

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, July 11, 2023, with the following members present in person:

COUNCIL MEMBER GLORIA MCDONALD
COUNCIL MEMBER TROY TOMPKINS
MAYOR PRO TEM NICK ORNELAS
COUNCIL MEMBER MAURY SMITH
COUNCIL MEMBER CODY HUGHES
MAYOR ROBERT MOORE

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
JOSE CAZARES	Deputy Chief
MIKE FEELEY	Airpark Director
SANDY SMITH	Finance 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

Former Council Member Terry McDaniel 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 State Flag and to the Texas State Flag.

Public Comment

Public Comment

There were no public comments made at this time.

Public Hearings regarding an annexation of property and abatements of public nuisances

MOTION WAS MADE BY Council Member Hughes to open the below listed public hearings, seconded by Council Member Smith.

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

NAYS: None

MOTION PASSED

Each public hearing listed below regarding the abatements was presented to the Council with an abatement order and pictures. The following citizens spoke regarding their property;

Casey W. Pledger - 902 E. 14th Street

Douglas Carson & Zak Kelter - 2712 Lynn Street

Announcements, Presentations and Public Hearings

PUBLIC HEARING - To Consider Annexation of Property Located in LT 1, BK 1, Mid Tex Cornell Corrections Prison Located at 1801 West I-20, 025 026 027 028.01 BLK/TRACT 1 11.06 ACRES, BIG SPRING, HOWARD COUNTY, TEXAS

No comments were made regarding the above captioned public hearing on an annexation of the above listed property.

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 609 N GOLIAD ST, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: SE/4 OF SC 42 BK 32 1N TR 31 WILLIAM B CURRIE 65X130 625 0.194 ACRES - OWNER: ESTATE OF JUAN AND AGNES MORELION

MOTION WAS MADE BY Mayor Moore to abate the above captioned property (609 N Goliad St.), seconded by Mayor Pro Tem Ornelas.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 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 1513 E 17TH ST, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: E/50 OF LT 20 BK 4 MAY THIXTON 50X150 924 ACQ 021700 BLK/TRACT 4 0.172 ACRES- OWNER: CHRISTINE BAKER

MOTION WAS MADE BY Council Member McDonald to abate the above captioned property (1513 E. 17th St.), seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 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 902 E 14TH ST, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: LT 2 BK 36 COLE & STRAYHORN 50X140 509 BLK/TRACT 36 0.161 ACRES ACQ 03202017- OWNER: DIONNE PLEDGER AND CASEY W. PLEDGER

MOTION WAS MADE BY Council Member McDonald for a 60 day abatement order, seconded by Mayor Pro Tem Ornelas.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 5
Council Member McDonald, Council Member Tompkins 1**

NAYS: Council Member Smith

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 2712 LYNN ST, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: LT 13 BK 10 KENTWOOD 71X130 276 0.206 ACRES ACQ 05142021- OWNER: DOUGLAS CARSON, JEFFREY CARSON, KELLY RALSTON AND JAMES CARSON.

MOTION WAS MADE BY Council Member Tompkins to remove this item from the agenda, seconded by Mayor Pro Tem Ornelas.

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

NAYS: None

MOTION PASSED

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

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 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:

- Large Item Pickup, District 1-July 19, 2023
- E-Waste Recycling Day-July 15, 2023
- TML Region IV Meeting-Friday, July 21, 2023
- City Employee's & Family Night at the Aquatic Center July 24th-5-8
- Update on DRCC Fire
- Update on I-20 Property Clean Up
- Update on the Splash Pad

Todd Darden, City Manager, gave a brief update on the above captioned items.

Consent Items

Approval of the City Council Minutes of the Regular Meeting of June 27, 2023.

Final 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 McDonald to approve the above captioned minutes and ordinance, seconded by Council Member Hughes.

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

NAYS: None

MOTION PASSED

Vouchers

Vouchers for 06/29/23 \$ 1,026,790.01

Drafts \$ 593,239.68

Council Member Smith reviewed the above captioned vouchers.

MOTION WAS MADE BY Council Member Smith to approve the above captioned vouchers, seconded by Council Member McDonald.

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

NAYS: None

MOTION PASSED

Vouchers for 07/06/23 \$ 352,207.78

Mayor Pro Tem Ornelas did not have a chance to review the above captioned vouchers. The vouchers for 07/06/2023 will be reviewed and considered at the next City Council meeting.

New Business

Recognition and Presentation of a Letter of Commendation/Police Life Saving Achievement Award to Corporal Ronald Warembourg

Police Chief, Chad Williams and City Manager, Todd Darden recognized and presented a Letter of Commendation/Police Life Saving Achievement Award for saving a two year old child's life to Corporal Ronald Warembourg with the Big Spring Police Department.

Acknowledge Receipt of the Quarterly Claims and Litigation Report from the City Attorney

City Council Members acknowledged receipt of the above captioned report.

