

STATE OF TEXAS :  
COUNTY OF HOWARD :  
CITY OF BIG SPRING :

The City Council of the City of Big Spring, Texas, met in a regular meeting in the City Council Chambers located at 307 E. 4<sup>th</sup> St., Big Spring, Texas, at 5:30 p.m., February 09, 2021, with the following members present in person:

SHANNON THOMASON	Mayor
DOUG HARTMAN	Mayor Pro Tem
NICK ORNELAS	Councilmember
CODY HUGHES	Councilmember
GLORIA MCDONALD	Councilmember

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
CRAIG FERGUSON	Fire Chief
SHANE BOWLES	Public Works Director
HAYLEY HERRERA	Community Services Director
JIM LITTLE	Airpark Director
TAMI DAVIS	Interim City Secretary
TIM GREEN	Municipal Judge

## **INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Thomason gave the invocation and led the Pledge of Allegiance to the American and Texas Flags.

## **PUBLIC COMMENT**

No comments were made at this time.

## **ANNOUNCEMENTS, PRESENTATIONS AND PUBLIC HEARINGS**

### **PRESENTATION TO CITY EMPLOYEES OF 5 YEARS OF SERVICE**

Mayor Thomason and Todd Darden, City Manager, presented 5 years of service awards to the following employees:

Gabriel Morales, Kaleb McAdams, Jeremiah Simmons, Chas Westbrook, Charles Moncrief, Stetson Word, Alberto Belez, Chad Hennesay, Charles Hale, Cpl. David Sousa, John Fisher Jr., Bertha Gonzales, Andriana Olvera, George Brown, Ismail Martinez and Thomas Olague Jr.

## **CITY MANAGER’S REPORT**

Todd Darden, City Manager, gave an update on the following:

- Large Item Pickup for District 2
- Presidents Day Holiday on February 15, 2021
- Water Line Replacement on Goliad
- TxDOT Update
- Body Cams for the Police Department
- COVID-19 Update with Dr. Ahmed

## **CONSENT ITEMS**

APPROVAL OF THE CITY COUNCIL MINUTES OF THE REGULAR MEETING OF JANUARY 26, 2021 AND SPECIAL MEETING OF FEBRUARY 2, 2021

ACKNOWLEDGE RECEIPT OF THE BIG SPRING McMAHON-WRINKLE AIRPORT DEVELOPMENT BOARD MINUTES OF THE SPECIAL MEETING OF OCTOBER 22, 2020 AND SPECIAL MEETING OF DECEMBER 17, 2020

FINAL READING OF AN ORDINANCE AMENDING CHAPTER 32 OF THE BIG SPRING CITY CODE ENTITLED “LICENSE, TAXATION, AND MISCELLANEOUS BUSINESS REGULATIONS” BY ADDING A NEW ARTICLE VI ENTITLED “COMMERCIAL FILMING REGULATION” IN ORDER TO ESTABLISH GUIDELINES FOR THE USE OF CITY-OWNED PROPERTY IN ALL TYPES OF MOTION PICTURE PRODUCTION; REQUIRING A PERMIT AND ESTABLISHING FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AMENDING CHAPTER 12 OF THE BIG SPRING CITY CODE ENTITLED “BUILDING AND BUILDING REGULATIONS” BY ADDING A NEW ARTICLE V ENTITLED “MANUFACTURED HOUSING AND MOBILE HOMES” IN ORDER TO ESTABLISH LIMITED, FORWARD-LOOKING REGULATIONS FOR MANUFACTURED HOMES AND MOBILE HOMES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AMENDING CHAPTER 2 ENTITLED “ADMINISTRATION,” ARTICLE 3 “OFFICERS AND EMPLOYEES,” BY ADDING A NEW SECTION 2-58 ENTITLED “FINANCE DIRECTOR” IN ORDER TO CLEARLY DEFINE THE DUTIES AND RESPONSIBILITIES OF THE POSITION AND RENDER THE POSITION INDEPENDENT FROM THAT OF THE CITY SECRETARY; AMENDING CHAPTER 32 ENTITLED “LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS,” ARTICLE II “TAXATION” BY REPEALING SECTION 32-27 “DUTIES

OF THE CITY TAX ASSESSOR AND COLLECTOR” AND RESERVING THE SECTION FOR FUTURE USE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF A RESOLUTION OF THE CITY COUNCIL AUTHORIZING ACCOUNT SIGNATORIES; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING ORDINANCE NUMBER 029-2020 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021 BY INCREASING THE CABLE FRANCHISE-PEG FUND FOR THE PURCHASE OF AUDIO/VISUAL EQUIPMENT, LIGHTING, AND ELECTRICAL WORK; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Mayor Pro Tem Hartman to approve the above captioned minutes, resolution and ordinances, seconded by Councilmember Ornelas, with all members of the Council present voting “aye.”

**OLD BUSINESS**

**TABLED - FIRST READING OF A RESOLUTION AMENDING THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION BY AMENDING THE TITLE OF ARTICLE VI ENTITLED “DIRECTORS” TO “DIRECTORS, OFFICERS, AND EMPLOYEES”; AND AMENDING THE NUMBER OF DIRECTORS; MANNER OF APPOINTMENT OF DIRECTORS AND OFFICERS; AND LIMITING THE NUMBER OF EMPLOYEES; AND ADDING A NEW ARTICLE VIII ENTITLED “CONDUCT OF BUSINESS, GENERALLY” THAT PROVIDES FOR THE CONDUCT OF DIRECTORS AND EMPLOYEES CONCERNING CONTRACTS, LOBBYING, AND AMENDMENT OF THE ARTICLES OF INCORPORATION WITHOUT PRIOR AUTHORIZATION OF COUNCIL; AND PROVIDING AN EFFECTIVE DATE**

Council left the above captioned resolution on the table.

**VOUCHERS**

Councilmember McDonald reviewed the following vouchers:

VOUCHERS FOR 01/28/2021	\$	761,557.90
VOUCHERS FOR 02/04/2021	\$	293,715.40

Motion was made by Councilmember McDonald to approve the above captioned vouchers, seconded by Councilmember Hughes, with all members of the Council present voting “aye.”

## **NEW BUSINESS**

**ACKNOWLEDGE RECEIPT OF THE CONVENTION AND VISITORS BUREAU COMMITTEE MINUTES OF THE REGULAR MEETING OF OCTOBER 7, 2020 AND THE REGULAR MEETING OF JANUARY 13, 2021**

All members of the Council present acknowledge receipt of the above captioned minutes.

**APPOINTMENT TO THE AIRPARK DEVELOPMENT BOARD OF DIRECTORS – ONE OPENING**

Motion was made by Councilmember McDonald to appoint Joseph Harrison to the Airpark Development Board of Directors, seconded by Councilmember Ornelas, with all members of the Council present voting “aye.”

**CONSIDERATION AND POSSIBLE ACTION OF A JOINT ELECTION AGREEMENT WITH BIG SPRING INDEPENDENT SCHOOL DISTRICT AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS**

Motion was made by Mayor Thomason to approve the above captioned agreement, seconded by Councilmember Hughes, with all members of the Council present voting “aye.”

**FIRST READING OF AN ORDINANCE AMENDING CHAPTER 32 OF THE BIG SPRING CITY CODE ENTITLED “LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATION,” SECTION 32-58 “DEFINITIONS” TO INCLUDE SHORT-TERM RENTALS AND BED AND BREAKFASTS IN DEFINITION OF HOTEL IN ORDER TO REQUIRE PAYMENT AND COLLECTION OF HOTEL OCCUPANCY TAXES FROM SHORT-TERM RENTALS AND BED AND BREAKFASTS WITHIN THE CITY; AMENDING SECTION 32-63 TO REQUIRE ESTABLISHMENTS SUBJECT TO THE TAX TO REGISTER WITH THE CITY’S CONVENTION AND VISITOR’S BUREAU; AMENDING OTHER SECTIONS TO AUTHORIZE THE CVB DIRECTOR TO COLLECT THE TAX AND PROCESS REGISTRATIONS; PROVIDING FOR A PENALTY OF \$500; AND SUBJECTING COMMERCIAL SHORT-TERM RENTALS TO COMMERCIAL RATES FOR WATER AND SEWER UTILITIES AND TRASH COLLECTION; AND PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

Motion was made by Councilmember McDonald to approve the above captioned ordinance, seconded by Councilmember Hughes, with all members of the Council present voting “aye.”

**FIRST READING OF A RESOLUTION AUTHORIZING AND APPOINTING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM TO SECURE FUNDING FOR DEPARTMENT OPERATIONS/MEDIA DATE MANAGEMENT NETWORK SERVERS; AND PROVIDING AN EFFECTIVE DATE**

Motion was made by Councilmember Hughes to approve the above captioned resolution, seconded by Councilmember Ornelas, with all members of the Council present voting “aye.”

**FIRST READING OF A RESOLUTION AUTHORIZING THE CITY MANAGER OR THE MAYOR TO ENTER INTO A CONTRACT WITH ALLISON, BASS & MAGEE, L.L.P. FOR PROFESSIONAL SERVICES RELATED TO REDISTRICTING FOLLOWING THE 2020 CENSUS; AND PROVIDING AN EFFECTIVE DATE**

Motion was made by Councilmember McDonald to approve the above captioned resolution, seconded by Mayor Thomason, with all members of the Council present voting “aye.”

**CONSIDERATION AND POSSIBLE ACTION REGARDING AN AMENDMENT TO THE LEASE MAINTENANCE AGREEMENT WITH TOSHIBA AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS**

Motion was made by Councilmember McDonald to approve the above captioned agreement, seconded by Councilmember Ornelas, with all members of the Council present voting “aye.”

**COUNCIL INPUT**

Mayor Thomason gave an update on the local COVID-19 cases also asked citizens to “help control the pet population, spay or neuter your pets.”

Councilmember Ornelas recommended to have a COVID-19 update from Dr. Ahmed on the agenda at least once a month.

Councilmember Hartman reminded citizens in District 2 on the large item pickup.

**EXECUTIVE SESSION**

**ADJOURN INTO EXECUTIVE SESSION WITH THE EXECUTIVE DIRECTOR OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION UNDER THE PROVISIONS OF TITLE 5, TEXAS GOVERNMENT CODE, SECTION 551.087 REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS.**

Motion was made by Councilmember Hughes to adjourn into the above captioned executive sessions at 6:29 p.m., seconded by Councilmember Ornelas, with all members of the Council present voting “aye.”

**RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTION AS DEEMED APPROPRIATE IN THE CITY COUNCIL’S DISCRETION REGARDING THE ECONOMIC DEVELOPMENT NEGOTIATIONS AT 7:35 P.M.**

Motion was made by Councilmember Hughes to authorize the Mayor to negotiate and the City Attorney to author an economic development agreement between the City of Big Spring and Corolla Capital Partners LLC, seconded by Councilmember McDonald, with all members of the Council present voting "aye."

**ADJOURN**

Mayor Thomason adjourned the meeting at 7:36 p.m.



Shannon D. Thomason, Mayor

ATTEST:



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Tami L. Davis, Interim City Secretary