

STATE OF TEXAS :
COUNTY OF HOWARD :
CITY OF BIG SPRING :

The City Council of the City of Big Spring, Texas, met in a REGULAR AGENDA in the City Council Chambers located at 307 E. 4th St., Big Spring, Texas, at 5:30 PM, June 27, 2023, with the following members present in person:

COUNCIL MEMBER TROY TOMPKINS
COUNCIL MEMBER DIANE YANEZ
MAYOR PRO TEM NICK ORNELAS
COUNCIL MEMBER MAURY SMITH
MAYOR ROBERT MOORE
COUNCIL MEMBER GLORIA MCDONALD

Same and constituting a quorum, for which four Councilmembers must be present; and the following staff in person;

TODD DARDEN	City Manager
JOHN MEDINA	Assistant City Manager
ANDREW HAGEN	City Attorney
SHANE BOWLES	Public Works Director
CHAD WILLIAMS	Police Chief
JAY HOLT	Interim Fire Chief
MIKE FEELEY	Airpark Director
SANDY SMITH	Finance Director
HAYLEY LEWIS	Community Services Director
TAMI DAVIS	City Secretary
MANDY HAYNES	Municipal Judge

Open Session

Call to Order

Mayor Moore called the City Council meeting to order at 5:30 p.m.

Invocation

Manny Negron gave the invocation.

Pledge of Allegiance to the United States Flag and to the Texas State Flag

Mayor Moore led the pledge of allegiance to the United States Flag and to the Texas State Flag.

Public Comment

Public Comment

There was no public comments at this time.

MOTION WAS MADE BY Council Member Yanez to open the public hearings listed below, seconded by Mayor Pro Tem Ornelas.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0**

NAYS: None

MOTION PASSED

Announcements, Presentations and Public Hearings

PUBLIC HEARING - Regarding the Request for the Renaming of Sage Circle to Shroff Circle.

Shane Bowles, Public Works Director, explained that Dr. Shroff requested to rename the street he lives on from Sage Circle to Shroff Circle. Planning & Zoning approved this change and is now being presented to the Council for a final decision. There were no comments from the public.

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 511 N NOLAN, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: SE/4 OF SC 42 BK 32 1N TR 41 WILLIAM B CURRIE 40X163 808 0.15 ACRES - OWNER: ESTATE of ENRIQUE SOTELO

MOTION WAS MADE BY Mayor Pro Tem Ornelas to abate the above captioned property (511 N. Nolan), seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0**

NAYS: None

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 602 E 16TH STREET, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: E/2 OF LT 2 ALL 3 BK 21 COLE & STRAYHORN 75X140 811 BLK/TRACT 21 0.241 ACRES ACQ 04162020 - OWNER: KANIEL MIRAMONTES

MOTION WAS MADE BY Mayor Moore to approve an order to secure and replace

the windows and doors on the above captioned property (602 E. 16th), seconded by Mayor Pro Tem Ornelas.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0

NAYS: None

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 706 W 6TH ST, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: E/40 OF LT 7 BK 9 EARLES 40X50 667 ACQ 060506 BLK/TRACT 9 0.046 ACRES - OWNER: ALBINO ALBIAR

MOTION WAS MADE BY Council Member Tompkins to abate the above captioned property (706 W. 6th St.), seconded by Council Member Yanez.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0

NAYS: None

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1312 LINDBERGH, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: LTS 2-12 BK 6 WRIGHTS AIRPORT 550X130 MH 28X73 LABEL #PFS0588954 PFS0588955 2005 COMB ACCT B6240007600 & 7602 & 7603 653 653.01 653.02 BLK/TRACT BK 6 1.641 ACRES- OWNER: ESTATE of ROY ROBERSON AND ESTATE of ROMA MARIE ROBERSON

MOTION WAS MADE BY Council Member McDonald to abate the above captioned property (1312 Lindbergh), seconded by Council Member Smith.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0

NAYS: None

MOTION PASSED

MOTION WAS MADE BY Council Member Tompkins to close the above captioned public hearings, seconded by Council Member Gloria McDonald.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 0

NAYS:0

MOTION PASSED

City Manager's Report

City Manager's report on the following items:

- Update - Large Item Pickup, District 6-June 21, 2023
- Update - Animal Shelter Open House
- Update - Downtown Waterline Replacement
- City Holiday - July 4, 2023 - Independence Day

Todd Darden, City Manager, reported on the above captioned items as follows; Thanked staff and contractors for their work on the council chambers; Lg item pickup for District 6 picked up 8 tons of trash; The animal shelter opening was a success; The downtown waterline replacement is going as planned and thanked the bussiness's that participated in that project; City holiday for Independence Day on July 4, 2023 and city offices will be closed and also POPS in the Park is July 3rd.

