



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
SEPTEMBER 8, 2009**

On September 8, 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 Rev. Rick Enns, Asbury Methodist Church, and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Pro Tem Bodiford presented proclamations for National Alcohol & Drug Addiction Recovery Month and Odessa Pride Month to Sewell Ford Great Texas Oil Change.

CONSENT AGENDA ITEMS

- A. City Council Minutes, August 25, 2009;
- B. **Resolution No. 2009R-77 – Accept and additional BJA Edward Byrne Memorial Justice Assistance Grant (JAG) Program;**
- C. Bid award to Chameleon Industries in the amount of \$179,625 for liquid aluminum sulfate;
- D. Bid award to DPC Industries in the amount of \$208,956 for liquid chlorine;
- E. Bid award to Hydro Plus, Ltd in the amount of \$60,000 for 40% liquid ammonium sulfate;
- F. **Resolution No. 2009R-78 – Accept a STEP Speed, Intersection Traffic Control, DWI, and seatbelts grant;**
- G. Purchase SWAT armored personnel carrier in the amount of \$141,000;
- H. **Resolution No. 2009R-79 –Texas Department of Transportation agreement to share the cost of relocating existing utility pipelines which may conflict with the proposed widening of State Spur 588, Faudree Rd;**
- I. **Resolution No. 2009R-80 – Support the joint MOTRAN/Ports-to-Plains Tiger Grant submission;**
- J. **Resolution No. 2009R-81 – Heritage of Odessa Foundation lease agreement;**



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

OTHER COUNCIL ACTION

Ratify the property tax revenue increase reflected in the 2009-10 annual budget. Mr. Zentner stated that the annual budget would raise an additional \$417,681 in property tax revenue over the previous year.

Motion was made by Councilmember Bodiford and seconded by Councilmember Cleaver that the property tax be ratified. The motion was approved by unanimous vote.

Resolution No. 2009R-82 – Adopt the City of Odessa 2009-10 annual budget. Mr. Zentner stated that proposed revenues for the upcoming fiscal year would be \$160,041,208 and operating would be \$155,546,202 plus \$5,984,750 for equipment and replacement needs.

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

BID AWARD

Bid award to construct the CIP sewer line replacement Phase II Project. Ajay Shakyaver, City Engineer, stated that four bids were received. He recommended that the bid be awarded to SLC Construction in the amount of \$1,888,840.64 which is 23.2% below the engineer's estimate. Councilmember Goates stated that the contractor understands the time constraints for this project and that this move forward.

Motion was made by Councilmember Bodiford and seconded by Councilmember Goates that the bid award be approved. The motion was approved by unanimous vote.

ORDINANCE

Ordinance No. 2009-35 - Levying the tax for the 2009 tax year. Mr. Zentner stated that the tax rate is 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.

Motion was made by Councilmember Goates and seconded by Councilmember Combs that the ordinance be approved for 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

Annual budget 2009-10. Conrad Turner, 3984 Lakeside Drive, stated that his property taxes increased by 14.1% in total market value. He reviewed each of the Councilmembers increase in taxes for this year. He stated that Council only had a small percentage in increase of taxes. He stated that leaders in the community needed to pay their fair share of taxes. Councilmember Bodiford stated that it takes taxes to provide services. He stated he was also upset with the increase in taxes. He reviewed the increase in his property taxes since 2005 and it increased 109% over the years. Councilmember Goates stated that he should run for office for there is no need for the accusations. Councilmember Cleaver reported that his house valuation has doubled but taxes are for services.

RESOLUTIONS

Resolution No. 2009R-83 – Request from Texas Tours Entertainment for Hotel/Motel funding.

Mr. Morton stated that this is the 38th annual Low Rider Car Show. The request was for \$100,000. The Finance Committee reviewed and recommended funding \$20,000 for advertising. Mayor Melton stated it was a fantastic show. Nick Hernandez reported that there were 700 exhibitors and each bring in several people for about 3,500 people plus the visitors. The event puts heads in beds and brings revenue to Odessa. The show averages from 10,000 to 15,000 people for this one day event. There are three stages for entertainment. Stages are for local entertainment and another for award winning artists. There are different kinds of competition. He stated that about 1/3 of the people are from out- of-town. Councilmember Cleaver stated that there were exhibitors from outside the city at least more than half. Councilmember Goates stated that the Finance Committee request graphics for the future requests in hotel/motel funds.

Motion was made by Councilmember Cleaver 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-84 – Request from Odessa Area Pool Players for 2009-10

Hotel/Motel funding. Mr. Morton stated that the request was for \$8,000 to bring in a billiard tournament and it expects 250 to 450 people. Jerry Smith stated that it costs \$8,000 to bring in the tournament in addition to the cost of hosting. It will be held at Barn G at \$1,250 per day plus \$80 an hour for security for four days.

Motion was made by Councilmember Goates and seconded by Councilmember Bodiford that the resolution be approved for \$5,000 in funding. 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, Cable Franchise Committee, Emergency Communication Advisory Board and Permian Basin Airport Board. Appointment of Officers. (551.074) Zoning Board of Adjustment, Planning and Zoning Commission, and Building Board of Appeals. Motion was made by Councilmember Cleaver and seconded by Councilmember Goates that the following be reappointed:

Michael Marrero, Willie Taylor and Gloria Pena to the Permian Basin Airport Board;
Bill Anderson, Wilmer Ray, Jimmy Peacock and Lamar Osbourn to the Planning and Zoning Commission.

The motion was approved by unanimous vote.

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, there was no other business, the meeting adjourned at 7:08 p.m.

ATTEST:

APPROVED:

Norma A. Grimaldo
City Secretary

Larry L. Melton
Mayor