



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

APRIL 26, 2016

On April 26, 2016, 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.

Council members present: Mayor David R. Turner; Council members Amye 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 Luis R. Lopez, VFW Post #4372, and followed by the Pledge of Allegiance to the United States and Texas flags led by Boy Scout Troop 1908.

Mayor Turner recognized the Boy Scouts on their flag presentation. Mayor Turner presented a proclamation for VFW Buddy Poppies Month. An award was presented from Keep Odessa Beautiful to Chevron. Crime Stoppers and Police Department presented awards to Lamar Advertising.

CONSENT AGENDA ITEMS

- A. City Council minutes, April 12, 2016;
- B. **Ordinance No. 2016-09 – Request by ICA Properties to rezone from Single Family- One (SF-1) to Light Commercial (LC) on an approximately 19.20 acre tract, a request to rezone from Single Family-One (SF-1) to Light Commercial-Surface Drainage (LC-SD) on an approximately 6.30 acre tract, and a request for original zoning to Light Commercial (LC) on an approximately 135.45 acre tract (approx. 160.5 acres total) in Sections 8 and 17, Block 41, T-2-S, T&P Ry. Co. Survey, Ector County, Texas (northwest and southwest of the intersection of Highway 191 and Billy Hext Rd.);**
- C. **Ordinance No. 2016-10 – Request of Yolanda Banuelos, Ubaldo & Benigna Soto, Robert & Carolyn Gilkey, owners, City of Odessa Community Development, agent, to rezone from Light Industrial (LI) to General Residential (GR) on Lots 8-14, Block 6, Waddell, 1st (northeast of the intersection of Sherwood St. and Pine Ave.);**
- D. **Ordinance No. 2016-11 – Establish speed limits, reduced speed school zones and prohibited parking zones;**
- E. **Ordinance No. 2016-12 – Amend Section 8-4-1 of Article 8-4, entitled "Junked Vehicles", of Chapter 8 of the City Code of**

Ordinances, entitled "Offenses and Nuisances".

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

OTHER COUNCIL ACTION

Motion was made by Council member Bryant and seconded by Council member Gardner to move the Hotel/Motel Tax funding request out of order. The motion was approved by unanimous vote.

Resolution 2016R-39 – Outside agency request for Hotel/Motel Tax funding from the fiscal year 2015-2016 Budget. Gene Collins, 717 Oxford, stated that ECISD closed Blackshear High School in 1966. There have been bi-annual reunions. This year, the school has been closed for 50 years. A reunion will be held and there will be remembering stories. There will be a Hall of Fame that will highlight students and faculty that have made tremendous contributions to society. Mr. Collins mentioned a couple of examples. The James Elkins singers would be performing at the reunion. There would be a documentary with video stories by teachers and students. He requested \$15,000 which represented 40% of the reunion budget. Mr. Bryant noted that the request was out of the order of process in requesting the Hotel/Motel Funds but this was a special occasion.

Motion was made by Council member Bryant and seconded by Council member Gardner to approve the resolution. The motion was approved by unanimous vote.

Remove from the table to consider the replacement and purchase of the fire truck fleet for Odessa Fire Rescue. Motion was made by Council member Bryant and seconded by Council member Gardner to move the fire truck fleet item out of order and remove the item from the table. The motion was approved by unanimous vote.

Resolution 2016R-40 –Replacement and purchase of the fire truck fleet for Odessa Fire Rescue. Mayor Turner thanked the Fire Rescue for all their work. Fire Chief Roger Boyd stated that this item would be to replace the fire truck fleet. The request was to purchase seven engines and three ladders for a cost of \$7,385,114. The purchase will replace the current fleet that was scheduled for replacement. This purchase will be through Siddons-Martin and it would include an eight year warranty. The items were budgeted replacements and the replacements would be sent to auction. Chief Boyd stated that in the past the fleet was leased but with the purchase it would save \$1 million in finance charges.

Motion was made by Council member Graff and seconded by Council member Gardner to approve the resolution. The motion was approved by unanimous vote.

PUBLIC HEARING

Open a public hearing to consider approval of the request by Self Storage Solutions to rezone from Retail (R) to Planned Development-Light Commercial (PD-LC) on an approximately 7 acre tract, Lots 1-2, Block 1, Parrott Addition (south of the intersection of East Ridge Rd. and Billy Hext Rd.). Randy Brinlee, Director of Planning, stated that there were four protests. He reviewed the location. One lot has a mini storage facility and the other lot was vacant. The purpose was to designate and allow a truck and trailer rental operation with the existing business. Buffers would be incorporated. The area has a mixed use and would not have a negative impact on traffic. The Planning and Zoning

Commission recommended for approval with certain conditions. The area close to the location was vacant and it was zoned for planned development housing. It would be developed in the future. Jonathan Martindale, Abilene, stated that it would add to property values and attractive landscaping would be used.