Consent Items

Approval of the City Council Minutes of the Regular Meeting of June 13, 2023.

Final Reading of an Ordinance Amending Ordinance Number 038-2022 Which Adopted the Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023 by Increasing the General Fund Budget for the Purpose of the Repair of the Traffic Light at 11th and Birdwell; Providing for Severability; Providing for Publication; and Providing an Effective Date

Final Reading of a Resolution Adopting Plans, Policies, and Procedures that Support the Civil Rights of All Persons Affected by the CDBG Project; Providing for Repeal of Conflicting Resolutions; Providing a Savings and Severability Clause; Finding and Determining that the Meeting at Which the Resolution was Discussed was Open to the Public as Required by Law; and Establishing an Effective Date

MOTION WAS MADE BY Council Member Tompkins to approve the above captioned minutes, ordinance and resolution, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

Final Reading of an Ordinance Amending Ordinance Number 038-2022 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023 by Increasing the General Fund

Budget for the Purpose of the Continued Funding of the Fire Department Employees that were Funded Through the Safer Grant; Providing for Severability; Providing for Publication; and Providing an Effective Date

MOTION WAS MADE BY Mayor Moore to approve the above captioned ordinance, seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

Vouchers

Vouchers for 05/25/23 \$ 336,639.36
Drafts \$ 1,207,061.64

Vouchers for 06/16/23 \$ 909,019.95
Drafts \$ 741,733.75

Council Member Smith reviewed the vouchers for Council Member Tompkins and his vouchers (listed above).

MOTION WAS MADE BY Council Member Smith to approve all of the above listed vouchers, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

Bids

Consideration and Possible Action on Awarding a Bid for a 14ft Dump Trailer for the Parks Department and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Tompkins to award the above captioned bid to Big Spring Trailer Sales in the amount of \$10,799.00, seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

New Business

First Reading of an Ordinance to Rename the City Street "Sage Circle" to "Shroff Circle" and Authorizing the City Manager to Take all Necessary Action to Effect this Change; Providing for Repeal of Conflicting Ordinances; Providing for a Severability Clause; Finding and Determining that the Meetings at Which the Ordinance was Discussed were Open to the Public as Required by Law; and Establishing an Effective Date

MOTION WAS MADE BY Council Member Yanez to approve the above captioned ordinance, seconded by Council Member Tompkins.

YEAS: Council Member Yanez, Council Member Tompkins 2

**NAYS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member McDonald, 4
Council Member Smith**

MOTION FAILED

First Reading of an Ordinance Granting to Atmos Energy Corporation (A Texas and Virginia Corporation, with its Principal Office in the City of Dallas, Dallas County, Texas) the Franchise and Rights to Conduct in Such City the Business of Acquiring, Maintaining, Constructing, Laying, Repairing, Removing, Replacing, Installing, Operating, and Disposing of a Gas System for the Sale, Transportation, and Distribution of Natural Gas Within the Municipal Boundaries of the City and to the Residents and Businesses Located Therein for Light, Heat, Power and any Other Purposes and the Right to Use the Present and Future Streets, Roads, Highways, Alleys, Public Ways, and Real Property in Such City and Owned or Controlled by Such City for Such Purposes; Prescribing the Terms and Conditions to Which Such Franchise and Rights are Subject; Prescribing the Term of Such Franchise and Rights; Providing for Repeal of Conflicting Ordinances; Providing for a Severability Clause; Finding and Determining that the Meetings at Which the Ordinance was Discussed Were Open to the Public as Required by Law; and Establishing an Effective Date

MOTION WAS MADE BY Council Member Smith to approve the above captioned ordinance, seconded by Mayor Pro Tem Ornelas.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6

**Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

Council Input

Input

Mayor Pro Tem Ornelas asked that everyone keep Dr. Ahmed in their prayers

Council Member Yanez thanked the staff for the use of the sports complex for the Travel team

Mayor Moore thanked Todd and Chad for the work the animal shelter

Council Member McDonald thanked Hayley for getting the monument back up on Main St.

Executive Session

Adjourn into Executive Session in Matters Covered by Texas Government Code Section 551.074 "Personnel Matters; Closed Meeting" to Deliberate the Evaluation of the following:

City Attorney

MOTION WAS MADE BY Council Member McDonald to adjourn into executive session at 6:14 p.m., seconded by Mayor Pro Tem Ornelas.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith**

NAYS: None

MOTION PASSED

Reconvene into Open Session and Take Any Necessary Action on Executive Session Item

Reconvened into open session at 6:56 p.m.

No action taken.

ADJOURN

Mayor Moore adjourned the City Council Meeting at 6:57 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary