 10590; seconded by Brian Stubbs.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs
NAY: None
ABSTAIN: None
ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10591.

Brian Stubbs moved to approve the second and final reading of Ordinance No. 10591; seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs
NAY: None
ABSTAIN: None
ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10594.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is a request for a special exception to allow for a garage.

Council Member Ladd opened the public hearing at 10:35 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Amy Stretcher Burkes moved to approve the first of two readings of Ordinance No. 10594; seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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)**

Chief Deputy City Secretary Vanessa Magallanes read the caption of Ordinance No. 10595.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is a special exception for a reduced side-yard setback.

Council Member Ladd opened the public hearing at 10:39 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Amy Stretcher Burkes moved to approve the first of two readings of Ordinance No. 10595; seconded by John Burkholder.

The motion passed by the following vote:

AYE: Stretcher Burkes, Ladd, Norman, Burkholder, Stubbs

NAY: None

ABSTAIN: None

ABSENT: Poole, Blong

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.)

Eliel Rosa, 3603 Humble Avenue, spoke about changing the Council meetings to the evenings.

Deborah Morris, 3108 Loma Drive, would like to know if anything was found out regarding an appeal for a trespass violation that was placed on her for doing bible study.

Staff has been directed to speak with Ms. Morris after the meeting.

Oscar Bedolla, 2302 Sinclare Avenue, wanted to make the Council aware of a traffic stop that ended up with him in the police car.

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:

Council Member Ladd recessed the City Council meeting to go into Executive Session at 10:51 a.m.

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

All the business at hand having been completed, the meeting adjourned at 12:01 p.m.

PASSED AND APPROVED February 11, 2025.

Lori Blong, Mayor

ATTEST:

Marcia Bentley-German
City Governance Officer/City Secretary