Mayor Turner passed the gavel. Mayor Turner stated that the last two U-Hauls were in terrible condition. There were old trucks with high weeds on the Maple location. He was concerned that it would look bad. Mr. Martindale stated that the rental fleet was being updated on a regular basis. He stated that one of the locations was an independent operation. There would be a higher level of standard with the new buildings and fleet. The Andrews location would be closed. No one else came forward and the public hearing was closed.

Motion was made by Council member Bryant and seconded by Council member Gonzales to approve the ordinance on first approval with the restrictions as recommended by the Planning and Zoning Commission. The motion was approved by a 4 - 1 vote with Council member Gardner casting the nay vote.

Open a public hearing to consider the limousine franchise application of Desert Luxury Transportation, LLC. Mr. Long stated that the franchise would be for five years for a Ford 18 passenger bus. It would allow music, have TVs and the charge would be \$220 an hour. The application has been reviewed and approved. Elvis Galindo, 1691 Angel Trail, stated that the bus was upgraded and it was a small club environment on wheels. They play videos and they have general liability insurance. They do not provide alcohol. The customer brings their own. The restroom breaks were at truck stops. They have the right to check the passengers' IDs. There was no alcohol if minors were present. No one else came forward and the public hearing was closed.

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

Resolution No. 2016R-41 - Conduct a public hearing and consider the allocation of \$778,374 in 2016 Community Development Block Grant funds (CDBG) and \$65,722 in unprogrammed CDBG funds. In addition, consider the allocation of \$230,964 in 2016 HOME Investment Partnership funds and an additional \$64,393 in program income HOME funds. Merita Sandoval, Director of Community Development, stated that there was \$778,374 in CDBG Funds, \$65,722 in Unprogrammed Funds, \$230,964 in HOME Funds with \$64,393 in program income HOME Funds. The request for Woodson Park parking lot was withdrawn. The project would be funded from another fund. She requested \$99,922 for Program Administration, \$474,526 for Housing Rehab and \$194,000 for Demolition. There was a McKinney Park parking lot improvement request for \$525,448.

Karen Hildebrand, The Crisis Center, stated that the request for \$50,000 was for a new shelter that would go on the land that the City donated last July.

Margaret Burton, Executive Director, stated that Meals on Wheels has been serving the elderly since 1977. Hot meals were delivered to the underprivileged. She requested \$35,598 which was a slight increase. The request for meals has increased from the community. She was adding about 14 new clients a month that range from 70 years old to 90 years old.

Jill Miller, Executive Director, requested \$25,000 for emergency repairs for the elderly housing. The Odessa Affordable Housing worked with Community Development. They assist families with low income.

Each Council member provided a recommendation for funding except for Council member Graff. Council member Graff believed in the programs but would abstain due to a conflict of interest.

Motion was made by Council member Bryant and seconded by Council member Gardner that the CDBG funds be allocated. The motion was approved by a 4 – 0 vote with Council member Graff abstaining. The following allocations were funded:

Program Administration	\$64,972
Housing Rehabilitation	474,526
Demolition	194,000
Odessa Affordable Housing	25,000
The Crisis Center	50,000
Meals on Wheels	35,598

Motion was made by Council member Graff and seconded by Council member Gonzales that the following HOME funds be allocated:

Housing Rehabilitation/Reconstruction	\$237,617
HOME Program Administration	23,096
Community Housing Development Organization	34,644

The motion was approved by unanimous vote.

RESOLUTION

Resolution 2016R-42 - Adopting new in-city natural gas rates reflecting the settlement between the Atmos West Texas Cities Steering Committee ("WTX Cities") and Atmos Energy Corporation, West Texas Division regarding the Company's 2015 Rate Review Mechanism filing. ("RRM"). Mr. Hildebrandt stated that the purpose was for a rate change. After negotiations, there was a reduction in the amount of the rate increase by \$1 million. Council member Graff requested that future negotiations should be done in a meeting in a friendly manner to work out the rates.

Motion was made by Council member Graff and seconded by Council member Gardner to approve the resolution. The motion was approved by unanimous vote.

MISCELLANEOUS

Appointment of Boards: Animal Shelter Advisory Committee, Tax Incentive Committee, and Historic Preservation Commission. No action.

Tabled - Assignment and establishing duties for Council members. Motion was made by Council member Bryant and seconded by Council member Gonzales to table the Assignments for Council members. The motion was approved by unanimous vote.

Citizen's comments on non-agenda items. No comments.

ORDINANCE

Tabled - Consider an ordinance adopting the 2016 City of Odessa Comprehensive Master Plan. Motion was made by Council member Gardner and seconded by Council member Gonzales to table the Comprehensive Master Plan. The motion was approved by unanimous vote.

There was no other business, the meeting adjourned at 7:09 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC, CMC
City Secretary

David R. Turner
Mayor