



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS**

FEBRUARY 12, 2013

On February 12, 2013, a regular meeting of the Odessa City Council was held at 6:00 p.m., in the Council Chambers, 5th Floor, City Hall, 411 West 8th Street, Odessa, Texas.

Members present: Mayor David R. Turner; Council members: Roger T. McNeil, District One; Dewey Bryant, District Two; Barbara Graff, District Three; Dean Combs, District Four and Sandra Carrasco, District Five.

Others present: Richard Morton, City Manager, Larry Long, City Attorney; Norma Aguilar-Grimaldo, City Secretary; James Zentner, Assistant City Manager; Michael Marrero, Assistant City Manager; other members of City staff; and members of the news media.

A quorum being present, Mayor Turner called the meeting to order and the following proceedings were held:

The invocation was given by Jimmy Braswell, Home Hospice, and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor presented the family of John G. McFarlen a World War II and European African Middle Eastern Medals along with a United States Flag on behalf of Senator Kay Bailey Hutchinson.

CONSENT AGENDA ITEMS

- A. City Council Minutes, January 22, 2013;
- B. **Ordinance No. 2013-08 - Request of Noelle Land & Minerals, LLC, owner, to rezone from Single Family-One (10,000 sq. ft. min. lot area) (SF-1) to Special Dwelling District (SPD) on approximately 8.36 acres out of the Vista Del Norte Subdivision, 2nd Filing, situated in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector County, Texas, and located along the east side of Parks Legado Drive between Tres Hermanas Boulevard and La Promesa Street (Landgraf, Crutcher & Assoc., Agent);**
- C. **Ordinance No. 2013-09 – Request of Noelle Land & Minerals, LLC, owner, to rezone from Single Family-One (SF-1) to Multi-Family-One (MF-1) approximately 16.6 ac. tract (Lots 11-13, Block 5, Lots 4-14, Block 8, Lots 3-13, Block 9 and Lots 1-13, Block 10, Vista Del Norte, 2nd Filing) in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest of the intersection of Tres Hermanas Blvd. and DeMorado Dr.);**
- D. **Ordinance No. 2013-10 – Request of Clyde Hinton, owner, to establish original Retail (R) zoning on approximately 6.20 acres out of Section 39, Block 42, T-2-S, T&P Ry. Co. Survey, Ector County, Texas, located along the south side of East 87th St. between Yale and Dawn Ave;**
- E. **Ordinance No. 2013-11 – Request of MJRC, LLC, owner, for**

- original zoning of Planned Development-Office (PD-O) on approximately 3.7 ac. tract in Section 16, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest of the intersection of Billy Hext Rd. and Stonehenge Rd.);**
- F. Purchase five automotive vehicles from Sewell Ford in the amount of \$113,960;
 - G. Purchase backhoe attachments from Warren Cat;
 - H. **Resolution No. 2013R-14- Industrial district agreement with Carmie Moore;**
 - I. Review monthly financial report for December 2012;
 - J. **Ordinance No. 2013-12 - Amending Section 7-102 of the City of Odessa Zoning Ordinance to allow workforce housing in certain zoning districts, amending Section 7-600 of the Zoning Ordinance by adding Section 7-604 to establish criteria for the specific use permit and application for workforce housing, and amending Section 21-101 of the Zoning Ordinance to add the definition of "Workforce Housing";**
 - K. **Resolution No. 2013R-15 - Interlocal agreement with Gulf Coast Waste Disposal Authority for the supply of additional water.**

Motion was made by Council member McNeil and seconded by Council member Carrasco that the consent agenda items be approved. The motion was approved by unanimous vote with Council member Bryant abstaining from item E only.

OTHER COUNCIL ACTION

PUBLIC HEARING

Open a public hearing to consider approval of the request of DJK, Inc., owner, S. W. Howell, Inc., agent, for original zoning of Multi-Family-One (MF-1) on approximately 13.4 ac. tract, to rezone from Neighborhood Service (NS) to Multi-Family-One (MF-1) on approximately 1.0 ac. tract and to rezone from Office (O) to Neighborhood Service (NS) on approximately 1.0 ac. tract of land in Section 10, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (northeast and northwest of the intersection of Dorado Dr. and proposed Mission Blvd.) Randy Brinlee, Interim Planning Director, reviewed the location. It would provide for apartment development and is not out of scale with the city's needs. There were no drill sites in this location. The Planning and Zoning recommended for approval. No one came forward and the public hearing was closed.

Motion was made by Council member Combs and seconded by Council member Byrant to approve the ordinance on first approval. The motion was approved by unanimous vote.

Open a public hearing to consider approval of the request of DJK, Inc., owner, to establish original Multi-Family Residential-One (MF-1) zoning on approximately 2.75 acres and rezone from Office (O) to Multi-Family Residential-One (MF-1) on approximately 2.21 acres out of Section 10, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (northeast of the intersection of Dorado Drive and Mission Blvd.) Mr. Brinlee reviewed the location, which is vacant. The area would be developed for a multi-family residential area. No one came forward and the public hearing was closed.

Motion was made by Council member McNeil and seconded by Council member Bryant to approve the ordinance on first approval. The motion was approved by unanimous vote.

ORDINANCE

Consider adding Article 4-17, entitled “Video Gaming” to Chapter 4 of the Code of Ordinances, entitled “Business Regulations.” Police Chief Burton stated that the proposed video gaming ordinance was designed to regulate the conduct of eight liner gaming. It currently lacked regulatory authority. The ordinance would ensure that the gaming would function lawfully.

Motion was made by Council member Combs and seconded by Council member McNeil to approve the ordinance on first approval. The motion was approved by unanimous vote.

MISCELLANEOUS

Appointment of Boards: Midland Odessa Urban Transit District and Planning and Zoning Commission. No action.

Citizen’s comments on non-agenda items. None

There was no other business, the meeting adjourned at 6:12 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TMC, CMC
City Secretary

David R. Turner
Mayor