



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
OCTOBER 14, 2008**

On October 14, 2008, a regular meeting of the Odessa City Council was held at 6:00 p.m., in the Council Chambers, 5th Floor, City Hall, 411 West 8th Street, Odessa, Texas.

Members present: Mayor Larry L. Melton; Councilmembers Bill Cleaver, District One; James B. Goates, District Two; Royce Bodiford, District Three; Dean Combs, District Four; and Michael Sanchez, District Five.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma Aguilar, City Secretary; James Zentner, Assistant City Manager; Michael Marrero, Assistant City Manager; other members of City staff; and members of the news media.

A quorum being present, Mayor Melton called the meeting to order and the following proceedings were held:

The invocation was given by Mayor Melton and followed by the Pledge of Allegiance to the United States and Texas flags led by Boy Scout Troop Pack 91.

Mayor Melton presented proclamations for Odessa Pride Star Month - First Baptist Church, Meet the Blind Month and Code Enforcement Awareness Month.

CONSENT AGENDA ITEMS

- A. City Council Minutes, September 23, 2008;
- B. **Resolution No. 2008R-87 – Accept \$114,725 from the Texas “J” RAC 2007 EMS/Trauma Care System funds;**
- C. **Resolution No. 2008R-88 – Accept funding from the 2008 COPS Technology program grant;**
- D. **Resolution No. 2008R-89 – Participate in a STEP Speed & ITC grant program;**
- E. Bid award to Allstates Coatings in the amount of \$42,628 for traffic paint;
- F. Bid award to Signs & Blanks, Vulcan Signs, and Hall Signs in the amount of \$84,281.73 for traffic signs, blanks, sheeting, hardware and street name blanks;
- G. Bid award to Drive Train Specialists, Vehicle Parts and Stewart and Stevenson not to exceed \$60,000 for heavy truck parts;
- H. **Resolution No. 2008R-90 – Amend the Workforce Housing Incentive Program;**
- I. **Resolution No. 2008R-91 – Permian Basin Regional Council on Drug and Alcohol Abuse lease agreement;**
- J. Purchase maintenance equipment for the Parks and Recreation Department and Ratliff Ranch Golf Links in the amount of \$123,334.47;
- K. Expenditure for annual HTE software maintenance;
- L. Emergency purchase of sodium hydroxide (caustic soda);



- M. Purchase emergency vehicle equipment from Fleet Safety Equipment, Cop Stuff and Adamson;
- N. **Resolution No. 2008R-92 - Abandonment of utility easement in Lot 1, Block 1 French Addition;**
- O. **Resolution No. 2008R-93 - Settlement of the claim of Pat Land. (551.071)**

Motion was made by Councilmember Bodiford and seconded by Councilmember Cleaver that the consent agenda items be approved. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

PUBLIC HEARINGS

Open a public hearing to consider approval of the request of the City of Odessa, owner, Keystone Petroleum GP, LLC, leasee, Gray Surface Specialties, agent, to rezone from Light Industrial (LI) to Light Industrial-Drill Reservation (LI-DR) on approximately 18.6 ac. of land [nine (9) 2 ac. sites] in Section 47, Block 42, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas. (southeast of S. Dixie Blvd.) Marwan Khoury, Director of Planning, reviewed the location which is vacant and owned by the city. This would allow for drilling on nine sites, an average site of two acres. The Planning and Zoning Commission recommended for approval. No one came forward and the public hearing was closed.

Motion was made by Councilmember Combs and seconded by Councilmember Sanchez that the ordinance be approved for first approval. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

ORDINANCES

Revisions to Personnel Policy and Procedures. Don Byrne, Director of Human Resources, stated that changes were made to the personnel policy and procedures. The Personnel Committee reviewed the changes.

Motion was made by Councilmember Sanchez and seconded by Councilmember Goates that the ordinance be approved for first approval. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye



Consider an electric power contract with CAPP and all related authorizations and documents. Mr. Zentner stated that this would purchase electric power with CAPP. The purchase will be from seven coal power units. This is a long-term contract, which will allow the city to be fiscally responsible. The benefits for the taxpayers include not passing higher energy costs. The savings will be over \$1 billion for all CAPP members. It would take effect early next year.

Motion was made by Councilmember Goates and seconded by Councilmember Bodiford that the ordinance be approved for first approval. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

RESOLUTIONS

Resolution No. 2008R-94 - Revised City's Citizen Participation Plan. Mr. Marrero stated that revisions were made to the citizen participation plan to bring it into compliance. If approved, it will be submitted to the HUD office.

Motion was made by Councilmember Combs and seconded by Councilmember Sanchez that the resolution be approved. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

Resolution No. 2008R-95 – Planned Development Agreement between the City of Odessa and Green Eagles Development Ltd. for the development of 53 homes on 8.8 acres of city owned property. Mr. Marrero stated that Green Eagles would construct 53 new homes in Hendley II. They will provide quality, affordable and green housing. The city would provide the land.

Motion was made by Councilmember Cleaver and seconded by Councilmember Goates that the resolution be approved. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

Resolution No. 2008R-96 – Denial of Oncor Electric Delivery Company rate increase request. Mr. Zentner stated that Oncor filed a statement of intent to increase rates on July 27. The Council suspended the rate on July 8. The 145 cities committee recommended that the Oncor rate not be supported and be denied.



Motion was made by Councilmember Goates and seconded by Councilmember Bodiford that the resolution be approved. The motion was approved by the following vote:

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

MISCELLANEOUS

Appointment of Boards. Parks & Recreation Advisory Board. Appointment of Officers. (551.074) Plumbing Advisory Board, Mechanical Board of Appeals and Zoning Board of Adjustment. No action.

Citizen comments on non-agenda items. No one came forward.

Evaluate performance of Council Appointees (551.074) Mayor Melton stated that the Council would go under executive session under 551.074.

Upon returning from executive session, motion was made by Councilmember Goates and seconded by Councilmember Bodiford that the following salaries be given:

City Attorney receives \$120,000

City Secretary receives \$58,476

Municipal Court Judge receives \$87,721

Associate Municipal Court Judge receives \$75,335

Resolution No. 2008R-97 – Establishing salary for the City Manager. City Manager receives \$167,000.

The motion was approved by the following vote:

Bill Cleaver	Nay
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Nay

There was no other business, the meeting adjourned at 8:47 p.m.

ATTEST:

APPROVED:

Norma Aguilar, TRMC
City Secretary

Larry L. Melton
Mayor