

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, September 10, 2024, with the following members present in person:

MAYOR PRO TEM TROY TOMPKINS
COUNCIL MEMBER HOMER WILKERSON
COUNCIL MEMBER DIANE YANEZ
MAYOR ROBERT MOORE
COUNCIL MEMBER DANIEL MORENO
COUNCIL MEMBER NICK ORNELAS
COUNCIL MEMBER CODY HUGHES

Same and constituting a quorum, for which four Council Members 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	Fire 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

Don Smith 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 the roach infestation at her apartment complex.

Announcements, Presentations and Public Hearings

Open Public Hearings

MOTION WAS MADE BY Mayor Moore to open the below listed public hearings, seconded by Council Member Wilkerson.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

PUBLIC HEARING - Annual Budget for Fiscal Year 2024-2025

Sandy Smith, Finance Director, explained a few changes to the Annual Budget for Fiscal Year 2024-2025 since the budget work sessions. No comments were made at this time.

PUBLIC HEARING - Proposed Tax Rate for Year 2024

Sandy Smith, Finance Director, explained the proposed tax rate for 2024 is \$0.671465. No comments were made at this time.

PUBLIC HEARING - Regarding a Zone Change Z24-02: General Residential (GR) to Heavy Commercial (HC) for Property 297365, 2201 Old Bankhead Hwy (Old State Highway 80), Which is 2 Acres in SC 32 BK 33 1N 620, City of Big Spring, Howard County Texas

Shane Bowles, Public Works Director, explained the zone change that was approved through the Planning and Zoning Board with only one objection out of nine that were sent out. No comments were made at this time.

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 910 E 15TH, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 6, BLOCK 37, COLE & STRAYHORN SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: B&C STARR, LLC

MOTION WAS MADE BY Mayor Moore to abate the above captioned property (910 E. 15th), seconded by Council Member Hughes.

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

Tompkins, Council Member Moreno
NAYS: None

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MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 501 DONLEY, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 12, BLOCK 16, BOYDSTUN SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: MANUEL ARRIAGA

MOTION WAS MADE BY Council Member Hughes to abate the above captioned property (501 Donley), seconded by Council Member Wilkerson.

YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno
NAYS: None

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MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 910 N RUNNELS, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: SE/4 OF SECTION 42, BLOCK 32, TOWNSHIP 1 NORTH, TRACT 21, WILLIAM B CURRIE SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: THE ESTATE OF TERRENCE YOUNG

MOTION WAS MADE BY Council Member Hughes to abate the above captioned property (910 N. Runnels), seconded by Council Member Yanez.

YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno
NAYS: None

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MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 4110 MUIR, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 6, BLOCK 1, MUIR HEIGHTS SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: MARTIN P. CARRILLO

MOTION WAS MADE BY Council Member Yanez to abate the above captioned property (4110 Muir), seconded by Council Member Hughes.

YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno
NAYS: None

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MOTION PASSED

PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 707 WYOMING, BIG SPRING, TEXAS 79720 – LEGAL

DESCRIPTION: LOT 10, BLOCK 3, BANKS SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: THE ESTATE OF WILL JOHNSON

MOTION WAS MADE BY Mayor Pro Tem Tompkins to abate the above captioned property (707 Wyoming), seconded by Council Member Ornelas.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Close Public Hearings

MOTION WAS MADE BY Mayor Moore to close the above captioned public hearings, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

City Manager's Report

City Manager's report on the following items:

- Update - Large Item Pickup, District 3 - Sept. 18th
- City Wishes to Express our Sincere Condolences to the Family of Battalion Chief Greg McAlister

**Todd Darden, City manager, reported on the above captioned items as follows:
Large item pickup for District 3 will be on September 18, 2024; Expressed the
City's sincere condolences to the family of Battalion Chief Greg McAlister for
their loss and requested a moment of silence.**

Consent Items

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

Final Reading of a Resolution Approving a Negotiated Settlement Between the Executive Committee of Cities Served by Atmos West Texas ("Cities") and Atmos Energy Corp., West Texas Division Regarding the Company's 2024 Rate Review Mechanism Filing; Declaring Existing Rates to be Unreasonable; Adopting Tariffs that Reflect Rate Adjustments Consistent with the Negotiated Settlement; Finding the Rates to be Set by the Attached Settlement Tariffs to be Just and Reasonable and in the Public Interest; Approving an Attachment Establishing a Benchmark for Pensions and

