

**CITY OF ODESSA
CITY COUNCIL AGENDA ITEM**

Meeting Date 9/12/2023	Contact Christopher Hanie	Department City Secretary	Fiscal Impact? No
Work Session? No	Contacted Legal? Yes	Item Type Regular	Resolution,

CAPTION

The City of Odessa will not enforce any mandates imposed nationally or by the State of Texas.

SUMMARY

The citizens of the State of Texas and the City of Odessa were subjected to injustices in the form of overreaching government imposed mandates during the pandemic. Unquantifiable damage was done to the citizens of the City of Odessa, mentally, emotionally, and financially, by the imposition of such overreaching government imposed mandates. Mandates, such as masking mandates, violate the free conduct a citizen should expect to enjoy. Compulsory vaccination mandates, imposed by government or business, violate a citizen's right to control over their own body. Mandates, such as compulsory lockdown mandates, imposed by an overreaching government violate a citizen's right to freedom and liberty guaranteed by the Constitutions of the United States and the State of Texas.

Comments/Other Departments, Boards, Commissions or Agencies

Blurb: The City of Odessa will not enforce any mandates imposed nationally or by the State of Texas.

Supporting Documents

4r-134 Unenforced mandates 9.12.2023.pdf,

RESOLUTION NO. 2023R-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS, ANY MANDATES IMPOSED IN THE STATE OF TEXAS AND NATIONALLY WILL NOT BE ENFORCED; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS NOTICED AND WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND DECLARING AN EFFECTIVE DATE

WHEREAS, the citizens of the State of Texas and the City of Odessa were subjected to injustices in the form of overreaching government imposed mandates during the pandemic; and

WHEREAS, unquantifiable damage was done to the citizens of the City of Odessa, mentally, emotionally, and financially, by the imposition of such overreaching government imposed mandates during the pandemic; and

WHEREAS, unquantifiable damage was done to the business and commerce of the City of Odessa by the imposition of such overreaching government imposed mandates for the pandemic; and

WHEREAS, mandates, such as masking mandates, violate the free conduct a citizen should expect to enjoy; and

WHEREAS, enforcement of mandates, such as masking mandates, put law enforcement in an unenviable position enforcing pointless mandates not based in science or enacted in law; and

WHEREAS, mandates, such as compulsory vaccination mandates, imposed by government or business, violate a citizen's right to control over their own body; and

WHEREAS, mandates, such as compulsory lockdown mandates, imposed by an overreaching government violate a citizen's right to freedom and liberty guaranteed by the Constitutions of the United States and the State of Texas; and

WHEREAS, the City Council of the City of Odessa has been entrusted with the protection of the City's citizens, businesses, and those that are employed in or otherwise enjoy the conveniences of the City:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS:

Section 1. That the City of Odessa will not enforce any mandate:

- (a) that requires a person to wear a mask or any other face covering;
- (b) that confines a citizen to their domicile;
- (c) that requires businesses to alter their business operation including but not limited to spacing requirements, modified hours of operations, or cessation of operations;

(d) requiring the administration of a vaccine; further within the City of Odessa: a. a person shall not compel or coerce an individual lawfully residing or employed in in or otherwise enjoy the conveniences of the City into obtaining a medical treatment involving the administration of a vaccine, whether or not approved or authorized by the United States Food and Drug Administration, contrary to the individual's vaccination preference;

(e) a health care provider may not provide to an individual lawfully residing in the City a medical treatment involving the administration of a vaccine approved or authorized by the United States Food and Drug Administration unless the provider obtains the individual's informed consent before administering the vaccine;

(f) an individual lacks the capacity to provide informed consent for a medical treatment involving the administration of a vaccine if the individual has been compelled or coerced into being vaccinated contrary to the individual's vaccination preference; and

(g) a person may not take an adverse action or impose a penalty of any kind against an individual lawfully residing in this City for the individual's refusal or failure to obtain a medical treatment involving the administration of vaccine.

Section 2. That the City Manager or his designee is authorized to execute any documents necessary to implement this resolution.

Section 3. That this resolution shall be effective at the time of its adoption.

The foregoing resolution was approved and adopted on the 12th day of September, A.D., 2023, by the following vote:

Mark Matta	_____
Steven P. Thompson	_____
Gilbert Vasquez	_____
Greg Connell	_____
Chris Hanie	_____
Denise Swanner	_____
Javier Joven	_____

Approved this the 12th day of September, A.D., 2023.

Javier Joven, Mayor

ATTEST:

Norma Aguilar-Grimaldo, City Secretary

APPROVED AS TO FORM:

Daniel C. Jones, City Attorney