First Reading of an Ordinance Addressing Safety, Efficiency, Coverage, and Budgetary Concerns for the Fire Department, Establishing Classifications and Number of Positions for the Fire Department Pursuant to Section 143.021, Texas Local Government Code; Decreasing the Number of Sworn Fire Department Personnel by Ten (10) from Seventy-Four (74) to Sixty-Four (64) Through Attrition with No Current Positions Being Eliminated; Improving Safety, Efficiency, and Coverage by Consolidating from Five to Four Fire Stations; Providing for Repeal of Conflicting Ordinances; Providing a Severability Clause; Finding and Determining that the Meetings at Which the Ordinance were Discussed were Open to the Public as Required by Law; and Providing for an Effective Date

MOTION WAS MADE BY Mayor Moore to approve the above captioned

ordinance, seconded by Council Member McDonald.

YEAS: None

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NAYS: None

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MOTION

After a brief discussion and several comments from citizens, **MOTION WAS MADE BY Council Member Hughes** to amend the above captioned ordinance by removing Section 3 of the ordinance regarding the closing of Station 2, seconded by Mayor Pro Tem Nick Ornelas.

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

Council Member McDonald, Council Member Tompkins, Council Member 0

Smith

NAYS:0

MOTION PASSED

FINAL MOTION WAS MADE BY Mayor Moore to approve the amended ordinance as stated above, seconded by Council Member McDonald.

YEAS: Mayor Moore, Council Member Hughes, Council Member McDonald, 4

Council Member Smith 2

NAYS: Mayor Pro Tem Ornelas, Council Member Tompkins

MOTION PASSED

First 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 Publicaiton; and Providing an Effective Date

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

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

Council Member McDonald, Council Member Tompkins, Council Member 0

Smith

NAYS: None

MOTION PASSED

First Reading of a Resolution Supporting the Planning and Construction of the Future Interstate Highway 27 in Texas; Providing for Severability; and Providing an Effective Date

MOTION WAS MADE BY Council Member McDonald to approve the above captioned resolution, seconded by Council Member Smith.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith
NAYS: None

MOTION PASSED

First Reading of a Resolution Renewing the Infill Development Incentive Program Designed to Facilitate Private Investment Toward the Construction of Single-Family Housing Within the City Limits of Big Spring and Therefore Encourage Economic Development that Benefits the Health, Safety, and Welfare of the Big Spring Community; Finding and Determining that the Meeting at Which the Resolution were Discussed were Open to the Public as Required by Law; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date

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

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith
NAYS: None

MOTION PASSED

First Reading of a Resolution Authorizing the City Manager to Initiate Annexation of Property Owned by the City of Big Spring to be Annexed into the City Limits; Said Property Being Described as Approximately 11.06 Acres in Lt 1, Block 1, Mid Tex Cornell Corrections Prison, Also Known as 1801 West I-20, in Big Spring, Howard County, Texas, Adjacent to the City of Big Spring, Texas City Limits and Approving a Service Plan Agreement for Such Area; and Providing an Effective Date

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

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith
NAYS: None

MOTION PASSED

Consideration and Possible Action on a Safekeeping Account Agreement with US Bank and Authorizing the City Manager or His Designee to Execute any Necessary Documents

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

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 0
Smith
NAYS: None

MOTION PASSED

Consideration and Possible Action on an Administrative Services Agreement with South Plains Association of Governments (SPAG) and Authorizing the Mayor to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes to approve the above captioned agreement, seconded by Council Member McDonald.

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

Smith

NAYS: None

MOTION PASSED

Consideration and Possible Action on an Agreement for Engineering Services with Jacob Martin, LLC for SCADA System Improvements and Authorizing the City Manager or His Designee to Execute any Necessary Documents

Consideration and Possible Action on an Agreement for Engineering Services with Jacob Martin, LLC for the 2023 Tank Cleaning and Rehabilitation and Authorizing the City Manager or His Designee to Execute any Necessary Documents

Consideration and Possible Action on an Agreement with Jacob Martin, LLC for the Airpark Water & Sewer Improvements and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Mayor Moore to approve the above captioned 3 agreements, seconded by Council Member Hughes.

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

Smith

NAYS: None

MOTION PASSED

Consideration and Possible Action for a Change Order Regarding the 2022-23 Seal Coating Project for Adding 5th Street from Birdwell Street to Circle Street and Adding Street Striping for a Total Additional Amount of \$94,699.00 and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes to approve the above captioned change order, seconded by Council Member Tompkins.

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

Smith

NAYS: None

MOTION PASSED

Council Input

Input

Mayor Pro Tem said he was getting a lot of calls regarding illegal dumping in the base housing addition and also thanked city staff

Council Member Tompkins thanked Airpark Director, Mike Feely for hosting the rotary clubs at the Air Terminal; Reported getting many complaints from business owners on the 100 Blk of Main St. due to the road construction; Would like to look at the delinquent property taxes; He has heard a lot of input regarding the fire dept. and is not in favor of raising taxes and maybe work with the fire dept on a solution; and appreciates staffs work on the fire issue

Council Member Smith thanked staff and council members for the time put into the department fire issues

Adjourn

Mayor Moore adjourned the City Council meeting at 7:47 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary