



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

JANUARY 27, 2015

On January 27, 2015, 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; Michael Gardner, District Four; and Filiberto Gonzales, District Five.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma Aguilar-Grimaldo, City Secretary; Michael Marrero, Deputy City Manager; Konrad Hildebrandt, 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 Pastor Matt Wilson, Antioch Christian Church, and followed by the Pledge of Allegiance to the United States and Texas flags.

Comprehensive Master Plan Update – Brandon Gonzales, Freese & Nichols, provided a status of the Comprehensive Master Plan. He stated that the plan was a local long-term plan that coordinates and facilitates the plan of the city. A draft transportation plan was included that would incorporate trails and the use of corridors. He stated that the land could have themes that would include shopping, interactive play areas, music, and art. Land could be developed as an infill and could incorporate bike facilities and sporting venues. Freese & Nichols was looking at the housing element to be incorporated into the plan. Mr. Gonzales gave the upcoming schedule of events that included documentation, implementation and public input to wrap up the Comprehensive Master Plan.

CONSENT AGENDA ITEMS

- A. City Council Minutes, January 13, 2015;
- B. **Ordinance No. 2015-01 - Request of National Oilwell Varco Tuboscope (Ben Rieth), owner, LCA, agent, for original zoning of Light Commercial (LC) on approximately 12.65 ac. tract in Section 45, Block 42, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest of the intersection of US Hwy. 385 and Crane Ave.);**
- C. **Ordinance No. 2015-02 – Request of Excalade Enterprises, LLC, owner, Landgraf, Crutcher & Assoc., agent, for original zoning of Light Commercial (LC) on approximately 11.9 ac. tract in Section 39, Block 42, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest of the intersection of US Hwy. 385 and IH-20);**
- D. **Resolution No. 2015R-11 – Accept and appropriate funds for pedestrian improvements and amend the budget;**
- E. Vehicle and outfitting purchase from Sirchie in the amount of \$183,497;

- F. **Resolution No. 2015R-12 – Authorize the Odessa Police Department to apply for a 2016 STEP Speed, Intersection Traffic Control, and Seat Belt Grant;**
- G. Purchase public safety radios from Petro Communications in the amount of \$83,310;
- H. **Resolution No. 2015R-13 – Authorize Odessa Fire Rescue to apply for an Emergency Management Performance Grant;**
- I. **Resolution No. 2015R-14 – Odessa Development Corporation amended agreement with UTPB-SBDC;**
- J. **Resolution No. 2015R-15 – Amend the budget to appropriate funds to pay for reimbursement overtime costs from a continuous reimbursement agreement with the Federal Bureau of Investigation;**
- K. Renew contract for supplies and medications with Henry Schein in the amount of \$60,000 as required by the Family Health Clinic;
- L. Annual Microsoft Enterprise purchase and support agreement in the amount of \$198,883;
- M. Review monthly financial summary report for December 2014.

Motion was made by Council member McNeil and seconded by Council member Gonzales that the consent agenda items be approved. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

PUBLIC HEARING

Open a public hearing to consider approval of the request of Crossroads Fellowship Global, Inc., owner, Parkgreen Living, LLC, optionee, Maverick Engineering, agent, for original zoning of Multi-Family-One (MF-1) on approximately 25.3 ac. tract in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (west of the intersection of Hwy. 191 and Faudree Rd.). Randy Brinlee, Director of Planning, reviewed the location of the property. The area was vacant and it would be developed into an apartment complex. The Planning and Zoning recommended for approval. No one came forward and the public hearing was closed.

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

Open a public hearing to consider amending Chapter 4 of the City Code of Ordinances concerning Itinerant Vendors. Mr. Long stated that staff met with the itinerant vendors and food vendors and recommended changes to the itinerant vendor ordinance. The changes were to increase the permit duration for peddlers from 10 days to 90 days and increase the permit fee from \$30.00 to \$120.00. The 10-day mandatory lapse period between permit renewals for itinerant vendors was eliminated.

Adrienne Fuente requested Council to reconsider the 45-day limit. Council member Bryant clarified that currently a vendor could not stay on a property for more than 45 days out of the year. She would like itinerant vendors to work every day of the year. Mr. Long stated that the itinerant vendors' business should not be transformed to a permanent structure. Mr. Morton stated that categories could be exempt such as snow cones and car washes. The ramifications should be considered. Norma Torrez requested that Council remove the 45

days and be able to work for half of the year. Council thanked City employee Alma Angeles for translating the comments. Council member Graff asked that Legal review the number of days. Council member Bryant stated that the vendors needed answers on what direction to take and the number of days could be considered next time. No one else came forward and the public hearing was closed.

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

Open a public hearing to consider amending Article 6-6 of the City Code of Ordinances concerning Mobile Food Establishments. Mr. Long stated that discussions were held with the food vendors. He recommended changing the hours of operation from 6:00 a.m. to 8 p.m. to 6:00 a.m. to 12:00 midnight on Sunday, Monday, Tuesday, and Wednesday and to 6:00 AM to 2:00 AM on Thursday, Friday, and Saturday. An outside seating for eight was included and there could be more than one truck per site.

Todd Brown, 3200 Mariana, Midland, thanked the Council for considering to amend the ordinance. He requested that the hour be amended to end at 3:30 a.m. instead of 2 a.m. The Permian Basin Restaurant Association, the Mobile Food Association and the Ector County Health Department would work together. Council member Graff recommended that the ordinance be changed to reflect changing 2 a.m. to 3 a.m.

Motion was made by Council member Gardner and seconded by Council member Graff to approve the ordinance on first approval with the amendment of changing the closing hour to 3:30 a.m. The motion was approved by unanimous vote.

MISCELLANEOUS

Appointment of Officers. Animal Shelter Advisory Committee, Citizens Golf Advisory Committee, Community Development Advisory Committee, Midland Odessa Urban Transit District, Parks & Recreation Advisory Board, Odessa Development Corporation and Traffic Advisory Committee. Motion was made by Council member Gardner and seconded by Council member McNeil to make the following appointments:

Bill Bowen reappointed to the Midland Odessa Urban Transit District;
Paul Baxter reappointed to the Parks and Recreation Advisory Board;
Raymond Chavez appointed to the Odessa Development Corporation;
Lilianna Marquez appointed to the Traffic Advisory Committee.

The motion was approved by unanimous vote.

Citizen's comments on non-agenda items. Elaine Gollaher, 8830 W. 26th St., stated that the surplus of funds should be used wisely. The hotel convention center was a good idea but recommended to use discretion.

Mr. Morton introduced Gloria Hernandez as the new Main Street Executive Director. There was no other business, the meeting adjourned at 6:42 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TMC, CMC

David R. Turner

ATTEST:

City Secretary

APPROVED:

Mayor