



**CITY COUNCIL MINUTES
CITY OF ODESSA, TEXAS
MAY 26, 2009**

On May 26, 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; and Dean Combs, District Four.

Member absent: Councilmember Bill Cleaver, District One.

Others present: 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 Pastor Bryan Bailey, First Baptist Church, and followed by the Pledge of Allegiance to the United States and Texas flags.

Mayor Pro Tem Bodiford presented a proclamation for Texas Scholars Day and Home Ownership Month.

CONSENT AGENDA ITEMS

- A. City Council Minutes, May 12, 2009;
- B. **Resolution No. 2009R-33 - Odessa Police Department to apply with the Texas State Comptroller of Public Accounts for continued funding of the Statewide Tobacco Education and Prevention Program;**
- C. Purchase an Interactive Voice Response (IVR) System from Selectron Technologies Inc. for use in Billing and Collection to provided customer assistance 24/7;
- D. Accept City's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2008;
- E. Review monthly financial summary report for April 2009.

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

OTHER COUNCIL ACTION

PUBLIC HEARING

Ordinance 2009-18 - Open a public hearing to consider initiation of annexation to the City of Odessa approximately 784 ac. of land in Sections 1 and 2, Block 42, T-2-S, and Section 6, Block 41, T-2-S, T&P Ry. Co. Survey, Ector Co., Texas (vicinity of E. 52nd St., JBS Parkway Blvd. and E. Loop 338 and N. Grandview Ave. and Yukon Rd.), approximately 288 ac. of land in Sections 10, 11, 14 and 15, Block 41,



T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (east of Mission Blvd.) and approximately 856 ac. of land in Sections 15, 21, 22, 27 and 28, Block 41, T-2-S, T&P Ry. Co. Survey, Midland Co., Texas (vicinity of Business IH-20 and IH-20) Marwan Khoury, Director of Planning, stated that the annexation was in three sections for development consisting of residential all the way to industrial use. No one came forward and the public hearing was closed.

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

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

ORDINANCE

Ordinance 2009-19 - Cancelling the Special Municipal Election scheduled to be held on June 6, 2009 and declaring the unopposed candidate for council member District Five to be elected. Mrs. Grimaldo stated that Benjamin Velasquez has been certified as an unopposed candidate for City Council member District Five. The ordinance would cancel the election and declare Mr. Velasquez as elected.

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

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

Ordinance 2009-20 - Consider authorizing the issuance of City of Odessa, Texas General Obligation Refunding Bonds, in the aggregate principal amount not to exceed \$7,500,000; providing for the award of the sale thereof in accordance with specified parameters; authorizing the execution and delivery of a purchase contract relating to said bonds; authorizing the execution and delivery of a paying agent/registrar agreement and escrow agreement; approving the official statement; enacting other provisions relating thereto. Mr. Zentner stated that George Williford, our financial advisor from First Southwest, reviewed the bonds to determine whether savings could be achieved with refunding. Mr. Williford reported that the 1998 Certificates of Obligation and the 2001 Water and Sewer issuance would have a savings if they were combined and refunded in the amount of \$7.160 million. Mr. Williford also He reviewed the estimated savings. The ordinance would set minimum savings parameters of 5% and allow officers the delegation to authorize the savings. Councilmember Goates stated that this was a great idea.

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

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

RESOLUTIONS

Resolution No. 2009R-34 – Allocation of \$303,715 in Community Development Block Grant Recovery Funds (CDBG-R) and amend the 2008 City of Odessa Action Plan to include the use of the CDBG-R funds. Mr. Marrero stated that this would allocate \$303,715 in CDBG-R and amend the Action Plan to use the funds. The projects must be awarded and completed in 120 days. The projects can be accomplished and they are ready to proceed. Four homes would be reconstructed at an average of \$75,000 a home. The project is ready for bids and could be started in one month and completed 50 to 60 days.

Motion was made by Councilmember Bodiford and seconded by Councilmember Combs 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

Resolution No. 2009R-35 – Economic development agreement between REXtac, LLC and Odessa Development Corporation. Gary Vest, Economic Development Director, stated that the economic development agreement would be for \$5 million to be earned over seven years. REXtac would maintain 101 jobs during that time frame and invest \$19 million. He stated that this is a local project and it would maintain part of the petrochemical complex. The Odessa Development Corporation unanimously approved the agreement. Nick Fowler, REXtac, understands and agreed to the grant.

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

MISCELLANEOUS

Appointment of Boards. Historic Preservation Commission; Appointment of Officers. (551.074) Plumbing Advisory Board, Mechanical Board of Appeals, Zoning Board of Adjustment, and Odessa Development Corporation. No appointments were made.

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



There was no other business, the meeting adjourned at 6:22 p.m.

ATTEST:

APPROVED:

Norma A. Grimaldo
City Secretary

Larry L. Melton
Mayor