



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
SEPTEMBER 28, 2010**

On September 28, 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; 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 Melton presented proclamations for Binational Health Week and Breast Cancer Awareness Month.

CONSENT AGENDA ITEMS

- A. City Council Minutes, September 14, 2010;
- B. Professional services contract with RCC Consultants;
- C. **Ordinance No. 2010-29 – No parking and school zones;**
- D. Purchase fleet management software from AssetWorks in the amount of \$114,902;
- E. Bid award to O'Reilly Auto Parts, NAPA, Sewell Ford and B-Line Filter in the amount of \$60,000 for automotive parts;
- F. **Resolution No. 2010R-71 – Sale of tax delinquent property located at 720 Barrett Ave;**
- G. Expenditure of annual HTE software maintenance;
- H. Purchase tires using TXMAS and BuyBoard contract vendors;
- I. **Resolution No. 2010R-72 – Review and approve the City's Investment Policy and the Approved Brokers/Dealers & Financial Institutions List;**
- J. Extension of depository contract for City of Odessa funds;
- K. Review monthly financial report for August 2010.

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

Renew contract for automated fueling services. Mark Simpson, Director of Purchasing, recommended renewing the automated fueling services contract with Eddins-Walcher, now SC Fuels. It was established in 2006 and remained unchanged. The rate is rack plus eight cents.



Motion was made by Councilmember Cleaver and seconded by Councilmember Goates that the contract be renewed. The motion was approved by unanimous vote.

RESOLUTION

Resolution No. 2010R-73 – Adopt the amended Guidelines and Criteria Governing Tax Abatement and Business Incentives in the Enterprise and Reinvestment Zones. Mr. Long stated that the guidelines govern the tax abatement and business incentives in the reinvestment and enterprise zones. It amends the guidelines by qualifying certain residential facilities for tax abatement. Certain residences would not be eligible for tax abatement.

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
Barbara Graff	Aye
Dean Combs	Aye
Roy Hunton	Aye

PUBLIC HEARING

Open a public hearing and consider the designation of Reinvestment Zone No. 3. Mr. Long stated that a request for a tax abatement for Parks Legado Town Center was made. Reinvestments zones were considered on a case-by-case basis. No one came forward and the public hearing was closed.

Motion was made by Councilmember Goates and seconded by Councilmember Combs 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

ORDINANCE

Adoption of a change to the Texas Municipal Retirement System. Don Byrne, Director of Human Resource, stated the cost of living annuitants would be reduced from 70% to 50% beginning January 1, 2011. It is comparable to other cities in the area. Mr. Morton stated it would provide a \$200,000 savings a year.

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

MISCELLANEOUS

Appointment of Boards. Cable Franchise Committee, Historic Preservation Commission, Appointment of Officers. (551.074) Board of Survey and Planning & Zoning Commission. No action.

Citizen comments on non-agenda items. Jean McDaniel, 2320 Adams, abides by the law. She stated that the city needed to enforce the law to those that were not in compliance. She stated that the city must be kept safe, clean and beautiful.

Evaluate performance of Council Appointees. (551.074) Mayor Melton stated that Council would go under executive session under 551.074.

Upon returning from executive session, Mayor Melton stated that the Council discussed and evaluated each of the appointees. He stated that all the appointees do an excellent job. Motion was made by Councilmember Combs and seconded by acclamation that each appointee would get a 2% raise. There was no other business, the meeting adjourned at 6:52 p.m.

ATTEST:

APPROVED:

Norma A. Grimaldo, TRMC
City Secretary

Larry L. Melton
Mayor