

**MIDLAND CITY COUNCIL
MINUTES
August 12, 2025**



The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at 10:00 a.m., August 12, 2025.

Council Members present: John Burkholder, Amy Stretcher Burkes, Robin Poole, Lori Blong, Brian Stubbs, Jack Ladd, John Norman

Council Members absent: None

Staff members present: City Manager Tommy Gonzalez, Deputy City Manager Morris Williams Jr., Deputy City Manager Jose Ortiz, City Governance Officer/City Secretary Marcia Bentley-German, Interim City Attorney Nicholas Toulet-Crump

The meeting was called to order at 10:00 a.m.

OPENING ITEMS

1. Invocation – Pastor Dustin Vorse, Midland Church of God
2. Pledge of Allegiance

CONSENT AGENDA

3. MOTION APPROVING THE FOLLOWING MINUTES:
 - 3a. REGULAR SESSION OF JULY 22, 2025
9. 2025-104 – RESOLUTION APPROVING SELECTION OF CONSOR ENGINEERS, LLC, DUNAWAY ASSOCIATES, LLC, FREESE AND NICHOLS, INC, GARVER LLC, HALFF ASSOCIATES, INC, HDR ENGINEERING, INC., KIMLEY-HORN AND ASSOCIATES, INC., LJA ENGINEERING, INC., LOCKWOOD, ANDREWS, & NEWNAM, INC, MAGRYM CONSULTING, INC, MAVERICK CIVIL & SURVEY, LLC DBA MAVERICK ENGINEERING, PARKHILL SMITH & COOPER, INC. DBA PARKHILL, RS&H, STANTEC CONSULTING SERVICES, INC, AND WESTWOOD PROFESSIONAL SERVICES, INC., AS RESPECTIVE FIRST CHOICES FOR THE PERFORMANCE OF ON-CALL CITYWIDE ENGINEERING SUPPORT SERVICES FOR THE ENTIRE CITY OVER THE NEXT FOUR (4) YEARS; PROVIDING THAT ANY AGREEMENT SHALL EACH TASK ORDER SHALL NOT EXCEED \$250,000.00 AND (2) THAT THE TOTAL COST TO CITY FOR ALL TASK ORDERS EXECUTED BY CITY AND COMPANY EACH YEAR IN ACCORDANCE WITH

THIS AGREEMENT SHALL NOT EXCEED \$1,200,000 PER YEAR. PROFESSIONAL SERVICES AGREEMENTS ON AN AS NEEDED BASIS **(DISTRICT: ALL) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

10. 2025-105 – RESOLUTION APPROVING THE PURCHASE OF JUNIPER NETWORK SWITCHES FROM CDW GOVERNMENT LLC THROUGH THE INTERLOCAL PURCHASING SYSTEM FOR A TOTAL COST OF \$339,928.00 **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
12. 2025-107 – RESOLUTION APPROVING A CONTRACT WITH GARLAND/DBS, INC., THROUGH THE OMNIA COOPERATIVE, FOR THE BUSH COMMEMORATIVE CENTER ROOFING PROJECT FOR A TOTAL COST OF \$1,297,456.00; APPROVING \$324,364.00 FOR PROJECT-RELATED COSTS; AND APPROPRIATING FUNDS FOR SAID PROJECT **(DISTRICT: NONE) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
14. 078-2025 – MOTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 13 TO THAT CERTAIN PROFESSIONAL SERVICES AGREEMENT DATED MARCH 23, 2021, BETWEEN THE CITY OF MIDLAND, TEXAS, AND PARKHILL, SMITH & COOPER, INC. DBA PARKHILL; SAID AMENDMENT PROVIDING FOR: (I) THE APPROPRIATION OF \$698,854.00 TO THE DESIGN/BIDDING PHASE OF THE REHABILITATE RUNWAY 16R/34L ASPHALT PAVEMENT (MILL & INLAY) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (II) THE APPROPRIATION OF \$698,854.00 TO THE DESIGN/BIDDING PHASE OF THE REHABILITATE RUNWAY 10/28 ASPHALT PAVEMENT (MILL & INLAY) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; AND (III) THE ADDITIONAL APPROPRIATION OF \$168,900.00 TO THE SPACEPORT BUSINESS PARK ENVIRONMENTAL PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT **(DISTRICT 4) (AIRPORTS) (TRANSPARENT & CONSISTENT COMMUNICATION)**
15. 2025-109 – RESOLUTION CALLING AN ELECTION FOR THREE CITY OFFICIALS; AMENDING THE BOUNDARY OF THE CITY AND CITY COUNCIL DISTRICTS; PROVIDING FOR USE OF ACCESSIBLE VOTING SYSTEMS; ESTABLISHING ELECTION PRECINCTS FOR SAID ELECTION; AND ESTABLISHING VOTE CENTERS FOR SAID ELECTION **(DISTRICT: ALL) (CITY SECRETARY'S OFFICE) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
16. 2025-110 – RESOLUTION ADOPTING THE CITY OF MIDLAND 2025-2029 CONSOLIDATED PLAN FOR COMMUNITY DEVELOPMENT AND HOUSING FUNDS AND THE 2025-2026 ACTION PLAN TO SAID CONSOLIDATED PLAN; AND AUTHORIZING THE EXECUTION OF AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
17. 2025-111 – RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO PIONEER

NATURAL RESOURCES, USA, INC. TO DRILL SIX OIL AND GAS WELLS LOCATED IN SECTION 1, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MARTIN COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 608 FEET AND 708 FEET EAST OF STATE HIGHWAY 349 AND 6,869 FEET NORTH OF OCCIDENTAL PARKWAY); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

20. 080-2025 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (25-329-020) BETWEEN THE CITY OF MIDLAND AND BRAZOS MIDLAND GAS, LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 30, BLOCK 36, T-3-S, T&P RR CO. SURVEY, GLASSCOCK COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
21. 081-2025 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE AMENDMENT (25-329-023) WITH MID-STATES OPERATING COMPANY REGARDING CITY OWNED PROPERTY DESCRIBED AS SECTION 8, BLOCK 38, T-2-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
22. 2025-113 – RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF MIDLAND AND LUBBOCK MPL TOWER HOLDINGS LLC FOR THE PURPOSE OF MAINTAINING AND OPERATING A COMMUNICATIONS TRANSMITTING AND RECEIVING SITE LOCATED AT LAKE PEGGY SUE **(DISTRICT: ALL) (UTILITIES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**

Robin Poole moved to approve Consent Agenda items 4 – 22, excluding items 4, 5, 6, 7, 8, 11, 13, 18 & 19; seconded by John Burkholder.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

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

4. 2025-091 – RESOLUTION APPROVING THE FISCAL YEAR 2025-2026 BUDGET OF THE MIDLAND DEVELOPMENT CORPORATION, A TYPE A CORPORATION AS AUTHORIZED BY CHAPTER 504 OF THE TEXAS LOCAL GOVERNMENT CODE (DEFERRED FROM JULY 22,2025)

This item was pulled for public comment. Council Members were given the opportunity to make comments since this item was deferred from a prior meeting.

Council Member Burkholder reported he is comfortable with his understanding of this budget.

Mayor Pro Tem Poole reported she would like to vote on each item but not on the budget as a whole. Mayor Pro Tem Poole also reported on several concerns she has such as the downtown hotel and how the Midland Development Corporation (MDC) board operates.

Robin Campbell, 110 Ridglea Drive, spoke in opposition of this item. Mrs. Campbell reported she is concerned that Midland Development Corporation (MDC) canceled their meeting this month and didn't allow for questions or transparency regarding their budget.

Interim City Attorney Nicholas Toulet-Crump reported the Mayor, voting on the hotel agreement a few years ago, did not have any sort of legal conflict in doing so.

Mayor Blong reported there have been several meetings and opportunities to allow individuals to ask questions.

Interim City Attorney Nicholas Toulet-Crump reported he asked the MDC and City staff to go through his office for all of Freedom of Information Act requests.

Judd Campbell, 110 Ridglea Drive, spoke in opposition of this item and is concerned about the MDC budget and that his questions are not being answered. Mr. Campbell reported he feels the MDC is over-committed with regard to their funds. Mr. Campbell reported the hotel was not a type A project and should have never been passed.

Midland Development Corporation Director Sara Harris reported the commitments made by the MDC are payable over the next decade and are more than offset by anticipated revenues. Ms. Harris reported on what their budget covers. There is a line item for building and grounds maintenance. Mrs. Harris reported the MDC has over 400 acres of land/properties.

Council Member Ladd spoke on comments made regarding Mayor Blongs character.

The entire discussion may be heard at www.midlandtexas.gov.

Jack Ladd moved to approve Resolution No. 2025-091; seconded by John Norman.

The motion passed by the following vote:

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

NAY: Poole

ABSTAIN: None

ABSENT: None

5. 2025-101 – RESOLUTION ADOPTING A NEW PURCHASING POLICY AND RESCINDING ALL PRIOR CONFLICTING POLICIES AND RESOLUTIONS; AND ESTABLISHING AN EFFECTIVE DATE OF SEPTEMBER 1, 2025

General Services Director Regina Stephenson gave a brief overview of the item noting they needed to change the purchasing policy due to state legislature, Senate Bill 1173. Making changes to increase the thresholds and changing the delegation of authority for procurement would help the bidding process move faster.

City Manager Tommy Gonzalez reported the lengthy purchasing process will now be able to move faster with this new policy.

Council ensued in discussion and agree that the \$200,000 threshold is too high.

Process Improvement Manager Dr. Steven Sierra Alcabes provided a presentation on cycle-time improvement and how the average cycle time dropped from 78 days in 2024 to 47 days in 2025.

Judd Campbell, 110 Ridglea Drive, agrees that \$200,000 threshold is too high.

John Burkholder moved to approve with changing the \$200,000 threshold back down to \$100,000 Resolution No.; seconded by John Norman.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

6. 2025-102 – RESOLUTION APPROVING THE PURCHASE OF A 2026 INTERNATIONAL HV507 6X4 CHASSIS WITH A SALTDogg MUNICIPAL DUMP SPREADER FROM BDR PREFERRED HOLDINGS LLC DBA ROBERTS TRUCK CENTER, THROUGH SOURCEWELL, FOR A TOTAL COST OF \$229,730.95

Engineering Services Director Gabriel McClelland reported this is replacing an existing dump truck that has a salt spreader. The dump truck will be used year round for routine maintenance and the salt spreader as needed for weather events.

Jack Ladd moved to approve Resolution No.; seconded by John Burkholder.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

7. 2025-103 – RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH DUNAWAY ASSOCIATES, LLC, IN AN AMOUNT NOT TO EXCEED \$640,600.00 FOR ARCHITECTURAL AND ENGINEERING SERVICES ASSOCIATED WITH PHASE 1 OF THE WILDCATTER TRAIL – CHAMPIONS PROJECT

Strategic Partnerships Officer Lindsey Adams gave a brief overview and review of a previous presentation regarding the Wildcatter Trail phase 1 project. This item is pushing the item forward so that a contractor may get the project started. Ms. Adams also provided a short timeline of the project construction.

John Burkholder moved to approve Resolution No.; seconded by Jack Ladd.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

8. 077-2025 – MOTION APPROVING SPECIFICATIONS FOR CONSTRUCTION MANAGER-AT-RISK SERVICES FOR THE BEAL PARK PHASE 2 DEVELOPMENT PROJECT, SAID SPECIFICATIONS BEING ON FILE IN THE CITY SECRETARY'S OFFICE AND REFERENCED BY THE DATE AND NUMBER OF THIS MOTION; DETERMINING THAT THE CONSTRUCTION MANAGER-AT-RISK METHOD PROVIDES THE BEST VALUE FOR THE CITY OF MIDLAND, TEXAS, IN ACCORDANCE WITH TEXAS GOVERNMENT CODE § 2269.056(A); AND AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS FOR SAID PROJECT PURSUANT TO THE STATUTES OF THE STATE OF TEXAS FOR ACCOMPLISHING THE WORK SET FORTH IN SAID SPECIFICATIONS

Parks and Recreation Director Laurie Williams gave a brief explanation of the risk manager reporting they will be serving two functions. In the beginning they will work with Dunaway Associates to get the best value for construction plans and then they will move to be the general contractor for the project.

Robin Poole moved to approve Motion No.; seconded by Brian Stubbs.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

11. 2025-106 – RESOLUTION AWARDED A CONTRACT FOR THE PURCHASE AND INSTALLATION OF A GPS PAVING SYSTEM FOR THE TRANSPORTATION DIVISION TO GEOSHACK, INC. OF DALLAS, TEXAS, AT A TOTAL COST NOT TO EXCEED \$241,346.56; AND AUTHORIZING PAYMENT

Engineering Services Director Gabriel McClelland gave a brief overview of the item noting they want the ability to do things in-house and more efficiently and effectively. Mr. McClelland reported on the manual methods and how they will be eliminated.

John Burkholder moved to approve Resolution No.; seconded by Brian Stubbs.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

13. 2025-108 – RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO NEGOTIATE AND EXECUTE A CONTRACT WITH DECOR IQ, LLC, THROUGH

BUYBOARD, FOR THE LEASE AND INSTALLATION OF DECORATIVE LIGHTING AT THE MIDLAND INTERNATIONAL AIR & SPACE PORT FOR A TOTAL COST NOT TO EXCEED \$650,000.00 PER YEAR FOR MAXIMUM TERM OF THREE (3) YEARS; AND APPROPRIATING FUNDS FOR SAID CONTRACT

Item pulled by staff. No action taken, however, speakers were allowed to speak.

Mayor Blong reported the Council was made aware last week of dollars that needed to be spent at the airport and they would like to make sure the money is allocated properly.

City Manager Tommy Gonzalez reported on past subsidizing of the airport and certain funds that don't get spent by the airport must to be shared with other airlines.

Mayor Blong reported the Council would like to review areas that these funds will be most well spent.

Mayor Pro Tem Poole reported there is a list of priorities the funds could be used at the airport.

Council Members provided ideas of items that the funds could be used for such as signs for baggage claim, monitors, doors and luggage carts just to name a few.

Judd Campbell, 110 Ridglea Drive, agrees that Christmas lights at the airport are not a good use of the funds.

The entire discussion may be heard at www.midlandtexas.gov.

18. 2025-112 – RESOLUTION APPROVING THE ISSUANCE OF PERMITS TO PIONEER NATURAL RESOURCES, USA, INC. TO DRILL FIVE OIL AND GAS WELLS LOCATED IN SECTION 6, BLOCK 38, T-1-S, T&P RR CO. SURVEY, CITY OF MIDLAND, MARTIN COUNTY, TEXAS (GENERALLY LOCATED BETWEEN 8,375 FEET AND 8,455 FEET EAST OF STATE HIGHWAY 349 AND 6,945 FEET NORTH OF OCCIDENTAL PARKWAY); AND WAIVING THE REQUIREMENT OF A ROAD REPAIR AGREEMENT

This item was pulled by mistake per Council Member Ladd.

Brian Stubbs moved to approve Resolution No.; seconded by Jack Ladd.

The motion passed by the following vote:

AYE: Burkholder, Stretcher Burkes, Poole, Blong, Stubbs, Ladd

NAY: Norman

ABSTAIN: None

ABSENT: None

19. 079-2025 – MOTION ACCEPTING A DONATION IN THE AMOUNT OF \$10,000.00 FROM THE YARBOROUGH FOUNDATION; SAID FUNDS SHALL BE USED FOR THE PURCHASE OF PROTECTIVE EQUIPMENT FOR THE MIDLAND POLICE DEPARTMENT; AND AUTHORIZING THE APPROPRIATION OF \$10,000.00 IN THE

BULLET PROOF VEST PROJECT UPON THE CITY OF MIDLAND'S RECEIPT OF SAID FUNDS

Council Member Norman gave recognition to the Yarborough Foundation and that we should pay attention to the community more with regard to our youth.

Police Chief Greg Snow reported he is humbled and thankful for the support.

Mayor Pro Tem Poole inquired about how far the funds will go with the vest. Chief Snow reported on the numbers.

John Norman moved to approve Motion No.; seconded by Jack Ladd.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

SECOND READINGS

23. 10635 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 1, BLOCK 1, CAMELOT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF ELKINS ROAD, APPROXIMATELY 3,320 FEET NORTH OF EVANS LANE), WHICH IS PRESENTLY ZONED O-1, OFFICE DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A SPECIAL EVENTS CENTER 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 **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10635.

Brian Stubbs moved to approve second and final reading of Ordinance No. 10635; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

24. 10651 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 14, BLOCK 22, WEST END ADDITION, SECTION 20, CITY AND COUNTY OF MIDLAND,

TEXAS (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF WEST TEXAS AVENUE AND NORTH I STREET), WHICH IS PRESENTLY ZONED LR, LOCAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A RETAIL STORE 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 **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE & PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No.

John Norman moved to approve second and final reading of Ordinance No. 10651; seconded by Jack Ladd.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

25. 10652 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 12, BLOCK 9, GREENWOOD ADDITION, SECTION 2, CITY AND COUNTY OF MIDLAND, TEXAS, FROM C, COMMERCIAL DISTRICT TO SF-3, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF SOUTH STONEWALL STREET AND EAST INDIANA 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 **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No.

John Norman moved to approve second and final reading of Ordinance No. 10652; seconded by Jack Ladd.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

26. 10653 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE EAST 1.5 FEET OF LOT 8 AND THE WEST 70 FEET OF LOT 9, BLOCK 3, SCOTSDALE ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF STANOLIND AVENUE, APPROXIMATELY 375 FEET WEST OF NORTH MIDLAND DRIVE), BY PERMITTING (1) A REDUCED MINIMUM SIDE YARD SETBACK ON THE EAST SIDE OF SAID PROPERTY AND (2) A REDUCED REAR

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 **(DISTRICT 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No.

Jack Ladd moved to approve second and final reading of Ordinance No. 10653; seconded by John Burkholder.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC HEARINGS

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

27. REVIEW ORDINANCE NO. 10619, WHICH GRANTED A SPECIFIC USE DESIGNATION WITH TERM FOR THE EAST 50 FEET OF LOTS 10 THROUGH 12, BLOCK 61, ORIGINAL TOWN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST WALL STREET, APPROXIMATELY 110 FEET EAST OF SOUTH CARRIZO STREET) ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A LOUNGE FOR ON-PREMISES CONSUMPTION. THE CITY COUNCIL MAY TAKE ACTION TO DIRECT CITY STAFF TO BEGIN THE PROCESS TO AMEND THE CONDITIONS AND RESTRICTIONS OF THE SPECIFIC USE DESIGNATION WITH TERM OR TO REPEAL ORDINANCE NO. 10619 **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE & PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10619.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is the 60-day review of a Specific Use Designation (SUD) for the sale of alcohol for the Hot Shots bar. Mrs. Triggs reviewed the item and it's additional conditions and incidents.

Mayor Pro Tem Poole reported on safety concerns and lighting in the area to protect others.

Council Member Stubbs reported lighting would be a good use of TIRZ funds.

Mrs. Triggs reported on security recommendations such as security guards being on duty as long as the bar is open and having them present as patrons leave the bar.

Council Member Amy Stretcher Burkes

Police Chief Greg Snow reported on the unreported July 17th incident where a woman was beaten outside the bar. Chief Snow also addressed the crime rate in Midland.

Council Member Ladd reported it doesn't make sense to force a business to do something that seems to have no measurable data backing it up and it's not fair to target a single bar.

Council discussion ensued regarding fights, drug paraphernalia, safety, security guards, lighting, business owners taking responsibility and being consistent since there is an issue with crime increasing throughout the City.

Police Chief Greg Snow reported on the crime rate in the City and forming partnerships within the community to help solve the issues.

David Chin, 3203 Highsky Drive, reported that the security team walks staff outside to their cars. Mr. Chin also walks customers out as well and will call UBER if they can't drive home. Mr. Chin reported he has never seen drug paraphernalia on the grounds of the parking lot. He also reported his staff goes outside about every 30 minutes or so to take out trash and that he was not aware of the fight at the time.

Discussion ensued among Council.

Mayor Blong opened the public hearing at 11:44 a.m.

