



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

**NOVEMBER 12, 2019**

On November 12, 2019, a regular meeting of the Odessa City Council was held at 6:00 p.m., City Hall, Council Chambers, 5<sup>th</sup> floor, 411 W. 8<sup>h</sup> St., Odessa, Texas.

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

City Council member absent: Malcolm Hamilton, District One.

Others present: Michael Marrero, City Manager; Norma Aguilar-Grimaldo, City Secretary; Natasha Brooks, City Attorney; Phillip Urrutia, Assistant City Manager; Cindy Muncy, Interim 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 Minister Tim Halstead, New Life Church, and followed by the Pledge of Allegiance and Texas flags.

Mayor Turner recognized the Permian High School students present. He proclaimed GIS Day.

**CONSENT AGENDA ITEMS**

- A. City Council minutes, October 22, 2019;
- B. City Council Work Session minutes, November 5, 2019;
- C. **Ordinance No. 2019-53 - Request by Redemption Church, owner, Tanner House, representative, to rezone from Two-Family-One (2F-1) to Planned Development-Retail (PD-R) on Lots 21-24, Block 1, Parker Heights Addition (at the southwest corner of Walnut Ave. and University Blvd.);**
- D. **Ordinance No. 2019-54 – Request by 2012 Cross B, LLC, owner, LCA, agent, for original zoning of Special Dwelling District (SPD) on an approximately 23.5 acre tract in Section 45, Block 1, T-1-S, T&P Ry. Co. Survey, City of Odessa, Ector County, Texas (on the southeast corner of Kate Reed Dr. and Yukon Rd.);**
- E. **Ordinance No. 2019-55 - Amend Chapter 1 of the City of Odessa Code of Ordinances, Entitled "General Provisions", Article 1-4 "City Council" by adding Division 3 "Code of Conduct", sections 1-4-51 through 1-4-54, to update the City's Ethics and Code of Conduct ordinance;**
- F. Contract renewal with DPC Industries for the purchase of liquid/gas chlorine for 262,710;
- G. Purchase rear load refuse trucks for the Solid Waste Department from Rush Truck Center for \$454,260;

- H. Purchase a permitting software for \$60,000;
- I. Purchase an armored vehicle for the Police Department for \$309,504.

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

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

#### **OTHER COUNCIL ACTION**

**Amend the existing Odessa City Code Chapter 5 "Fire Prevention and Protection", Article 5-2 "Fire Department", Division 2 "Firefighters' Relief and Retirement Fund", Section 5-2-32 "City Contribution".** Mrs. Muncy recommended that the City rate for the Firefighters Fund be increased from 20% to 26% and to decrease the active member's rate from 18% to 16%. The proposed contribution would begin January 1, 2020. The plan was reviewed by the Texas Pension Board. It would make the plan more viable. If approved, a budget amendment would be made. With the proposed funding rate, it would help with the retention and recruitment. The Firemen's Pension Board members were recognized.

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

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

Council member Dean left the meeting at 6:09 p.m.

**Resolution No. 2019R-89 - Accept a donation from Chevron Products Company to Odessa Fire Rescue and appropriating the funds from this donation for \$24,500.** John Alvarez, Fire Chief, stated that Chevron donated \$24,500. He thanked Chevron for their generosity and support. A Chevron representative expressed appreciation on the partnership and was proud of Fire Rescue.

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

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

**Resolution No. 2019R-90 - Accept a donation from Cinergy Entertainment to Odessa Fire Rescue and appropriating the funds from this donation for \$1,068.** Chief Alvarez stated that Fire Rescue, Public Safety Communications, and Police received a donation from Cinergy. He thanked Cinergy for the support and partnership. Cinergy's General Manager stated that the fundraiser was done based on the August 31 event.

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

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

**Resolution No. 2019R-91 - Accept a donation from Cinergy Entertainment to Odessa Police Department and appropriating the funds from this donation for \$1,068.** 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

**Resolution No. 2019R-92 - Accept a donation from Cinergy Entertainment to Public Safety Communications and appropriating the funds from this donation for \$1,068.** Motion was made by Council member White and seconded by Council member Bryant to approve the resolution. The motion was approved by the following vote:

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

#### **PUBLIC HEARING**

**Open a public hearing request by Lament 325, Inc., owner, Newton Engineering, agent, for original zoning of Special Dwelling District (SPD) on an approximately 22 acre tract and for rezoning from Planned Development-Office (PD-O) to Special Dwelling District (SPD) on an approximately 4.75 acre tract in Sections 10 and 15, Block 41, T-2-S, T&P Ry. Co. Survey, City of Odessa, Midland County, Texas (south of the intersection of Santa Isabella St. and Mission Blvd.).** Randy Brinlee, Director of Development Services, reviewed the location. The purpose was to develop 27 single-family residential lots. The Planning and Zoning Commission recommended for approval. No one came forward and the public hearing was closed.

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

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

**Open a public hearing to consider the request by Leeco Energy & Investments, Inc., owner, LCA, agent, to rezone from Special Dwelling District-Drill Reservation (SPD-DR) to Special Dwelling District (SPD) on an approximately 0.23 acre portion out of Lot 50, Block 3, Desert Ridge, 1st Filing, City of Odessa, Ector County, Texas (west of the intersection of N. Grandview Ave. and Boise Dr.)** Mr. Brinlee reviewed the location, which was vacant. The purpose was to add 0.23 acres to lots. It would allow new growth for the area. The Planning and Zoning Commission recommended for approval. No one came forward and the public hearing was closed.

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

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

## ORDINANCES

**Repealing the existing Odessa City Code Chapter 4 "Business Regulations", Article 4-5 "Sexually Oriented Businesses" and adopting a new Article 4-5 "Sexually Oriented Businesses"**. Dan Jones, Senior Assistant City Attorney, stated that the ordinance would repeal the existing Sexually Oriented Business section. He reviewed the changes that included human trafficking, criteria for non-entertainers and entertainers, inspections, suspensions and revocations and appoint a board of appeals. Section 4-5-1 c would be removed from the ordinance.

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

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

## MISCELLANEOUS

**Appointment of Boards: Downtown Odessa, Traffic Advisory Committee; Zoning Board of Adjustment, Ector County Appraisal District.** Motion was made by Council member Bryant and seconded by Council member Sprawls to reappoint Lori Ruiz Crutcher to the Ector County Appraisal District. The motion was approved by the following vote:

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

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

There was no other business, the meeting adjourned at 6:21 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC, CMC  
City Secretary

David R. Turner  
Mayor