

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, April 9, 2024, with the following members present in person:

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

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
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

Walter McCall, Vincent Baptist 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 regarding a complaint against the Police Department and City Staff.

Announcements, Presentations and Public Hearings

MOTION WAS MADE BY Mayor Moore to open the below listed presentations and 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
Tompkins, Council Member Smith**

NAYS: None

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MOTION PASSED

Presentation and Acceptance of the Big Spring Economic Development Corporation's Financial Statement for Year Ended September 30, 2023 by Bolinger, Segar, Gilbert & Moss L.L.P.

Presentation and Acceptance of the Comprehensive Annual Financial Report for Year Ended September 30, 2023 by Bolinger, Segar, Gilbert & Moss L.L.P.

David Copeland with Bolinger, Segar, Gilbert & Moss presented the above captioned Annual Financial Reports for the Big Spring Economic Development Corporation and the City of Big Spring. Councilmembers accepted the above captioned reports. No action was necessary.

Public Hearing Concerning Abatements of Public Nuisances

Each public hearing listed below was presented to the Council with an abatement order and pictures. No comments were made by the public regarding the below listed properties.

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 507 N DOUGLAS, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LT 12 BK 7 BAUER 50X140 712 ACQ 122602 0.161 ACRES – OWNER: ALICIA V BADILLO

MOTION WAS MADE BY Mayor Pro Tem Ornelas to approve the above captioned abatement order for the property of 507 N. Douglas, seconded by Council Member Yanez.

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

NAYS: None

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MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 112 E 13TH, BIG SPRING, TEXAS 79720 – LEGAL
DESCRIPTION: E/2 OF LT 6 & LT 7 BK 8 MCDOWELL HEIGHTS 75X140 225 ACQ
03072016 BLK/TRACT 32 1S 0.241 ACRES – OWNER: EDWARD ASH

MOTION WAS MADE BY Council Member Smith to approve the above captioned abatement order for the property of 112 E. 13th St., seconded by Council Member McDonald.

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

MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1610 W 3RD, BIG SPRING, TEXAS 79720 – LEGAL
DESCRIPTION: PART N/115 OF LT 1 BK 9 BROWN 50X118 449 BLK/TRACT 49
0.132 ACRES – OWNER: ESTHER HUGHES

MOTION WAS MADE BY Council Member McDonald to approve the above captioned abatement order for the property of 1610 W. 3rd St., 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
ABSTAIN: Council Member Hughes 1

MOTION PASSED

MOTION WAS MADE BY Mayor Moore to close the above captioned public hearings, 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
Tompkins, Council Member Smith
NAYS: None 0

MOTION PASSED

City Manager's Report

City Manager's report on the following items:

- Large Item Pickup, District 4 - April 17th
- Seasonal Jobs Open - Aquatic Center, Golf Crs., Parks & Sports Complex
- Blowout at the Bunker

Todd Darden, City Manager, reported on the above captioned items as follows: Large Item Pickup for Dist. 4 will be on April 17, 2024; The above listed seasonal jobs are now open; and the Blowout at the Bunker was a very successful event

Consent Items

Mayor Pro Tem Ornelas and Council Member Tompkins requested a few of the consent items to be voted on separately as follows:

Approval of the City Council Minutes of the Regular Meeting of March 26, 2024.

Acknowledge Receipt of the Convention and Visitors Bureau Board Minutes for the Regular Meeting of February 21, 2024

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

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

NAYS: None 0

ABSTAIN: Mayor Pro Tem Ornelas 1

MOTION PASSED

Final Reading of an Ordinance Amending Chapter 46 of the Big Spring City Code Entitled "Streets, Sidewalks and Other Public Places," Article V "Street Names and Building Numbers," Division 2 "Renaming Streets" Section 46-235 by Amending Subsection (c) to Summarily Deny Repetitive Street Name Petitions for Two Years after City Council Denies the Same Requested Change; Amending Subsection (d) to Clarify that a Street Name Change Petition that Fails Cannot be Reconsidered Unless a New Petition is Submitted; Providing for 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

MOTION WAS MADE BY Council Member Tompkins to amend the ordinance by a one (1) year period instead of a two (2) year period, seconded by Council Member Hughes.

YEAS: Council Member Hughes, Council Member Tompkins, Council Member Smith 3

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

MOTION FAILED

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

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

7

NAYS:0

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MOTION PASSED

Final Reading of an Ordinance Amending Chapter 2, Section 2-57 of the Big Spring City Code by Establishing Classifications and Number of Positions for the Fire Department Pursuant to Section 143.021, Texas Local Government Code; Providing for Repeal of Conflicting Ordinance; Providing a Severability Clause; Finding and Determining that the Meeting at Which the Ordinance was Discussed were Open to the Public as Required by Law; Providing for Publication; and Providing for an Effective Date

After a brief discussion,

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

YEAS: Mayor Moore, Council Member McDonald, Council Member Tompkins, 4 Council Member Smith

NAYS: Mayor Pro Tem Ornelas, Council Member Yanez, Council Member Hughes

3

MOTION PASSED

Final Reading of an Ordinance Establishing the Fire Department Pay Scale Effective April 14, 2024, in Accordance with Chapter 143 of the Texas Local Government Code; Providing for the Repeal of Ordinances in Conflict Herewith; and Providing for an Effective Date.

