

**MIDLAND CITY COUNCIL
MINUTES
June 27, 2023**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., June 27, 2023.

Council Members present: Amy Stretcher Burkes, Dan Corrales, Robin Poole, Lori Blong, Scott Dufford, Jack Ladd, John Norman

Council Members absent: None

Staff members present: City Attorney John Ohnemiller, Interim City Manager Morris Williams Jr., Assistant City Manager Tina Jauz

The meeting was called to order at 10:05 a.m.

OPENING ITEMS

1. Invocation – Reverend Bob Hennagin, Episcopal Church of the Holy Trinity
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - 3a. Presentation of Proclamation for “Bustin for Badges Day”

CONSENT AGENDA

4. MOTION APPROVING THE FOLLOWING MINUTES:
 - 4a. REGULAR SESSION OF JUNE 13, 2023
7. 2023-081 – RESOLUTION APPROVING A FIVE-YEAR CONTRACT WITH RINGCENTRAL, INC., THROUGH THE INTERLOCAL PURCHASING SYSTEM, FOR A CLOUD-BASED PHONE AND COMMUNICATIONS SYSTEM FOR A TOTAL COST OF \$746,017.24 (DISTRICT: ALL) (GENERAL SERVICES)

8. 071-2023 – MOTION AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS FOR SERVICES RELATED TO THE PREPARATION OF AN UPDATED COMPREHENSIVE PLAN, AND TO NEGOTIATE AN AGREEMENT FOR SAID SERVICES; PROVIDED, HOWEVER, THAT SAID AGREEMENT SHALL NOT BECOME EFFECTIVE UNTIL APPROVED BY THE CITY COUNCIL (DISTRICT: ALL) (GENERAL SERVICES)
9. 072-2023 – MOTION AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO ADVERTISE A REQUEST FOR QUALIFICATIONS FOR PROFESSIONAL ARCHITECTURE/ENGINEERING SERVICES FOR VARIOUS PROJECTS AT MIDLAND INTERNATIONAL AIR & SPACE PORT AND MIDLAND AIRPARK, AND TO NEGOTIATE PROFESSIONAL SERVICES AGREEMENTS FOR SAID SERVICES; PROVIDED, HOWEVER, THAT SAID AGREEMENT SHALL NOT BECOME EFFECTIVE UNTIL APPROVED BY THE CITY COUNCIL (DISTRICT 4) (GENERAL SERVICES)
10. 2023-082 – RESOLUTION AUTHORIZING THE PURCHASE OF A VXRAIL ADD-ON SERVER THROUGH THE TEXAS DEPARTMENT OF INFORMATION RESOURCES FROM CONVERGE TECHNOLOGY SOLUTIONS AT A TOTAL COST OF \$139,893.63 (DISTRICT: NONE) (GENERAL SERVICES)
11. 073-2023 – MOTION AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS FOR CERTAIN AIRPORT PASSENGER SERVICES AT MIDLAND INTERNATIONAL AIR & SPACE PORT AND MIDLAND AIRPARK, AND TO NEGOTIATE AN AGREEMENT FOR SAID SERVICES; PROVIDED, HOWEVER, THAT SAID AGREEMENT SHALL NOT BECOME EFFECTIVE UNTIL APPROVED BY THE CITY COUNCIL (DISTRICT 4) (GENERAL SERVICES)
12. 074-2023 – MOTION AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$150,358.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO ASSIST THE CITY OF MIDLAND HEALTH SERVICES DIVISION WITH THE FUNDING AND DELIVERY OF IMMUNIZATION SERVICES; AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY ACCEPTANCE DOCUMENTS; AND AUTHORIZING AND DIRECTING THE CITY TREASURER TO DEPOSIT SAID GRANT FUNDS INTO THE GENERAL FUND (DISTRICT: ALL) (COMMUNITY SERVICES)
13. 075-2023 – MOTION AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$175,014.00 FROM THE UNITED STATES COMMITTEE FOR REFUGEES AND IMMIGRANTS TO ASSIST THE CITY OF MIDLAND HEALTH SERVICES DIVISION WITH THE FUNDING AND DELIVERY OF REFUGEE IMMUNIZATION SERVICES; AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY ACCEPTANCE DOCUMENTS; AND AUTHORIZING AND DIRECTING THE CITY TREASURER TO DEPOSIT SAID GRANT FUNDS INTO THE GENERAL FUND (DISTRICT: ALL) (COMMUNITY SERVICES)

14. 076-2023 – MOTION AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$111,630.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO ASSIST THE CITY OF MIDLAND HEALTH SERVICES DIVISION WITH THE FUNDING AND DELIVERY OF LOCAL PUBLIC HEALTH SERVICES; AUTHORIZING THE INTERIM CITY MANAGER OR THE INTERIM CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY ACCEPTANCE DOCUMENTS; AND AUTHORIZING AND DIRECTING THE CITY TREASURER TO DEPOSIT SAID GRANT FUNDS INTO THE GENERAL FUND (DISTRICT: ALL) (COMMUNITY SERVICES)
15. 2023-083 – RESOLUTION AUTHORIZING THE EXECUTION OF FOUR ADVANCE FUNDING AGREEMENTS WITH THE STATE OF TEXAS FOR THE REPLACEMENT OR REHABILITATION OF BRIDGES LOCATED AT OR ABOUT THE INTERSECTION OF NORTH MAIN STREET AND SCHARBAUER DRIVE, THE INTERSECTION OF NORTH LAMESA ROAD AND SCHARBAUER DRIVE, THE WESTBOUND LANES OF SCHARBAUER DRIVE AT MIDLAND DRAW, AND THE EASTBOUND LANES OF SCHARBAUER DRIVE AT MIDLAND DRAW; AUTHORIZING PAYMENT TO THE STATE OF TEXAS IN AN ESTIMATED AMOUNT OF \$452,465.00; AND AUTHORIZING AND DIRECTING THE CITY SECRETARY TO CERTIFY A COPY OF THIS RESOLUTION TO THE STATE OF TEXAS (DISTRICT: NONE) (ENGINEERING SERVICES)
16. 2023-084 – RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDLAND, TEXAS, APPROVING CERTAIN AMENDMENTS TO THE GENERAL ORDERS OF THE MIDLAND POLICE DEPARTMENT; AND PROVIDING THAT THE CITY COUNCIL IS THE POLICYMAKING AUTHORITY OF THE CITY OF MIDLAND (DISTRICT: NONE) (POLICE)
17. 077-2023 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (23-329-007) BETWEEN THE CITY OF MIDLAND AND GRAND PRIX PIPELINE LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 30, BLOCK 36, T-3-S, T&P RR CO. SURVEY, MIDLAND AND GLASSCOCK COUNTIES, TEXAS (DISTRICT: NONE) (UTILITIES)

Jack Ladd moved to approve consent agenda items 4 – 17, excluding items 5 & 6; seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

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

5. 2023-079 – RESOLUTION APPROVING A CONTRACT WITH MUSCO CORPORATION DBA MUSCO SPORTS LIGHTING, LLC, THROUGH BUYBOARD, FOR THE PURCHASE AND INSTALLATION OF LED FIELD LIGHTING FOR THE WINDLANDS PARK SOCCER FIELDS FOR A TOTAL COST OF \$1,065,906.00; APPROVING \$106,594.00 FOR PROJECT RELATED COSTS; AND APPROPRIATING FUNDS FOR SAID CONTRACT

(DISTRICT 3) (GENERAL SERVICES)

Community Services Director Cristina Burns gave a brief overview of the item noting they are working on construction documents for the Reyes, Mashburn, Nelms master-plan. This plan will include taking out three soccer fields along Fairgrounds Road and replacing them with baseball fields. It will also include adding lighting to the Windlands soccer fields.

John Norman moved to approve Resolution No. 2023-079; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

6. 2023-080 – RESOLUTION APPROVING A THREE-YEAR CONTRACT WITH TEXAS HIGHWAY PRODUCTS, LTD., THROUGH BUYBOARD, FOR A CLOUD-BASED TRAFFIC MANAGEMENT SYSTEM FOR A TOTAL COST OF \$117,000.00 (DISTRICT: ALL) (GENERAL SERVICES)

Senior Engineering Manager Gabriel McClelland gave a brief overview of the item noting how this will help signal lights function correctly. Chief Information Technology Director Jennifer Fresca reported on the security component. The current hardware is out of date and needs to be updated.

