



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

APRIL 14, 2015

On April 14, 2015, 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: Council members: Roger T. McNeil, District One; Dewey Bryant, District Two; Barbara Graff, District Three; and Filiberto Gonzales, District Five.

Members absent: Mayor David R. Turner and Council member Michael Gardner, District Four.

Others present: Richard Morton, City Manager; Todd Stephens, Senior Assistant City Attorney; Norma Aguilar-Grimaldo, City Secretary; Michael Marrero, Deputy City Manager; Konrad Hildebrandt, Assistant City Manager; other members of City staff; and members of the news media.

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

The invocation was given by Council member McNeil and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Pro Tem Bryant presented proclamations for Safe Digging Month, Child Abuse Prevention Month and Fair Housing Month. Gerald Ford and the German exchange students presented gifts to the City Council.

CONSENT AGENDA ITEMS

- A. City Council minutes, March 24, 2015;
- B. Approve network infrastructure – Phase II;
- C. **Resolution No. 2015R-29 – Agreed plan of termination, winding up and distribution of assets by Main Street Odessa;**
- D. **Resolution No. 2015R-30 – Reallocation of Main Street Odessa Hotel Occupancy Tax and General Funds;**
- E. **Resolution No. 2015R-31 – Accept a donation to Animal Control from the Citizens for Animals of Midland-Odessa (CAMO);**
- F. Renew supply agreement for the purchase of miscellaneous valves and fitting from Western Industrial and Morrison Supply;
- G. Bid award for algicide for the Water Treatment Plant;
- H. Review monthly financial summary report for February 2015.

Motion was made by Council member Graff and seconded by Council member McNeil that the consent agenda items A – F and H be approved. The motion was approved by unanimous vote.

Tabled - Bid award for algicide for the Water Treatment Plant. William Hules stated that Chameleon lost the bid by a 2.39% difference from Hydroplus. He requested that Council utilize the local vendor option and award the bid to Chameleon. He stated that the local company contributes to the economy, pay and receives city services. Phillip Urrutia, Director

of Purchasing, stated that there was a \$1,950 difference between the two bids. Hydroplus provided good customer service and Chameleon was used to purchase other products. Mr. Morton stated that the local preference was optional. Mr. Urrutia stated that the two bids were the same product with different names. The products have the same benefits. Hydroplus was the company used last year.

Motion was made by Council member Graff and seconded by Councilmember Gonzales to table the item. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

Purchase equipment for the Traffic Signal Communications Project. Hal Feldman, Traffic Engineer, stated that outside vendors would be utilized to speed up the traffic signal communications project. The purchase of the equipment would be used to install and provide upgrades. The cost of the equipment was \$1,255,406. Mayor Pro Tem Bryant thanked Mr. Feldman.

Motion was made by Council member Graff and seconded by Council member McNeil that the recommended purchase of equipment be approved. The motion was approved by unanimous vote.

BID AWARD

Contract award for 2015 Sealcoat. Yervand Hmayakyan, City Engineer, stated that bid was within 2% of the engineer's estimate. The project would sealcoat approximately 411,000 square yards of major streets. He recommended that the bid be awarded to Ronald Wagner in the amount of \$965,582.03.

Motion was made by Council member Gonzales and seconded by Council member McNeil to approve the bid award as recommended. The motion was approved by unanimous vote.

PUBLIC HEARING

Open a public hearing to consider approval of the request of 2012 Cross B, LLC, owner, to rezone from Office-Drill Reservation (O-DR) to Retail (R) approximately 3.7 ac. tract of Lot 3, Block 4, Parks Bell Ranch North, 2nd Filing, rezone from Multi-Family-One (MF-1) to Retail (R) approximately 13.1 ac. tract and to rezone from Multi-Family-One-Drill Reservation (MF-1-DR) to Retail (R) approximately 2.5 ac. tract in Section 25, Block 41, T-1-S, T&P Ry. Co. Survey, Ector Co., Texas (vicinity of Yukon Rd. and Faudree Rd.). Randy Brinlee, Director of Planning, stated the location of the request. The area was vacant and the purpose was to provide for office and retail development. This was the gateway entrance to Park Bell. No one came forward and the public hearing was closed.

Motion was made by Council member McNeil and seconded by Council member Gonzales to approve the ordinance on first approval. The motion was approved by unanimous vote.

RESOLUTIONS

Tabled - First amendment to contract with Pioneer Natural Resources USA, Inc.

Motion was made by Council member Gonzales and seconded by Council member McNeil to table the agenda item. The motion was approved by unanimous vote.

Resolution No. 2015R-32 – Donate two trucks to volunteer fire departments. Mr. Urrutia stated that there was a request for two retired trucks. The truck was valued at \$22,000 and the water tanker was valued at \$43,000. He recommended that the surplus fleet be donated to the first responders, the West Odessa Volunteer Fire Department and South Ector County Volunteer Fire Department. Mr. Ellis stated that it would be a win-win situation. Mr. Bell stated that the equipment was valuable and it would serve the citizens.

Motion was made by Council member Graff and seconded by Council member Bryant to approve the resolution. The motion was approved by unanimous vote.

Council member Graff stated that the fleet needed tires and encouraged the County and businesses to donate tires to the volunteer fire departments.

ORDINANCES

Ordinance approving a negotiated resolution between the Atmos West Texas Cities Steering Committee (“WTX Cities”) and Atmos Energy Corp., West Texas Division, regarding the Company’s 2014 Rate Review Mechanism filing (“RRM”). Mr. Hildebrandt stated that the purpose was a rate change. As a result of negotiations, it was at a reduced rate of \$4.3 million which would impact an average resident bill of a \$2.00 increase.

Motion was made by Council member Graff and seconded by Council member McNeil to approve the ordinance on first approval. The motion was approved by unanimous vote.

Ordinance that provides a new fee structure at Ratliff Ranch Golf Links. Steve Patton, Director of Parks and Recreation, stated that the Citizens Golf Advisory Committee reviewed the market rates and recommended an increase in golf fees. He reviewed the increases. The increase in fees would generate \$80,000 in revenues.

Motion was made by Council member McNeil and seconded by Council member Gonzales to approve the ordinance on first approval. The motion was approved by unanimous vote.

Ordinance continuing the "Offenses" provisions of Chapter 8, Article 8-3, Sections 8-3-31 through 8-3-35 establishing a nocturnal curfew for persons under 17. Mike Gerke, Deputy Police Chief, stated that the ordinance would continue the curfew that had offenses after certain hours. The curfew began in 1997 and was renewed every three years. He reviewed the hours of the curfew. If there was an offense a citation would be made. He recommended that the curfew be renewed for it has made a difference in the community.

Motion was made by Council member McNeil and seconded by Council member Graff to approve the ordinance on first approval. The motion was approved by unanimous vote.

MISCELLANEOUS

Appointment of Officers. Animal Shelter Advisory Committee, Citizens Golf Advisory Committee, and Historic Preservation Commission. Motion was made by Council

member Graff and seconded by Council member McNeil to approve the following reappointments:

Connie Coats reappointed to the Animal Shelter Advisory Committee;
Joyce Trower reappointed to the Animal Shelter Advisory Committee;
Kathleen McCulloch reappointed to the Historic Preservation Commission; and
Jim Moore reappointed to the Historic Preservation Commission.

The motion was approved by unanimous vote.

Citizen's comments on non-agenda items. No comments.

There was no other business, the meeting adjourned at 6:42 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC, CMC
City Secretary

Dewey Bryant
Mayor Pro Tem