Crystal Ramos, 910 Story Avenue, asked that no one buries their head in the sand and that we have a huge cartel and gang problem in Midland. Ms. Ramos would like the Mayor and DA to be harsher on criminals because our children should be the main priority.

Terry Garrett, 1605 McDonald Street, spoke on crime and gang presence in Midland, especially on Florida Street.

There being no one else wishing to speak, the public hearing was closed at 11:53 a.m.

The entire discussion may be heard at www.midlandtexas.gov.

Robin Poole moved to direct staff to begin the process to amend the conditions and restrictions of the the specific use designation second and final reading of Ordinance No.; seconded by John Burkholder.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

28. 10649 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO GRANT A SPECIFIC USE DESIGNATION WITH TERM FOR LOT 11, BLOCK 1, LINDSAY ACRES, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF WEST

MONTGOMERY AVENUE AND RANKIN HIGHWAY), WHICH IS PRESENTLY ZONED RR, REGIONAL RETAIL DISTRICT, ALLOWING SAID PROPERTY TO BE USED FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A BAR 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 (DEFERRED FROM JULY 8, 2025) **(DISTRICT 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE & PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10649.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is for a Specific Use Designation for the sale of alcohol. This item was previously deferred for staff to gather more information. Mrs. Triggs reviewed the findings.

Mayor Blong opened the public hearing at 12:03 p.m.

Terry Garrett, 1605 McDonald Street, reported the City has enough bars in Midland.

There being no one else wishing to speak, the public hearing was closed at 12:06 p.m.

Council Member Norman spoke on decorum, civility and being respectful; addressing Mr. Garrett's comments.

Brian Stubbs moved to approve the first of two readings of Ordinance No.10649; seconded by Robin Poole.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

29. 10654 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 1, LESS THE SOUTH 20 FEET THEREOF, BLOCK 104A, WILSHIRE PARK ADDITION, SECTION 9, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A HOUSING DEVELOPMENT TO LR, LOCAL RETAIL DISTRICT (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF BEAL PARKWAY 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 **(DISTRICT 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10654.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item

noting this is a rezone request for from a planned development to a local retail district.

Mayor Blong opened the public hearing at 12:13 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

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

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

30. 10655 – AN ORDINANCE VACATING AND ABANDONING A 0.6722-ACRE PORTION OF MOCKINGBIRD LANE RIGHT-OF-WAY OUT OF SECTION 3, BLOCK X, H.P. HILLIARD SURVEY, AND A 0.9183-ACRE PORTION AND A 1.194-ACRE PORTION OF MOCKINGBIRD LANE RIGHT-OF-WAY, BOTH OUT OF SECTION 10, BLOCK X, H.P. HILLIARD SURVEY, ALL LOCATED IN THE CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON MOCKINGBIRD LANE, APPROXIMATELY 775 FEET WEST OF NORTH A STREET); ADOPTING THE APPRAISAL BY THE ASSISTANT CITY MANAGER OF \$51,466.00; RETAINING A NONEXCLUSIVE UTILITY EASEMENT; AND ORDERING RECORDATION BY THE CITY SECRETARY **(DISTRICT 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10655.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is a right-of-way request for a portion of Mockingbird Lane.

Deputy City Manager Jose Ortiz provided a report on the history of this item and where it's going.

Mayor Blong opened the public hearing at 12:18 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

Brian Stubbs moved to approve the first of two readings of Ordinance No.; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

31. 10656 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR A 9.456 ACRE TRACT OF LAND OUT OF THE SOUTHEAST QUARTER OF SECTION 7, BLOCK X, H.P. HILLIARD SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF ORIOLE DRIVE

AND MOCKINGBIRD LANE), BY PERMITTING A REDUCED MINIMUM LOT AREA; 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 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10656.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is for a special exception to permit a reduced minimum lot area.

Mrs. Triggs reported on condition B that “one lot shall have a lot area of four acres, and the remaining four lots shall have a minimum lot area of 1.363 acres”.

Mayor Blong opened the public hearing at 12:24 p.m.

