



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

JUNE 11, 2019

On June 11, 2019, a regular meeting of the Odessa City Council was held at 6:00 p.m., City Hall, Council Chambers, 5th floor, 411 W. 8th St., Odessa, Texas.

City Council present: Mayor David R. Turner; Council members: Malcolm Hamilton, District One; Dewey Bryant, District Two; Detra White, District Three; Tom Sprawls, District Four; Mari Willis, District Five; and Peggy Dean, At-Large.

Others present: Michael Marrero, City Manager; Norma Aguilar-Grimaldo, City Secretary; Phillip Urrutia, Assistant City Manager; Cindy Muncy, Assistant City Manager; Gary Landers, Interim City Attorney; 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 Kenny Comstock, Crossroads Fellowship, and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Turner presented a proclamation for National Garbage Man Day.

CONSENT AGENDA ITEMS

- A. City Council minutes, May 28, 2019;
- B. City Council Workshop minutes, May 28, 2019;
- C. City Council Work Session minutes, June 4, 2019;
- D. **Ordinance No. 2019-17 - Request of Nestor M. Quinonez, owner, for original zoning of Light Industrial (LI) on an approximately 0.3 acre tract in Section 32, Block 42, T-2-S, T&P Ry. Co. Survey, Ector County, Texas (southwest of the intersection of Maurice Rd. and S. County Rd. West)**
- E. **Resolution No. 2019R-37 - Annexation of 4521 W. 42nd St., 12012 W. Westland Dr., and 3510 W. 14th St., into the Ector County Utility District;**
- F. Reject bids for overflow basin liner;
- G. Abandon a portion of 20' alley right of way upon receipt of payment in the amount of valuation to be set by ECAD;
- H. Renew contract for auctioneering services with Rene' Bates Auctioneers.

Motion was made by Council member Sprawls and seconded by Council member Dean to remove item F. from the consent agenda item. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

Motion was made by Council member Hamilton and seconded by Council member Willis to approve consent agenda items A-E and G-H. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

Reject bids for overflow basin liner. Tom Kerr, Director of Public Works/Utilities, stated that the bid was recommended for rejection. The bid was fair but the estimate was an inadequate assessed scope. The request for supplemental funds was \$65,000 and the bid was \$321,000.

Motion was made by Council member Sprawls and seconded by Council member White to reject the bids. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

OTHER COUNCIL ACTION

Adopt the Water and Wastewater Master Plans. Mr. Kerr reported that there were no changes to the plans. The purpose was to identify the needs and was a living document. The project lists may change on priority. He provided a map overview the projects. The plans had five, ten and twenty-five year projections. He stated that the storage tanks had 70 to 100 years life expectancy with maintenance. The projected costs were included in the plans. Mr. Kerr stated that if the 2020 census had the city population over 100,000, the ETJ would be changed from 3.5 miles to 5 miles. The funds to rehab the projects were not yet identified. Mayor Turner thanked Mr. Kerr.

Motion was made by Council member Hamilton and seconded by Council member Dean to approve the Water and Wastewater Master Plans. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

PUBLIC HEARING

Open a public hearing to consider approval of the request by Reorganized Church of Jesus Christ of Latter Day Saints, owner, for rezoning from Single Family-Three (SF-3) to Services (NS) on Lots 10-14, Block 62, Harrisdale Subdivision (at the northwest corner of University Blvd. and Ventura Ave.). Randy Brinlee, Director of Planning, reviewed the location of the property. The purpose was to allow a restaurant on the property. Staff's concerned was smell, sound and traffic near the area. The request was to allow the flexibility for the sale of the property. The Planning and Zoning recommended rezoning to Planned Development-Neighborhood Services with conditions. He explained the proposed rezoning, which would not allow a restaurant. James Cothorn, 4408 Esmond, stated that the request was to facilitate a timely sale of the property as it was on the market for a year. He did not have a buyer. He explained the types of residential homes near the property. He accepted the rezoning recommended by the Planning and Zoning Commission.

The Planning and Zoning Commission recommended for approval. No one else came forward and the public hearing was closed.

Motion was made by Council member Bryant and seconded by Council member Dean to approve the ordinance on first approval to rezone to Planned Development-Neighborhood Services. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

Open a public hearing to consider approval of the request by XTX Associates, LLC, owner, Newton Engineering, agent, for rezoning from Planned Development-Retail (PD-R) to Light Commercial (LC) on Lots 12-13, Block 41, Harrisdale Addition, 6th Filing (on the northeast corner of Troy Ave. and University Blvd.) Mr. Brinlee reviewed the location of the property, which was vacant. The purpose was for a car wash. The Planning and Zoning Commission recommended for approval. The planned development had very restricted uses than light commercial. No one came forward and the public hearing was closed.

Motion was made by Council member Willis and seconded by Council member Hamilton to approve the ordinance on first approval. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

Open a public hearing to consider approval of the request by Odessa Housing Finance Corporation, owner, LCA, agent, for rezoning from General Residential (GR) to Special Dwelling District (SPD) on Lots 13-15, Block 2, and Lots 16-17, Block 3, Smith Heights Addition (east of the intersection of Fitch Ave. and Lamesa St.) Mr. Brinlee reviewed the location of the property, which was vacant. The purpose was to allow smaller lots on the property, an infill development. Twelve affordable homes would be constructed. Mobile homes would not be allowed on the property. The Planning and Zoning Commission recommended for approval. No one came forward and the public hearing was closed.

Motion was made by Council member Dean and seconded by Council member Hamilton to approve the ordinance on first approval. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

Ordinance No. 2019-18 - Open a public hearing to consider amending the boundary lines of the five Single Member Districts (SMDs) to include the lands annexed pursuant to Ordinance 2018-46, adopted on November 27, 2018. Audiencia pública para considerar enmendar los límites de los cinco distritos del concejo municipal para incluir el terreno anexo de confirmar los decretos 2018-46, adoptado el 27 de noviembre, 2018. Mr. Landers stated that the recent annexed land was allocated to the single-member districts. Each Council district would have additional land. No one came forward and the public hearing was closed.

Motion was made by Council member White and seconded by Council member Hamilton to

approve the ordinance on second and final approval. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

MISCELLANEOUS

Appointment of Boards: Board of Survey, Citizens Golf Advisory Committee, Downtown Odessa, Parks and Recreation Advisory Board, Planning and Zoning Commission, PermiaCare MH/MR Board of Trustees, Traffic Advisory Committee; Zoning Board of Adjustment. Motion was made by Council member Dean and seconded by Council member Willis to reappoint Margaret Jones to the PermiaCare MH/MR Board of Trustees. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White, Sprawls, Willis, and Dean
Nay: None

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

There was no other business, the meeting adjourned at 6:45 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC, CMC
City Secretary

David R. Turner
Mayor