



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

February 11, 2020

On February 11, 2020, 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: Dewey Bryant, District Two; Detra White, District Three; Tom Sprawls, District Four; Mari Willis, District Five; and Peggy Dean, At-Large.

City Council 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 Mayor Turner and followed by the Pledge of Allegiance and Texas flags.

CONSENT AGENDA ITEMS

- A. City Council minutes, January 28, 2020;
- B. City Council work session minutes, February 4, 2020;
- C. **Ordinance No. 2020-03 - Request by Marcos Roman and Edwards Perez, owners, SW Howell, agent, for original zoning of Light Commercial (LC) on an approx. 3.5 acre tract in Section 45, Block 42, T-2-S, T&P Ry. Co. Survey, Odessa, Ector County, Texas (south of the intersection of U.S. Hwy. 385 and Crane Ave.);**
- D. Purchase a Tahoe for Odessa Fire Rescue Fire Marshals Division for \$61,640;
- E. **Resolution No. 2020R-10 - TxDOT agreement for a temporary street closure.**

Motion was made by Council member White 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

Resolution No. 2020R-11 - Accept a donation from Miss. Randi Spenser, Randi's Cocoa 4 COPS, to the Odessa Police Department K-9 & Drone Unit and appropriating the funds from said donation in the amount of \$10,596.22. Mike Gerke, Police Chief, stated that Randi Spenser donated \$10,596.22 from raising funds selling cocoa. She

designated \$6,000 earmarked to an injured K-9's medical treatment and the rest of funds toward a drone. This was the third year that she has donated to the Police Department with a total of approximately \$35,000. The Council thanked Ms. Spenser and her parents.

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

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

PUBLIC HEARING

Request by Betenbough Homes, owner, for rezoning from Retail (R) to Special Dwelling District (SPD) on approx. 10 acres (Tract 1: approx. 8.2 ac., Tract 2: approx. 1.8 ac.) in Section 35, Block 42, T-1-S, T&P Ry. Co. Survey, Odessa, Ector County, Texas (northwest of the intersection of Loop 338 and 87th St.). Randy Brinlee, Director of Development Services, reviewed the location. The purpose of the rezoning was to provide for expansion of the existing zoning for single-family housing. There would be a buffer and landscape toward Loop 338. The Planning and Zoning Commission recommended for approval. Mr. Brinlee stated that there was no direct access from the loop. He explained that the special dwelling district had variation of the setbacks. No one came forward and the public hearing was closed.

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

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

Open a public hearing to consider approval of the request by DJK, Inc., owner, RSP Permian, LLC, lessee, for original zoning of Future Development-Drill Reservation (FD-DR) on an approx. 1.2 acre tract in Section 11, Block 41, T-2-S, T&P Ry. Co. Survey, Odessa, Midland County, Texas (southeast of the intersection of Santa Isabella St. and Yorkshire Dr.) Mr. Brinlee reviewed the locations. The purpose was to allow operation of the site and give it a drill reservation designation to the site. The Planning and Zoning Commission recommended for approval. No one came forward and the public hearing was closed.

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

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

ORDINANCE

Adopt the Odessa City Code Chapter 5 "Fire Prevention and Protection" Article 5-5 "Fire Marshal". Michelle Cervantes, Fire Marshal, stated that the ordinance would provide for a Fire Marshal in the City Code.

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, Willis, and Dean
Nay: None

Ordinance No. 2020-04 - Amend Chapter One "General Provisions" adding Article 1-17 "Percentage for the Arts Program" and then adding sub article 1-17-1 "Definitions"; sub article 1-17-2 "Powers and Duties"; and 1-17-3 "Funding". Mr. Marrero stated that the program would set aside funds for capital projects over \$250,000 to provide art. Art would be on public project buildings to beautify and improve the quality of life.

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

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

RESOLUTIONS

Resolution No. 2020R-12 – Contract award for 2020 pavement rejuvenation for \$252,789.90. Yervand Hmayakyan, City Engineer, stated that the rejuvenation was for preventive maintenance applied to low volume streets. The pavement rejuvenation would be for nine linear miles for \$252,789.90.

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

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

Resolution No. 2020R-13 – Contract award for 2020 friction seal for \$2,596,104. Mr. Hmayakyan stated that the friction seal was for preventative maintenance. The sealer had a good service life for the low volume streets. Pavement Restoration would provide the service for \$2,596,104 for 35 linear miles.

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

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

MISCELLANEOUS

Appointment of Boards: Historic Preservation Commission, Parks and Recreation Advisory Board, Traffic Advisory Board, Zoning Board of Adjustment and Midland Odessa Urban Transit District. No action.

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

There was no other business, the meeting adjourned at 6:17 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC, CMC
City Secretary

David R. Turner
Mayor