Tammy Raindl, 5704 Saratoga Drive, spoke in opposition of this item due to the lot size of the homes and that the two acres should stand and if not, she will be blocked in. Ms. Raindl reported this is why she bought where she did.

Andrew Mellen, Mavrick Engineering, spoke in favor of this item and reported they spoke with some of the neighbors. Mr. Mellen also reported that the median acreage conforms to the plan.

Allen Bennett, reported he lives in the area and is not in opposition. He was more concerned about keeping it AE and that it does make sense to him.

There being no one else wishing to speak, the public hearing was closed at 12:28 p.m.

Council Member Burkholder inquired about the street Oriole and future plans.

Deputy City Manager Jose Ortiz reported Mockingbird is slated to begin the bidding process, hopefully by the end of the year and go into construction next year. It is important to keep the character of Oriole consistent with the roadway.

Robin Poole moved to approve the first of two readings of Ordinance No.; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

33. 10658 – AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE WEST 72.5 FEET OF LOT 4, BLOCK 6, SKYLINE HEIGHTS ADDITION, CITY AND COUNTY OF

MIDLAND, TEXAS (GENERALLY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF MIDKIFF ROAD AND LOCKHEED DRIVE), BY PERMITTING (1) A REDUCED MINIMUM SIDE YARD SETBACK ON THE WEST SIDE OF SAID PROPERTY AND (2) A REDUCED REAR 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 **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10658.

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

Mayor Blong opened the public hearing at 12:38 p.m.

Matthew Johns, 5217 Lockheed Drive, provided a document for Council regarding setback restrictions on corner lots.

There being no one else wishing to speak, the public hearing was closed at 12:44 p.m.

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

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

34. 10659 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 0.96-ACRE TRACT OF LAND OUT OF THE SOUTHWEST QUARTER OF SECTION 33, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM RR, REGIONAL RETAIL DISTRICT, TO C, COMMERCIAL DISTRICT (GENERALLY LOCATED ON THE EAST SIDE OF WEST WALL STREET, APPROXIMATELY 85 FEET NORTH OF FRONT 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 4) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

Deputy City Secretary Rachel Guentensberger read the caption of Ordinance No. 10659.

Planning & Development Officer Elizabeth Triggs gave a brief overview of the item noting this is a rezoning request from a regional retail district to a commercial district for a future auto shop.

Mayor Blong opened the public hearing at 12:46 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

Robin Poole moved to approve the first of two readings of Ordinance No.; seconded by Jack Ladd.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

35. 082-2025 – THE PROPOSED GRANTING OF AN OIL AND GAS WELL PERMIT TO COG OPERATING, LLC (“OPERATOR”) FOR THE DRILLING OF THE FOLLOWING OIL AND GAS WELL: MASK HZ UNIT #1007LR; SAID WELL BEING GENERALLY LOCATED 1,925 FEET WEST OF NORTH A STREET EXTENSION AND 1,057 FEET NORTH OF PASSAGE WAY EXTENSION (PUBLIC HEARING ONLY) **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Mayor Blong opened the public hearing at 12:46 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

PUBLIC HEARING ONLY. NO ACTION TAKEN BY COUNCIL.

36. 083-2025 – THE PROPOSED GRANTING OF OIL AND GAS WELL PERMITS TO PIONEER NATURAL RESOURCES, USA, INC. (“OPERATOR”) FOR THE DRILLING OF THE FOLLOWING OIL AND GAS WELLS: NAIL-TILLMAN E1A 501H; NAIL-TILLMAN E1B 502H; NAIL-TILLMAN E1C 503H; NAIL-TILLMAN E1D 504H; NAIL-TILLMAN E1E 505H; AND NAIL-TILLMAN E1F 506H; SAID WELLS BEING GENERALLY LOCATED BETWEEN 7,142 FEET AND 7,143 FEET NORTH OF OCCIDENTAL PARKWAY AND BETWEEN 4,373 FEET AND 4,473 FEET EAST OF STATE HIGHWAY 349. (PUBLIC HEARING ONLY) **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

Mayor Blong opened the public hearing at 12:47 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

PUBLIC HEARING ONLY. NO ACTION TAKEN BY COUNCIL.