Retiree Medical Benefits; Requiring the Company to Reimburse Cities' Reasonable Ratemaking Expenses; Determining that this Resolution was Passed in Accordance with the Requirements of the Texas Open Meetings Act; Adopting a Savings Clause; Declaring an Effective Date; and Requiring Delivery of this Resolution to the Company and the Cities' Legal Counsel

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

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Vouchers

Vouchers for 08/29/24 \$ 336,692.60

The above listed vouchers were not approved at this meeting and will be moved to the next council meeting on September 24, 2024.

Vouchers for 09/05/24 \$ 440,237.41

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 Yanez.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Bids

Consideration and Possible Action on Awarding a Bid for the Asbestos Abatement and Demolition of the Control Tower located at McMahon-Wrinkle Airport 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 Advanced Environmental in the amount of \$85,000.00, seconded by Mayor Pro Tem Tompkins.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Consideration and Possible Action on Awarding a Bid for the Construction of ADA Compliant Sidewalks for the New Playground at Comanche Trail Park 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 Quality Concrete in the amount of \$26,000.00, seconded by Council Member Wilkerson.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Consideration and Possible Action on Awarding Annual Bids and Authorizing the City Manager or His Designee to Execute any Necessary Documents as Follows:

MOTION WAS MADE BY Mayor Pro Tem Tompkins to award the below listed annual bids, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Aluminum Sulfate

Awarded to Chameleon Industries, Inc. in the amount of \$225,000.00.

Anhydrous Ammonia

Awarded to PVS DX Inc. in the amount of \$90,000.00.

Liquid Chlorine

Awarded to PVS DX Inc. in the amount of \$318,370.00.

Polymer

Awarded to Polydyne Inc. in the amount of \$71,600.00.

Sodium Hydroxide

Awarded to Univar Solutions in the amount of \$18,090.00.

Sulfur Dioxide

Awarded to PVS DX Inc. in the amount of \$45,000.00.

Valves & Fittings

Awarded to Core and Main in the amount of \$672,577.89.

Sodium Permanganate

Awarded to Chemrite Inc. in the amount \$144,060.00.

New Business

Consideration and Possible Action Regarding the Big Spring Economic Development Corporation's Annual Budget for 2024-2025

MOTION WAS MADE BY Mayor Moore to approve the above captioned budget with the following exceptions: Teresa Morris pay raise-5% for receiving certification and 5% cost of living; Mark Willis pay raise - 5% cost of living; and reducing the Property Improvements from \$60,000 to \$25,000, seconded by Council Member Yanez.

YEAS: Mayor Moore, Council Member Yanez, Council Member Hughes, 5

Council Member Wilkerson, Council Member Moreno

NAYS: Council Member Ornelas, Mayor Pro Tem Tompkins 2

MOTION PASSED

First Reading of an Ordinance Approving and Adopting an Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2024 and Ending September 30, 2025; Providing for Severability; and Providing an Effective Date

MOTION WAS MADE BY Mayor Moore to approve the above captioned ordinance on the annual budget with the exception of the CVB budget, seconded by Council Member Hughes.

YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7

Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem

Tompkins, Council Member Moreno

NAYS: None 0

MOTION PASSED

MOTION WAS MADE BY Council Member Hughes to approve the CVB budget as part of the above captioned ordinance on the annual budget, seconded by Council Member Nick Ornelas.

YEAS: Council Member Ornelas, Council Member Yanez, Council Member 6

Hughes, Council Member Wilkerson, Council Member Tompkins, Council Member Moreno

NAYS:0 0

ABSTAINED: Mayor Moore 1

MOTION PASSED

First Reading of an Ordinance Fixing and Levying Municipal Ad Valorem Taxes for Said City for the Year 2024 ; Directing the Assessment and Collection Thereof; Providing for Severability; and Establishing an Effective Date

"I Move that the Property Tax Rate be Increased by the Adoption of a Tax Rate of \$0.671465 per \$100 Taxable Assessed Valuation, Which is Effectively a 5.57% Increase in the Tax Rate."