Jack Ladd moved to approve Resolution No. 2023-080; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

SECOND READINGS

18. 10411 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 7 AND THE WEST 41.5 FEET OF LOT 8, BLOCK 35, COWDEN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM MF-16, MULTIPLE-FAMILY DWELLING DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH PECOS STREET AND WATSON 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 (DISTRICT 3) (DEVELOPMENT SERVICES) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10411.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10411;

seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

19. 10412 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 1, BLOCK 1, RENEW LIFE CHURCH ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT TO MF-16, MULTIPLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED ON THE NORTH SIDE OF OCCIDENTAL PARKWAY, APPROXIMATELY 280 FEET EAST OF NORTH STATE HIGHWAY 349); 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 (DISTRICT 1) (DEVELOPMENT SERVICES) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10412.

John Norman moved to approve the second and final reading of Ordinance No. 10412; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

20. 10413 – AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF MIDLAND, TEXAS, BY ADDING THERETO A CERTAIN AREA ADJOINING THE PRESENT CITY LIMITS, BEING A 24.897-ACRE TRACT OF LAND OUT OF SECTIONS 38 AND 47, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF POTOMAC PARKWAY AND VICTORY PARKWAY); ORDERING PUBLICATION; AND ORDERING RECORDATION BY THE CITY SECRETARY (DISTRICT: NONE) (DEVELOPMENT SERVICES) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10413.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10413; seconded by John Norman.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

21. 10414 – AN ORDINANCE ESTABLISHING THE INITIAL ZONING CLASSIFICATION OF THE AREA INDICATED AS BEING A 24.897-ACRE TRACT OF LAND OUT OF SECTIONS 38 AND 47, BLOCK 40, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS, AS AN SF-3, SINGLE-FAMILY DWELLING DISTRICT; SAID TRACT BEING GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF POTOMAC PARKWAY AND VICTORY PARKWAY; 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 (DISTRICT: NONE) (DEVELOPMENT SERVICES) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10414.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10414; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

22. 10415 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR LOT 10, BLOCK 18, FAIRMONT PARK ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF CLAREMONT DRIVE, APPROXIMATELY 154 FEET NORTH OF TREMONT AVENUE), BY PERMITTING A REDUCED MINIMUM REAR YARD SETBACK AND A REDUCED MINIMUM SEPARATION OF THE ACCESSORY BUILDING FROM THE PRINCIPAL BUILDING; 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 1) (DEVELOPMENT SERVICES) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10415.

John Norman moved to approve the second and final reading of Ordinance No. 10415; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

23. 10416 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE EAST 86 FEET OF LOT 21, BLOCK 6, WESTERN MESA ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF WEST PINE AVENUE AND NORTH I STREET), BY PERMITTING A

REDUCED MINIMUM REAR YARD SETBACK AND A REDUCED MINIMUM SIDE YARD SETBACK ON THE EAST SIDE OF THE PROPERTY; 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) (FIRST READING HELD JUNE 13, 2023)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10416.

Jack Ladd moved to approve the second and final reading of Ordinance No. 10416; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC HEARINGS

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

24. 10417 – AN ORDINANCE VACATING AND ABANDONING A 0.069-ACRE PORTION OF ALLEY RIGHT-OF-WAY LOCATED ADJACENT TO LOTS 1 THROUGH 3 AND LOTS 6 THROUGH 8, BLOCK 75, WEST END ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF ANDREWS HIGHWAY, APPROXIMATELY 200 FEET SOUTH OF WEST TEXAS AVENUE); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$12,024.00; RETAINING A NONEXCLUSIVE UTILITY EASEMENT; AND ORDERING RECORDATION BY THE CITY SECRETARY (DISTRICT 3) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10417.

Development Services Director Chuck Harrington gave a brief overview of the item noting this is a vacation requested on behalf of the hospital that own properties nearby. The vacation would bring in around \$12,000 in funds to the City.

Mayor Blong opened the public hearing at 10:23 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Norman moved to approve the first of two readings of Ordinance No. 10417; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

25. 2023-085 – RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR A BLOCK PARTY ON A 0.22-ACRE PORTION OF EAST TEXAS AVENUE RIGHT-OF-WAY LOCATED ADJACENT TO LOT 24, BLOCK 53, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF THE INTERSECTION OF NORTH MAIN STREET AND EAST TEXAS AVENUE) SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS (DISTRICT 2) (DEVELOPMENT SERVICES)

Development Services Director Chuck Harrington gave a brief overview of the item noting the request is for an open block party on Texas Ave. Staff has reviewed the item and has no issues with proceeding.

Mayor Blong opened the public hearing at 10:25 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Norman moved to approve Resolution No. 2023-085; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

26. 10418 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 2E, BLOCK 33, NORTHGATE ADDITION, SECTION 21, CORRECTION PLAT, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER TO AN AMENDED PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER (GENERALLY LOCATED AT THE NORTHEAST CORNER OF NORTHCREST DRIVE AND WEST LOOP 250 NORTH); 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 (DISTRICT 1) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10418.

Mayor Blong opened the public hearing at 10:26 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. 10418; seconded by Dan Corrales.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

27. 10419 – AN ORDINANCE VACATING AND ABANDONING A 0.03-ACRE PORTION OF MADISON STREET RIGHT-OF-WAY AND A 0.03-ACRE PORTION OF CARVER STREET

RIGHT-OF-WAY, BOTH LOCATED ADJACENT TO BLOCK 9, EAST MIDLAND ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF GARDEN LANE AND MADISON STREET AND AT THE SOUTHWEST CORNER OF THE INTERSECTION OF GARDEN LANE AND CARVER STREET); ADOPTING THE APPRAISAL BY THE CITY MANAGER OF \$5,227.20; RETAINING A NONEXCLUSIVE UTILITY EASEMENT; AND ORDERING RECORDATION BY THE CITY SECRETARY (DISTRICT 2) (DEVELOPMENT SERVICES)

Deputy City Secretary Jan Hamilton read the caption of Ordinance No. 10419.

Mayor Blong opened the public hearing at 10:27 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

John Norman moved to approve the first of two readings of Ordinance No. 10419; seconded by Robin Poole.

The motion passed by the following vote:

AYE: Stretcher Burkes, Corrales, Poole, Blong, Dufford, Ladd, Norman

NAY: None

ABSTAIN: None

ABSENT: None

MISCELLANEOUS

28. 078-2023 – DISCUSS POLICY MATTERS RELATED TO THE CITY OF MIDLAND ANIMAL SERVICES DIVISION'S OPERATION OF THE MIDLAND ANIMAL SHELTER. THE CITY COUNCIL MAY CONSIDER AND TAKE ACTION UPON A MOTION REGARDING SAID MATTERS

Janet Harris, 2201 Shell, had several questions for Council and the Interim City Manager that ranged from leash laws to dogs roaming the streets.

Community Services Director Cristina Burns reported on laws about dogs roaming the street and fines.

Evelyn Burgos, West Ohio, gave Council a scenario and reported that animals are beings with feelings that should be treated with respect. Ms. Burgos wanted to know if there was something that could be done about the voucher program.

Interim City Manager Morris Williams gave a brief report on the shared progress with the City of Odessa in finding a Veterinarian to service both Cities.

Shelly Almuina, 3112 Barkley, spoke on the increase of abuse and abandonment of animals and would like to know if there is a policy to help the situation.

Mayor Blong spoke on the love and support she and the Council have for animals.

Council Member Dufford reported on citizens being proactive and calling the police when

animals are being neglected and left in dangerous situations.

Ty Coleman, W. Michigan Ave., would like to know what policy has been put in place since the last death of an animal in a vehicle.

COUNCIL TOOK NO ACTION.

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.)

Ty Coleman, W. Michigan Ave., spoke on wasteful spending and several other topics.

Janet Harris, 2201 Shell Ave., spoke on unequal treatment regarding the time limit of speaking during the Council Meeting.

Shelly Almuina, 3112 Barkley, would like to see change happen in the Animal Shelter and within the community.

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:

Mayor Blong recessed the City Council meeting to go into Executive Session at 11:09 a.m.

- a. Section 551.074, Personnel Matters
 - a.1. Deliberate the appointment, employment, evaluation, or duties of the City Manager.
- b. Section 551.071, Consultation with Attorney
 - b.1. Discuss a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code.

All the business at hand having been completed, the meeting adjourned at 1:44 p.m.

PASSED AND APPROVED July 11, 2023.

Lori Blong, Mayor

ATTEST:

Marcia Bentley-German
City Governance Officer/City Secretary