37. 084-2025 – THE PROPOSED GRANTING OF OIL AND GAS WELL PERMITS TO PIONEER NATURAL RESOURCES, USA, INC. (“OPERATOR”) FOR THE DRILLING OF THE FOLLOWING OIL AND GAS WELLS: NAIL-BURLEY 6G 607H; NAIL-BURLEY 6H 608H; NAIL-BURLEY 6I 609H; NAIL-BURLEY 6J 610H; AND NAIL-BURLEY 6K 611H; SAID WELLS BEING GENERALLY LOCATED BETWEEN 6,617 FEET AND 6,625 FEET NORTH OF OCCIDENTAL PARKWAY AND BETWEEN 6,183 FEET AND 6,263 FEET EAST OF STATE HIGHWAY 349. (PUBLIC HEARING ONLY) **(DISTRICT 1) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

CITY)

Mayor Blong opened the public hearing at 12:48 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

PUBLIC HEARING ONLY. NO ACTION TAKEN BY COUNCIL.

38. 2025-114 – RESOLUTION AUTHORIZING THE ADOPTION OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT 2025-2029 COMMUNITY DEVELOPMENT BLOCK GRANT ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (**DISTRICT: ALL) (DEVELOPMENT SERVICES) (TRANSPARENT & CONSISTENT COMMUNICATION)**)

Planning & Development Officer Elizabeth Triggs reported that every five years this analysis is completed to be eligible to receive the funding. This is for the adoption of the U.S. Department of Housing and Urban development Block Grant analysis of impediments to fair housing choice.

Mayor Blong opened the public hearing at 12:49 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

Brian Stubbs moved to approve Resolution No.; seconded by Amy Stretcher Burkes.

The motion passed by the following vote:

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

NAY: None

ABSTAIN: None

ABSENT: None

PUBLIC COMMENT

39. 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.)

Mayor Blong opened the public hearing at 12:53 p.m. There being no one present wishing to speak, the public hearing was immediately closed.

Robin Campbell, 110 Ridglea Drive, reported on several issues from people who donated to Mayor Blongs campaign to what type of corporation should have been used for the hotel deal and what economic development centers may do with funds.

Interim City Attorney Nicholas Toulet-Crump reported there is no legal conflict of interest with regard to the Mayor voting on the hotel contract.

Terry Garrett, 1605 McDonald Street, spoke in opposition of the Midland Development

Corporation (MDC) and also reported on some road repairs needed. City Manager Tommy Gonzalez reported he will contact Mr. Garrett regarding the road repair issue.

Stan Smith, 4903 Granite Lane, read a letter of concerns/needs and to be good custodians of the City's tax money.

Judd Campbell, 110 Ridglea Drive, reported he speaks for others who can't and the Council needs to take care of the needs of the City. Mr. Campbell reported there is a dramatic miss-use of the Midland Development Corporation (MDC) funds. Mr. Campbell also reported there needs to be accountability and transparency.

Deputy City Manager Jose Ortiz responded to Mr. Garrett's comments regarding the road repair. Mr. Ortiz reported there is emergency road repair being conducted by Atmos that should be completed later today.

STAFF PRESENTATIONS

40. INFRASTRUCTURE IMPROVEMENTS PRESENTATION

Staff presentation not presented.

EXECUTIVE SESSION

41. 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 1:13 p.m.

a. Section 551.071, Consultation with Attorney

a.1 Discuss matters in which the duty of the attorney(s) 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.

a.2 Discuss pending or contemplated litigation.

b. Section 551.072, Deliberation Regarding Real Property

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

c. Section 551.074, Personnel Matters

c.1 Deliberate the employment, evaluation, and duties of the City Manager, Interim City Attorney, City Secretary, Municipal Court Presiding Judge, and Municipal Court Associate Judge.

c.2 Deliberate the appointment of members to the Midland Development Corporation Board of Directors and the Planning and Zoning Commission.

d. Section 551.087, Deliberate Economic Development Negotiations

- d.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 the business at hand having been completed, the meeting adjourned at 2:24 p.m.

PASSED AND APPROVED August 26, 2025.

Lori Blong, Mayor

ATTEST:

Marcia Bentley-German
City Governance Officer/City Secretary