

CITY OF MIDLAND, TEXAS
AGENDA FOR CITY COUNCIL MEETING
February 27, 2024 - 10:00 AM
300 North Loraine
Midland, Texas
Council Chamber - City Hall



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

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

OPENING ITEMS

1. Invocation – Pastor Robb Foreman, Home Line Baptist Church
2. Pledge of Allegiance

CONSENT AGENDA

3. MOTION APPROVING THE FOLLOWING MINUTES:
 - 4a. REGULAR SESSION OF FEBRUARY 13, 2024
4. 2024-041 – RESOLUTION APPROVING A CONTRACT WITH DIGITAL MARKETS INC. D/B/A VISTA COM, THROUGH THE HOUSTON-GALVESTON AREA COUNCIL, TO UPGRADE THE MIDLAND PUBLIC SAFETY COMMUNICATIONS EVENTIDE RECORDER FOR A TOTAL COST OF \$317,354.00 **(DISTRICT: ALL) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
5. 2024-042 – RESOLUTION AUTHORIZING THE EXECUTION OF A THREE (3) YEAR SOLE-SOURCE CONTRACT FOR THE USE OF GEOGRAPHIC INFORMATION SYSTEM SOFTWARE, MAINTENANCE SUPPORT, AND ASSOCIATED UPGRADES WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INCORPORATED FOR A TOTAL COST OF \$405,840.00 **(DISTRICT: NONE) (GENERAL SERVICES) (STRENGTHEN AND SUSTAIN OUR INFRASTRUCTURE)**
6. 2024-043 – RESOLUTION APPROVING A CONTRACT WITH BERRY DUNN MCNEIL & PARKER, INC., THROUGH THE INTERLOCAL PURCHASING SYSTEM, FOR A HUMAN RESOURCES ASSESSMENT AND STRATEGIC PLAN CONSULTING SERVICES FOR A TOTAL COST OF \$109,400.00 **(DISTRICT: NONE) (GENERAL SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**
7. 2024-044 – RESOLUTION AUTHORIZING THE EXECUTION OF THE EIGHTH

AMENDMENT TO THE INTERLOCAL MANAGEMENT SERVICES AGREEMENT BETWEEN THE CITY OF MIDLAND, TEXAS AND MIDLAND COUNTY HOSPITAL DISTRICT, DOING BUSINESS AS MIDLAND MEMORIAL HOSPITAL, FOR CERTAIN MEDICAL AND WELL-BEING SERVICES; SAID AMENDMENT ADJUSTING THE ANNUAL FEE TO \$740,709.64 AND PROVIDING FOR THE HOSTING OF INFLUENZA CLINICS; AND AUTHORIZING PAYMENT **(DISTRICT: NONE) (ADMINISTRATIVE SERVICES) (PROVIDE SOUND GOVERNANCE & FISCAL MANAGEMENT)**

8. 025-2024 – MOTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 11 TO THE PROFESSIONAL SERVICES AGREEMENT DATED MARCH 23, 2021, BETWEEN THE CITY OF MIDLAND, TEXAS, AND PARKHILL, SMITH & COOPER, INC., DBA PARKHILL; SAID AMENDMENT PROVIDING THE FOLLOWING: (I) THE ADDITIONAL APPROPRIATION OF \$62,020.00 TO THE RECONSTRUCT ASPHALT APRON BY TERMINAL BUILDING (#900393) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (II) THE ADDITIONAL APPROPRIATION OF \$161,650.00 TO THE MAF AIRFIELD WILDLIFE FENCE IMPROVEMENTS (#900345) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (III) THE ADDITIONAL APPROPRIATION OF \$646,065.00 TO THE AIRPARK ENTRANCE WAY ENHANCEMENT (#900212) PROJECT AT MIDLAND AIRPARK; (IV) THE ADDITIONAL APPROPRIATION OF \$80,350.00 TO THE RECONSTRUCT RUNWAY 16R BLAST PAD, REMOVE RUNWAY 34L CONCRETE BLAST PAD AND ADD ASPHALT SHOULDERS TO RUNWAY 10 BLAST PADS (#900413) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (V) THE ADDITIONAL APPROPRIATION OF \$26,750.00 TO THE MAF AIRFIELD WILDLIFE MANAGEMENT IMPROVEMENTS – SOUTH DRAINAGE CHANNEL (#900347) PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (VI) THE ADDITIONAL APPROPRIATION OF \$105,000.00 TO THE MAF MULTIFACILITY REHABILITATION PROJECT (#900308) AT MIDLAND INTERNATIONAL AIR & SPACE PORT; (VII) THE ADDITIONAL APPROPRIATION OF \$485,200.00 TO THE NEW HANGAR DEVELOPMENT PROJECT (#900212) AT MIDLAND AIRPARK; AND (VIII) THE APPROPRIATION OF \$77,100.00 TO THE TITLE VI PLAN AND COMMUNITY PARTICIPATION PLAN PROJECT AT MIDLAND INTERNATIONAL AIR & SPACE PORT **(DISTRICT 4) (AIRPORTS) (TRANSPARENT & CONSISTENT COMMUNICATION)**
9. 026-2024 – MOTION AUTHORIZING THE ACCEPTANCE OF A DONATION CONSISTING OF FOUR (4) BASEBALL SCOREBOARDS VALUED AT \$77,423.00 FROM THE MIDLAND JUNIOR BASEBALL ASSOCIATION AND NORTHERN LITTLE LEAGUE; SAID SCOREBOARDS TO BE INSTALLED AT THE BUTLER PARK BASEBALL FIELDS **(DISTRICT: 1) (COMMUNITY SERVICES) (QUALITY OF LIFE AND PLACE)**
10. 027-2024 – MOTION AUTHORIZING THE ACCEPTANCE OF A DONATION CONSISTING OF A DECORATIVE SANTA CLAUS FIGURE FROM MISS CAYCE'S CHRISTMAS STORE **(DISTRICT: ALL) (COMMUNITY SERVICES) (QUALITY OF LIFE AND PLACE)**
11. 028-2024 – MOTION AUTHORIZING THE EXECUTION OF SPORTS AGREEMENTS WITH THE FOLLOWING ORGANIZATIONS: BOYS AND GIRLS CLUB OF THE PERMIAN