Final Reading of an Ordinance Establishing the Pay Schedule for Classified Positions Within the Police Department Effective April 14, 2024; Providing for Repeal of Ordinances in Conflict Herewith; and Providing for an Effective Date

Final Reading of a Resolution Authorizing the Police Chief to Execute on Behalf of Said City, Education Reimbursement Agreements with New or Recently Hired Employees Who have Paid for Their Own Police Academy Tuition and Fees and Received Certification as a Result; and Requiring that the Employee Reimburse the City for Such Payments if He or She Voluntarily Terminates Employment Prior to the Completion of Three Years of Employment

Final Reading of a Resolution Authorizing the Fire Chief to Execute on Behalf of Said City, Education Reimbursement Agreements with New or Recently Hired Employees

Who have Paid for Their Own Fire Academy Tuition and Fees and Received Certification as a Result; and Requiring that the Employee Reimburse the City for Such Payments if He or She Voluntarily Terminates Employment Prior to the Completion of Three Years of Employment

Final Reading of a Resolution Authorizing the Fire Chief to Execute on Behalf of Said City, Education Reimbursement Agreements with New or Recently Hired Employees who Have Paid for Their Own Emergency Medical Technician (EMT) Training Tuition and Fees and Received Certification as a Result; and Requiring that the Employee Reimburse the City for Such Payments if He or She Voluntarily Terminates Employment Prior to the Completion of Three Years of Employment

Final Reading of a Resolution Authorizing the City Manager to Execute on Behalf of Said City, Relocation Incentive Agreements with Newly Hired Police and Fire Recruits and Requiring that the Employee Reimburse the City of Such Payments and Collection Costs if He or She Voluntarily Terminates Employment Prior to the Completion of Three Years of Employment

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

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

NAYS: None 0

MOTION PASSED

Vouchers

Vouchers for 03/28/24 \$ 1,079,565.15

Council Member Hughes reviewed the above captioned vouchers.

MOTION WAS MADE BY Council Member Hughes 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
Tompkins, Council Member Smith**

NAYS: None 0

MOTION PASSED

Vouchers for 04/04/24 \$ 621,154.77

Council Member McDonald reviewed the above captioned vouchers.

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

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

Tompkins, Council Member Smith
NAYS: None

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MOTION PASSED

Bids

Consideration and Possible Action on Awarding a Bid for the Lead Service Line Inventory Project and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes awarding the above captioned bid to Core & Main in the amount of \$395,880.00, seconded by Council Member Tompkins.

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

NAYS: None
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MOTION PASSED

Consideration and Possible Action to Award a Contract for Engineering and Design Services to Include Construction Administration for Airport Striping and Marking and Future Scope Projects at McMahon-Wrinkle Airport and Authorizing the City Manager or his Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes awarding the above captioned contract to Woolpert Inc., seconded by Council Member Smith

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

NAYS: None
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MOTION PASSED

New Business

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

City Council acknowledged receipt of the above captioned claims report.

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 Subscribing to Software that will Ensure Compliance with GASB 87 and 96, for the Management of Leases and Software Subscriptions; 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 Council Member Smith.

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

NAYS: None 0

MOTION PASSED

First Reading of an Ordinance Amending Chapter 36 of the Big Spring City Code "Nuisances," Article IV "Abandoned, Inoperative Or Junked Motor Vehicles" to Define as Nuisances Junked Trailers and Junked RV Trailers, and to Abate Them as Junked Vehicles; Providing for 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.

After a brief discussion, no motion was made for the above captioned ordinance. The ordinance dies due to a lack of motion.

Consideration and Possible Action to Amend City Contract C 103-2023 with ABS Winds USA LLC for Building 75 and Associated Acreage at McMahon-Wrinkle Airport and Authorizing the City Manager or His Designee to Execute any Necessary Documents

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

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

NAYS: None 0

MOTION PASSED

Consideration and Possible Action on a Consultant Agreement with Corral Environmental Consulting, L.L.C. for the Following Projects: Asbestos Abatement on the Old Texan Building and Asbestos Abatement & Demolition on the Industrial Park Building #42

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

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

NAYS: None 0

MOTION PASSED

Council Input

Input

Mayor Pro Tem Ornelas reminded everyone that early voting starts on April 22nd for the City Council General Election and encouraged citizens to vote
Council Member Yanez asked if the city website could be updated regarding rentals

Mayor Moore announced where the early voting will be held and also each location of the voting centers on Election Day May 4, 2024

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.

Mayor Moore adjourned into executive session at 7:01 p.m.

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

Mayor Moore reconvened into open session at 7:29 p.m. No action was taken.

Adjourn

Mayor Moore adjourned the City Council meeting at 7:32 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary