



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

JUNE 25, 2019

On June 25, 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; and Mari Willis, District Five.

Council member absent: Peggy Dean, At-Large.

Others present: Michael Marrero, City Manager; Norma Aguilar-Grimaldo, City Secretary; Phillip Urrutia, Assistant City Manager; Atasi Bhavsar, Senior Assistant 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 Jackie Brem, Second Baptist Church, and followed by the Pledge of Allegiance and Texas Flags.

CONSENT AGENDA ITEMS

- A. City Council minutes, June 11, 2019;
- B. City Council and Ector County Commissioners joint minutes, June 11, 2019;
- C. **Ordinance No. 2019-19 - Request by Reorganized Church of Jesus Christ of Latter Day Saints, owner, for rezoning from Single Family-Three (SF-3) to Planned Development-Neighborhood Services (PD-NS) on Lots 10-14, Block 62, Harrisdale Subdivision (at the northwest corner of University Blvd. and Ventura Ave.);**
- D. **Ordinance No. 2019-20 - 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.);**
- E. **Ordinance No. 2019-21 - 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.);**
- F. **Resolution No. 2019R-43 - Accept and appropriate funds in the amount of \$100,000 donated to the City of Odessa Police Department from Bustin for Badges event;**
- G. **Resolution No. 2019R-44 - Authorize the City of Odessa Police Department to apply for and accept, \$165,192, as additional revenue; amending the fiscal budget to appropriate awarded funds**

- and authorizing the expenditure of awarded grant funds from the Project Safe Neighborhoods Program, FY 2020;**
- H. **Resolution No. 2019R-45 - Necessary signatures in connection with City Funds;**
 - I. **Resolution No. 2019R-46 – Necessary signatures in connection with Municipal Court Cash Bond Account Funds;**
 - J. Renew agreement with BBVA Compass for depository services.

Motion was made by Council member Sprawls and seconded by Council member Willis to approve consent agenda items. The motion was approved by the following vote:

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

OTHER COUNCIL ACTION

Resolution No. 2019R-47 - Amend the FY 2019 budget by appropriating an additional \$3,061,755 from the Hotel/Motel Fund for the construction of the Conference Center and authorizing the City Manager to execute all documents necessary to carry out this resolution. Mr. Marrero stated that the conference center budget was over \$3,061,755. He requested to amend the FY 2019 to appropriate the funds out of the Hotel/Motel Fund. The funds would complete the conference center. The design build amendment would be amended to stipulate that there would be no other increased costs unless through a change order. Dawn Tucker, 6209 Mecca, lived in the area for 50 years and for 30 years, the City has attempted to renovate downtown. With another \$3 million needed, it seemed that more money would be needed. Mayor Turner clarified that the funds were from Hotel/Motel Fund. Tim Harry, 304 E. 89th St., stated other things were needed such as streets and officers. The funds should be used in other areas.

Motion was made by Council member Bryant and seconded by Council member White to approve the resolution. The motion was approved by the following vote:

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

ORDINANCES

Guidelines and Criteria Governing Tax Abatement in Reinvestment Zones and Enterprise Zones and amending the Odessa City Code Chapter 11 “Taxation” to become Chapter 11 “Taxation and Finance” by adding a new Article 11-3 “Tax Abatement In Reinvestment Zones And Enterprise Zones” to codify said guidelines and criteria. Ms. Bhavsar stated that the tax abatement guidelines were changed two years ago. After Legal review, no revisions were recommended. She recommended codifying in the City of Odessa Code book.

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

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

RESOLUTION

Resolution No. 2019R-48 - Adopt of a resolution of the City Council of the City of Odessa, Texas, relating to the giving of notice of intention to issue City of Odessa, Texas Combination Tax and Revenue Certificates of Obligation, Series 2019. Mr. Marrero reported that presentations were held on the immediate needs of the City and totaled \$191 million. Council targeted \$93 million for projects. The resolution was to provide public notice of intent for an issuance of Certificates of Obligation not to exceed \$93 million. The purpose was to construct fire stations, police facilities, parks and recreational facilities, streets, administrative facilities drainage improvements, and professional fees. He reviewed the timetable of events for the issuance.

Larry Robinson, 2219 E. 8th, stated that the public needed to know the needs. He asked for the debt per capita and if this could wait until after summer. Mr. Marrero reported that the debt per capita was \$450. Kris Crow, 2388 Bainbridge, read a portion of an article from Fiscal Notes on Certificates of Obligation. He stated that it was a way to circumvent in allowing citizens to vote. He stated that the elected officials was obligated to talk to the citizens and allow the citizens to vote on a bond. He asked that this be a bond and allow the citizens to vote. Jeff Russell, 1703 Redbud, asked that the large projects be defined as vague language was given. He asked that at the public hearings to listen to the feedback. He stated that the projects should be taken to the voters. The public need to support the projects. Bob Brescia, 77 Shiloh, thanked the Council. He suggested a public campaign be made and a survey to allow the citizens to give feedback. Dawn Tucker thanked the Council for their service. She stated that the Certificates of Obligation was a rolling line of credit. The public needed to know exactly what the projects were. She supported a bond with the citizens' knowledge of the needs. Timothy Harry, 304 E. 89th St., encouraged to take to vote by election. It was important to hear from citizens. Mayor Turner clarified the line item projects that included fire stations, animal shelter, and renovation of parks.

Council member Hamilton understood the frustration and the City would do its best to educate. There were many needs with fire, police, parks and roads. Council member Willis appreciated the comments from the citizens. She stated that the Council was working hard to take care of the citizens but the projects needed to be done to better the city and the citizens. Council member White thanked the citizens for the comments. She understood about fixed income. Council heard the staff's needs for the city and it was over \$191 million. She invited the citizens to attend the work sessions as the meeting information was posted. Council member Sprawls stated that Council spent months hearing the needs and the list was reduced. He stated that discussion was held on the cost to spend the taxpayers' dollars. The Council was prudent and it was a tough decision. Council member Bryant stated that the \$191 million did not included Public Works projects. There was over \$700 million in needs. He called the question.

Motion was made by Council member Bryant and seconded by Council member White to approve the resolution. The motion was approved by the following vote:

Aye: Turner, Hamilton, Bryant, White and Willis
Nay: Sprawls

MISCELLANEOUS

Appointment of Boards: Board of Survey, Citizens Golf Advisory Committee,

Downtown Odessa, Parks and Recreation Advisory Board, Planning and Zoning Commission, Traffic Advisory Committee; Zoning Board of Adjustment; City and County Interlocal Agreements Committee; and City and County Courthouse Committee. Motion was made by Council member Sprawls and seconded by Council member Hamilton to make the following appointments

Lori White to the Parks and Recreation Advisory Board
Casey Hallmark to the Parks and Recreation Advisory Board
Lennerd Byrd to the Planning and Zoning Commission
Edgar Morgan to the Traffic Advisory Committee
Mayor Turner, Council members White and Sprawls to the City and County Interlocal Agreement Committee
Council members Bryant, Hamilton and Dean to the City and County Courthouse Committee

The motion was approved by the following vote:

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

Citizen's comments on non-agenda items. Kris Crow, 2388 Bainbridge, stated that Type 4A and Type B was different and under question. He read the ODC resolution's purpose on the \$5 million for housing. He stated that Type B allowed for affordable housing. He disagreed that the \$5 million funding did not qualify under the Type 4A.

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