



**CITY COUNCIL MINUTES  
CITY OF ODESSA, TEXAS  
JUNE 29, 2010**

On June 29, 2010, a joint meeting of the Odessa City Council and the Odessa Development Corporation was held at 12:05 p.m., in the Third Floor Conference Room, City Hall, 411 West 8th Street, Odessa, Texas.

Council Members present: Mayor Larry L. Melton; Councilmembers; Bill Cleaver, District One; James B. Goates, District Two; Dean Combs, District Four; Barbara Graff, District Three; and Roy Hunton, District Five.

ODC Members present: Rick Carlton, Frank Deaderick, Tom McMinn, Russell Subia and Austin Keith.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma Grimaldo, City Secretary; James Zentner, Assistant City Manager; Michael Marrero, Assistant City Manager, Gary Vest, Arlene Loyd, and members of the news media.

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

**Discuss and consider amendment of Economic Development Agreement with Summit Texas Clean Energy, LLC and Summit Power Groups, Inc. (Presentation by Summit Power Group, Inc.)** Mr. Morton thanked everyone for attending. He introduced Eric Redman of the Summit Group. Mr. Redman reviewed the history of the Summit Project. He said that the Department of Energy awarded Summit another grant for \$100 million. Mr. Redman reviewed the history of the two ODC grant contracts. Mr. Redman explained the issues on the letter of credit. As a result, Summit was unable to secure the letter of credit from either the Wells Fargo Bank or the Bank of America. Mr. Redman requested that in lieu of accepting a \$5 million bank-issued letter of credit as the security that ODC and the City Council accept a \$5 million guarantee from Summit Power Group and as additional security: \$1 million in a bank account; \$2 million in personal guarantees; and \$2 million in secured interest in Summit Power Group's receivables. He stated that Summit has been in business for 20 years and would make good on its guarantees. He identified the benefits of the proposal to Summit and to the project.

Councilmember Graff stated that she was excited about Summit but asked several questions related to the operation of the plant. Mr. Redman was able to answer her questions.

Mayor Melton stated that the City Council would go into executive session under 551.086.

Motion was made by Mr. McMinn and seconded by Mr. Deaderick that the Odessa Development Corporation go into executive session under 551.086. The motion was approved by unanimous vote.



Upon returning from executive session, there was no action taken by either the City Council or ODC. There being no other business, the joint meeting adjourned at 1:10 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC  
City Secretary

Larry L. Melton  
Mayor