

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
November 22, 2016 - 9:30 a.m.
BASEMENT CONFERENCE ROOM
300 North Loraine
Midland, Texas**

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

1. Receive a presentation from Engineering Services regarding the final findings of the Northeast Midland Feasibility Study.

AGENDA FOR CITY COUNCIL MEETING
November 22, 2016 – 10:00 AM
Council Chamber - City Hall

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

OPENING ITEMS

1. Invocation - Reverend Pat Bryant, Travis Baptist Church
2. Pledge of Allegiance

PRESENTATIONS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of Proclamation for Wagner Noel Performing Arts five-year celebration
 - b. Presentation of Proclamation for Hospice and Palliative Care Month

CONSENT AGENDA

4. Consider a motion approving the following minutes:
 - a. Regular meeting of November 8, 2016.
5. Consider a resolution authorizing the issuance of a request for proposals for a retail study and analysis for the Development Services Department; said study and analysis to be a City-wide study and analysis of current retail opportunities and gaps in retail opportunities. (PURCHASING) (2016 - 339)
6. Consider a resolution approving the purchase of forty (40) bunker coats and forty (40) bunker pants for the Fire Department from Dooley Tackaberry, Incorporated, through Buyboard at a total cost of \$90,392.00. (PURCHASING) (2016 - 340)

7. Consider a resolution awarding a contract for the replacement of an effluent pump at the Water Pollution Control Plant to the sole bidder, Smith Pump Company, Inc., of Waco, Texas, at a total cost of \$118,842.00. (PURCHASING) (2016 - 341)
8. Consider a resolution awarding a contract for body cameras, associated software, and the management of all aspects of the Midland Police Department's Body-Worn Camera System to Taser International, Inc., of Scottsdale, Arizona. (PURCHASING) (2016 - 342)
9. Consider a resolution approving the amended Fiscal Year 2016-2017 Budget of the Midland Development Corporation, a Type A Corporation as authorized by Chapter 504 of the Texas Local Government Code; and approving the Midland Development Corporation's allocation of funds for the purpose of making payment to TYCO Integrated Security in an amount not to exceed \$115,994.00 in accordance with agreements that provide fire alarm, security system, and maintenance services to hangars S-11A and S-11B and the Orbital Outfitters Building located at the Midland International Air & Space Port. (CITY MANAGER'S OFFICE) (2016 - 343)
10. Consider a resolution approving a Promotional Agreement with Motran Alliance, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises. (CITY MANAGER'S OFFICE) (2016 - 344)
11. Consider a resolution approving a second amendment to the Professional Services Agreement between the Midland Development Corporation and Parkhill, Smith & Cooper, Inc., for Engineering Services related to the development of the Spaceport Business Park. (CITY MANAGER'S OFFICE) (2016 - 345)
12. Consider a motion approving a contract with West Texas Softball Classic in the amount of \$12,000.00 to promote the West Texas Classic Softball Tournament in the City of Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE) (113-2016)
13. Consider a resolution establishing the dates of the regular City Council meetings to be held during the calendar year 2017. (CITY SECRETARY'S OFFICE) (2016 - 346)

14. Consider a motion authorizing the acceptance of reimbursement funds from the Texas Department of State Health Services in the following amounts for the following purposes: \$81,540.00 to assist the City of Midland Health and Senior Services Division (City) with the delivery of refugee immunization services; \$150,358.00 to assist the City with the delivery of immunization services; \$102,190.00 to assist the City with delivery of public health emergency preparedness services; authorizing the City Manager or his designee to execute all necessary acceptance documents; and authorizing and directing the City Treasurer to deposit the funds in the General Fund. (COMMUNITY SERVICES) (114-2016)

SECOND READINGS

15. Consider an ordinance on second reading changing the zoning use classification of the property described as Lot 2, Block 16, Greathouse Addition, Section 4, City and County of Midland, Texas (Generally located on the south side of Portico Way, approximately 125 feet east of Mathis Street), which is presently zoned NS, Neighborhood Service District, in part, and O-1, Office District, in part, by permitting said property to be used under a Specific Use Permit without Term for off-Street parking of motor vehicles other than as an accessory use; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9613)
16. Consider an ordinance on second reading changing the zoning use classification of the property described as a 3,000-square foot portion of Lot 1A, Block 1, Alldredge Gardens Addition, Section 2, City and County of Midland, Texas (Generally located northeast of the intersection of east Wadley Avenue and North Fairgrounds Road), which is presently zoned LR-3, Local Retail District, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a restaurant for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9614)
17. Consider an ordinance on second reading changing the zoning use classification of the property described as a 1,933-square foot portion of Lot 3A, Block 1, Gateway Plaza, Section 9, City and County of Midland, Texas (Generally located southwest of the intersection of Starboard Drive and Liberty Drive), which is

presently zoned LR-3, Local Retail District, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a restaurant for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9615)

18. Consider an ordinance on second reading changing the zoning classification by amending Chapter One, Title XI, of the City Code of Midland, Texas, by permitting Lot 1A, Block 2, Grandridge Park Addition, Section 6, City and County of Midland, Texas, which is presently zoned PD, Planned District for a Shopping Center, to be used as an Amended Planned District (Generally located on the west side of the intersection of Holiday Hill Road and North Loop 250 West); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9616)
19. Consider an ordinance on second reading granting a special exception for Lot 6, Block 5, Midland Industrial Park Addition, City and County of Midland, Texas (Generally located northwest of the intersection of Interstate 20 and Commerce Drive), by permitting 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. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9617)
20. Consider an ordinance on second reading vacating and abandoning an 8,685-square foot portion of alley right-of-way located adjacent to Lot 2, Block 6, Scotsdale Addition, Section 5, City and County of Midland, Texas (Generally located approximately 480 feet south of West Wadley Avenue, and approximately 175 feet west of North Midland Drive); adopting the appraisal by the City Manager of \$34,740.00; and ordering recordation by the City Secretary. (DEVELOPMENT SERVICES)(First reading held on November 8, 2016)(9618)
21. Consider an ordinance on second reading of the City of Midland amending Title VIII, "Food Establishments, Health and General Sanitation," Chapter 6, "Garbage, Trash and Rubbish," Section 8, "Charges for Collection and Disposal; Mechanically Loaded Refuse Container Regulations," and Section 9, "Collection

From Commercial Customers,” of the Midland City Code so as to include escalation clauses for the rates charged for mechanically loaded refuse containers and to commercial customers for the collection and disposal of garbage, trash and rubbish; containing a cumulative clause; containing a savings and severability clause; and ordering publication. (SOLID WASTE)(First reading held on November 8, 2016)(9619)

22. Consider an ordinance on second reading establishing certain fees and charges of the City of Midland Community Services Department, Parks and Recreation Division; and repealing prior ordinances or parts of ordinances in conflict with such fees and charges set forth herein. (COMMUNITY SERVICES)(First reading held on November 8, 2016)(9620)

PUBLIC HEARINGS

23. Hold a public hearing and consider ordinance changing the zoning use classification of the property described as a 2,124-square foot portion of Block 1, re-plat of Blocks 1 and 2, Imperial Heights Addition, City and County of Midland, Texas (Generally located on the south side of West Wadley Avenue, approximately 270 feet east of North Midkiff Road), which is presently zoned LR-2, Local Retail District, by permitting said property to be used under a Specific Use Permit with Term for the sale of beer and wine in a restaurant for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES) (9621)
24. Hold a public hearing and consider ordinance changing the zoning use classification of the property described as a 3,763-square foot portion of the west 24.25 feet of Lot 9 and all of Lots 10 through 12, Block 65, Original Town Addition, City and County of Midland, Texas (Generally located southeast of the intersection of North Colorado Street and West Wall Street), which is presently zoned C-1, Central Area District, by permitting said property to be used under a Specific Use Permit with Term for the sale of all alcoholic beverages in a restaurant for on-premises consumption; making said permit subject to certain conditions and restrictions contained herein; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication. (DEVELOPMENT SERVICES) (9622)

MISCELLANEOUS

25. Consider an ordinance altering prima facie speed limits along certain streets in the City; authorizing installation of appropriate signs and markings; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES) (9623)

26. Consider an ordinance amending Title IV, "Building Regulations", Chapter 8, "Dangerous and Dilapidated Buildings", of the City Code of Midland, Texas, by establishing Section 7, "Abatement of Substandard Buildings", so as to establish minimum standards for the continued use and occupancy of buildings and an abatement process for substandard buildings; requiring the vacation, relocation of occupants, securing, repair, removal, or demolition of substandard buildings; providing for notice and a public hearing; containing a cumulative clause; containing a savings and severability clause; establishing an effective date of January 1, 2017; and ordering publication. (CITY ATTORNEY'S OFFICE) (9624)

27. Consider a motion making appointments to various boards and commissions.

PUBLIC COMMENT

28. 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.)

Respectfully Submitted,

Courtney B. Sharp
City Manager

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