MOTION WAS MADE BY Council Member Ornelas to approve the above captioned ordinance by moving that the property tax rate be increased by the adoption of a tax rate of \$0.671465 per \$100 taxable assessed valuation, which is effectively 5.57 % increase in the tax rate, seconded by Council Member Hughes.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

First Reading of an Ordinance Ratifying the Property Tax Increase Reflected in the Fiscal Year 2024-2025 Budget that Will Require Raising More Revenue from Property Taxes than in the Prior Fiscal Year 2023-2024 Budget

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

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

First Reading of an Ordinance Authorizing Z24-02 and Amending the Big Spring Zoning Ordinance by Rezoning Approximately 2 Acres Out of 2201 Old Bankhead Highway, Section 32, Block 33, City of Big Spring, Howard County, Texas from General Residential to Heavy Commercial; Providing for 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 Ornelas to approve the above captioned ordinance, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno**

NAYS: None 0

MOTION PASSED

Boards and Committees

Consideration and Possible Action on the Below Listed Boards & Committees Regarding Expired Terms as of 9/30/24 & Vacancies:

MOTION WAS MADE BY Council Member Hughes approving to ratify the current members listed below and extend their term for another three years and moving

Jan Hansen from the Zoning Board of Adjustments-Alternate to the Planning and Zoning Commission, seconded by Mayor Pro Tem Tompkins.

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

Tompkins, Council Member Moreno

NAYS: None 0

MOTION PASSED

McMahon/Wrinkle Aviation Advisory Board

Dist. 2 - Adriel Saldivar, Current Member

Dist. 3 - No Current Member

Dist. 4 - Shane Schaffner, Current Member

Dist. 6 - Steven Boatenhamer, Current Member

Board of Adjustments & Appeals

Dist. 1 - No Current Member

Dist. 2 - Rosie Franco - Current Member

Dist. 3 - No Current Member

Dist. 4 - No Current Member

Dist. 5 - No Current Member

Dist. 6 - No Current Member

Planning & Zoning Commission

Dist. 2 - TJ Stewart, Current Member

Dist. 4 - No Current Member

Dist. 6 - No Current Member

Zoning Board of Adjustments

Dist. 2 - Julie Ramirez, Current Member

Dist. 4 - No Current Member

Dist. 6 - Mark Sheedy, Current Member

Zoning Board of Adjustments - Alternates

Dist. 2 - Jose Olivias, Current Member

Dist. 3 - No Current Member

Dist. 4 - Jan Hansen, Current Member

Dist. 5 - No Current Member

Dist. 6 - April Gutierrez, Current Member

Mayor - No Current Member

Animal Rescue & Adoption Committee

Dist. 2 - Julia Hartman, Current Member

Dist. 3 - No Current Member

Dist. 4 - Jeff Lane, Current Member

Dist. 6 - No Current Member

Big Spring Economic Development Corporation

Dist. 2 - Anna Scott, Current Member

Dist. 3 - No Current Member

Dist. 6 - Kevin Armstrong, Current Member

Council Input

Input

There was no Council input at this time.

Executive Session

MOTION WAS MADE BY Mayor Moore to postpone the below listed executive sessions to the next City Council meeting, seconded by Council Member Ornelas.

**YEAS: Mayor Moore, Council Member Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member Wilkerson, Mayor Pro Tem
Tompkins, Council Member Moreno
NAYS: None 0**

MOTION PASSED

ADJOURN into Executive Session in Matters Covered by Section 551.074, Texas Government Code, "Personnel Matters; Closed Meeting" to Deliberate the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline or Dismissal of the following:

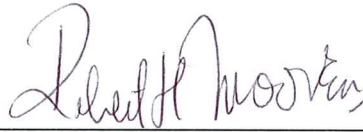
City Attorney
City Manager
Municipal Judge

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.

Reconvene into Open Session and Take Any Necessary Action Regarding the Executive Sessions.

Adjourn

Mayor Moore adjourned the City Council meeting at 6:43 p.m.



Robert H. Moore III, Mayor

ATTEST:



Tami L. Davis, City Secretary