



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
AUGUST 25, 2009**

On August 25, 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 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.

CONSENT AGENDA ITEMS

- A. City Council Minutes, August 25, 2009;
- B. **Resolution No. 2009R-69 – Accept the Emergency Management Performance Grant FY 2009;**
- C. **Resolution No. 2009R-70 – Emergency Communication District of Ector County 2009-10 budget;**
- D. **Resolution No. 2009R-71 – Sale of tax delinquent property located on the 1300 block of E. 2nd St.;**
- E. **Resolution No. 2009R-72 – Sale of tax delinquent property located at 2121 W. 2nd St.;**
- F. **Ordinance No. 2009-25 – Adopt an amended version of the 2008 National Electrical Code and subsequent supplements;**
- G. **Ordinance No. 2009-26 – Adopt an amended version of the 2006 International Residential Code for One and Two Family Dwellings and subsequent supplements;**
- H. **Ordinance No. 2009-27 – Adopt an amended version of the 2006 International Plumbing Code and subsequent supplements;**
- I. **Ordinance No. 2009-28 – Adopt an amended version of the 2006 International Mechanical Code and subsequent supplements;**
- J. **Ordinance No. 2009-29 – Adopt an amended version of the 2006 International Fuel Gas Code and subsequent supplements;**
- K. Bid award to Siemens Technologies in the amount of \$137,320.72 for two screw-type pump bodies;
- L. **Resolution No. 2009R-73 – Amend the budget for the 2009-2010**



fiscal year to appropriate \$1,427,124 in Neighborhood Stabilization Program funds;

- M. Ordinance No. 2009-30 – Water and wastewater rates;
- N. Ordinance No. 2009-31 – Solid waste rates;
- O. Ordinance No. 2009-32 - Amend Chapter 13 “Utilities” by adding a storm water management fee;
- P. Ordinance No. 2009-33 – Atmos West Texas Corp rate increase;
- Q. Review monthly financial summary report for July 2009;
- R.. Resolution No. 2009R-74 - Rename the overpass at the intersection of Interstate Highway 20 and East Loop 338 as the “George E. “Buddy” West Memorial Overpass”.

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

OTHER COUNCIL ACTION

PUBLIC HEARINGS

Open a public hearing for the 2009-10 annual budget. Mr. Zentner stated that total current revenues were proposed at \$160,041,208 and operating was \$155,546,202 plus a capital outlay-replacement at \$5,984,750. The proposed tax rate is set below the tax rate and it is the sixth year that the tax rate was reduced. A new storm water fee was added to meet the mandate. No one came forward and the public hearing was closed.

Motion was made by Councilmember Combs and seconded by Councilmember Velasquez that the public hearing was closed. The motion was approved by unanimous vote.

ORDINANCES

Ordinance No. 2009-34 - Adopting the amended version of the 2006 International Building Code and subsequent supplements. Ralph McCain, Building Official, stated that the amended version would update the code. The ordinance provides for consolidating the four different boards into one, Building Board of Appeals.

Motion was made by Councilmember Goates and seconded by Councilmember Cleaver that the ordinance be approved on 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

Levying the tax for the 2009 tax year. Mr. Zentner stated that the tax rate be 52.2750 cents per one hundred dollars for municipal operations and debt service. The tax is 3.954 cent reduction over last year’s tax rate. The proposed rate is less than the effective tax rate. The final vote will be considered at the September 8 City Council meeting.

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

RESOLUTIONS

Resolution No. 2009R-75 – Odessa Development Corporation budget, certain contracts and the General Development Plan. Mr. Zentner stated that ODC revenues were set at \$4,395,000 and \$4,335,000 is from sales tax revenue. Expenditures were proposed at \$12,395,567 with the largest amount of expenditures in business incentives of \$10,981,468. The operating rate is \$1,414,099. Committed funds are \$1,112,600. There was an increase in the outside agencies budget except for the City of Odessa. Councilmember Goates asked if there were any increases in their personnel budget. Mr. Zentner stated that there would not be a change but remain the same as last year's budget for the personnel line item.

Motion was made by Councilmember Goates and seconded by Councilmember Combs 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	Aye
Benjamin Velasquez	Aye

Resolution No. 2009R-76 – Request from Crossroads Marathon for Hotel/Motel Funding. Mr. Morton stated that the original request for Crossroads was \$60,000 for advertising. The Finance Committee reviewed and recommended funding \$10,000 out of Hotel/Motel funds.

Motion was made by Councilmember Combs 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	Aye
Benjamin Velasquez	Aye

MISCELLANEOUS

Appointment of Boards. Community Development Advisory Board, Traffic Advisory Committee and Cable Franchise Committee. Motion was made by Councilmember Velasquez and seconded by Councilmember Bodiford that Anabel Spencer be reappointed to the Traffic Advisory Committee. The motion was approved by unanimous vote.



Appointment of Officers. (551.074) Plumbing Advisory Board, Mechanical Board of Appeals, Board of Survey, and Zoning Board of Adjustment. No action.

There was no other business, the meeting adjourned at 6:14 p.m.

ATTEST:

APPROVED:

Norma A. Grimaldo
City Secretary

Larry L. Melton
Mayor