



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
DECEMBER 9, 2008**

On December 9, 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; James B. Goates, District Two; Royce Bodiford, District Three; Dean Combs, District Four; and Michael Sanchez, District Five.

Member absent: Councilmember Bill Cleaver, District One.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Fara Corrales, Deputy 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.

CONSENT AGENDA ITEMS

- A. City Council Minutes, November 25, 2008;
- B. Bid award for articulated wheel loader;
- C. **Ordinance No. 2008-54 – Request of Robert Prentice, owner, for a specific use permit to allow an auto painting and body rebuilding shop in a Light Commercial (LC) Zoning District, Lots 12-16, Block 3, Grant Avenue Industrial Sites (2113 N. Jackson);**
- D. **Ordinance No. 2008-55 – Request of Leeco Properties, owner, for original zoning of Light Commercial (LC) on approximately 38.5 ac. tract and for original zoning of Light Commercial-Drill Reservation (LC-DR) on an approximately 3.2 ac. tract in Section 7, Block 42, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (northeast corner of the intersection of JBS Parkway Blvd. and E. 52nd St.);**
- E. **Resolution No. 2008R-114 –One City Council meeting for the month of December 2008;**
- F. **Ordinance No. 2008-56 – Renew Industrial District #1;**
- G. **Ordinance No. 2008-57 – Special transportation services franchise for Med-Tech Transport Services, LLC.;**
- H. Renew contract for Freightliner OEM Parts;
- I. **Ordinance No. 2008-58 – Release a 2.346 acre drainage easement in Section 15, Block 41, T-2-S, and accepting the dedication of a new 50 foot drainage easement;**
- J. Review Monthly Financial Summary Report for October 2008;



- K. Consider an option to purchase by Odessa Development Corporation of a 600-acre tract of land in Section 43, Block 44, T-2-S and in Section 6, Block 44, T-3-S, T&P Ry. Co. Survey, Ector County, Texas.

Mayor Melton stated that Item K be pulled from the consent agenda to be considered separately. Motion was made by Councilmember Combs and seconded by Councilmember Sanchez that items A-J be approved. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

PUBLIC HEARING

Open a public hearing to consider approval of the request of Charlene Meister and Jerry Huckaby, owners, for original zoning of Retail (R) on approximately 8.1 ac. in Section 8, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (4800 block of E. Loop 338). Marwan Khoury, Director of Planning, reviewed the location of the property. The land is next to the church and the owners requested the zoning change.

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:

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

ORDINANCE

Ordinance No. 2008-59 – Establish minimum standards for installation of irrigation systems. Ralph McCain, Building Official, stated that the city was required to install irrigation systems within the corporate limits and the extraterritorial jurisdiction of the city. Steve Patton, Director of Parks and Recreation, stated that it was a \$15,000 unfunded mandate from the state. He also stated that there are some cities that were not going to comply with this law. Mr. Long stated that the city should comply because it is required by law.

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

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



RESOLUTION

Resolution No. 2008R-115 – Bid award to construct CIP sewer line replacements Phase I. Ajay Shakyaver, City Engineer, stated that four bids were opened on November 11, 2008. He recommended the bid award to TEC Excavation, Inc. in the amount of \$1,195,175.00.

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

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

MISCELLANEOUS

Appointment of Boards. Parks & Recreation Advisory Board, Complete Count Committee, Appointment of Officers. (551.074) Ector County Appraisal District. Motion was made by Councilmember Combs and seconded by Councilmember Bodiford for the following Gloria Apolinario appoint to the Parks and Recreation Board, George Salinas and Karen Johnson reappoint to the Parks and Recreation Board, Michael Marrero and Libby Campbell appoint to the Complete Count Committee and Mickey Jones reappoint to the Ector County Appraisal District. The motion was approved by unanimous vote.

Resolution No. 2008R-116 – Consider an option to purchase by Odessa Development Corporation of a 600-acre tract of land in Section 43, Block 44, T-2-S and in Section 6, Block 44, T-3-S, T&P Ry. Co. Survey, Ector Co., Texas (4800 block of E. Loop 338). Mayor Melton stated the Council would go into executive session under 551.087. Upon returning from executive session motion was made by Councilmember Bodiford and seconded by Councilmember Goates to authorize along with Odessa Development Corporation a \$10,000 option to purchase a 600-acre land not to exceed \$250,000. The motion was approved by the following vote:

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

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

There was no other business, the meeting adjourned at 6:45 p.m.

ATTEST:

APPROVED:

Fara Corrales
Deputy City Secretary

Larry L. Melton
Mayor