



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
SEPTEMBER 22, 2009**

On September 22, 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; and Benjamin Velasquez, District Five.

Member absent: Councilmember Dean Combs, District Four.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma A. 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 Cleaver presented a proclamation for Odessa Civic Participation Week. Mayor Melton thanked the group for giving of their time and appreciated in learning about local city government.

CONSENT AGENDA ITEMS

- A. City Council Minutes, September 8, 2009;
- B. **Resolution No. 2009R-85 – Appropriate funds for Police and Fire Departments;**
- C. **Resolution No. 2009R-86 – Request by Main Street Odessa for an extension of time to expend 2008 CDBG funds;**
- D. **Resolution No. 2009R-87 – Request by Parks and Recreation for an extension of time to expend 2008 CDBG funds;**
- E. **Resolution No. 2009R-88 – Request by West Texas Food Bank for an extension of time to expend 2008 CDBG funds;**
- F. **Resolution No. 2009R-89 – Request by Boys and Girls Club for an extension of time to expend 2008 CDBG funds;**
- G. **Resolution No. 2009R-90 – Request by Odessa Affordable Housing for an extension of time to expend 2008 CDBG funds;**
- H. **Resolution No. 2009R-91 – Request by Catholic Charities for an extension of time to expend 2008 CDBG funds;**
- I. Bid award to Polydyne, Inc. in the amount of \$30,268 for polymer;
- J. **Resolution No. 2009R-92 – Contracting with the National Joint Powers Alliance for purchase of goods of services;**
- K. **Resolution No. 2009R-93 – Contract with Elms, Faris & Company, LLP., to provide auditing services for fiscal year ending September 30, 2009;**

- L. **Resolution No. 2009R-94 – ODC audit services contract with Elms, Faris & Company, LLC., for fiscal year ending 2009;**
- M. Review Monthly Financial Summary Report for August 2009;
- N. **Resolution No. 2009R-95 – Accept donation of \$10,475.00 from Odessa Parks Foundation towards constructing aesthetic features at Skate Park currently under construction at Sherwood Park and appropriate \$10,475 for use on this project.**

Motion was made by Councilmember Bodiford and seconded by Councilmember Velasquez 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 Maria D. Salazar, owner, to rezone from Planned Development-Neighborhood Service (PD-NS) to Single Family-Three (SF-3), Lots 5, 6, 7 (less 20x20 out the northwest corner) and 8, Block 7, Crestview Addition (northwest corner of the intersection of W. 8th St. and Lauderdale Ave.). Marwan Khoury, Director of Planning, stated that the property is vacant and the request is to rezone to a single family-three. Three to four homes would be built. The Planning and Zoning recommended for approval. No one came forward and the public hearing was closed.

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

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

Open a public hearing to consider amending Planning and Zoning fee schedule Section 1-8-4 of the City of Odessa Code of Ordinance regarding preliminary, final short form plats and replats. Mr. Khoury stated that the amended fee schedule would include plats, replats and variances. The last time the fees were changed was in 2001. He reviewed each of the changes. This would increase the budget approximately \$10,000 per year. The Finance Committee approved the fee schedule. No one came forward and the public hearing was closed.

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

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



Open a public hearing to consider the limousine franchise renewal of Aaron Alvarado, dba First Choice Limousine. Mr. Long stated that the limo franchise would have three limos, establishes the rates and extends the term for another five years. Councilmember Goates asked about the age of the limos. Mr. Long stated that the limos do not have an age limit like the taxi cabs. No one came forward and the public hearing was closed.

Motion was made by Councilmember Velasquez and seconded by Councilmember Cleaver that the ordinance be approved on first approval. The motion was approved by the following vote:

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

RESOLUTIONS

Resolution No. 2009R-96 – Allocate Hotel/Motel funds for a Disc Golf Tournament.

Steve Patton, Director of Parks and Recreation, stated that the request is for a disc golf tournament. It is the third year that it is being held in Odessa. Justin Cartwright stated that the disc tournament is sanctioned by the PGA. It is a growing sport and hopes to have 80 to 100 participants.

Motion was made by Councilmember Cleaver and seconded by Councilmember Goates that the resolution be approved. The motion was approved by the following vote:

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

MISCELLANEOUS

Appointment of Boards. Community Development Advisory Board, Cable Franchise Committee and Emergency Communication Advisory Board. Motion was made by Councilmember Goates and seconded by Councilmember Velasquez that Melanie Hollmann be appointed to the Cable Franchise Committee and Tim Burton reappointed to the Emergency Communication Advisory Board. The motion was approved by unanimous vote.

Appointment of Officers. (551.074) Zoning Board of Adjustment, Board of Survey, and Building Board of Appeals. Discussion of Economic Development Projects along State Highway 191. (551.087) Mayor Melton stated that the Council would go into executive session under 551.087.

Upon returning from executive session, no action was taken.

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



ATTEST:

Norma A. Grimaldo
City Secretary

APPROVED:

Larry L. Melton
Mayor