



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
MAY 22, 2012**

On May 22, 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; 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 Mayor Melton and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Pro Tem Combs presented the Texas Scholars proclamation. The students were recognized. Mayor Melton thanked the students for the volunteer work.

CONSENT AGENDA ITEMS

- A. City Council Minutes, April 24, 2012;
- B. Special City Council Minutes, May 16, 2012;
- C. **Resolution No. 2012R-44 – Authorize the City of Odessa Police Department to apply for grant funding from the State Homeland Security Program (SHSP) 2009 grant year SWEPT funds;**
- D. **Resolution No. 2012R-45 – Tiffany Niemann agreement for purposes of a polygraph examiner internship;**
- E. Bid award to Cummins Southern Plains in the amount of \$347,080 with change order to purchase emergency stand-by generator for the Bob Derrington Plant;
- F. Bid award to Chameleon Industries in the amount of \$16 per gallon not to exceed \$80,000 for algicide for the Water Treatment Plant;
- G. **Ordinance No. 2012-27 – Request of Bobby Cox Companies, owner, Landgraf, Crutcher & Assoc., agent, for original zoning of Retail (R) on approximately 6.29 ac. tract in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest of the intersection of Faudree Rd. and Tres Hermanas Blvd.);**
- H. **Resolution No. 2012R-46 – Authorize Main Street Odessa to host a fast draw competition for Firecracker Fandango 2012;**
- I. Purchase computers and software;
- J. **Resolution No. 2012R-47 - Accept two grant contracts with the Permian Basin Regional Planning Commission for Solid Waste recycling and reduction purposes;**

K. **Resolution No. 2012R-48 – Necessary signatures in connection with Municipal Court city funds.**

Motion was made by Council member Combs and seconded by Council member Carrasco 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 Bobby Cox Companies, owner, Landgraf, Crutcher & Assoc., agent, for original zoning of Multi-Family-Two (MF-2) on approximately 14.24 ac. tract in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southeast corner of the intersection of Parks Legado Rd. and Tres Hermanas Blvd.) Marwan Khoury, Director of Planning, reviewed the location of the property. The zoning would be multi-family for building an apartment project. There would be 200 units consisting of one, two and three bedroom apartments. There would be a fence that would serve as a buffer and there is no access to the alley. The Planning and Zoning Commission recommended for approval. No one 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.

Open a public hearing and consider granting a limousine franchise to Big John's Limo. Mr. Long stated that the franchise renewal is for five years for three limos. The Police Department reviewed and approved the application. The company would comply with the code.

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

RESOLUTION

Resolution No. 2012R-49 – Ector County interlocal agreement for the use of VHF frequency for joint emergency transmitting and station alerting. Roger Boyd, Fire Chief, stated that the city would use the VHF frequency. The CBS tower would be used.

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.

Mayor Melton stated that the Colorado River Municipal Water District item would be taken out of order and be discussed after the appointment of boards.

Resolution No. 2012R-50 – Deny Atmos West Texas' proposed rate increase. Mr. Morton stated that Atmos requested an \$11.6 million rate increase. He recommended denying the proposed rate increase in order to have more time to negotiate with Atmos to reach a resolution.

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-51 – Bid awards for sale of city property in Section 45, Block 42. Matt Squyres, Public Works Director, reviewed the location of the 160 acres of property. Some of this city property was in the flood plain. He recommended that the award be given to the highest bidders. The 13 acre site was for \$51,000 and the 20 acre site was \$55,100.

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

MISCELLANEOUS

Appointment of Boards. Odessa Development Corporation. No action.

Colorado River Municipal Water District contract for brackish water. Mayor Melton stated that the Council would go into executive session under 551.071.

Upon returning from executive session there was no action.

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

There was no other business, the meeting adjourned at 6:32 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TMC, CMC
City Secretary

Larry L. Melton
Mayor