



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

SEPTEMBER 11, 2012

On September 11, 2012, 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; Council members: Bill Cleaver, District One; James B. Goates, District Two; Barbara Graff, District Three; and Dean Combs, District Four and Sandra Carrasco, District Five.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma Aguilar-Grimaldo, 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 Pastor Don Haislett, Life Church, and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Pro Tem Goates presented a proclamation for Texting and Driving – It Can Wait Day.

CONSENT AGENDA ITEMS

- A. City Council Minutes, August 20, 2012;
- B. City Council Minutes, August 28, 2012;
- C. Bid award to Professional Janitorial for janitorial services for \$217,531;
- D. Bid award to Alivia Corp for 40% liquid ammonium sulfate in the amount of \$82,000 for the Water Treatment Plant;
- E. Bid award to Chameleon Industries for liquid aluminum sulfate in the amount of \$187,313 for the Water Treatment Plant;
- F. **Resolution No. 2012R-76 - Amend the Ector County Independent School District interlocal agreement for the disposal of raw sewage;**
- G. **Resolution No. 2012R-77 – Donation of City property to the West Odessa Volunteer Fire Department;**
- H. Renew contract with DPC Industries for the purchase of liquid/gas chlorine in the amount of \$216,284;
- I. Renew contract with SC Fuels for automated fueling services in the amount of \$2,700,000;
- J. **Ordinance No. 2012-53 – Abandon a portion of Hillcrest Avenue one block South from 2nd Street;**
- K. **Resolution No. 2012R-78 – Use of additional General Fund revenue to fund one-time supplemental budget requests for FY 2011-12.**

Motion was made by Council member Cleaver and seconded by Council member Combs that the consent agenda items be approved. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

Ratify the property tax revenue increase reflected in the 2012-13 annual budget. Mr. Zentner stated that the property tax venue had an increase reflected in the 201213 budget. It would raise an additional \$1,738,169. The new taxable property would raise \$412,329.

Motion was made by Council member Goates and seconded by Council member Cleaver to ratify the property tax revenue. The motion was approved by unanimous vote.

PUBLIC HEARINGS

Open a public hearing to consider approval of the request of AAAAA Self Storage (Gary Griffin), owner, Fehr Metal Building, agent, for a specific use permit to allow self-storage mini-warehouses in a Retail (R) Zoning District, N156' of Lot 2, Block 1, Furman Addition (proposed Lot 6, Block 1, Furman Addition) (southeast corner of the intersection of Faudree Rd. and Old Bankhead Hwy.) Marwan Khoury, Director of Planning, reviewed the location. The property has storage units. The permit would allow an additional 12 units with specific conditions. The building would be towards the street. Council member Goates requested that the new signs be street level. Gary Griffin agreed. No one came forward and the public hearing was closed.

Motion was made by Council member Goates and seconded by Council member Combs that the ordinance be approved on first approval. The motion was approved by unanimous vote.

Open a public hearing to consider approval of the request of DJK, Inc., owner, for original zoning of Planned Development-Housing (PD-H) on approximately 100 ac. tract of land in Sections 11 and 14, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas [north of the intersection of Old Bankhead Hwy. (West CR 122) and San Gabriel Dr.] Mr. Khoury reviewed the location. The zoning would accommodate a mobile home park of 100 acres with 1,000 to 1,100 units. The property was one mile from Faudree. John Landgraf stated that city utilities would be used but a site plan was developed. It would require a lift station. The location was 1,000 feet from San Gabriel. Traffic was discussed. Currently, the lots would be a rental park but in the future could be converted to lots for sale. No one else came forward and the public hearing was closed.

Motion was made by Council member Cleaver and seconded by Council member Graff that the ordinance be approved on first approval. The motion was approved by unanimous vote.

Resolution No. 2012R-79 - Open the second public hearing on proposed tax rate and schedule final vote on tax rate. Mr. Zentner stated that the proposed tax rate was 51.2750 cents, which is one cent less than last year. The final vote for the tax rate would be held on September 18. The tax rate has lowered 17 ½ cents for the past nine years. No one came forward and the public hearing was closed.

Motion was made by Council member Cleaver and seconded by Council member Carrasco that the tax rate be approved. The motion was approved by a 4-1 vote with Council member Graff casting the nay vote.

ORDINANCE

Ordinance No. 2012-54 - Designate the polling places for the General City Election in November. Mrs. Grimaldo stated that the ordinance would designate the polling places for the November 6 election. The polling places were approved by the Commissioners Court.

Motion was made by Council member Combs and seconded by Council member Carrasco that the ordinance be approved on first and final approval. The motion was approved by unanimous vote.

RESOLUTION

Resolution No. 2012R-80 – Adopt amended guidelines for Chapter 380 Economic Development incentives. Mr. Long stated that there were current guidelines for Chapter 380 economic development incentives. He proposed to amend the guidelines including the chapter for the downtown area only. With the new proposed guidelines it would aid in the downtown area. The removal of old structures would fall under the amendment. The change would also remove the required number of jobs

Motion was made by Council member Goates and seconded by Council member Carrasco that the resolution be approved. The motion was approved by unanimous vote.

Resolution No. 2012R-81 – Adopt the City of Odessa 2012-13 annual budget. Mr. Zentner stated that the 2012-13 budget had revenues of \$161,501,683 and expenditures of \$164,188,075. A change was made to include the 5% salary increase for the Chamber's Convention and Visitors bureau budget.

Motion was made by Council member Combs and seconded by Council member Graff that the resolution be approved. The motion was approved by unanimous vote.

MISCELLANEOUS

Appointment of Boards. Community Development Advisory Committee, Appointment of Officers. Zoning Board of Adjustment, Building Board of Appeals, Emergency 9-1-1 Board, Permian Basin Airport Board, Planning and Zoning Commission, and Housing Finance Corporation. Motion was made by Council member Cleaver and seconded by Council member Carrasco that the following be reappointed:

Tim Burton to the Emergency 9-1-1 Board;
Barbara Graff, Gloria Pena and Willie Taylor to the Permian Basin Airport Board.

Motion was approved by unanimous vote.

Citizen's comments on non-agenda items. None.

There was no other business, the meeting adjourned at 6:46 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TMC, CMC
City Secretary

Larry L. Melton
Mayor