



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
JANUARY 27, 2009**

On January 27, 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 James B. Goates, District Two; Royce Bodiford, District Three; Dean Combs, District Four; and Michael Sanchez, District Five.

Member absent: Councilmember Bill Cleaver, District One.

Others present: Richard Morton, City Manager; Larry Long, City Attorney; Norma Aguilar-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 Dr. Jimmy Braswell, Home Hospice and followed by the Pledge of Allegiance to the United States and Texas flags.

CONSENT AGENDA ITEMS

- A. City Council Minutes, January 13, 2009;
- B. Bid award to MCH Kenworth in the amount of \$392,650 for automotive trucks;
- C. **Ordinance No. 2009-02 – Request of David Rodriguez, Jr., owner, to rezone from Single Family-Three (SF-3) to Office (O) Lot 1, Block 1, Santa Rosa Fire Station Tract (southwest corner of the intersection of W. 8th St. and Santa Rosa Ave.);**
- D. **Ordinance No. 2009-03 – Request of Ewers Brothers Partnership, owner, to rezone from Single Family- Three (SF-3) to Multi-Family-One (MF-1) Lots 7 and 8, Block 20, McKinney Terrace (southwest corner of the intersection of Bernice Ave. and W. 10th St.);**
- E. **Ordinance No. 2009-04 – Request of AP Real Property Holdings, LLC, optionee, Malcolm Cotton, owner, and Charlie Midgley, agent, to rezone from Office (O) to Light Commercial (LC) approximately 3.3 ac. tract of land in Section 15, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (south of the intersection of Faudree Rd. and Old Bankhead Hwy.);**
- F. **Ordinance No. 2009-05 – Request of DJK, Inc., owner, to rezone from Multi-Family- One (MF-1) to Retail (R) on approximately 10.5 ac. tract in Section 15, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (northwest of Faudree Rd. and Old Bankhead Hwy.);**

- G. **Ordinance No. 2009-06 – Taxicab franchise for Patrick R. Kirk and Lupe Castillo, d/b/a A-1/Permian Basin Co-op.;**
- H. **Resolution No. 2009R-02 – Support legislation to increase funding for the Texas Parks & Wildlife Department;**
- I. Renew contract with Henry Schein for supplies and medications for the Family Health Clinic;
- J. Renew contract for the purchase of motor oil and fluids;
- K. **Ordinance No. 2009-07 – Abandon a portion of Van Street, between Eidson and Vine Avenues;**
- L. **Resolution No. 2009R-03 – Adopt the Family Health Project, Revision January 1, 2009;**
- M. Review Monthly Financial Summary Report for November 2008;

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

OTHER COUNCIL ACTION

ORDINANCES

Adopting and enacting a new City of Odessa Code of Ordinances. Mrs. Grimaldo stated that the last time the City Code had been recodified was 1957. Staff and the City Attorney’s office worked to bring this code up-to-date with current statutes and clean up duplication. Franklin Legal Publishing will handle the code and future supplements. It will be posted on the City’s website for the citizens.

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

Bill Cleaver	Absent
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

Abandonment of a portion of 4th Street and Washington Avenue. Matt Squyres, Director of Public Works, stated that a portion of the street would be used for a women and infant center for Medical Center Hospital. It was appraised at approximately \$113,255.

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	Absent
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye



Abandonment of an alley in Block 20, Original Town. Mr. Squyres stated that First United Methodist Church requested the abandonment of an alley which will give them controlled access. The alley appraised at \$4,000. The city would still have access to service the trash.

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

Bill Cleaver	Absent
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

RESOLUTION

Resolution No. 2009R-04 – Use of design-build project delivery for construction of the Sherwood Skate Park. Mr. Squyres stated that the design-build method would be used which will expedite the project. He reviewed the process for the skate park project. Seven firms expressed interest. The project should be finished mid-July. The cost of the project is \$345,000.

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	Absent
James B. Goates	Aye
Royce Bodiford	Aye
Dean Combs	Aye
Michael Sanchez	Aye

MISCELLANEOUS

Appointment of Boards. Parks & Recreation Advisory Board and Complete Count Committee. Appointment of Officers. (551.074) Plumbing Advisory Board, Mechanical Board of Appeals and Zoning Board of Adjustment. No action.

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

There was no other business, the meeting adjourned at 6:09 p.m.

ATTEST:

APPROVED:

Norma Aguilar-Grimaldo, TRMC
City Secretary

Larry L. Melton
Mayor