

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, March 12, 2024, with the following members present in person:

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

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

JOHN MEDINA	Assistant City Manager
ANDREW HAGEN	City Attorney
SHANE BOWLES	Public Works Director
CHAD WILLIAMS	Police Chief
JAY HOLT	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

Chase Pinkerton 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

One citizens thanked the Parks Department for some improvements at Comanche Trail Park.

Announcements, Presentations and Public Hearings

Presentation Regarding Vector Fleet Management Annual Review

Representatives of Vector Fleet Management, LLC gave a brief presentation over their performance as the City's vehicle maintenance contractor.

City Manager's Report

City Manager's report on the following items:

- Large Item Pickup, District 3 - March 20th
- Update on Sanitation Trucks
- ESD Presentation with County and City - March 21st

John Medina, Assistant City Manager, gave an update on the above captioned items as follows: Large Item Pickup for District 3 will be on March 20th; We have received 1 new sanitation truck and one is on the way; An ESD (Emergency Services District) presentation to the County and City will be on March 21st at 10:00 a.m. in the Council Chambers.

Consent Items

Approval of the City Council Minutes of the Regular Meeting of February 27, 2024.

Acknowledge Receipt of the McMahon-Wrinkle Aviation Advisory Board Minutes for the Regular Meeting of January 18, 2024

Final Reading of a Resolution Authorizing the Acceptance of the City of Big Spring 2024 Master Parks Plan; and Providing an Effective Date

Final Reading of a Resolution Declaring the Unopposed Candidate in the May 4, 2024 General Election for City Council Member, District 2 as Elected to Office; Canceling the General Election for City Council Position for City Council Member, District 2; and Providing an Effective Date

Final Reading of an Ordinance Amending Chapter 24 of the Big Spring City Code Entitled "Fire Prevention and Protection," Article II, "Fire and Rescue Service Fees," Section 24-21 "Assessment of Fees for Services" and Section 24-22, "Fee Schedule"

Adjusting Fees for Rescues, Fire Investigations, Water and Back Country Incidents, and Fires Outside of City Limits; The Repeal of Conflicting Legislation; Providing for Severability; Finding and Determining that the Meetings at Which the Ordinance was Discussed were Open to the Public as Required by Law; and Providing an Effective Date

Final Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the Airpark Fund Budget for the Purpose of Budgeting the Additional Matching Share of the Texas Department of Transportation Grant for Striping and Marking the Airport Runway and Taxiways; Providing for Severability; Providing for Publication; and Providing an Effective Date

MOTION WAS MADE BY Mayor Pro Tem Ornelas to approve the above captioned minutes, resolutions and ordinances, seconded by Council Member Tompkins.

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

6

NAYS: None

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MOTION PASSED

Final Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the General Fund Budget for the Purpose of Adding a Position to the Sports Complex Staff; Providing for Severability; Providing for Publication; and Providing an Effective Date

Mayor Moore asked that the above captioned ordinance be voted on separately.

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

YEAS: Mayor Pro Tem Ornelas, Council Member Yanez, Council Member Tompkins

3

NAYS: Mayor Moore, Council Member McDonald, Council Member Smith

3

MOTION FAILED

Vouchers

Vouchers for 02/29/24 \$ 314,767.07

Council Member Yanez reviewed the above captioned vouchers.

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

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

6

NAYS: None

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MOTION PASSED

Vouchers for 03/07/24 \$ 793,098.90

Drafts	\$	491,941.12
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Council Member Hughes was absent from this meeting. The above captioned vouchers will be on the next agenda for approval.

Bids

Consideration and Possible Action on Awarding a Bid to Purchase a Manlift for the McMahon-Wrinkle Airpark and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Mayor Moore to award the above captioned bid to V-Bar Equipment in the amount of \$15,300.50, seconded by Council Member McDonald.

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

NAYS: None **0**

MOTION PASSED

Consideration and Possible Action to Award a Bid to Purchase a Zero Turn Mower for the Cemetery 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 South Plains Implement in the amount of \$12,507.88, seconded by Council Member Smith.

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

NAYS: None **0**

MOTION PASSED

Consideration and Possible Action on Awarding a Bid for the Demolition of the Dora Roberts Community Center and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Mayor Moore to award the above captioned bid to Midwest Wrecking Company in the amount of \$73,840.00, seconded by Council Member Yanez.

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

NAYS: None **0**

MOTION PASSED

Consideration and Possible Action to Award a Bid for Resurfacing the Splash Pad at the Russ McEwen Family Aquatic Center and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Smith to award the above captioned bid to Splash Pads USA in the amount of \$51,000.00, 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

NAYS: None 0

MOTION PASSED

Consideration and Possible Action to Award a Bid to Purchase an Ambulance and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Yanez to award the above captioned bid to SERV'S (Southern Emergency & Rescue Vehicle Sales) in the amount of \$451,892.51, 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

NAYS: None 0

MOTION PASSED

New Business

First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the General Fund Budget for the Purpose of Purchasing SCBA Equipment for the Fire Department; Providing for Severability; Providing for Publication; and Providing an Effective Date.

MOTION WAS MADE BY Council Member Smith to approve the above captioned ordinance, 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

NAYS: None 0

MOTION PASSED

First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the Airpark Fund Budget for the Purpose of the Demolition and/or Asbestos Abatement of Several Structures on the Airpark; Providing for Severability; Providing for Publication; and Providing and Effective Date.

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

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

NAYS: None **0**

MOTION PASSED

First Reading of a Resolution Determining that an Area of the City Contains Conditions Which are Detrimental to the Public Health, Safety, and Welfare of the Community and Constitutes a Slum/Blighted Area; and Providing an Effective Date

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

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

NAYS: None **0**

MOTION PASSED

First Reading of a Resolution Authorizing the Submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the Downtown Revitalization Program Fund; and Authorizing the Mayor to Act as the City's Authorized Representative in all Matters Pertaining to the City's Participation in the Texas Community Development Block Grant Program; and Providing an Effective Date

MOTION WAS MADE BY Council Member Tompkins to approve the above captioned resolution by amending the amount of the City's matching funds from \$17,500 to \$50,000, seconded by Council Member Smith.

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

NAYS: None **0**

MOTION PASSED

Consideration and Possible Action to Approve an Amendment to the Big Spring Economic Development Corporation 2023-2024 Annual Budget for Land Sale, Land Purchase and Infrastructure Development

MOTION WAS MADE BY Council Member Tompkins to approve the above captioned Big Spring Economic Development Corporation budget amendment, seconded by Council Member Smith.

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

NAYS: None **0**

MOTION PASSED

Consideration and Possible Action to Approve a Contract with Emergifire and Authorizing the City Manager or His Designee to Negotiate, Conclude, and Execute any Necessary Documents

MOTION WAS MADE BY Council Member Smith to approve the above captioned contract, 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**

NAYS: None 0

MOTION PASSED

Consideration and Possible Action to Approve an Interlocal Cooperation Contract (Failure to Appear Program) with Texas Department of Public Safety and Authorize the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member McDonald to approve the above captioned contract, 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**

NAYS: None 0

MOTION PASSED

Discussion and Possible Action for Demolition and Asbestos Abatement on the Texas Building

MOTION WAS MADE BY Mayor Moore directing the City staff to get bids for asbestos removal on the Texas Building, seconded by Council Member Tompkins.

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

NAYS: None 0

MOTION PASSED

Discussion Regarding the Eligibility for Committee Membership for the Aviation Advisory Board, Planning and Zoning Commission, Convention and Visitors Bureau Board, Board of Adjustments and Appeals, Zoning Board of Adjustment, and Big Spring Economic Development Corporation Board of Directors, and Other Boards and Committees. Discussion only, No Action.

Council Member Yanez had some questions presented to her regarding the eligibility for board and committee members. Andrew Hagen, City Attorney, briefly stated that the State Law does not require a residence requirement but the City has an ordinance with some requirements which are as follows; Must be 18

years or older; be a registered voter in Howard County; live in the district in which a Council Member appoints them to, or by owning 50% or more of a business and pays property taxes, or being a holder of water service in said district; may not serve on more than one board at the same time; may not be a current City Council Member; and may not be related to any current City Council Member. No action was taken on this item.

Consideration and Possible Action to Form and Appoint the Charter Review Committee with the Intent of Reviewing and Recommending Amendments to the Charter of the City of Big Spring Pursuant to the Article XIII of the Charter

Mayor Pro Tem Ornelas explained that he has been approached by several citizens to put the above captioned item on the agenda and that state law allows a city to change its current charter every two years.

MOTION WAS MADE BY Mayor Pro Tem Ornelas to appoint a charter review committee, seconded by Council Member Yanez.

YEAS: Mayor Pro Tem Ornelas, Council Member Yanez, Council Member Tompkins 3

NAYS: Mayor Moore, Council Member McDonald, Council Member Smith 3

MOTION FAILED

Council Input

Input

There was no Council input at this time.

Executive Session

Adjourn into Executive Session in Accordance with the Purposes Permitted by the Open Meetings Act, Section 551.072 Texas Government Code, "Deliberation Regarding Real Property; Closed Meeting," to Deliberate the Purchase, Exchange, Lease, or Value of Real Property when Deliberation in an Open Meeting Would Have a Detrimental Effect on the Position of the Governmental Body in Negotiations with a Third Person.

The above captioned executive session will be moved to the next City Council meeting.

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 Potential Litigation.

MOTION WAS MADE BY Mayor Moore to adjourn into the above captioned executive session at 7:10 p.m., seconded by Council Member Tompkins.

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

Smith
NAYS: None

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MOTION PASSED

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

City Council reconvened into open session at 7:28 p.m.

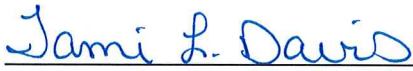
Adjourn

Mayor Moore adjourned the City Council meeting at 7:29 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary