



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
NOVEMBER 10, 2009**

On November 10, 2009, 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; Bill Cleaver, District One; James B. Goates, District Two; Royce Bodiford, District Three; Dean Combs, District Four; and Benjamin Velasquez, District Five.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma 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.

CONSENT AGENDA ITEMS

- A. City Council Minutes, October 27, 2009;
- B. **Resolution No. 2009R-111 - Flint Hills Resources, L.P., economic development agreement;**
- C. **Ordinance No. 2009-42 – Amending Article 8-1 of the City Code, entitled "General Provision", by adding section 8-1-25, entitled "Solicitation by Intimidation";**
- D. **Resolution No. 2009R-112 – Reimbursement agreement with the U.S. Immigration and Customs Department;**
- E. Bid award to Deery American in the amount of \$58,320 for crack sealing compound.

Motion was made by Councilmember Combs and seconded by Councilmember Bodiford that the consent agenda items be approved. The motion was approved by unanimous vote.

OTHER COUNCIL ACTION

ORDINANCES

Amend Chapter 6, "Health and Sanitation" of the City Code of Ordinance by adding Article 6-13 "Municipal Settings Designation". Mr. Long stated that Texas Legislature allows the city to pass an ordinance to prohibit access to contaminated water. An application would be made and reviewed. Each case comes before the Council. The ordinance would protect the city and the citizens. There are stringent guidelines. The contamination cannot be touched.

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



Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Benjamin Velasquez	Aye

Ordinance No. 2009-43 - Establish new rental rates/fees for certain park facilities/equipment. Steve Patton, Director of Parks and Recreation, reviewed the proposed new rates and fees for the community buildings, tents and bleachers. The rates were the same as the first approval.

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

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Benjamin Velasquez	Aye

Ordinance No. 2009-44 - Implement a player rate/fee structure at Ratliff Ranch Golf Links. Mr. Patton reviewed the proposed rate increases for weekday, twilight, and weekend rates, senior and junior rates.

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

Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Benjamin Velasquez	Aye

RESOLUTIONS

Resolution No. 2009R-113 – Sale of City Property. Mr. Long reviewed the location. The property value on the tax roll is \$4,659. All the bid procedures were followed and only one bid was received for \$500.

Motion was made by Councilmember Goates and seconded by Councilmember Cleaver that the resolution be approved.

Councilmember Bodiford wanted to make clear that there is nothing personal and the bid award followed the procedures. He stated that in the arena of local government, elected officials shall avoid conflict and serve in office and not use the office for personal gain. He stated that he could not support this agenda item.

The motion was approved by the following vote:



Bill Cleaver	Aye
James B. Goates	Aye
Royce Bodiford	Nay
Dean Combs	Aye
Benjamin Velasquez	Abstain

MISCELLANEOUS

Appointment of Boards. Community Development Advisory Committee, Cable Franchise Committee; Appointment of Officers. (551.074) Zoning Board of Adjustment, Board of Survey, Building Board of Appeals, Ector County Appraisal District. Odessa. Motion was made by Councilmember Goates and seconded by Councilmember Cleaver that the following appointments be made:

Sandra Carrasco appointed to the Board of Survey
Mike Stahl appointed to the Building Board of Appeals
Fred "Mickey" Jones reappointed to the Ector County Appraisal District

The motion was approved by unanimous vote.

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

There was no other business, the meeting adjourned at 6:13 p.m.

ATTEST:

APPROVED:

Norma A. Grimaldo
City Secretary

Larry L. Melton
Mayor