BASIN; GREATER MIDLAND FOOTBALL LEAGUE; MIDLAND JUNIOR BASEBALL ASSOCIATION, INC.; MIDLAND SOCCER ASSOCIATION, INC.; MIDLAND SOFTBALL ASSOCIATION, INC.; MIDLAND UNITED GIRLS SOFTBALL ASSOCIATION, INC.; TEXAS CRICKET CLUB; UNDER THE LIGHTS FLAG FOOTBALL LEAGUE; WEST TEXAS BMX; AND THE YMCA OF MIDLAND; SAID AGREEMENTS PROVIDING FOR THE ORGANIZATIONS' ADMINISTRATION OF RECREATIONAL PROGRAMS, SPECIAL EVENTS, AND OTHER RELATED SERVICES THROUGH THE USE OF CITY-OWNED PROPERTY AND FACILITIES. **(DISTRICT: ALL) (COMMUNITY SERVICES) (QUALITY OF LIFE AND PLACE)**

12. 029-2024 – MOTION APPROVING A CONSULTANT SERVICES AGREEMENT BETWEEN THE MIDLAND DEVELOPMENT CORPORATION AND INTERFLIGHT GLOBAL CORPORATION FOR SERVICES RELATED TO THE PROCUREMENT OF NEW TENANTS FOR FACILITIES LOCATED AT THE SPACEPORT BUSINESS PARK **(DISTRICT 4) (DEVELOPMENT SERVICES) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
13. 030-2024 – MOTION APPROPRIATING AND TRANSFERRING THE SUM OF \$418,729.55 FROM THE TIRZ FUND TO THE DOWNTOWN REVITALIZATION PROJECT **(DISTRICT 2) (ENGINEERING SERVICES) (QUALITY OF LIFE AND PLACE)**
14. 031-2024 – MOTION AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY LICENSE (24-329-002) WITH CROWNQUEST OPERATING, LLC, REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 8, BLOCK 38, T-2-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS **(DISTRICT: NONE) (UTILITIES) (STRONG ECONOMY WITH MORE QUALITY JOBS)**

SECOND READINGS

15. 10490 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 1, BLOCK 1, TSC DEVELOPMENT, CITY AND COUNTY OF MIDLAND, TEXAS, FROM PD, PLANNED DEVELOPMENT DISTRICT FOR A SHOPPING CENTER TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED ON THE WEST SIDE OF NORTH STATE HIGHWAY 349, APPROXIMATELY 380 FEET NORTH OF TEJAS); 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 FEBRUARY 13, 2024) **(DISTRICT 1) (DEVELOPMENT SERVICES) (STRONG ECONOMY WITH MORE QUALITY JOBS)**
16. 10491 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 5.53-ACRE TRACT OF LAND OUT OF SECTION 36, BLOCK 40, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM AE, AGRICULTURAL ESTATE DISTRICT, TO SF-1, SINGLE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED APPROXIMATELY 300 FEET NORTHEAST OF HOMELAND

DRIVE, AND APPROXIMATELY 520 FEET SOUTH OF WADLEY 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 FEBRUARY 13, 2024) **(DISTRICT 3) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

17. 10493 – AN ORDINANCE ALTERING PRIMA FACIE SPEED LIMITS ALONG CERTAIN STREETS IN THE CITY; AUTHORIZING INSTALLATION OF APPROPRIATE SIGNS AND MARKINGS; REPEALLING ORDINANCE NO. 10434; 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 (FIRST READING HELD FEBRUARY 13, 2024) **(DISTRICT 4) (ENGINEERING SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

PUBLIC HEARINGS

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

18. 10494 – AN ORDINANCE VACATING AND ABANDONING A 0.027-ACRE PORTION OF FIREWHEEL ROAD RIGHT-OF-WAY AND NORTH FAIRGROUNDS ROAD RIGHT-OF-WAY LOCATED ADJACENT TO LOT 83, BLOCK 1, MOCKINGBIRD RIDGE, SECTION 1, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE EAST SIDE OF THE INTERSECTION OF FIREWHEEL ROAD AND NORTH FAIRGROUNDS ROAD); ADOPTING THE APPRAISAL BY THE ASSISTANT CITY MANAGER OF \$11.92; AND ORDERING RECORDATION BY THE CITY SECRETARY **(DISTRICT 1) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
19. 10495 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 2.61-ACRE TRACT OF LAND OUT OF SECTION 33, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM SF-2, SINGLE-FAMILY DWELLING DISTRICT, IN PART, AND RR, REGIONAL RETAIL DISTRICT, IN PART, TO RR, REGIONAL RETAIL DISTRICT (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST WALL STREET, APPROXIMATELY 580 FEET WEST OF MANN 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 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**
20. 10496 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE LOT 6, BLOCK 14, 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 NORTHWEST CORNER OF THE INTERSECTION OF EAST WASHINGTON AND SOUTH CLAY 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 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

21. 10497 – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE CITY OF MIDLAND TO REZONE A 6.15-ACRE TRACT OF LAND OUT OF SECTION 36, BLOCK 39, T-1-S, T&P RR CO. SURVEY, CITY AND COUNTY OF MIDLAND, TEXAS, FROM LI, LIGHT INDUSTRIAL DISTRICT TO BP, I-20 BUSINESS PARK DISTRICT (GENERALLY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF EAST FRONT STREET AND NORTH ADAMS 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 2) (DEVELOPMENT SERVICES) (QUALITY OF LIFE AND PLACE)**

MISCELLANEOUS

22. 2024-045 – RESOLUTION APPOINTING A BOARD MEMBER TO THE MIDLAND DOWNTOWN PARK CONSERVANCY BOARD OF DIRECTORS; AND DIRECTING THE CITY MANAGER TO DELIVER A COPY OF THIS RESOLUTION TO THE MIDLAND DOWNTOWN PARK CONSERVANCY **(DISTRICT: 2) (COMMUNITY SERVICES) (QUALITY OF LIFE AND PLACE)**
23. 10498 – AN ORDINANCE AMENDING TITLE IV, “BUILDING REGULATIONS”, CHAPTER 8, “DANGEROUS AND DILAPIDATED BUILDINGS”, OF THE CITY CODE OF MIDLAND, TEXAS, BY CHANGING THE HEADING OF SAID CHAPTER 8 TO “SUBSTANDARD BUILDINGS”, RECODIFYING SECTION 7, “ABATEMENT OF SUBSTANDARD BUILDINGS”, AS SECTION 1, ESTABLISHING MINIMUM STANDARDS, ADDING SECTION 2, “ADDITIONAL AUTHORITY TO SECURE SUBSTANDARD BUILDINGS”, SO AS TO ESTABLISH AN ALTERNATE PROCEDURE FOR SECURING A SUBSTANDARD BUILDING, ADDING SECTION 3, “PROHIBITING ENTRY INTO SUBSTANDARD BUILDINGS”, SO AS TO AUTHORIZE THE BUILDING OFFICIAL TO PROHIBIT ENTRY INTO AND OCCUPANCY OF A SUBSTANDARD BUILDING, AND REMOVING CONFLICTING SECTIONS FROM SAID CHAPTER; PROVIDING FOR NOTICE AND A HEARING; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; ESTABLISHING AN EFFECTIVE DATE OF APRIL 1, 2024; AND ORDERING PUBLICATION **(DISTRICT: ALL) (DEVELOPMENT SERVICES) (SET THE STANDARD FOR A SAFE AND SECURE CITY)**

PUBLIC COMMENT

24. Receive public comments where individuals may address the City Council on City related issues and projects not on the present agenda. Any deliberation of or decision by the City Council regarding the item being discussed shall be limited to a motion to place the item on the agenda for a subsequent meeting. (Please limit comments to three minutes or less.)

EXECUTIVE SESSION

25. Pursuant to Texas Government Code § 551.101, the City Council will hold an Executive Session, which is closed to the public, to discuss the following matters as permitted under the following sections of the Texas Government Code:
 - a. Section 551.074, Personnel Matters
 - a.1. Deliberate the employment, evaluation, and duties of the City Manager, City Attorney, City Secretary, Municipal Court Presiding Judge and the Municipal Court Associate Judge.

Respectfully Submitted,

Tommy Gonzalez
City Manager

MEETING ASSISTANCE INFORMATION: The Midland City Hall and Council Chamber are wheelchair accessible. If you need special assistance to participate in this meeting, please contact the City Secretary's Office at (432) 6857430. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.