



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
AUGUST 10, 2010**

On August 10, 2010, 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; Barbara Graff, District Three; Dean Combs, District Four; and Roy Hunton, 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.

Councilmember Goates presented a proclamation for Odessa Pride Month to Desert Milagro Dialysis Center.

CONSENT AGENDA ITEMS

- A. City Council Minutes, July 20, 2010;
- B. City Council Minutes, July 27, 2010;
- C. **Ordinance No. 2010-23 – Amending Sections 1-2-2, 1-13-87, 1-13-88, 3-1-1, 3-3-33, 3-4-33, 3-6-3, 3-7-3, 12-3-46, 12-3-49, 13-1-2, 13-1-6, 13-1-9, 13-2-12, 13-2-14, 13-2-45, and 13-3-33 of the City Code of Ordinances;**
- D. Bid award to Ewing Irrigation and Benmark Supply in the amount of \$115,293.75 for irrigation supplies;
- E. **Resolution No. 2010R-56 – 2010 Rotary Club Memorial Walkway Plaque nominees;**
- F. **Resolution No. 2010R-57 – City of Odessa’s 2010 Action Plan and the 2010-2014 Consolidated Plan;**
- G. Bid award to Fuqua Industries, Roll Offs USA and Pro-Form in the amount of \$125,860 for refuse containers and replacement bottoms.

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



OTHER COUNCIL ACTION

PUBLIC HEARING

Open a public hearing to consider approval of the request of Apollo Perforators, owner, for original zoning of Planned Development-Light Industrial (PD-LI) on approximately 24.0 ac. tract of land and Planned Development-Light Industrial-Surface Drainage (PD-LI-SD) on approximately 4.8 ac. tract of land in Sections 21 and 22, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (northeast of the intersection of Lufkin Rd. and IH-20). Mr. Khoury, Director of Planning, reviewed the location of the property. The Planning and Zoning recommended for approval. No one came forward and the public hearing was closed.

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

Bill Cleaver	Aye
James B. Goates	Aye
Barbara Graff	Aye
Dean Combs	Aye
Roy Hunton	Aye

Open a public hearing to consider approval of the request of Sewell Land & Development, LLC, owner, for original zoning of Light Commercial (LC) on approximately 70.0 ac. tract of land in Section 9, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (southwest and southeast corner of Parks Legado Rd. and State Highway 191 intersection). Mr. Khoury reviewed the location of the property which is currently vacant. The Planning and Zoning recommended for approval. No one came forward and the public hearing was closed.

Motion was made by Councilmember Combs 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
Barbara Graff	Aye
Dean Combs	Aye
Roy Hunton	Aye

Open a public hearing to consider storm water management ordinance. Matt Squyres, Director of Public Works, stated that this would address storm water quality. The fee pays for the City's activities as required by the State unfunded mandate. No one came forward and the public hearing was closed.

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

Bill Cleaver	Aye
James B. Goates	Aye
Barbara Graff	Aye
Dean Combs	Aye
Roy Hunton	Aye



RESOLUTION

Resolution No. 2010R-58 – Proposal to establish a tax rate of \$0.522750 for fiscal year 2010-11. Mr. Zentner stated that the resolution would establish a tax rate of \$0.522750 per \$100 valuation, which is the same rate as last year. Council would vote on the tax rate on August 24 and September 14.

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

Bill Cleaver	Aye
James B. Goates	Aye
Barbara Graff	Aye
Dean Combs	Aye
Roy Hunton	Aye

MISCELLANEOUS

Appointment of Boards. Cable Franchise Committee, Historic Preservation Commission, Community Development Advisory Committee, Traffic Advisory Committee and Odessa Housing Finance Corporation. Appointment of Officers. (551.074) Board of Survey and Building Board of Appeals.

Motion was made by Councilmember Cleaver and seconded by Councilmember Combs that the following be appointed:

Diana DeVirgilio appointed to the Cable Franchise Committee
Rhonda Gibson appointed to the Traffic Advisory Committee
Mike Withrow appointed to the Odessa Housing Finance Corporation
Brenda Worthen appointed to the Odessa Housing Finance Corporation
Chris Cole appointed to the Odessa Housing Finance Corporation
David McGuire appointed to the Building Board of Appeals

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:

Norma A. Grimaldo, TRMC
City Secretary

APPROVED:

Larry L. Melton
Mayor