

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 25, 2023, with the following members present in person:

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

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

Bobby Roever, Alive in Christ Luthern Church, 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

One citizen spoke against the SAFER Grant and was not in favor of raising taxes on fixed income citizens.

Public Hearings regarding abatements of public nuisances

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

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez,	7
Council Member Hughes, Council Member McDonald, Council Member	0
Tompkins, Council Member Smith	
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;

Adolfo Muniz - 603 NW 5th Street

Samuel Castro - 1206 NW 7th Street

Richard Earl - 504 E. 16th Street

Announcements, Presentations and Public Hearings

**PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1601 HARDING, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: LT 1 BK 1 AVION 52.5X150 441 BLK/TRACT 1 0.179 ACRES -
OWNER: ROBERTO PEREZ**

The above captioned abatement (1601 Harding) was removed and not considered at this meeting.

**PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 603 NW 5TH, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: LESS S/131' W/2 OF LT 17 BK 99 ORIGINAL TOWN 51X85 0183 0.1 ACRES AQU 11102014 - OWNER: SANDRA FIERRO MUNIZ**

MOTION WAS MADE BY Council Member Tompkins to table the above captioned

abatement (603 NW 5th St.) until the 2nd Council meeting in August, 2023, seconded by Council Member Hughes.

YEAS: Mayor Moore, Council Member Yanez, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member Smith 1

NAYS: Mayor Pro Tem Ornelas

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1401 NOLAN, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: LTS 5-6 "B" BK 16 FAIRVIEW HEIGHTS 50X140 366 ACQ 092007
0.161 ACRES - OWNER: LEONOR RIOS

The above captioned abatement (1401 Nolan) was corrected and no action needs to be taken at this time.

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1206 NW 7TH ST, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: LTS 5-6 BK 2 BANKS 100X140 164 ACQ 07232012 0.322 ACRES - OWNER: SAMUEL CASTRO

MOTION WAS MADE BY Mayor Pro Tem Ornelas to abate the above captioned property (1206 NW 7th St.), seconded by Council Member Yanez.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member Hughes, Council Member McDonald, Council Member Smith 1

NAYS: Council Member Tompkins

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 504 E 16TH ST, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: E/12.5 OF LT 2 ALL LT 3 BK 13 COLE & STRAYHORN 62.5X140 803 BLK/TRACT 13 0.199 ACRES - OWNER: E.W THOMAS AND ANNIE BELLE THOMAS

MOTION WAS MADE BY Mayor Moore to abate the above captioned property (504 E. 16th St.), seconded by Council Member Smith.

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

NAYS: None 1

ABSTAINED: Council Member Tompkins

MOTION PASSED

MOTION WAS MADE BY Council Member Hughes to close the above captioned public hearings, seconded by Mayor Pro Tem Nick Ornelas.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0

Tompkins, Council Member Smith
NAYS:0

MOTION PASSED

City Manager's Report

City Manager's report on the following items:

- Update - Large Item Pickup, District 1
- Update - E-Waste Recycling Day
- Update - Downtown Revitalization Project
- Update - Street Striping
- Update - Park Plaza
- Update - Bert Andries Splash Pad
- Russ McEwen Aquatic Center Last Day - August 5th

Todd Darden, City Manager, gave an update on the above captioned items as follows; Large Item Pickup for District 1 picked up 16 tons; Ewaste filled up an 18 wheeler full of electronics; Thanked business's on Main St. for their patience on the street project and it is almost complete; Street striping is complete-crosswalks still need to be completed; Park plaza project next to the Settles Hotel made a change in the project and waiting on a consultant to make final changes; Splash pad contractors are putting up signs; August 4th last day for the aquatic center to be open; Welcomed Peter Gonzales, new Oncor representative.

Consent Items

Approval of the City Council Minutes of the Regular Meeting of July 11, 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 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

Final 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

Final 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

Final 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 McDonald to approve the above captioned minutes, ordinance and resolutions, seconded by Mayor Pro Tem Ornelas.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Final Reading of an Ordinance 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; 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; Providing for Publication; and Providing for an Effective Date

After a few comments MOTION WAS MADE BY Mayor Moore to approve the above captioned ordinance, seconded by Council Member McDonald.

**YEAS: Mayor Moore, Council Member Hughes, Council Member McDonald, 5
Council Member Tompkins, Council Member Smith 2**

NAYS: Mayor Pro Tem Ornelas, Council Member Yanez

MOTION PASSED

Vouchers

Vouchers for 07/06/23	\$	352,207.78
Vouchers for 07/14/23	\$	779,709.10
Vouchers for 07/20/23	\$	762,058.74
Drafts	\$	915,381.63

Mayor Pro Tem Ornelas reviewed the above captioned vouchers.

MOTION WAS MADE BY Mayor Pro Tem Ornelas to approve the above captioned

vouchers, seconded by Council Member Smith.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION PASSED

Bids

Consideration and Possible Action on Awarding a Bid for a Trash Truck for the Sanitation Department and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member McDonald to award the above captioned bid to Crane Carrier/Battle Motor Company in the amount of \$416,190.00, seconded by Council Member Smith.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION PASSED

Consideration and Possible Action on Awarding a Bid for Sludge Collection and Dewatering Facilities at the Water Treatment Plant and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes to award the above captioned bid to Texas Water & Soil Co. in the amount of \$2,743,582.30, seconded by Council Member McDonald.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION PASSED

New Business

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 Purchase of a Sanitation Truck; Providing for Severability; Providing for Publication; and Providing an Effective Date

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

YEAS: None 0

NAYS: None

0
MOTION

MOTION WAS MADE BY Council Member Hughes to amend the above captioned ordinance to reflect the Sanitation Fund Budget instead of the General Fund Budget, seconded by Council Member Yanez.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS:0

MOTION PASSED

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

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION

Council Input

Input

Council Member Smith is very grateful for the Fire Department and appreciates each of them and also thanked Todd for looking at the light on Birdwell St.

Council Member Tompkins asks that the staff keep communicating with contractors working on the 100 Blk of Main St. to finish the project.

Council Member McDonald appreciates the Council in times of dealing with difficult situations.

Executive Session

Adjourn into Executive Session in Accordance with the Purposes Permitted by the Open Meetings Act, Section 551.071, Texas Government Code, "Consultation with Attorney; Closed Meeting," and the Texas Disciplinary Rules of Professional Conduct, to Provide Legal Advice and Counsel with Respect to Litigation. City of Big Spring v. Jake Tiner Construction, LLC (No. 54929).

MOTION WAS MADE BY Mayor Moore to adjourn into executive session at 6:43 p.m., seconded by Mayor Pro Tem Ornelas.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith
NAYS: None

MOTION PASSED

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

Mayor Moore reconvened into open session at 6:52 p.m. and no action was taken.

Adjourn

Mayor Moore adjourned the City Council meeting at 6:54 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary